

Addendum II Mauldin Road WRRF Metal Storage Building Project

Posting Date: February 18, 2019

In published Request for Bid (RFB) for Metal Storage Building project, please note the following updates:

**Bond Information**

1. **Bid Bond:** Each Bid must be accompanied by a Bid bond prepared on the form of Bid Bond attached hereto, duly executed by the Bidder as principal and having as surety thereon a surety company approved by the Owner, in the amount of five percent (5 %) of the Bid, if the Bid exceeds \$100,000.
  - a. Such Bid bonds will be returned to all except the three lowest responsible Bidders within ten (10) days after the opening of Bids, and the remaining Bid bonds will be returned promptly after the Owner and the accepted Bidder have executed the Contract, or, if no award has been made within ninety (90) days after the date of the opening of Bids, upon demand of the Bidder at any time thereafter, so long as he has not been notified of the acceptance of his Bid.
  - b. The Bid Bond of the successful Bidder will be retained until the Payment Bond and Performance Bond required hereinafter have been executed and approved, after which the Bid Bond will be returned.
  - c. All Bid Bonds, Performance Bonds, and Payment Bonds, Insurance Contracts, and Certificates of Insurance shall be executed by or countersigned by an attorney-in-fact or a South Carolina licensed agent of the surety or insurance company having his place of business in the State of South Carolina. Further, the said surety or insurance company shall be duly licensed and qualified to do business in the State of South Carolina. *Surety companies signing bonds must appear on the Treasury Department's current list (Circular 570, as amended).*
2. **Performance Bond, Payment Bond and Notice to Proceed:** A Performance Bond and Payment Bond, each in the amount of one hundred (100%) percent of the contract price, with corporate surety listed on the Treasury Department's most current list (Circular 570, as amended), approved by the Owner, will be required for the faithful performance of the Contract.
  - a. The Performance Bond shall remain in full effect through the warranty period specified in the Contract Documents.
  - b. Attorneys-in-Fact who sign Bid Bonds or Payment Bonds and Performance Bonds shall be residents of South Carolina and must file with each bond a certified and effective dated copy of their power of attorney.
  - c. The party to whom the contract is awarded will be required to execute the Agreement and obtain a Performance Bond, a Payment Bond and Certificates of Insurance within fifteen (15) calendar days from the date of the Notice of Award.
  - d. The Notice of Award shall be accompanied by the necessary Agreement and Bond forms. In case of failure by the Bidder to execute the Agreement, the Owner may at his option consider the Bidder in default, in which case the Bid Bond accompanying the Bid shall become the property of the Owner.

- e. The Owner, within thirty (30) calendar days of receipt of the required Performance Bond, Payment Bond, Certificates of Insurance and Agreement signed by the party to whom the Agreement was awarded, shall sign the Agreement and return to such party an executed duplicate of the Agreement.
- f. Engineer shall be responsible for verifying the availability and adequacy of the insurance of its subcontractors and/or subconsultants.
- g. Should the Owner not execute the Agreement within such period, the Bidder may, by written Notice, withdraw his signed Agreement. Such notice of withdrawal shall be effective upon receipt of the Notice by Owner.
- h. The Notice to Proceed shall be issued within fifteen (15) calendar days of the execution of the Agreement by the Owner. Should there be reasons why the Notice to Proceed cannot be issued within such period; the time may be extended by mutual agreement between the Owner and Contractor. If the Notice to Proceed has not been issued within the fifteen (15) calendar day period or within the period mutually agreed upon, the Contractor may terminate the Agreement without further liability on the part of either party.  
There are no footings on the existing slab on grade, which is approximately 8 inches thick. The intent is to reuse it as a floor. Therefore, Bidder will need to install appropriate footings that may be needed for his building's design.

Bond forms are posted on ReWa's website:

<https://rewaonline.org/resources/vendor/current-solicitations/>

If you have any questions and/or concerns, please do not hesitate to contact Stephanie Selman [stephanies@re-wa.org](mailto:stephanies@re-wa.org) or Julie Dacus at [julied@re-wa.org](mailto:julied@re-wa.org).