



## City of Alamogordo

PURCHASING DEPARTMENT  
2600 N. Florida Ave. • Alamogordo, NM 88310  
OFFICE PHONE (575) 439-4116  
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April 6, 2021

**ADDENDUM NO. 1  
PUBLIC WORKS BID NO. 2021-002  
OTERO/GREENTREE REGIONAL LANDFILL CELLS NO. 1 AND NO. 2 CLOSURE**

Each bidder shall acknowledge receipt of this Addendum Number One (1) by including in the Bid proposal.

Addendum Number 1 is issued to provide changes and/or clarifications to the above referenced PWB as follows:

**The Bid Opening date is hereby extended by one (1) day, to Wednesday, April 14, 2021. Bid Opening time and location remains unchanged.**

1. Pre-bid Conference Sign in Sheet. See attached.
2. **Question:** The allowance for the survey is set at \$18,000.00. Is the amount set not to be exceeded? If more than expected work occurs will a change order be accepted?  
**Answer:** *Yes, the survey allowance is a predetermined amount that is not to be exceeded as outlined in the Contact Documents and Technical Specifications, Section 010000 – Basic Requirements, Price and Payment Procedures, 1.3.1.C Survey Allowance. A change order will only be considered in extenuating circumstances.*
3. **Question:** The allowance for material testing is set at \$32,000.00. Is the amount set not to be exceeded? If more work than expected work occurs will a change order be accepted?  
**Answer:** *Yes, the material testing allowance is a predetermined amount that is not to be exceeded as outlined in the Contact Documents and Technical Specifications, Section 010000 – Basic Requirements, Price and Payment Procedures, 1.3.1.A-B Testing Allowance. A change order will only be considered in extenuating circumstances.*

4. **Question:** When will soils report become available?  
**Answer:** *There is no geo tech report for the project.*
5. **Question:** If on-site material does not meet the requirement stated in contract or plans or changes and not longer meets specifications? Is there a secondary area? Would material be imported from off-site? Will a change order be honored in the event of material issues?  
**Answer:** *The on-site material has been deemed as acceptable and meeting the requirements as stated within the contract documents and plans. Should unacceptable material be encountered within the designated borrow source area, the secondary borrow source would be within the footprint of the future Cell 8. A change order will only be considered in extenuating circumstances.*
6. **Question:** Will there be a designated area where vegetation will be placed after grubbing the borrow area? Or will it need to be removed from the property entirely?  
**Answer:** *Vegetation removed from the borrow area is to be placed within the active landfill cell.*
7. **Question:** We would like to know if we can have an access road straight from the borrow area up to top of cells 1 and 2? Or will we have to use designated routes on plans?  
**Answer:** *Sheet C201 of the project construction plans shows the haul route from the borrow area to the cell 1 and 2. There shall be no deviation from the haul route shown in the plans.*
8. **Question:** Verification that all fill material and topsoil will be on-site at the designated borrow area?  
**Answer:** *Yes, all fill material and topsoil will come from the designated borrow area.*
9. **Question:** Is it possible to run a 4" poly line from the water source to the cut to pre-water and operate a traveling sprinkler? We would be able to provide crossings over the line for traffic and equipment.  
**Answer:** *No*
10. **Question:** Veteran's preference is wrong on project documents. Please clarify.  
**Answer:** *Section 2, page 12 is re-issued as an attachment to this Addendum. Section 7 is re-issued as an attachment to this Addendum.*
11. **Question:** What is the 12-hour call out?  
**Answer:** *Refer to Section 2, sub-paragraph 15.0.*
12. **Question:** Does existing ground need to be compacted before fill starts?  
**Answer:** *Yes, the intermediate surface cover (existing grade) will be compacted to 90% standard proctor dry density. See detail on Sheet C101 of the project construction plans.*

13. **Question:** Why no bid item for mobilization?  
**Answer:** *Mobilization is incidental to the project and shall be included as part of the established project bid items.*
14. **Question:** Just to clarify, no seeding?  
**Answer:** *See General Note No. 8 on Sheet C101 of the project construction plans.*
15. **Question:** Who does drainage plan for final cover?  
**Answer:** *Sheet C300 of the construction plans shows final grades for cell 1 and 2. This constitutes the drainage plan for the final cover.*
16. **Question:** What testing/samples is the contractor responsible for?  
**Answer:** *The awarded contractor is responsible for all testing requirements. Refer to the Contract Documents and Technical Specifications, Table A-6 Final Cover Construction Quality Control Testing, shows the required field tests.*
17. **Question:** Project documents talk about liners but there is no line item for liners please clarify?  
**Answer:** *The CQA Plan included within the project documents includes information for both cell development and cell closure. There are no requirements for liners as this is a Cell Closure. Refer to Section 6 Final Cover System Construction Quality Assurance for applicable information.*

All other provisions of the Contract Documents shall remain unchanged. This addendum is hereby made part of the Contract Documents. Each bidder shall acknowledge receipt of this Addendum Number One (1) using this acknowledgement page and submit with the Bid proposal.

