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March 3, 2015

TO: PLANHOLDERS

SUBJECT: PIER 4 PHASE 1 REMOVAL ACTION
PROJECT NO. 091452
CONTRACT NO. 069982

ADDENDUM NUMBER THREE

This addendum is issued to amend the following:

BIDDING DOCUMENTS

A. 00 45 13 – RESPONSIBILITY CRITERIA

1. **DELETE** and **REPLACE** the issued Section 00 45 13 with the attached, revised Section 00 45 13 – Responsibility Criteria (Attachment A). Pages 9 and 10 have been revised.

Receipt for this addendum shall be indicated in the space provided in Section 00 41 00, Bid Form.

END OF SECTION

ATTACHMENT A – Revised Section 00 45 13 – Responsibility Criteria

The low responsive Bidder shall be required to complete this Responsibility Detail Form as specified in Section 00 21 00 – Instructions to Bidders. **This completed Responsibility Detail Form shall be submitted electronically (pdf) via email to the Contact(s) identified in the Low Responsive Bidder Selection Notification. THIS IS NOT TO BE SUBMITTED WITH A BID.**

Bidder's Company Name: _____

For the below Mandatory Bidder Responsibility Criteria, please check the appropriate box.

1.0 MANDATORY BIDDER RESPONSIBILITY CRITERIA

A. The Bidder shall meet the following mandatory responsibility criteria as described in RCW 39.04.350(1). The Bidder shall be rejected as not responsible if any answer to questions 1 through 5 is "No" or any answer to questions 6 through 8 is "Yes".

1. Does the Bidder have a Certificate of Registration in compliance with RCW 18.27?
☐ Yes ☐ No
2. Does the Bidder have a current Washington State Unified Business Identifier number?
☐ Yes ☐ No
3. Does the Bidder have Industrial Insurance Coverage for the Bidder's employees working in Washington State as required in RCW 51?
☐ Yes ☐ No
4. Does the Bidder have an Employment Security Department number as required in RCW 50?
☐ Yes ☐ No
5. Does the Bidder have a Washington State Excise Tax Registration number as required in RCW 82?
☐ Yes ☐ No
6. Has the Bidder been disqualified from bidding on any public works project under RCW 39.06.010 or 39.12.065(3)?
☐ Yes ☐ No
7. Has the Bidder violated RCW 39.04.370 more than one time as determined by the Washington State Department of Labor and Industries?
☐ Yes ☐ No
8. Has the Bidder ever been found to be out of compliance with Apprenticeship Utilization requirements of RCW 39.04.320?
☐ Yes ☐ No

If any answer to questions 1 through 5 is "No" or any answer to questions 6 through 8 is "Yes" - STOP HERE and contact the Contract Administrator. The Bidder is not responsible for this Work. Otherwise proceed to 1.1. Provide attached to this completed form documentation to confirm responsibility criteria.

For remaining criteria below, check or fill-out the appropriate box. Based upon the answer provided by the Bidder, the Port may request additional information or seek further explanation. As needed, provide backup documentation for any explanations listed below.

1.1 CONTRACT AND REGULATORY HISTORY

A. The Port will evaluate whether the Bidder's contract and regulatory history demonstrates an acceptable record of past project performance and consistent responsibility. The Bidder shall answer the following questions. The Bidder may be rejected as not responsible if any answer to questions 1 through 5 below is "Yes".

1. Has the Bidder had a contract terminated for cause or default, in the last 5 years?

☐Yes ☐No **If YES, explain below.**

2. Has the Bidder required a Surety to take over all, or a portion of, a project to cure or respond to an asserted default or material breach of contract on the part of the Bidder on any public works project, in the last 5 years?

☐Yes ☐No **If YES, explain below.**

3. Have the Bidder and major Sub-Bidders been in bankruptcy, reorganization and/or receivership on any public works project, in the last 5 years?

☐Yes ☐No **If YES, explain below.**

4. Have the Bidder and major Sub-Bidders been disqualified by any state or local agency from being awarded and/or participating on any public works project, in the last 5 years?

☐Yes ☐No **If YES, explain below.**

5. Are the Bidder and major Sub-Bidders currently a party to a formal dispute resolution process with the Port—i.e., a pending mediation, arbitration or litigation.

☐Yes ☐No **If YES, explain below.**

1.2 ACCIDENT/INJURY EXPERIENCE

- A. The Port will evaluate the Bidder's accident/injury Experience Modification Factor ("EMF") from the Washington State Department of Labor and Industries to assess whether the Bidder has an acceptable safety record preventing personal injuries on projects.
- B. List the Bidder's accident/injury EMF for the last five (5) years. An experience factor is calculated annually by the Washington State Department of Labor and Industries.

