



City of Cleveland
Justin M. Bibb, Mayor

Department of Finance
Division of Purchases & Supplies
601 Lakeside Avenue, Room 128
Cleveland, Ohio 44114-1080
216/664-2620 • Fax: 216/664-2177
www.cleveland-oh.gov

April 16, 2024

ADDENDUM 1

BID TITLE: File No. 36-24 2024 Sidewalk Leveling Improvement Program

BID DUE: Thursday, April 18, 2024 at 12 o'clock noon (Eastern Time)

Attention Bidders:

We have been requested to issue the addendum for the following:

Please ensure that a copy of this addendum is included and returned with the bid specifications furnished to you by this office, as it will have the same force and effect as if it were part of the specifications originally issued.

- Remove and replace Bidders Checklist Revised Schedule of Items
 - Remove and replace Bid Form
 - Remove paragraph A-2 Bid
 - Remove paragraph A-4 Name of Bidder
 - Remove and replace Part D Detail Specification
- Add Responses to Contractor Questions

If you have any questions regarding the attached, please contact Steve Decker at 216-664-2624. Thank you for your prompt attention and assistance in this matter.

Signature of Potential Bidder & Name of Company

Today's Date

Thank you,

Donia Patterson, Assistant Administrator
Purchases & Supplies

CC:

Attachments

City of Cleveland
Mayor's Office of
Capital Projects

2024 Sidewalk Leveling Improvement Program

File No. 36-24

ADDENDUM #1

1. The Addendum is required to provide clarity due to contractor questions
2. Addendum No. 1 addresses the following items attached
 1. Remove and replace Bidders Checklist in its entirety and replace with attached form. Changes clouded.
 2. Remove and replace Bid Form in its entirety and replace with the attached form. Changes clouded
 3. Remove paragraph A-2 Bid in its entirety on Part A Instruction to Bidders and replace with the following:

“Sealed bids endorsed 2024 Sidewalk Leveling Improvement Program will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, Cleveland, Ohio 44114, until 12:00 o'clock noon, official time, Thursday, April 18, 2024 and thereafter will be publicly opened and read in City of Cleveland; Division of Purchases & Supplies; 601 Lakeside Avenue, Room 128; Cleveland, OH 44114.”

4. Remove paragraph A-4 Name of Bidder in its entirety on Part A Instruction to Bidders and replace with the following:

“Each bid must be clearly signed with the full name and address of each person, firm or corporation interested in it. In case of a partnership, the firm name and address and name and address of each individual party must be given.”

5. Remove and replace Part D Detail Specification in its entirety and with the attached specification. Changes clouded
6. Add Responses to Contractor Questions

THE BIDDER SHALL ACKNOWLEDGE RECEIPT OF ADDENDUM #1 BY SIGNING BELOW AND ATTACHING THIS PAGE TO THE BID

Signature of Bidder

Date

City of Cleveland

DEPARTMENT OF FINANCE
AHMED ABONAMAH
DIRECTOR



DIVISION OF PURCHASES AND SUPPLIES
TIFFANY JOHNSON
COMMISSIONER

BIDDER'S CHECK LIST

The City of Cleveland requires that each bid submitted must comply with certain legal requirements to be considered a valid and formal bid. The checklist below is provided to assist in avoiding rejection of your bid due to omission of required information or forms.

CHECK WHEN COMPLETED

A. Bid/Schedule of Items

- 1. Is (are) the bid page(s) completed as required **and** signed in the upper right-hand corner?
- 2. Are all prices (whether Unit, or Gross and extensions) clearly and accurately presented?
- 3. Is the delivery time stated? Is the payment discount given?

B. Bid Bond

- 1. Is the bond made out in the names of and signed by both the principal **and** surety?
- 2. Is the bond amount sufficient for the amount of the bid?
- 3. Is there a power of attorney attached to the bond?

C. Bid Check (if submitted in lieu of Bid Bond)

- 1. Is the check in an amount sufficient for the amount of the bid?
- 2. Is the check either properly certified or a cashier's check?
- 3. Is the Check made payable to: THE CITY OF CLEVELAND?

