



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. 8 TO PROJECT NO. 44362

CONSTRUCTION - PROJECT LABOR AGREEMENT PROJECT

**PROVIDE COMBINED SUPPORT MAINTENANCE SHOP
516 – ROUTE 216
STORMVILLE, NEW YORK 12582**

August 29, 2013

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.

NOTICE OF REBID

1. **NOTICE OF REBID** is attached, indicating a new Bid Date of Tuesday, September 10, 2013.

BIDDING REQUIREMENTS

2. **DOCUMENT 001117 ADVERTISEMENT FOR BIDS - PROJECT LABOR AGREEMENT PROJECT (PLA).** Replace the existing DOCUMENT 001117 ADVERTISEMENT FOR BIDS - PROJECT LABOR AGREEMENT PROJECT (PLA) with the attached 001117 Advertisement "Revised 8/29/13". The new Advertisement indicates a change in the Bid Date, in Project Duration and in Project Estimate.
3. **DOCUMENT 004313 FORM OF BID BOND - BID SECURITY** - Replace the existing 004313 DOCUMENT 004313 FORM OF BID BOND - BID SECURITY with the attached Bid Bond "Revised 8/29/13". The new Bid Bond is for a revised dollar amount.

END OF ADDENDUM

James Dirolf, P.E.
Director of Design

NOTICE OF REBID

PROJECT NO. 44362-C

**Construction Work
Provide Combined Support Maintenance Shop
Stormville CSMS**

State of New York
Office of General Services
Design and Construction Group
Corning Tower
The Gov. Nelson A. Rockefeller
Empire State Plaza
Albany, NY 12242

August 29, 2013

Previous bids on this project are rejected. A copy of the new Advertisement for Bids is attached indicating the new bid date of **Tuesday, September 10, 2013** for the same project.

Previously issued Bidding and Contract Documents for this project are to be used for rebidding purpose.
Updates to the original Documents will be made by upcoming Addendum.

James Dirolf, P.E.
Director of Design

Attached: Advertisement for Bids
 Form of Bid Bond - Bid Security

Revised 8/29/13

ADVERTISEMENT FOR BIDS – PROJECT LABOR AGREEMENT PROJECT (PLA)

Sealed bids for Project No. 44362-C, for Construction Work, Provide Combined Support Maintenance Shop, 516 Route 216, Stormville, (Dutchess County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Contract Administration, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Division of Military and Naval Affairs, until 2:00 p.m. on **Tuesday**, September 10, 2013, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a certified check, bank check, or bid bond in the amount of \$700,000.00 for C.

Further, Project Labor Agreement (PLA) Projects require a completed Project Labor Agreement List Of Subcontractors (BDC 59P) be filled out and submitted (included in a separate, sealed envelope) in accordance with Document 002221, Supplemental Instructions to Bidders – PLA. **Failure to submit this form correctly will result in a disqualification of the bid.**

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond in the statutory form of public bonds required by Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$26,000,000 and \$30,000,000 for C.

Pursuant to State Finance Law §139-j and §139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest notice of intent to solicit offers through final award and approval of the Procurement Contract by OGS D&C and Office of the State Comptroller (“restricted period”) to other than designated staff unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law §139-j(3)(a). Designated staff are Frank Peris and Carl Ruppert in the Bureau of Contract Awards, telephone (518) 474-0203, fax (518) 473-7862 and John Lewyckyj, Director of Contract Administration, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a 4 year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the new Legislative and State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at:

<http://ogs.ny.gov/aboutogs/regulations/defaultAdvisoryCouncil.asp>.

As a condition of award, within 48 hours of receipt of the proposed Contract Agreement from the State, the low bidder shall return the Contract Agreement to the State, properly executed, along with the Bonds if required by said Agreement. Low bidders who cannot meet these provisions may be subject to disqualification and forfeiture of the bid security.

The State intends to expedite award of this Contract and the Contractor shall be prepared to proceed with the Work accordingly. Bidders are warned that time is of the essence of the Contract and completion of the Work must be within 640 days after the Agreement is approved by the Comptroller. Due to the tightness of the construction schedule, bidders should consider the necessity for an increased work force and shift operations.

