



RFAI Addendum RFP #19-02 Phase 3 Drainage Improvements

1. Contract time?

- Commencement Date shall be the date the final contract is signed by both parties. Final completion shall be due within 180 days of Commencement Date. Any requests for extensions shall be submitted in writing 30 days prior to completion date.

2. Liquidated damages?

- Determined and agreed upon during contract execution. District standard contract wording below:

It is acknowledged that the Contractor's failure to achieve substantial completion of the Work within the time provided by the Contract Documents will cause the District to incur substantial economic damages and losses of types and in amounts which are impossible to compute and ascertain with certainty as a basis for recovery by the District of actual damages, and that liquidated damages represent a fair, reasonable and appropriate estimate thereof. Accordingly, in lieu of actual damages for such delay, the Contractor agrees that liquidated damages may be assessed and recovered by the District as against Contractor, in the event of delayed completion and without the District being required to present any evidence of the amount or character of actual damages sustained by reason thereof; therefore Contractor shall be liable to the District for payment of liquidated damages in the amount of Two Hundred and No/100 Dollars (\$200.00) for each calendar day that substantial completion is delayed beyond the contract time provided for in the Contract Documents, and as adjusted for time extensions provided by the Contract Documents. Such liquidated damages are intended to represent estimated actual damages and are not intended as a penalty, and Contractor shall pay them to District without limiting District's right to terminate this agreement for default as provided elsewhere herein.

3. Confirm no bid bond required.

- Per RFP specification and District policy, "In the event that the total awarded contract price to an individual entity is greater than \$100,000.00, Payment and Performance Bonds will be required, each in the amount of 100% of the contract price."