D. Bid Form (not to be confused with the Bid Bond)

- 1. Is all the required information given?
- 2. Is the form signed?

E. Affidavit

- 1. Does the affidavit contain all the information required ON BOTH SIDES?
- 2. Is it properly Signed? Is it properly notarized by a Notary Public?

F. Contract Compliance Certifications for Bid Consideration

- 1. Do you have a contract compliance certification number or a minority/female business enterprise certification number? If you do not have necessary certification numbers, contact the Office of the Director of Equal Opportunity for further information (Phone 216/664-4152).
- 2. Is your contract compliance certification certificate, statement of deemed compliance, or an application for certification included in the bid?
- 3. If you are a Minority/Female/Cleveland Small Business Enterprise and or Local Producer/ Local Sustainable Business, do you include your MBE/FBE/LPE/SUBE certification certificate, or a completed application therefore, in addition to the certification requirements listed in number 2 under Section F?
- 4. Have you completed the CONTRACT EMPLOYMENT REPORT (Item 12, Page 1 – Schedule 1) **which must be submitted with your bid?**

G. Bid Envelope

- 1. Is the envelope identified with the correct title of the bid and the due date?
- 2. Is the envelope securely sealed?

H. Performance Bond

- 1. Will you be able to furnish the required Performance Bond referred to in paragraph A-8 of INSTRUCTIONS TO BIDDERS, paragraph 10 of the Notice to Bidders, and in paragraph B-8 of General Conditions?
- 2. Notice: A certified or cashier's check **is not acceptable in lieu of a Performance Bond!**

Sidewalk Leveling Improvement Program (File No. 36-24)
Addendum #1

I. Federal Tax ID Form

- _____ 1. Is all the required information given?
- _____ 2. Is the form signed?

J. Northern Ireland Fair Employment Practices Disclosure

- _____ 1. Is all the required information given?
- _____ 2. Is the form signed?

K. Project Plan

- _____ 1. Is all the required information given?

L. Contractor Qualifications from Part 1 of Item 8

- _____ 1. Is all the required information given?

K. Please Note:

- _____ 1. Because of the large variety of commodities, services and improvements required by the City, additional information is often requested in a format not listed above. In such a case, **please review your bid carefully to verify that you have accurately and completely supplied all such data.** Should you have any questions, please call the Division of Purchases and Supplies (216/664-2620) for clarifications.
- _____ 2. All plans and specifications **must** be returned with the bid.

CITY OF CLEVELAND, MAYOR'S OFFICE OF CAPITAL PROJECTS, DIVISION OF ENGINEERING AND CONSTRUCTION
 2024 SIDEWALK LEVELING IMPROVEMENT PROGRAM

SCHEDULE OF ITEMS

REF NO.	DESCRIPTION	UNIT	APPROXIMATE TOTAL QUANTITY	UNIT COST	COST
1	D1 ITEM SPECIAL - SIDEWALK LEVELING, COMPLETE IN PLACE	EACH	19,000		\$ -
2	D-8 FEES (1% of Total cost of Bid Ref No. 1)	LUMP SUM	1		\$ -
3	D-9 MOBILIZATION AND MAINTENANCE OF TRAFFIC	LUMP SUM	1		\$ -
4	D-10 ITEM SPECIAL - SEALING CONCRETE SIDEWALK JOINTS	LF	500		\$ -
UNOFFICIAL TOTAL SUM FOR BID ITEMS					\$0.00
ALL QUANTITIES ARE APPROXIMATE AND NOT GUARANTEED. THE CONTRACT TERM IS FOR TWO (2) YEARS.					
* Each bid shall be accompanied by a performance bond signed by a surety company authorized to do business in Ohio, or by a cashier's check or certified check on a solvent bank, which bond or check shall be in the sum of 5% of the amount of the bid. Said bond or check shall be given as security that IF the bid is accepted, a contract will be entered into and the performance of it properly secured.					

