

ADDENDUM NO. 003

Date January 9, 2020

City of Austin

Project Name Zaragoza Warehouse Fire Sprinkler Upgrade

C.I.P. No. 6014.015 IFB No.: CLMC772

This Addendum forms a part of the Contract and corrects or modifies original Bid Documents, dated December 9, 2019 (*first advertisement date*). **Acknowledge receipt of this addendum in space provided on bid form.** Failure to do so may subject bidder to disqualification.

A. Project Manual Revisions:

1. Section 00020 – INVITATION FOR BIDS
Remove the section in its entirety and replace with the attached section.
2. Section 00830BC – WAGE RATES AND PAYROLL REPORTING
Remove the section in its entirety and replace with the attached section.

This addendum consists of 10 page(s)/sheet(s).

Marilee Archer
Approved by OWNER

Gayle A. Davis
Approved by ENGINEER/ARCHITECT (as applicable per license requirements) .
Gayle A. Davis, P.E.
Stanley Consultants, Inc



Gayle A. Davis
01/09/2019
Texas Firm Registration No. F-174

END

1. OVERVIEW AND PROJECT INFORMATION

Following is a summary of information for this Project. Bidder is cautioned to refer to other sections of the Project Manual, Drawings and Addenda (Bid Documents) for further details.

The City of Austin, hereafter called OWNER, is requesting sealed written Bids for furnishing all labor, materials, equipment, supervision, and incidentals, and for performing all Work required for the following:

Project:	Zaragoza Warehouse Fire Sprinkler Upgrade
Located at:	635 North Pleasant Valley Road, Austin, Texas
CIP ID No.:	6014.015
Solicitation No.:	CLMC772

The Work consists of:

- A. Demolition Work related to existing building components, existing fire protection system equipment and components, existing electrical system equipment and components, and existing mechanical system components.
- B. Providing, receiving, rigging, storing, and installing equipment including:
 - a. Mechanical equipment including, but not limited to: Gas-fired unit heaters, varying types of valves and piping; flue duct and accessories, thermostats, dampers, damper actuators, and switches.
 - b. Electrical equipment, including, but not limited to: Low-voltage cabinets, enclosures and panel boards; meters, starters and disconnects; circuits (breakers, conduit and wiring); outlet, pull, and junction boxes; etc.
 - c. Fire protection and alarm equipment including, but not limited to: Varying types of valves and piping, switches, sprinkler heads, pipe hangers & supports, pipe risers, air vents, fire alarm devices, etc.
 - d. Structural components including, but not limited to: Beams, channels, struts; etc.
- C. Building construction components including, but not limited to, building insulation systems, metal roof systems; architectural ceiling and wall, and painting.
- D. Temporary facilities and controls for construction purposes including, but not limited to: Construction facilities (sheds, vehicular access, parking, progress cleaning and waste removal, project identification), and temporary controls (barriers, enclosures and fencing, protection of Work, security; water, dust, erosion and sediment, noise, pest and pollution control).
- E. Installation of balance of all related system components and auxiliaries, including but not limited to: pipe supports, valves, conduit and wiring, etc.
- F. Planning and coordination with OWNER's Field Representative to schedule, and phase the work as required to allow Owner limited occupancy of the building during construction. Provide protect existing utilities or structures on site to avoid unplanned interruption of utility services.

2. BID DOCUMENTS

Bidding Requirements, Contract Forms and Conditions of the Contract

Bid Documents are obtained through the City's Vendor Connection website, log on www.austintexas.gov/financeonline/vendor_connection/index.cfm. A complete set of Bid Documents, including all sections of the Project Manual and Drawings, are included in the attachments section of each solicitation.

All addenda and answers to Bidders' questions will also be posted in the attachments section for each solicitation on the City's Vendor Connection website.

3. SUBMISSION OF BIDS

Sealed Bids will be received at the Capital Contracting Office, One Texas Center, 505 Barton Springs Rd., Suite 1045-C, Austin, Texas 78704, and then publicly opened and read aloud in the **SUITE 1045-C, Congress Conference Room**.