Year	Effective Year	Experience Factor
1		
2		
3		
4		
5		

If the Bidder has received an EMF of greater than 1.0 for any year, explain the cause(s) of the designation and what remedial steps were taken to correct the EMF. The Bidder may be rejected as not responsible if the Bidder's EMF is greater than 1.0 and sufficient remedial steps have not been implemented.

1.3 WORK PERFORMED BY BIDDER

- A. The Bidder shall state the amount of the Contract Work, as an equivalent to the Total Bid Price, excluding taxes, insurance and bonding, the Bidder will execute with its own forces.

_____ %

1.4 PROJECT EXAMPLE SHEETS

- A. As part of completing this Responsibility Detail Form, the Bidder shall be required to complete the following Project Example Sheets. The Bidder shall provide one project example sheet for each project submitted.
- B. If necessary, the Bidder shall print the appropriate number of additional Project Example Sheets in order to satisfy the project information requirements.**
- C. The Bidder's failure to provide the required project information may result in a determination of the Bidder being declared non-responsible by the Port.
- D. The Bidder shall submit it's completed Project Example Sheets with this **SIGNED** Responsibility Detail Form electronically (PDF) via email to the Contact(s) noted on the Low Responsive Bidder Selection Notification.

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Responsibility Certification Form

The Low responsive Bidder shall complete the Responsibility Detail Form, attach all Project Example Sheets and submit to the Port within 24 hours following receipt of the Low, Responsive Bidder Selection Notification. All forms shall be submitted electronically (PDF) via email to the contact(s) listed on the Selection Notice. Note, the same project may be used to demonstrate experience across multiple categories if applicable.

By completing and signing this Responsibility Detail Form, the Bidder is certifying that the information contained within the form, the Project Example Sheets and any additional information requested by the Port is true and complete. The Bidder's failure to disclose the required information or the submittal of false or misleading information may result in the rejection of the Bidder's bid, revocation of award or contract termination.

The information provided herein is true and complete.	
<div>Signature of Authorized Representative</div>	<div>Date</div>
<div>Print Name and Title</div>	

PROJECT: PIER 4 PHASE 1 REMOVAL ACTION

PROJECT SPECIFIC EXAMPLE FOR : DREDGING OF CONTAMINATED MATERIAL

BIDDER'S NAME: _____

Statement of Criteria:

The Bidder and/or subcontractors shall demonstrate that the firm(s) responsible for performing **Dredging of Contaminated Material** has past experience in performing at least 2 construction project(s), as a prime or subcontractor, within the United States, where the work was substantially completed within the last 10 years, where the total price of the contaminated dredging work for each identified project was at least \$100,000. Such project experience shall meet the following requirements:

1. Performing permit compliant work within waterways, streams or rivers (i.e. without violation of state Water Quality Standards for turbidity).
2. Performing contaminated dredging exceeding a total of 5,000 cubic yards.

For each identified project the Bidder shall provide project examples which demonstrate their, or their sub-Bidder's, experience and competence with each of the identified criteria.

Bidder Project Information	
Project Name:	
Project Summary:	
Scope of work performed:	
Owner's Name:	Owner's Telephone Number:
Owner's Project Manager's Name (or person who can verify experience)	Owner's Project Manager Telephone Number:
Owner's Project Manager's Email:	Substantial Completion Date:
	Contract Price (at Final Acceptance):
Architect/Engineer Name (if applicable):	Architect/Engineer Telephone Number (if applicable):
Name of additional reference (if applicable):	Telephone Number of additional reference (if applicable):

Project Detail Information	Yes	No
For each of the criteria identified below, please check the appropriate box. If your answer is "No", the Port may request additional information regarding the Bidder's response or reject the Bidder as being not responsible.		
Were you the prime contractor for the project?	<input type="checkbox"/>	<input type="checkbox"/>
Did you manage and coordinate the dredging activity on the project site for the project?	<input type="checkbox"/>	<input type="checkbox"/>
Was the work performed on schedule (original schedule plus any time extensions)?	<input type="checkbox"/>	<input type="checkbox"/>
Did you have any violations of WA State Water Quality Standards for turbidity during the work?	<input type="checkbox"/>	<input type="checkbox"/>
Did you comply with permits and/or agreed orders on this project?	<input type="checkbox"/>	<input type="checkbox"/>
Did you dredge >5000 cubic yards of contaminated material for this project?	<input type="checkbox"/>	<input type="checkbox"/>