Addendum #1 (File No. 36-24)
2024 SIDEWALK LEVELING IMPROVEMENT PROGRAM
DETAIL SPECIFICATION (Rev. 4/15/2024)

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D-1 ITEM SPECIAL – SIDEWALK LEVELING, COMPLETE IN PLACE

- 1) DESCRIPTION: This work is a service contract for the Sidewalk Trip Hazard Remediation and Condition Survey for the City of Cleveland (City). The initial Contract time will be for a period of two years (24 months) with up to two (2) additional twelve (12) month periods or portions thereof, up to a cumulative total of forty eight (48) months.

- 2) QUALIFICATIONS: The Contractor shall have a minimum of three (3) years' experience in sidewalk grinding. References shall include projects during the last three (3) years that involve sidewalk grinding and trip hazard remediation.

- 3) SUBMITTALS:
 - a) The Contractor is to provide a construction schedule per Ward at the kick off meeting and submit monthly updates.

 - b) Trip Hazard Location Documentation: The Contractor shall provide the City with an Excel spreadsheet (Microsoft Excel 2007 or later) in electronic format that lists the GPS location with sub meter accuracy, street name and address, length and height of the trip hazard, and the length of each grind. The Contractor will document all hazards that cannot be removed by grinding. After the Contractor submits the weekly report, City staff will verify and document the reported work.

 - c) Provide monthly invoice.

 - d) Equipment specifications sheet.

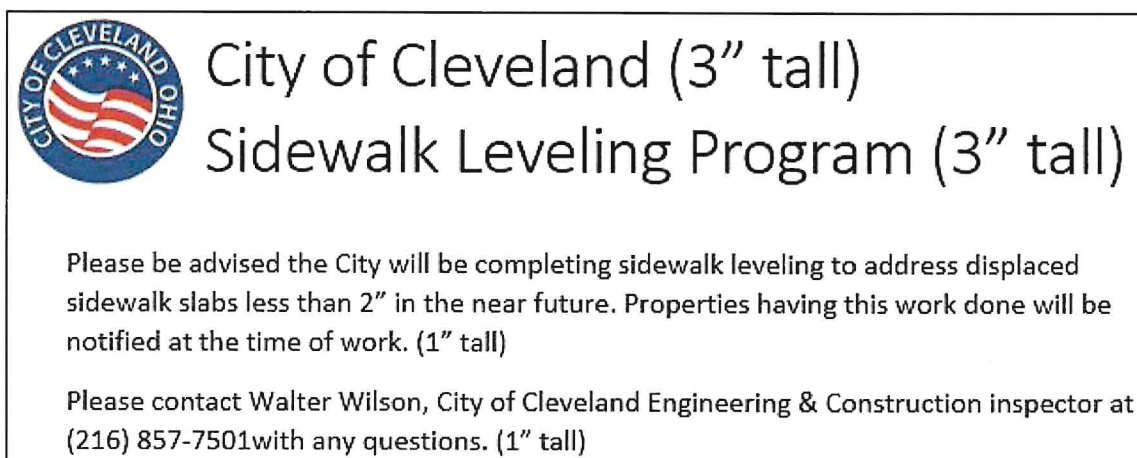
- 4) PERFORMANCE:
 - a) The Work includes surveying all sidewalks in the City, documenting non-compliant sidewalks, and removing raised joints and uneven cracks. Staff in the Permits & Sidewalks Section may designate additional work areas for the Contractor to begin work, but the Contractor will be responsible for surveying and reporting repair needs for the City sidewalks as determined by the City of Cleveland Permits & Sidewalks Section.

 - b) Work Area locations: Proposed street locations are included in Attachment A. The City may request or perform a study of a defined area to identify new or additional locations as needed.

 - c) Non-Compliant Locations: Contractor will identify and remove all location in the Work Area that are ½" and greater in height but not greater than 2". The surface area after remediation must be textured to meet PROWAG standards for pedestrian safety; which includes a slip resistant surface that does not become slippery when wet. Panels that are not repairable, fractured, or broken will be documented in a weekly report.