ALL BIDS ARE DUE PRIOR TO January 30, 2020 10:00 AM (Austin time)
ALL COMPLIANCE PLANS ARE DUE PRIOR TO January 30 2:00 PM (Austin time)
BIDS WILL BE OPENED AT January 30 2:00 PM (Austin time)

ALL BIDS AND COMPLIANCE PLANS NOT RECEIVED PRIOR TO THE DATE AND TIME SET FORTH ABOVE WILL NOT BE ACCEPTED FOR CONSIDERATION. The time stamp clock in **SUITE 1045-C** is the time of record and is verified with www.time.gov, the official U.S. time.

4. VENDOR REGISTRATION AND NON-DISCRIMINATION

All CONTRACTORS must be registered to do business with OWNER prior to the Contract Award. All Subcontractors must be registered with the OWNER prior to execution of a contract. Prime Contractors are responsible for ensuring that their Subcontractors are registered as vendors with the City of Austin. Registration can be done through the OWNER's on-line Vendor Registration system. Log onto and follow directions: <https://www.ci.austin.tx.us/vss/Advantage>.

The City of Austin, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

5. MBE/WBE PROCUREMENT PROGRAM

All City procurements are subject to the City's Minority-Owned and Women-Owned Business Enterprise Procurement Program found at Chapter 2-9-A of the City Code, as amended. The Program provides Minority-Owned and Women-Owned Business Enterprises (MBEs/WBEs) or Disadvantaged Business Enterprises (DBEs) full opportunity to participate in all City contracts. Goals for MBE/WBE or DBE participation are stated for each solicitation. Information on achieving the goals or documenting good faith efforts to achieve the goals are contained in the MBE/WBE Procurement Program Package or DBE Procurement Program Package attached to the solicitation. When goals are established, Bidders are required to complete and return the MBE/WBE or DBE Compliance Plan with their Bid. If a Compliance Plan is not submitted prior to the date and time set forth in the solicitation, the Bid will not

Bidding Requirements, Contract Forms and Conditions of the Contract

be accepted for consideration. (See Section 00820 for MBE/WBE requirements on "no goal" solicitations.)

6. BID GUARANTY

All Bids shall be accompanied by an acceptable Bid guaranty in an amount of not less than five percent (5%) of the total Bid, as specified in Section 00100, Instructions to Bidders.

7. BONDS AND INSURANCE

Performance and payment bonds when required shall be executed on forms furnished by OWNER. Each bond shall be issued in an amount of one hundred percent (100%) of the Contract Amount by a solvent corporate surety company authorized to do business in the State of Texas, and shall meet any other requirements established by law or by OWNER pursuant to applicable law.

Minimum insurance requirements are specified in Section 00810, Supplemental General Conditions.

8. WAGE COMPLIANCE

Minimum wage rates have been established and are specified in Section 00830, Wage Rates and Payroll Reporting.

9. CONTRACT TIME

Contract Time is of the essence and all Work shall be substantially completed within One Hundred Thirty (130) Working Days after date specified in the Notice to Proceed, in accordance with the Bid Form, Section 00300.

Final completion shall be achieved within twenty-five 25 Working Days after substantial completion.

Liquidated damages are three hundred dollars (\$300) per Working Day for failure to substantially complete the work and two hundred and seventy (\$270) per Working Day for failure to achieve final completion within twenty-five (25) Working Days after substantial completion, in accordance with the Bid Form, Section 00300.

10. OWNER'S RIGHTS

OWNER reserves the right to reject any or all Bids and to waive any minor informality in any Bid or solicitation procedure (a minor informality is one that does not affect the competitiveness of the Bid).

11. PRE-BID CONFERENCE

A **non-mandatory** Pre-Bid Conference will be held on December 19, 10:00 am at 635 N. Pleasant Valley road, Austin, Texas 78702.

Bidders must attend any mandatory Pre-Bid Conference and are encouraged to attend any non-mandatory Pre-Bid Conference to ensure their understanding of OWNER's bidding and contracting requirements, particularly MBE/WBE or DBE Procurement Program

Bidding Requirements, Contract Forms and Conditions of the Contract

requirements. If the Pre-Bid Conference is mandatory the Bidder must arrive and sign-in within fifteen (15) minutes of the scheduled start time of the meeting, otherwise the Bidder will not be allowed to submit a Bid for the project.