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PROJECT SPECIFIC EXAMPLE FOR : TRANSLOADING CONTAMINATED MATERIAL

BIDDER'S NAME: _____

Statement of Criteria:

The Bidder and/or subcontractors shall demonstrate that the firm(s) responsible for performing **Transloading of Contaminated Material** has past experience in performing at least 2 construction project(s), as a prime or subcontractor, within the United States, where the work was substantially completed within the last 10 years, where the total price of the in-water work for each identified project was at least \$100,000. Such project experience shall meet the following requirements:

1. Performing permit compliant transfer of contaminated dredge material from barges to upland for processing and delivery to upland disposal site exceeding a total of 1,000 cubic yards (i.e. without violation of state Water Quality Standards for turbidity).
2. Performing permit compliant transfer of contaminated water from barges to upland for treatment or processing for disposal exceeding a total of 100,000 gallons.

For each identified project the Bidder shall provide project examples which demonstrate their, or their sub-Bidder's, experience and competence with each of the identified criteria.

Bidder Project Information	
Project Name:	
Project Summary:	
Scope of work performed:	
Project Owner's Name:	Owner's Telephone Number:
General Contractor's Name:	General Contractor's Telephone Number:
Project Manager's Name (or person who can verify experience)	Project Manager Telephone Number:
Project Manager's Email:	Substantial Completion Date of in-water Work:
Name of additional reference (if applicable):	Telephone Number of additional reference (if applicable):
	Contract Price for in-water work (at Final Acceptance):

Project Detail Information For each of the criteria identified below, please check the appropriate box. If your answer is "No", the Port may request additional information regarding the Bidder's response or reject the Bidder as being not responsible.	Yes	No
Did you perform the transloading of contaminated material exceeding 1,000 CY on this project?	<input type="checkbox"/>	<input type="checkbox"/>
Did you perform the transloading of contaminated water exceeding 100,000 gallons on this project?	<input type="checkbox"/>	<input type="checkbox"/>
Did you comply with permits for work at the transloading facility?	<input type="checkbox"/>	<input type="checkbox"/>
Did you have any violations of WA State Water Quality Standards for turbidity during the work?	<input type="checkbox"/>	<input type="checkbox"/>

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PROJECT SPECIFIC EXAMPLE FOR : CONTAMINATED WATER TREATMENT

BIDDER'S NAME: _____

Statement of Criteria:

The Bidder and/or sub-Bidder shall demonstrate that the firm responsible for performing the **Contaminated Water Treatment** has past experience in performing at least 2 environmental projects, as a prime or subcontractor, within the United States, that included dredge return water capture, treatment and discharge substantially completed within the last 5 years and where the volume of water treated exceeded 500,000 gallons. Such project experience shall also meet the following special requirements:

1. The water treatment sub-contractor shall have designed, constructed, and operated a minimum of two (2) temporary water treatment systems, including at least one (1) dredge water return treatment project and at least one (1) electrocoagulation system or chemical coagulation system as consistent with bid.

For each identified project, the Bidder shall provide project examples which demonstrate their, or their sub-Bidder's, experience and competence with each of the identified criteria.

Bidder Project Information	
Project Name:	
Project Summary:	
Scope of work performed:	
Project Owner's Name:	Owner's Telephone Number:
General Contractor's Name:	General Contractor's Telephone Number:
Project Manager's Name (or person who can verify experience)	Project Manager Telephone Number:
Project Manager's Email:	Substantial Completion Date of Habitat Enhancement Structure Work: :
Name of additional reference (if applicable):	@Telephone Number of additional reference (if applicable):
Contract Price for Specialty Work (As Awarded):	@Contract Price for @Specialty Work (At Final Acceptance):

Project Detail Information For each of the criteria identified below, please check the appropriate box. If your answer is "No", the Port may request additional information regarding the Bidder's response or reject the Bidder as being not responsible.	Yes	No
Did you design, construct and operate the water treatment system?	<input type="checkbox"/>	<input type="checkbox"/>
Did the treatment system include electrocoagulation <u>or chemical coagulation</u> ?	<input type="checkbox"/>	<input type="checkbox"/>
Did the project include dredge return water?	<input type="checkbox"/>	<input type="checkbox"/>
Did the return water meet water quality standards for turbidity?	<input type="checkbox"/>	<input type="checkbox"/>