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2024 SIDEWALK LEVELING IMPROVEMENT PROGRAM
DETAIL SPECIFICATION (Rev. 4/15/2024)

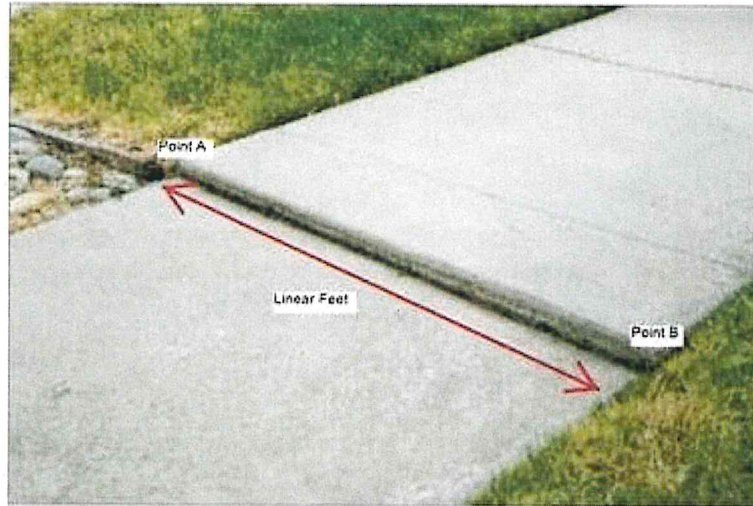
- d) The Contractor shall coordinate with the Permits & Sidewalk Section two (2) weeks in advance of initiating work in the identified Work Areas in a manner agreed upon by the Contractor and City prior to Notice to Proceed.
- e) Contractor to place & maintain twenty four (24)'' x eighteen (18)'' double sided corrugated plastic yard signs with nine (9) gauge stakes notifying public one (1) week in advance of initiating work at each end of street they are working on.
 - a. The contractor shall provide a sign with Garamond font and city emblem showing the following information (Font sizes identified in parenthesis):



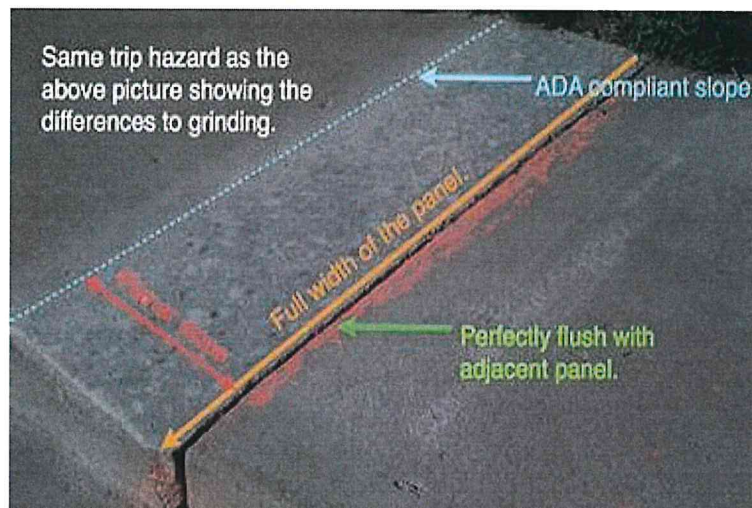
- f) The Contractor shall pass out project flyers created by the City to residents at time of work.
- g) The slope of the angled cut in the curb shall meet PROWAG slope requirement as shown below.

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2024 SIDEWALK LEVELING IMPROVEMENT PROGRAM
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Before:



After:



- h) **Damage to Grass/Vegetation Areas:** Grass or landscaped areas damaged by the Contractor shall be restored at the Contractor's expense to conditions that are equal to or better than the existing conditions prior to commencement of work. Restoration shall be at the direction of Permits & Sidewalk Section staff.
- i) **Utility Conflicts and Coordination:** If the Contractor damages any utilities, they shall immediately notify the Utility Company and Permits & Sidewalk Section. Damages to existing utilities shall be repaired at the Contractor's expense.
- j) **Damage to Existing Irrigation System:** If the Contractor damages any portion of an existing irrigation system, they shall immediately notify the Property Owner either through personal contact or through leaving their contact information to the extent practicable. The Contractor shall also notify the Permits & Sidewalk

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Section immediately. Any damage to existing irrigation systems shall be repaired at the Contractor's expense.

