

CITY OF NEWTON, MASSACHUSETTS  
PURCHASING DEPARTMENT  
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August 23, 2021

**ADDENDUM #3**  
INVITATION FOR BID #22-01

**NECP Building Renovation Project (Re-bid)**

THIS ADDENDUM IS TO: **RESPOND TO QUESTIONS RECEIVED AFTER THE FILED SUB-BID QUESTION DEADLINE WHICH ARE NOT RELATED TO FILED SUB BIDS:**

Q1. Please provide a detail of what is required to comply with Note #39, on AD01.

**A1. There are (2) references to note 39 on AD01- 1 near Column lines C/23 and 1 in the Mechanical room. At both locations metal floor grating is to be removed, new adjacent work can be seen on A2.01 (Floor Plan - Lower Level & Level 1) and A0.20 (Slab Replacement Plans).**

Q2. Regarding yesterday's Filed Sub-Bid results there are two Sections, (1) Resilient Flooring and (2) Tile, with one bidder restricting to themselves and another bidder excluding Lambrian Construction Corp. and other companies. We are wondering if you can set an allowance for these two Sections to be fair to all GC's.

**A2. The statute addresses this situation as follows:**

**If no sub-bid is filed for a sub-trade designated in the general bid form or if the only sub-bids which are filed are restricted to the use of one or more general bidders, the awarding authority may state, in an addendum issued with the list of sub-bidders required by subsection (3)[the tab sheet issued to the GC bid list], that the general bidder shall include in the cost of his own work an amount to cover all the work required for any such sub-trade. The general contractor shall cause the work covered by such sub-trade to be done by a qualified and responsible sub-contractor, subject to the written approval of the awarding authority. If the awarding authority determines that any sub-contractor chosen by the general contractor under this section is not qualified or responsible, the general contractor shall obtain another sub-contractor who is satisfactory to the awarding authority with no adjustment in the general contractor's price.**

**M.G.L. c. 149, §44F(4)(a)(1)(emphasis added).**

**Accordingly, the Tab Sheet of Filed Sub Bids opening on August 19, 2021 is hereby amended to add the following:**

**In the event that a Filed Sub-Bidder has excluded a named General Bidder, and the General Bidder wishes nonetheless to submit a General Bid, it may do so provided the following conditions are met:**

- 1) The General Bidder shall include the cost of such Sub Trade work in its General Bid;**
- 2) Such cost shall be evidenced by a written commitment from the subcontractor named in the General Bid;**
- 3) Such cost shall be no more than the highest Sub Bid received for that sub trade at the bid opening on August 19, 2021; and**

- 4) **The City shall, subject to confirmation that subtrade contractor is responsible and qualified, have given its written approval of such contractor.**

All other terms and conditions of this bid remain unchanged.

**PLEASE ENSURE THAT YOU ACKNOWLEDGE ALL ADDENDA ON YOUR  
BID FORM. FAILURE TO ACKNOWLEDGE ALL ADDENDA COULD  
RESULT IN REJECTION OF YOUR BID AS NONRESPONSIVE.**

Thank you.

A handwritten signature in black ink that reads "Nicholas Read". The signature is written in a cursive, slightly slanted style.

Nicholas Read  
*Chief Procurement Officer*