

# ADDENDUM

# FEMA 428 – PUBLIC BEACH ACCESS WALKWAY PROJECT

## EMERALD ISLE, NORTH CAROLINA

### SUBJECT: ADDENDUM NO. 1

JUNE 20, 2024

To the Plans and Specifications for:  
FEMA 428-Public Beach Access Walkway Project  
Emerald Isle, North Carolina

### To: PROSPECTIVE BIDDERS AND OTHER CONCERNED PARTIES

This ADDENDUM forms a part of the Contract Documents and modifies the original Bidding Documents as noted below. Bidders shall acknowledge receipt of the ADDENDUM in the space provided on the Bid Form. Failure to do so may subject the Bidder to Disqualification.

#### A. Contracting Requirements

1. Section 00010, Table of Contents
  - a. Add Addendum No. 1 reference after Section 00432.
2. Section 00410, Bid Form
  - a. Replace Section 00410 dated 05/24/24 with Section 00410 dated 06/19/24.
3. Section 00410a, Bidders Checklist
  - a. Replace Section 00410a dated 09/19/23 with Section 00410a dated 06/19/24.

#### B. Technical Requirements

1. Section 02370 Erosion Control
  - a. Remove Sub-Section 3.04.

#### C. Non- Mandatory Pre-Bid Meeting Agenda

1. Attached herein.

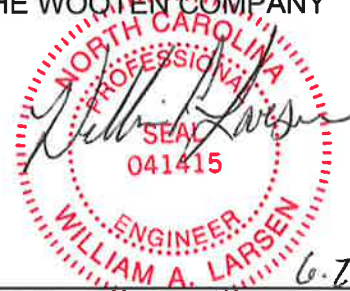
#### D. Contractor/Supplier questions and responses.

1. Specification section 00200-8.06-a states "12 of the 13 accesses are exempt and Town is handling the permit for the 13<sup>th</sup> access". When is the permit for the 13<sup>th</sup> access expected.  
Following CAMA timelines the Town will secure the permit prior to the commencement of work.
2. Specification section 01270-1.04-C states "Raw materials are to be purchased by Owner." Does the term "raw materials" include lumber, pickets, bearboard, sure step decking, and fasteners?  
Correct. All materials required to construct the walkways will be supplied. Exception to statement are items related to erosion control measures utilized by Contractor.
3. Specification section 01270-1.04-C states "Contractor is responsible for coordination and pick/delivery from supplier." What is the location of the "Supplier"?  
Town is soliciting bids separately from material supplier(s) and will provide location(s) after the material bidding is complete. Bids are being solicited from suppliers within reasonable proximity to the Town.
4. What lengths of lumber will be provided?  
12'

5. Specification section 02370-3.01-A states "Install erosion control devices, which shall be in place and operational prior to other land disturbing activity." In the absence of an erosion control plan, will silt fence around the work area satisfy this requirement?  
This is has been a typical practice in related Town projects. Specific means and methods are dependent on the selected Contractor(s) and the specific access locations.
6. Specification section 02370-3.04-B states "Provide temporary and permanent seeding in accordance with Section, Lawns and Grasses." Please provide this section.  
The Lawns and Grasses reference was an extraneous note and has been removed from the requirements of the Contract.
7. Please clarify the quantity of the H3SS clips required at each end of each joist as indicated in detail 201/S.1.  
One H3SS is required at each end and at each girder if continuous over more than one span.
8. Please clarify the diameter of the SDWS timer screws as indicated in detail 202/S.1.  
0.22".
9. Is there a detail for the construction of the benches? If not, can one be provided?  
There is no detail for the benches. Benches will be purchased separately
10. Provide clarification on the location to terminate the stairs on the beach side. Match existing or actual sand elevation.  
Sand elevation at time of walkway replacement.
11. Can existing topography be modified within the 6' corridor of the walkway.  
No. Per CAMA, sites are not allowed to be modified.
12. Will Town be responsible for silt fencing/construction fencing.  
No. Contractor will be responsible for providing and installing silt and/or construction fencing. Fencing and walkway closure signage shall be fully installed prior to the start of demolition activities.
13. Responsibility for obtaining coordination of County permit.  
Contractor
14. Will weekend and extended hours be allowed.  
Work hours are allowed from 8AM until Dark. Preference of the Town is to maintain work within week days. Specific request for weekend work will be reviewed by Town staff on an as needed basis.
15. Availability of material quantity estimates.  
Town is soliciting bids separately from material supplier(s) and will provide location(s) and quantities after the material bidding is complete.
16. Will a time extension be allowed for the Seacrest walkway.  
Yes, the Town will allow 45 days for the Seacrest walkway and 30 for all others.
17. Can excess sand from piling excavations be removed from site.  
No, sand can not be removed from the site. Rake out excess sand within the project area.

Bids will be received until 2:00 PM, Tuesday June 25, 2024.