- k) Clean up: Should the integral vacuum system fail to collect all debris, the Contractor shall sweep the sidewalks thoroughly after the grinding operation. All debris collected shall be removed and disposed to a pre-approved location.
- l) Damage to Sidewalk: If the Contractor damages any existing sidewalk, they shall immediately notify the Permits & Sidewalk Section. Any damage to existing sidewalks shall be repaired at the Contractor's expense.

5) EQUIPMENT:

- a) Equipment must be able to grind or cut any size trip hazard ½ inch and greater. Equipment must include a self-contained dust collection system, which is used 100% of the time. To ensure effectiveness and minimize machinery footprint, the system must consist of an engine-driven vacuum suction fan and dust collection tanks both mounted on the apparatus and approved by the City.
- b) Equipment noise must be minimal so it does not disturb the public and the public will not need to wear hearing protection if located 10 ft. or further from the operation of the equipment. Per OSHA, hearing protection is required for individuals exposed to noise over 85 dB.
- c) The failure of the Contractor to obtain and maintain sufficient equipment to provide the services as specified in this solicitation may be cause for termination of Contract.
- d) A representative from the City's Permit & Sidewalk Section or such other specifically designated City Representative shall perform inspection and acceptance of proposed equipment to be used on this project.

6) MEASUREMENT & PAYMENT:

- a) Measurement is based on each joint regardless of the width or thickness of the sidewalk.
- b) Payment for all work done in compliance with the Contract Documents, inclusive of furnishing all labor, equipment, materials, and performance of all operations relative to construction of this project, will be made under Pay Items. Work for which there is not a pay item will be considered incidental to the Contract and no additional compensation will be allowed.

D-2 POLLUTION & NOISE CONTROL

- 1) Noise Control: Noise Control shall be in accordance with Federal, State, and City regulations. The Contractor shall comply with all City Ordinances and Regulations dealing with noise abatement.
- 2) Vibration Control: Vibration Control shall be in accordance with Federal, State, and City regulations. It is the Contractor's sole responsibility to prevent damage from vibration to adjacent structures and property.
- 3) Air Pollution Controls: Air Pollution Control shall be in accordance with Federal, State, and City regulations.
- 4) Use construction equipment, which has been designed and equipped to prevent or control air pollution in conformance with the regulations of the EPA, state and local authorities. Contractor shall have available evidence of such design and equipment shall be maintained and made available for inspection by Construction Manager.

D-3 WORK PERMITS AND FEES

- 1) The Contractor shall obtain all work permits from the City of Cleveland for project construction work.

D-4 INCONVENIENCE TO THE PUBLIC

- 1) The construction work shall be done in a timely and efficient manner to minimize the inconvenience to the public. With the exception of the seasonal suspension of work, the Contractor shall submit bi-weekly updated construction schedules to the Engineer prior to construction progress meetings and as part of the invoice submittal process to ensure the work is occurring in a timely and efficient manner. The schedule submittal shall be done at the Contractor's expense and at no cost to the City.

D-5 CHANGES TO WORK

- 1) The Division of Engineering and Construction utilizes Force Accounts to pay for construction work and/or items related to unforeseen, unexpected, or unanticipated site conditions resulting in cost overruns for City of Cleveland projects.
- 2) The payment from the Force Account shall be by signed and approved City Change Order. The change order shall be numbered, titled, quantified, and priced. The Contractor shall deliver to the Engineer a complete cost breakdown of labor, materials, equipment, fuel, and appurtenances for the review and approval of the change order.

D-6 REDUCTION/ELIMINATION OF WORK AND/OR INCREASE IN WORK

- 1) The City of Cleveland reserves the right to reduce and/or increase portions of work or items of work. If the project is over budget, work will be eliminated and quantities will be adjusted accordingly.

