



STATE OF NEW YORK
OFFICE OF GENERAL SERVICES
DESIGN AND CONSTRUCTION GROUP
THE GOVERNOR NELSON A. ROCKEFELLER
EMPIRE STATE PLAZA
ALBANY, NY 12242



ADDENDUM NO. 1 TO PROJECT NO. 44280

**CONSTRUCTION WORK
REPLACE ROOFING SYSTEM
ADMINISTRATION BUILDING No. 21
SING SING CORRECTIONAL FACILITY
354 HUNTER STREET
OSSINING, NY 10562**

February 1, 2012

NOTE: This Addendum forms a part of the Contract Documents. Insert it in the Project Manual. Acknowledge receipt of this Addendum in the space provided on the Bid Form.

SPECIFICATIONS

1. DOCUMENT 000110 TABLE OF CONTENTS: Add 007305 Supplementary Conditions-Liquidated Damages to the Contracting Requirements.
2. DOCUMENT 007305 Supplementary Conditions-Liquidated Damages: Insert the attached document into the Project Manual.
3. DOCUMENT 011000 SUMMARY OF THE WORK:
 - A. Delete 1.02 Physical Completion Date and Add the Following Article:

1.02 SUBSTANTIAL AND PHYSICAL COMPLETION DATE

- A. Substantially complete the Work within 210 days after the Agreement is approved by the Comptroller.
 1. The time allocated for the performance of work under this contract includes 10 days for notification of the Contractor of the Comptroller's approval of the Agreement.
 2. The approval of the Agreement by the Comptroller constitutes the filing of the Contract Documents as a public record and notice to the Contractor that a fully executed contract exists between the Contractor and the State.
- B. Physically complete the Work within 90 days after the established Substantial Completion date.

4. DOCUMENT 011000 SUMMARY OF THE WORK:

A. Add the Following Article to PART 1 GENERAL

CONTRACT AWARD SUBMITTALS

- A. Submittal No. 1 (Lead Contractor Only): Establish the subscription with the electronic submittals website provider as described in ELECTRONIC SUBMITTALS Article in Specifications Section 013300, and submit not later than 10 days after approval of the Contract by the Comptroller.
- B. Submittal No. 2: Submit the CONTRACTOR'S LIST OF SUBCONTRACTORS-SUPPLIERS information required in SCHEDULES AND RECORDS Article in Specification Section 013000 not later than 15 days after approval of the Contract by the Comptroller.
- C. Submittal No.3: Submit the CONTRACTOR'S PROGRESS SCHEDULE information required in SCHEDULES AND RECORDS Article in Specification Section 013000 not later than 15 days after approval of the Contract by the Comptroller.

END OF ADDENDUM

James Dirolf, P.E.
Director of Design

DOCUMENT 007305

SUPPLEMENTARY CONDITIONS - LIQUIDATED DAMAGES

This supplement modifies the General Conditions. Where any part of the General Conditions is modified by this supplement, the unaltered provisions of that part shall remain in effect.

ARTICLE 2 - DEFINITIONS

2.11 Delete this Paragraph in its entirety, substitute the following:

2.11 The term “liquidated damages” means the amount of money to be assessed against the Contractor for delay in completion of the Work.

ARTICLE 13 - TIME OF COMPLETION AND TERMINATION FOR CAUSE

13.3 Delete this Paragraph in its entirety and replace with the following:

13.3 Liquidated Damages: Should Contractor fail to substantially complete the Work within the time frame set forth in the contract, or as described in a subsequent Order(s) on Contract, the Group Director may assess Liquidated Damages for such failure in the amount of \$1,000.00 per day until such time as the Group Director determines that the Work is substantially complete as defined in Section 2.21 herein. Should Contractor fail to achieve physical completion of the work within the time frame set forth in the contract, the Group Director may assess Liquidated Damages for such failure in the amount of \$500.00 per day until such time as the Group Director determines that the Work is physically complete as defined in Section 2.12 herein. Notwithstanding the provisions of Article 21 herein, Contractor agrees that the Group Director may withhold the sum of the Liquidated Damages from payments to be made to Contractor as compensation to the State for administrative fees and public inconvenience.

13.3.1 Delete this Paragraph in its entirety and replace with.

13.3.1 Contract Award Submittals: The Contractor agrees that upon failure to submit Contract Award Submittals as specified in Section 011000, the Contractor shall pay to the State an Administrative surcharge in the amount of \$75.00 per day for each day of delay, until all Contract Award Submittals are received. Notwithstanding the provisions of Article 21 herein, Contractor agrees that the Group Director may withhold the sum of the Administrative surcharge from payments to be made to Contractor as compensation for the State’s administrative fees in pursuing such submittals.

END OF DOCUMENT