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FAYETTEVILLE PUBLIC WORKS COMMISSION
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TELEPHONE (910) 483-1401
WWW.FAYPWC.COM

January 20, 2022

TO: All Prospective Bidders

FROM: Trent Ensley, Procurement Manager

SUBJECT: ADDENDUM NO. 1
PWC2122031 – 230/66KV AUTO TRANSFORMERS 134.4 / 179.2 /
224MVA at 65C

1. The Specifications and Bid Documents are hereby modified or clarified per the attached documents.
2. The foregoing changes or clarifications shall be incorporated in the original Bid Documents and a signed copy of this Addendum No. 1 shall accompany the bid to acknowledge the bidder's receipt and familiarity with the changes and/or clarifications.

TE: tke

Acknowledgement:

Company_____

By_____

Date_____

230/66KV AUTO TRANSFORMERS 134.4 / 179.2 / 224MVA AT 65C

ADDENDUM NO. 1

January 20, 2022

FAYETTEVILLE PUBLIC WORKS COMMISSION

NOTICE TO BIDDERS:

This Addendum shall become a part of the Contract Documents for the above project. The selected Contractor shall be responsible for notifying all subcontractors of the contents of this Addendum.

Revised or newly issued wording, drawings, or specifications contained in this Addendum shall supersede and shall take precedence over any conflicting information which was previously issued. All other terms and conditions of the Contract Documents remain unchanged.

ITEM 1: BID DUE DATE

Bidders are informed that the proposal submittal deadline is hereby extended to 2:00 P.M. Thursday January 27, 2021.

Bids Due: 5:00 P.M, Thursday February 17, 2021
Fayetteville Public Works Commission
Attention: Carla Wint, Procurement Advisor
955 Old Wilmington Road
Fayetteville, NC 28301

ITEM 2: The following are the questions received prior to the second deadline for questions.

1. The bid document requires delivery "on or before June 30, 2024". SEI current leadtime is 10 to 12 months. Can PWC accept delivery in 2023? If no, will PWC accept pricing to be firming at time of shipment based upon metals?
 - a. YES
2. The bid document requires bid validity 90 days. Based upon current cost volatility, SEI is not able to quote with a validity of 90 days. Can PWC accept bid validity of 45 days or 60 days?
 - a. PWC will accept 60 days.
In the Instructions to Bidders, Item 9.0 Bids to be Retained is amended as follows:

9.0 No bid may be withdrawn after the scheduled closing time for the receipt of bids for a period of **sixty (60)** days pending the execution of a Contract by the Successful Bidder. Should the Successful Bidder default and not execute a contract, then the Contract may be offered to the next lowest, responsive, responsible Bidder whose Proposal is evaluated as acceptable.

b. In the Sale of Goods Agreement, Item 6 - is amended as follows:

6. Inspection and Rejection of Nonconforming Goods. PWC has the right to inspect the Goods on or after the Delivery Date. PWC, at its sole option, may inspect all or a sample of the Goods, and may reject all or any portion of the Goods if it determines the Goods are nonconforming or defective. If PWC rejects any portion of the Goods, PWC has the right, effective upon written notice to Seller, to: (a) terminate this Agreement in its entirety and require Seller to remove the Goods in a commercially reasonable time period or pay the full cost and expense to have the rejected Goods returned to Seller; or (b) reject the Goods and require replacement of the rejected Goods at Seller's sole expense. If PWC requires replacement of the Goods, Seller shall, at its sole expense and in the lesser of **sixty (60)** days or the number of days between any applicable Purchase Order of PWC and the Delivery Date, replace the nonconforming Goods and pay for all related expenses, including, but not limited to, transportation charges for the return of the defective goods and the delivery of replacement Goods. Any inspection or other action by PWC under this section shall not reduce or otherwise affect Seller's obligations under this Agreement, including Seller's warranties, and PWC shall have the right to conduct further inspections after Seller has carried out its remedial actions.

3. Would Fay PWC consider entertaining a bid from Iljin?

a. PWC will evaluate bids from manufacturers located outside of North America. In the event that PWC has not made a previous purchase from a manufacturer that submits a bid, PWC may need to take appropriate actions it deems necessary to verify the bidder's manufacturing process and assess any logistical issues before proceeding with any purchase, which may be considered in the evaluation process.