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2024 SIDEWALK LEVELING IMPROVEMENT PROGRAM
DETAIL SPECIFICATION (Rev. 4/15/2024)

- 2) A revised schedule of items will be prepared using the reduced quantities and the bid unit prices and submitted to the Contractor and other vested agencies for review and approval for the adjusted work total.

D-7 CONTRACTOR WORK HOURS

- 1) The default Contractor work hours shall be an eight-hour day, five days a week for a maximum of 40 hours, unless a different work schedule has been submitted by the Contractor and approved by the City.
- 2) The Contractor shall restrict his working hours to those permitted by local or other applicable ordinance, laws and regulations unless a written variance has been accepted from the appropriate governing authorities.

D-8 FEES

- 1) DESCRIPTION: The following cost is added to the bid Schedule of Items for payment to the contractor:
- 2) MEASUREMENT & PAYMENT: The Contractors cost for the fees associated with the procurement of the project construction bond shall be included as part of the bid for cost not to exceed 1% of the total construction cost. Payment to the contractor for said costs will be performed with the City's receipt of the construction bond fees payable to the surety.

D-9 MOBILIZATION & MAINTENANCE OF TRAFFIC

- 1) DESCRIPTION: Mobilization shall include obtaining all permits and registration; moving all supplies and equipment onto the site as required for the proper performance and completion of the work & maintain pedestrian access to all property owners, including residences and businesses, during construction.
- 2) PERFORMANCE: The City will make partial payments as modified by the following schedule:
 - a) The City will release 50 percent of the lump sum amount bid for Mobilization to the Contractor with the first estimate payable, but not sooner than 15 days after the start of work at the project site.
 - b) The City will release an additional 40 percent of the lump sum amount bid for Mobilization with the first regular estimate after 50 percent of the total contract amount is complete, including payments for delivered materials but excluding Mobilization, is earned.
 - c) The remaining 10 percent of the lump sum amount bid for Mobilization will be released once 90 percent of the total contract amount is complete.

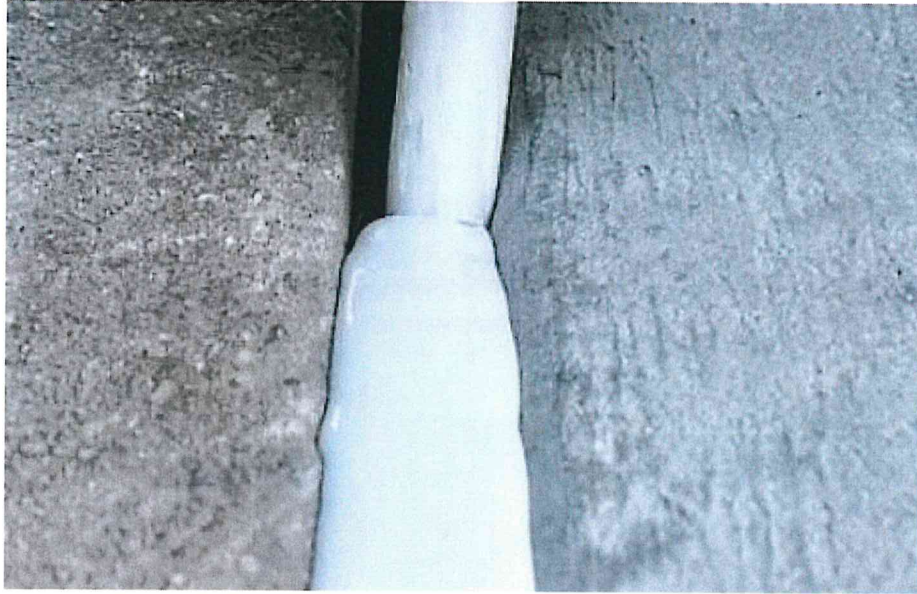
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- 3) MEASUREMENT & PAYMENT: The unit item cost shall be a lump sum cost per the total overall cost of each roadway task order inclusive of all costs related to the same, and no additional separate payment or compensation will be made towards the mobilization in this contract.