12. ANTI-LOBBYING AND PROCUREMENT

On June 14, 2018, the Austin City Council adopted Ordinance No. 20180614-056 replacing Chapter 2.7, Article 6 of the City Code relating to Anti-Lobbying and Procurement. The policy defined in this Code applies to Solicitations for goods and/or services requiring City Council approval under City Charter Article VII, Section 15 (Purchase Procedures). The City requires Offerors submitting Offers on this Solicitation to certify that the Offeror has not in any way directly or indirectly had communication restricted in the ordinance section 2-7-104 during the No-Lobbying Period as defined in the Ordinance. The text of the City Ordinance is posted on the Internet at:

https://assets.austintexas.gov/purchase/downloads/New_ALO_Ordinance_No_20180614-056.pdf

13. AUTHORIZED CONTACT PERSONS

The persons listed below may be contacted for information regarding the Invitation for Bid.

PROJECT MANAGER: Marrilee Archer, phone 512-974-7494, email marrilee.archer@austintexas.gov

CAPITAL CONTRACTING OFFICE CONTACT: Joe Lopez phone:512-974-7116 email: joe.lopez@austintexas.gov

SMALL & MINORITY BUSINESS RESOURCES DEPARTMENT CONTACT: Laura Moreno phone 512-974-6668 email laura.moreno@austintexas.gov

END

WAGE RATES AND PAYROLL REPORTING

Section 00830BC

WAGE RATE DETERMINATION

Building Construction Type

County Name: TRAVIS

Wages based on DOL Prevailing Wage Rate General Decision: TX20200271 01/03/2020 TX271 and City of Austin Ordinance #20160324-015

DOL Rate column is for information only. The Total Minimum Wage Rate is derived from the Adjusted Wage Rate Required pursuant to City Ordinance plus the DOL Fringes and can be met using any combination of cash and non-cash qualified fringe benefits, provided the cash component is at least \$15.00/hour.

Classification	DOL Rate For info Only	Adjusted Wage Rate Required Pursuant to City Ordinance	DOL Fringes	Total Minimum Wage Rate Required
Asbestos Worker/Heat & Frost Insulator (Duct, Pipe, and Mechanical System Insulation)	\$ 22.72	\$ 22.72	\$ 10.02	\$ 32.74
Boilermaker	\$ 28.00	\$ 28.00	\$ 22.35	\$ 50.35
Bricklayer	\$ 20.07	\$ 20.07	\$ -	\$ 20.07
Carpenter	\$ 21.96	\$ 21.96	\$ 7.90	\$ 29.86
Carpenter (Acoustical Ceiling Installation only)	\$ 14.00	\$ 15.00	\$ -	\$ 15.00
Carpenter (Form Work Only)	\$ 15.62	\$ 15.62	\$ 0.05	\$ 15.67
Cement Mason/Concrete Finisher	\$ 15.71	\$ 15.71	\$ -	\$ 15.71
Drywall Finisher/Taper	\$ 17.06	\$ 17.06	\$ 4.43	\$ 21.49
Drywall Hanger and Metal Stud Installer	\$ 17.47	\$ 17.47	\$ 3.45	\$ 20.92
Electrical Installer (Sound and Communication Systems, Excluding Wiring)	\$ 18.00	\$ 18.00	\$ 2.30	\$ 20.30
** Electrician (Excludes Installation of Sound and Communication Systems)	\$ 28.03	\$ 28.03	\$ 8.81	\$ 36.84
***Elevator Mechanic <5 years' experience	\$ 40.96	\$ 40.96	\$ 36.17	\$ 77.13
***Elevator Mechanic >5 years' experience	\$ 40.96	\$ 40.96	\$ 36.99	\$ 77.95
Floor Layer (Carpet)	\$ 21.88	\$ 21.88	\$ -	\$ 21.88
Glazier	\$ 12.83	\$ 15.00	\$ -	\$ 15.00
HVAC Mechanic (HVAC Unit Installation Only)	\$ 23.78	\$ 23.78	\$ 6.89	\$ 30.67
Ironworker, Ornamental	\$ 24.42	\$ 24.42	\$ 7.12	\$ 31.54
Ironworker, Reinforcing	\$ 12.27	\$ 15.00	\$ -	\$ 15.00
Ironworker, Structural	\$ 20.73	\$ 20.73	\$ 5.24	\$ 25.97
*Lead Paint or Asbestos Abatement Worker	*	\$ 15.00	\$ -	\$ 15.00
Laborer, Common or General	\$ 11.44	\$ 15.00	\$ -	\$ 15.00
Laborer, Mason Tender - Brick	\$ 12.22	\$ 15.00	\$ -	\$ 15.00
Laborer, Mason Tender - Cement/Concrete	\$ 11.85	\$ 15.00	\$ -	\$ 15.00

