



PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road

Portsmouth N.H. 03801

(603) 427-1530 FAX (603) 427-1539

ADDENDUM NUMBER 2

RFP 38-24

Construction Engineering and Inspection Services, Bartlett Street

Issued March 12, 2024

For the purposes of this Addendum, the term “Consultant” shall be the Construction Administration Engineer and their representative associated with this RFP.

Question #1:

Section 2.I of the major responsibilities indicates that Consultant is responsible for as-built plans. Site Note 4 on G-101 indicates that contractor is responsible for as built plans. Clarification is requested.

Answer #1:

Section 2.I of the “Major Responsibilities” shall be deleted and not a requirement of the Consultant. It is the responsibility of the Contractor to provide as-built drawings and close-out documents. It is the responsibility of the Consultant to verify the Contractor is taking the necessary pull-ties and/or GPS items that are buried. The Consultant shall also review the Contractor’s as-built documents and verify they concur with the Consultant’s records.

Question #2:

Will the City provide final approval for the water line materials?

Answer #2:

Submittals for all materials shall be reviewed by the Consultant with recommendations sent to the City Project Manager. Upon acceptance from the City Project Manager, the Consultant shall send correspondence of submittal approvals to the Contractor. Regarding materials on-site, the Consultant shall decide if a material is unacceptable based on the project Contract Documents.

Question #3:

Random notes like insulation note on sheet C-604, will the City be assisting with the insulation requirements or will the Consultant be responsible?

Answer #3:

Per “Utility Trench Detail” on sheet C-604, Note 8 identifies the extent and thickness of rigid insulation requirements. Note 5 identifies at which depth at each utility rigid insulation is required. It will be the responsibility of the Consultant observe the depths at which the utilities are being installed and make the determination if rigid insulation is required.

Question #4:

Is the contractor responsible for materials testing? \$10,000 budget does not seem adequate. What is the intent of the \$10,000 budget item? Is this just a value in case there is a disagreement? Do we need to identify subcontractors now. It would be our preference to bring them in as needed/when needed or if needed.

Answer #4:

The Contractor is not responsible for material testing. The \$10,000 budget is an allowance item. The intent is to test compaction during the initial trench backfill operations to determine the compaction efforts necessary (i.e. number of passes based on compactor being tested) for the remaining trench backfill. We will also have the roadway select aggregates tested for compaction prior to base paving. Lastly, the concrete for sidewalks will be tested with cylinders made randomly.

Estimated Trench Compaction Testing – 5 Days

Estimated Roadway Base Material (Aggregate) Testing – 5 Days

Estimated Concrete Testing – 8 Days

In the event the Consultant advises for additional material testing due to field conditions, the allowance will be adjusted to accommodate the additional costs.

Question #5:

What permits have been received from NHDES? Please provide the permit conditions.

Answer #5:

The City has received approval from NHDES Wastewater Bureau on 2/2/2024 and from NHDES Drinking Water & Groundwater Bureau on 3/4/2024. Comments from NHDES were incorporated in revised drawings as part of Addendum 2 of Bid# 26-24. No other conditions from NHDES were given.

Question #6:

Below is from the construction contract. It seems to be in conflict with the Section 2D of the major responsibilities of the Consultant. Clarification is requested.

B. Engineer will not supervise, direct, control, or have authority over or be responsible for Contractor's means, methods, techniques, sequences, or procedures of construction, or the safety precautions and programs incident thereto, or for any failure of Contractor to comply with Laws and Regulations applicable to the performance of the Work. Engineer will not be responsible for Contractor's failure to perform the Work in accordance with the Contract Documents.

Answer #6:

Safety is everyone's responsibility. The Contractor must provide a safe work area for their crew, the Consultant, the City and their representatives, and the public. Section 2D states that the Consultant is responsible to promote a safe work environment by monitoring and sharing their observations of any safety concerns. It does not say the Consultant is responsible for the Contractor's OSHA and safety requirements. The intent of Section 2D is to identify that ultimately, the Contractor is legally responsible for all safety within their workzone. If the Consultant observes a safety concern, they have a responsibility to notify the Contractor of the issue and document it. If the Contractor fails to make the necessary improvements, and the workzone is not safe, the Consultant shall notify the City to intervene.

Acknowledge this addendum within your proposal. Failure to do so may subject bidder to disqualification.

End of Addendum #1