D-10 ITEM SPECIAL SEALING CONCRETE SIDEWALK JOINTS

1. DESCRIPTION. This work consists of cleaning and sealing the finished surface of the sidewalk at locations identified by the City.
2. MATERIALS:
 - a. Use joint sealant Sika flex Polyurethane Joint Sealant 1C-SL or approved equal.
 - b. Use a 1/2 inch (13 mm) diameter closed cell foam backer rod that will form and maintain a reservoir of sealant
3. SUBMITTALS:
 - a. Product Data Sheet
 - b. Product Safety Data Sheet
4. PERFORMANCE:
 - a. Ambient Air Temperature: 40–100 °F. Sealant should be installed when the joint is at mid-range of its anticipated movement or per manufactured recommendations.
 - b. Substrate Temperature: 40–100 °F. Sealant should be installed when the joint is at mid-range of its anticipated movement or per manufactured recommendations.
 - c. Clean the joint of debris so that ½ in diameter backer rod can placed uniformly across the entire joint as directed by the City.
 - d. Joint must be sound, clean, dry, frost free, and free of oil and grease.
 - e. After cleaning, place the backer rod in the joints, then immediately seal the joints with sealant applied through a nozzle projected into the sawed joint, filling from the bottom up. Ensure that the sealant completely fills the joint such that after cooling, the level of the sealant is below the surface by less than 1/8 inch (3 mm).
 - f. Fill any depression in the seal greater than 3/16 inch (5 mm) to the specified limit by adding additional sealant. Do not overfill the joints.
 - g. Take care in the sealing of the joints so that the final appearance will present a neat line similar to picture.

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2024 SIDEWALK LEVELING IMPROVEMENT PROGRAM
DETAIL SPECIFICATION (Rev. 4/15/2024)



5. MEASUREMENT & PAYMENT:

- a. Joints will be measured by the linear foot of material placed.
- b. The cost for this item shall include the furnishing of all labor, materials, equipment, and all other appurtenances to perform the work as described in these specifications.

END

City of Cleveland

Sidewalk Leveling Improvement Program (File No. 36-24)

QUESTIONS

1. **Question** - Is the approximate total quantity of 19,000 list on the 'Schedule of Items' on page 61 an estimated quantity annually or an estimated quantity for the initial 24-month term?

Answer – The approximate quantities are for the initial 24-month term.

2. **Question** - Can the City please clarify the ITB submission instructions including where to submit to, how many copies of the bid response should be submitted, bid envelope details, and any other pertinent information?

Answer – Revised Part A “Instruction to Bidders” paragraph A-2 is included in Addendum #1.

3. **Question** - Is item 'F – Contract Compliance Certifications for Bid Consideration' on the Bidder's Check List on page 53 required for this ITB or is it not applicable?

Answer – They are required.

4. **Question** - Is item 'H – Performance Bond' on the Bidder's Check List on page 53 required for this ITB or is it not applicable? If it is applicable, note that the referenced paragraph A-25 is not included in the ITB so would need to be supplied.

Answer – It is required. Revised checklist included in Addendum #1

5. **Question** - Is a performance bond required in addition to a bid bond? If so, can annually renewable performance bonds be provided? Are there any extended warranty provisions?

Answer – They are both required. Your attention is directed to paragraph A-8 of INSTRUCTIONS TO BIDDERS. The costs for the initial 24-month period will be included in bid item D-8 Bond Fees. If the contract is extended then additional fees will be added thru change order as described in paragraph D-5 “Changes in Work”. There are no extended warranty provisions.

Sidewalk Leveling Improvement Program (File 36-24)
Addendum #1

1. **Question** - Is this project for concrete raising using foam pumping or mud jacking or will it be for grinding down raised concrete?

Answer - Contract is for grinding down sidewalk at joints

Tony Calabrese - TLC Contractors Inc / tlccontractors1@yahoo.com

1. **Question** - do you have an engineer's estimate or can you tell me the cost of this project for bidding purposes?

Answer – The engineers estimate is approximately \$1.6M

END