FOR THE OWNER  
THE WOOTEN COMPANY



BY

William A. Larsen, PE

6-20-2024

END OF DOCUMENT

BID FORM

PROJECT: FEMA 428 – Public Beach Access Walkway Project

BID FROM: \_\_\_\_\_

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ARTICLE 1 BID RECIPIENT

1.01 This Bid is Submitted To:

Town of Emerald Isle  
7500 Emerald Drive  
Emerald Isle, NC 28594

1.02 Undersigned bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with the Owner in the form included in the Bidding Documents to perform the Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in the Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 BIDDER’S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Advertisement and Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 BIDDER’S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of which is hereby acknowledged.

Addenda \_\_\_\_\_

- B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and is satisfied as to federal, state and local Laws and Regulations that may affect cost, progress, and performance, of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site (except Underground Facilities) which have been identified in SC-4.02, and (2) reports and drawings of Hazardous Environmental Conditions, if any, that have been identified in SC-4.06 as containing reliable "technical data".
- E. Bidder has obtained and carefully studied (or accepts the consequences for not doing so) all additional or supplementary examinations, investigations, explorations, tests, studies and data concerning conditions (surface, subsurface and Underground Facilities) at or contiguous to the Site which may affect cost, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including applying the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents to be employed by Bidder, and safety precautions and programs incident thereto
- F. Bidder does not consider that any further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price(s) bid and within the times and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.
- J. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

#### ARTICLE 4 FURTHER REPRESENTATIONS

##### 4.01 Bidder further represents that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and

- D. Bidder has not sought by collusion to obtain for itself any advantage over any other Bidder or over Owner.

**ARTICLE 5 BASIS OF BID**

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

- A. For Unit Price Work, an amount equal to the sum of the established unit price for each separately identified item of Unit Price Work times the estimated quantity of that item as indicated below.

Walkways (In Order of Preference)					
Item No.	Description	Unit	Estimated Quantity	Unit Price	Total Estimated Price
1	Conch Court (6' by 132')	LS	1		
2	Sea Crest Interior (6' by 375')	LS	1		
3	Elizabeth Street (6' by 230')	LS	1		
4	Lee Street (6' by 145')	LS	1		
5	10 <sup>th</sup> Street (6' by 124')	LS	1		
6	Ocean Crest (6' by 220')	LS	1		
7	Janell Street (6' by 50')	LS	1		
8	Hurst Street (6' by 220')	LS	1		
9	3113 Ocean (6' by 260')	LS	1		
10	22 <sup>nd</sup> Street (6' by 198')	LS	1		
11*	Eagles Nest (6' by 250')	LS	1		
12*	15 <sup>th</sup> Street (6' by 150')	LS	1		
13*	19 <sup>th</sup> Street (6' by 150')	LS	1		

\*Alternatives: If funds allow, these units may be replaced as well.

- B. Unit Prices have been computed in accordance with paragraph 11.03.B of the General Conditions.
- C. Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for Unit Price Bid items will be based on actual quantities, determined as provided in the Contract Documents. Determinations of actual quantities and classification are to be made by Engineer as provided in paragraph 9.07 of the General Conditions.

**ARTICLE 6 TIME OF COMPLETION**

6.01 Bidder agrees that the Work will be completed and ready for final payment in accordance with paragraph 14.07 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.

6.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7 ATTACHMENTS TO THIS BID

7.01 The following documents are attached to and made a condition of this Bid. Failure to provide the documentation with the bid may be grounds for rejection of the bid.

- A. Required Bid security in the form of a Bid Bond (EJCDC No. C-430) or Certified Check (circle type of security provided).
- B. In accordance with GS 143-128.2(c), Bidder shall identify on its bid the minority businesses that it will use on the project and the total dollar value of the bid that will be performed by the minority businesses and list the good faith efforts (Affidavit A) made to solicit participation. A Bidder that will perform all of the work with its own workforce may submit an Affidavit (B) to that effect in lieu of the affidavit (A) required above.
  - 1. Identification of Minority Business Participation.
  - 2. Affidavit A, Listing of Good Faith Efforts
  - 3. Affidavit B, Intent to Perform Contract with Own Workforce.

7.02 After the bid opening the Owner will consider all bids and alternates and determine the lowest responsible, responsive bidder. Upon notification of being the apparent low Bidder, the Bidder shall then file within 72 hours of the notification of being the apparent lowest bidder, the following:

- A. An Affidavit (C) that includes a description of the portion of work to be executed by minority businesses, expressed as a percentage of the total contract price, which is equal to or more than the goal established by the Owner and indicated in the Instruction to Bidders, paragraph Minority Participation Goals. This affidavit shall give rise to the presumption that the bidder has made the required good faith effort; or
- B. Affidavit (D) of its good faith effort to meet the goal. The document must include evidence of all good faith efforts that were implemented, including any advertisements, solicitations and other specific actions demonstrating recruitment and selection of minority businesses for participation in the contract.