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Laborer, Pipelayer	\$ 12.45	\$ 15.00	\$ -	\$ 15.00
Laborer, Roof Tearoff	\$ 11.28	\$ 15.00	\$ -	\$ 15.00
Operator, Backhoe/Excavator/Trackhoe	\$ 19.43	\$ 19.43	\$ 3.49	\$ 22.92
Operator, Bobcat/Skid Steer/Skid Loader	\$ 13.00	\$ 15.00	\$ -	\$ 15.00
Operator, Bulldozer	\$ 14.00	\$ 15.00	\$ -	\$ 15.00
Operator, Crane	\$ 34.85	\$ 34.85	\$ 9.85	\$ 44.70
Operator, Drill	\$ 14.50	\$ 15.00	\$ -	\$ 15.00
Operator, Forklift	\$ 16.64	\$ 16.64	\$ 6.26	\$ 22.90
Operator, Grader/Blade	\$ 19.30	\$ 19.30	\$ -	\$ 19.30
Operator, Loader	\$ 14.00	\$ 15.00	\$ -	\$ 15.00
Operator, Mechanic	\$ 18.75	\$ 18.75	\$ 5.12	\$ 23.87
Operator, Paver (Asphalt, Aggregate, and	\$ 16.03	\$ 16.03	\$ -	\$ 16.03
Operator, Roller	\$ 11.25	\$ 15.00	\$ -	\$ 15.00
Painter (Brush, Roller, and Spray, Excludes	\$ 18.76	\$ 18.76	\$ 6.35	\$ 25.11
Pipefitter (Including HVAC Pipe Installation)	\$ 30.35	\$ 30.35	\$ 13.52	\$ 43.87
Plumber, Excludes HVAC Pipe Installation	\$ 23.57	\$ 23.57	\$ 6.37	\$ 29.94
Roofer	\$ 12.00	\$ 15.00	\$ -	\$ 15.00
*Roofer, Metal	\$ 14.05	\$ 15.00	\$ -	\$ 15.00
Sheet Metal Worker (Excluding HVAC, Including HVAC Duct Installation)	\$ 26.81	\$ 26.81	\$ 15.79	\$ 42.60
HVAC Duct Installation Only	\$ 25.76	\$ 25.76	\$ 15.10	\$ 40.86
Sprinkler Fitter (Fire Sprinklers)	\$ 29.53	\$ 29.53	\$ 21.27	\$ 50.80
Tile Finisher	\$ 11.32	\$ 15.00	\$ -	\$ 15.00
Tile Setter	\$ 16.35	\$ 16.35	\$ -	\$ 16.35
Truck Driver, Dump Truck	\$ 12.39	\$ 15.00	\$ 1.18	\$ 16.18
Truck Driver, Flatbed Truck	\$ 19.65	\$ 19.65	\$ 8.57	\$ 28.22
Truck Driver, Semi-Trailer Truck	\$ 12.50	\$ 15.00	\$ -	\$ 15.00
Truck Driver, Water Truck	\$ 12.00	\$ 15.00	\$ 4.11	\$ 19.11
Waterproofers	\$ 16.30	\$ 16.30	\$ 0.06	\$ 16.36

<http://www.wdol.gov/wdol/scafiles/davisbacon/tx.html>

See below for Additional Wage Information.