Sincerely,

Barbara Pyeatt  
Chief Procurement Officer

Received By: \_\_\_\_\_

Date Received: \_\_\_\_\_

Business Name: \_\_\_\_\_

Signature: \_\_\_\_\_



Bid Opening. Bids that do not satisfy applicable licensing requirements will be considered non-responsive.

### **33.0 NEW MEXICO PREFERENCES**

To ensure adequate consideration and application of §13-1-21, NMSA (as amended), BIDDERS **must** include a copy of their preference certificate with their BID. Certificates for preferences must be obtained through the New Mexico Department of Taxation and Revenue <http://www.tax.newmexico.gov/Businesses/in-state-veteran-preference-certification.aspx>

#### **New Mexico Business Preference**

A copy of the certification must accompany BID.

#### **New Mexico Resident Veterans Business Preference**

A copy of the certification must accompany BID.

Local Business Preference, New Mexico Preference, and Resident Veterans Business Preference cannot be cumulative. The BIDDER will only be credited one of the preferences.

## SECTION 7- CAMPAIGN CONTRIBUTION DISCLOSURE FORM

Pursuant to Chapter 81, Laws of 2006, any prospective contractor seeking to enter into a Contract with any state agency or local public body for professional services, a design and build project delivery system, or the design and installation of measures the primary purpose of which is to conserve natural resources must file this form with that state agency or local public body. This form must be filed even if the contract qualifies as a small purchase or a sole source contract. The prospective contractor must disclose whether they, a family member or a representative of the prospective contractor has made a campaign contribution to an applicable public official of the state or local public body during the two (2) years prior to the date on which the contractor submits a proposal or, in the case of a sole source or small purchase contract, the two (2) years prior to the date the contractor signs the contract, if the aggregate total of contributions given by the prospective contractor, a family member or a representative of the prospective contractor to the public official exceeds two hundred and fifty dollars (\$250) over the two (2) year period.

Furthermore, the state agency or local public body shall void an executed contract or cancel a solicitation or proposed award for a proposed contract if: 1) a prospective contractor, a family member of the prospective contractor, or a representative of the prospective contractor gives a campaign contribution or other thing of value to an applicable public official or the applicable public official's employees during the pendency of the procurement process or 2) a prospective contractor fails to submit a fully completed disclosure statement pursuant to the law.

THIS FORM MUST BE FILED BY ANY PROSPECTIVE CONTRACTOR WHETHER OR NOT THEY, THEIR FAMILY MEMBER, OR THEIR REPRESENTATIVE HAS MADE ANY CONTRIBUTIONS SUBJECT TO DISCLOSURE.

The following definitions apply:

**“Applicable Public Official”** means a person elected to an office or a person appointed to complete a term of an elected office, who has the authority to award or influence the award of the contract for which the prospective contractor is submitting a competitive sealed proposal or who has the authority to negotiate a sole source or small purchase contract that may be awarded without submission of a sealed competitive proposal.

**“Campaign Contribution”** means a gift, subscription, loan, advance or deposit of money or other thing of value, including the estimated value of an in-kind contribution, that is made to or received by an applicable public official or any person authorized to raise, collect or expend contributions on that official's behalf for the purpose of electing the official to either statewide or local office. “Campaign Contribution” includes the payment of a debt incurred in an election campaign, but does not include the value of services provided without compensation or un-reimbursed travel or other personal expenses of individuals who volunteer a portion or all of their time on behalf of a candidate or political committee, nor does it include the administrative or solicitation expenses of a political committee that are paid by an organization that sponsors the committee.

**“Contract”** means any agreement for the procurement of items of tangible personal property, services, professional services, or construction.

**“Family Member”** means spouse, father, mother, child, father-in-law, mother-in-law, daughter-in-law or son-in-law.

**“Pendency of the Procurement Process”** means the time period commencing with the public notice of the Request for Proposals and ending with the award of the Contract or the cancellation of the Request for Proposals.

**“Person”** means any corporation, partnership, individual, joint venture, association or any other private legal entity.

**“Prospective Contractor”** means a person who is subject to the competitive sealed proposal process set forth in the Procurement Codes or is not required to submit a competitive sealed proposal because that person qualifies for a sole source or a small purchase contract.

**“Representative of a Prospective Contractor”** means an officer or director of a corporation, a member or manager of a limited liability corporation, a partner of a partnership or a trustee of a trust of the prospective contractor.

**DISCLOSURE OF CONTRIBUTIONS:**

Contribution Made By: \_\_\_\_\_

Relation to Prospective Contractor: \_\_\_\_\_

Name of Applicable Public Official: \_\_\_\_\_

Date Contribution(s) Made: \_\_\_\_\_

Amount(s) of Contribution(s): \_\_\_\_\_

Nature of Contribution(s): \_\_\_\_\_

Purpose of Contributions(s): \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title (Position)

--OR--

NO CONTRIBUTIONS IN THE AGGREGATE TOTAL OVER TWO HUNDRED FIFTY DOLLARS (\$250) WERE MADE to an applicable public official by me, a family member or representative.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title (Position)