It is the policy of the State and the Office of General Services to encourage minority business enterprise participation in this project by contractors, subcontractors and suppliers, and all bidders are expected to cooperate in implementing this policy.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available on compact disc (CD) only, and may be obtained for an \$8.00 deposit per set, plus a \$2.00 per set shipping and handling fee. Contractors and other interested parties can order CD's on-line through a secure web interface available 24 hours a day, 7 days a week. Please use the following link for ordering and payment instructions:

<http://www.ogs.ny.gov/bu/dc/esb/acquirebid.asp>.

For questions about purchase of bid documents, please send an e-mail to D&C.Plans@ogs.ny.gov, or call toll free at 1-877-647-7526.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>.

John D. Lewyckyj, Contracting Officer
Director, Contract Administration
OGS - Design & Construction Group

FORM OF BID BOND - BID SECURITY
STATE OF NEW YORK
OFFICE OF GENERAL SERVICES - DESIGN AND CONSTRUCTION

Sub. 3, Sec. 8 - Public Buildings Law

KNOW ALL MEN BY THESE PRESENTS, That _____

(Name of Contractor)

(Address)

(hereinafter called the "Principal") and _____
a corporation created and existing under the Laws of the State of _____ having its principal office in the City
of _____ duly licensed as an insurance
company in the State of New York, (hereinafter called the "Surety"), are held and firmly bound unto The People of the State of New
York (hereinafter called the "State"), in the full and just sum of \$700,000.00 good and lawful money of the United States of America, for
the payment of which said sum of money, well and truly to be made, and done, the Principal binds themselves (himself, itself), their (his,
its) heirs, executors and administrators, successors and assigns, and the Surety binds itself, its successors and assigns jointly and
severally, firmly by these presents:

WHEREAS, the Principal has submitted to the Office of General Services of the State of New York a proposal for
Construction Work, Provide Combined Support Maintenance Shop, Stormville CSMS, 516 Route 216, Stormville, NY

AND

WHEREAS, the Principal intends to file this bond to guarantee that the Principal will execute a contract and furnish
performance and labor and material bonds required by the terms of the Principal's proposal.

NOW, THEREFORE, the condition of the foregoing obligation is such, that if the Principal shall promptly submit an
executed agreement and furnish performance and labor and material bonds required by the terms of the Principal's proposal, then this
obligation shall be null and void, otherwise to remain in full force and virtue.

NOW, THEREFORE, the condition of the foregoing obligation is such that if the Principal fails to promptly submit and
executed agreement and furnish performance and labor and material bonds required by the terms of the Principal's proposal, then the
Surety itself, its successors and assigns, jointly and severally, shall pay the whole sum of money previously set forth in this document to
the State.

IN TESTIMONY WHEREOF, the Principal has hereunto set their (his, its) hand and seal and the Surety has caused this instrument to
be signed by its Attorney-in-fact, _____
and its corporate seal to be hereunto affixed.

Signed, sealed and delivered in the presence of:

(Corporate seal
of Principal if a corporation)

_____(L.S.)
_____(L.S.)

Principal

_____ Company

(Corporate seal of Surety Co.)

Attorney-in-fact

Witness

Name

Name

(Acknowledgment by principal, unless it be a corporation)

STATE OF NEW YORK

SS.:

COUNTY OF _____

On this ____ day of _____ 20____, before me personally came _____ to me known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same.

Notary Public County

(Acknowledgment by principal, if a corporation)

STATE OF NEW YORK

SS.:

COUNTY OF _____

On this ____ day of _____ 20____, before me personally came _____ to me known, who being by me duly sworn, did depose and say that he resides in _____; that he is the _____ of the _____; the corporation described in and which executed the foregoing instrument; that he knew the seal of said corporation; that the seal affixed to said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

Notary Public County

(Acknowledgment by Surety Company)

STATE OF NEW YORK

SS.:

COUNTY OF _____

On this ____ day of _____ 20____, before me personally came _____ to me known, who being by me duly sworn, did depose and say that he resides in _____; that he is the _____ of the _____; the corporation described in and which executed the within instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

Notary Public County