Note: *Lead Paint & Asbestos Abatement and Roofer, Metal Classifications have been added to this Prevailing Wage Rate Determination pursuant to a City of Austin Prevailing Wage Survey (trades absent from DOL).

The Wage Compliance information detailed below was excerpted from DOL General Decision TX180323 or other sources.

1. ADDITIONAL TRADE INFORMATION

**Electricians - Including low voltage wiring for computers, fire/smoke alarms.

***Elevator Mechanics - also must be paid for 7 holidays - New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday after Thanksgiving Day, Christmas Day, and Veterans Day.

Welders - Receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications

listed may be added upon the advance approval of City of Austin Contract Administration. CONTRACTOR shall submit to City of Austin Contract Administration for review the classification, a bona fide definition of work to be performed and a proposed wage with sample payrolls conforming to area practice **prior** to the start of the job for that type of work.

2. WAGES

The Total Wage may be met by any combination of cash wages and credible "bona fide" fringe benefits paid for by the employer. Overtime wages must be calculated using the Adjusted Wage Rate specified in the Wage Rate Determination or the actual basic rate of pay, whichever is higher. City of Austin Ordinance No. 20160324-015 requires that construction workers are paid a Minimum Wage of at least \$15.00/hour. The cash portion of their compensation must meet or exceed this amount.

3. CREDITING FRINGE BENEFIT CONTRIBUTIONS TO MEET DBA/DBRA AND CITY OF AUSTIN REQUIREMENTS

The Davis-Bacon Act (and 29 CFR 5.23), list fringe benefits to be considered. Examples are:

- > Life Insurance
- > Health Insurance
- > Pension
- > Vacation
- > Holidays
- > Sick Leave

Note: The use of a truck is not a fringe benefit; a Thanksgiving turkey or Christmas bonus is not a fringe benefit. No credit may be taken for any benefit required by federal, state, or local law such as: workers compensation, unemployment compensation; or social security contributions.

Contributions to fringe benefit plans must be made regularly, e.g. daily, weekly, etc. They must be more frequent than quarterly. (See 29 CFR 5.5 (a)(1)(I)) A periodic bonus may not be counted as a fringe benefit.

4. ANNUALIZATION OF BENEFIT COSTS

If a firm provides an electrician with \$200 per month medical insurance, to calculate allowable fringe benefit credit contributions per hour, the formula $([\$200 \times 12 \text{ months}] \text{ divided by } 2080 \text{ hours} = \$1.15 \text{ per hour})$ should be used.

5. PROPER DESIGNATION OF TRADE

A work classification on the wage decision for each worker must be made based on the actual type of work he/she performed and each worker must be paid no less than the wage rate on the wage decision for that classification **regardless** of his or her level of skill.

6. SPLIT CLASSIFICATION

If a firm has employees that perform work in more than one classification, it can pay the wage rates specified for each classification **ONLY** if it maintains accurate time records showing the amount of time spent in each classification. If accurate time records are not

maintained, these employees must be paid the highest wage rate of all the classifications of work performed by each worker. Accurate time records tracking how many hours a worker performed the work of one trade and then switched to another trade must be accounted for on a daily basis and reflected on Employer Certified Payroll accordingly.

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

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Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of "identifiers" that indicate whether the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

6.1 Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than "SU" or "UAVG" denotes that the union classification and rate were prevailing for that classification in the survey. Example: **PLUM0198-005 07/01/2014**. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014. Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

6.2 Survey Rate Identifiers

Classifications listed under the "SU" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: **SULA2012-007 5/13/2014**. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier. Survey wage rates are not updated and remain in effect until a new survey is conducted.

6.3 Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: **UAVG-OH-0010 08/29/2014**. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

7. WAGE DETERMINATION APPEALS PROCESS

7.1 Has there been an initial decision in the matter? This can be:

- .1 An existing published wage determination
- .2 A survey underlying a wage determination
- .3 A Wage and Hour Division letter setting forth a position on a wage determination matter
- .4 A conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in .2 and .3 should be followed.

7.2 With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determination
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W. Washington, DC 20210

7.3 If the answer to the question in .1 is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W. Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

7.3 If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W. Washington, DC 20210

7.4 All decisions by the Administrative Review Board are final.

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