7.03 In accordance with GS 143-128 the Single Prime Contractor must identify the Contractors, if any, selected for the following subdivision of work:

A. General Construction

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

Address: \_\_\_\_\_

N.C. License No.: \_\_\_\_\_

7.04 Bidder understands that if this Bid is accepted by the Owner, Bidder shall not substitute for the subcontractors named in the Bid Documents except as allowed in the Supplementary Conditions.

ARTICLE 8 DEFINED TERMS

8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

ARTICLE 9 BID SUBMITTAL

9.01 Contractor's License

A. Number: \_\_\_\_\_

B. Classification: \_\_\_\_\_

C. Limitation: \_\_\_\_\_

Employer's Tax ID No.: \_\_\_\_\_

Business Address

\_\_\_\_\_  
\_\_\_\_\_

Phone No.: \_\_\_\_\_

Fax No.: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

9.02 This Bid Submitted by:

An Individual

Name: \_\_\_\_\_  
(Type or print)

By: \_\_\_\_\_  
(Individual's Signature)

Doing Business As: \_\_\_\_\_  
(Type or print)

A Partnership

Partnership Name: \_\_\_\_\_

The Organization and Internal Affairs of the Partnership are governed by the laws of the State of: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of general partner, attach evidence of authority to sign)

Name: \_\_\_\_\_  
(Type or print)

Title: \_\_\_\_\_  
(Type or print)

Attest: \_\_\_\_\_  
(Signature of Corporate Secretary)

A Corporation

Corporation Name: \_\_\_\_\_

State of Incorporation: \_\_\_\_\_

Type (General Business, Profession, Service, Limited Liability):

\_\_\_\_\_

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

(Signature, attach evidence of authority to sign)

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

(Type or print)

Title: \_\_\_\_\_

(Type or print)

Attest: \_\_\_\_\_

(Signature of Corporate Secretary)

Corporate Seal

Date of Qualification to do business in North Carolina is \_\_\_\_\_.

Limited Liability Company – LLC

Name of LLC: \_\_\_\_\_

Name of State under whose Laws the Limited Liability Company  
was formed: \_\_\_\_\_

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

(Signature of Manager)

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

(Type or print)

Title: \_\_\_\_\_

(Type or print)

END OF DOCUMENT

**BIDDER'S CHECKLIST**

**This checklist shall be included as the first page of the submitted bidding documents. As outlined in article 7 of the Bid Form the following items shall be included with the submitted bidding documents:**

	A.	Properly Executed Bid Form (Including the acknowledgement of all Addenda)
	B.	Required Bid security in the form of a Bid Bond (EJCDC No. C-430) or Certified Check (circle type of security provided); Bid Bond shall include an executed Power of Attorney.
	C.	Identification of Minority Business Participation
	D.	Affidavit A, Listing of Good Faith Efforts; or Affidavit B, Intent to Perform Contract with Own Workforce
	E.	E-Verify Affidavit

## **Pre-Bid Meeting**

**Rebid for:  
FEMA 428 – Public Beach Access Walkway Project  
Emerald Isle, North Carolina**

June 4, 2024: 2:00 PM  
Emerald Isle Town Meeting Center  
7500 Emerald Dr, Emerald Isle, NC 28594

### **1. INTRODUCTION**

- **Attendance Sheet**
- **Town Comments**
- **Bid Deadline**

June 25, 2024: 2:00 PM  
Town of Emerald Isle – Town Meeting Center  
7500 Emerald Dr, Emerald Isle, NC 28594  
Email: [wlarsen@thewootencompany.com](mailto:wlarsen@thewootencompany.com)

### **2. PROJECT OVERVIEW:**

The project scope will include:

- Construction of 13 improved public beach accesses.
- Bidding has been revised to bid on each access.
  
- Walkway piling are required to be 5' deep
- Piling will be 6' apart
- Machines/equipment are allowed
- All materials provided by Town
  - No benches
  - No concrete sidewalk

### **3. Funding of Project:**

- a) FEMA

### **4. GENERAL:**

- a) Project Schedule:
  - i) Contract Time: 30 Calendar Days per walkway;
  - ii) Note project window: September 9th, 2024 through April 15th, 2025
  - iii) Final Completion means all closeout documentation submitted;

- b) Coordination
  - i) Town to provide all materials for the project.
  - ii) Coordination with Town Staff is required to minimize operational impacts;
  - iii) In accordance with specifications, permits, encroachment agreements, and regulatory requirements;
- c) Addendum
  - i) No addenda at this time;

**5. QUESTIONS**

- i) Must be submitted in writing prior to June 14<sup>th</sup>, 2024.
- ii) Only items specifically addressed by addendum are binding.

**6. OPEN FORUM**

**7. CLOSING REMARKS**