

STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
HARBORS

ADDENDUM NO. 1

TO

SPECIFICATIONS AND PROPOSAL

FIRE PROTECTION SYSTEM REPAIRS, PIER 3,  
NAWILIWILI HARBOR, KAUAI, HAWAII  
PROJECT NO. S70156

May 23, 2023

This Addendum shall make the following amendments to the Bid Documents:

1. NOTICE TO BIDDERS

Prospective bidders are hereby notified that the receiving of bids, scheduled for Monday, May 15, 2023, at 2:00 p.m. Hawaii Standard Time (HST), is HEREBY POSTPONED until **Wednesday, June 14, 2023, at 2:00 p.m. HST**. The attached Notice to Bidders dated r5/23/2023 shall be incorporated and made part of the original Notice to Bidders.

2. SPECIAL PROVISIONS

Delete the entire SPECIAL PROVISIONS section and replace it with the attached SPECIAL PROVISIONS dated r5/23/2023.

3. PROPOSAL

Delete page P-1 and replace it with the attached page P-1 dated r5/23/2023.

4. PROPOSAL SCHEDULE

Delete pages P-7 and P-8 replace with the attached pages P-7 and P-8 dated r5/23/2023.

Please acknowledge receipt of this Addendum No. 1 by recording the date of its receipt in the space provided on page P-4 of the Proposal.



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DREANALEE K. KALILI

Deputy Director

Department of Transportation, Harbors

**NOTICE TO BIDDERS**  
(Chapter 103D, Hawaii Revised Statutes)

The receiving of SEALED BIDS for FIRE PROTECTION SYSTEM REPAIRS, PIER 3, NAWILIWILI HARBOR, KAUAI, HAWAII - JOB S70156, will begin as advertised in HiePRO. Bidders are to register and submit bids through HiePRO only. See the following HiePRO link for important information on registering:

<https://hiepro.ehawaii.gov/welcome.html>.

Plans, specifications, proposal, contract forms, and any other applicable documents may be obtained from HiePRO.

Deadline to submit bids, scheduled for Monday, May 15, 2023, at 2:00 p.m. Hawaii Standard Time (HST), is HEREBY POSTPONED until **Wednesday, June 14, 2023, at 2:00 p.m. HST**. Bids received after said due date and time shall not be considered.



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DREANALEE K. KALILI  
Deputy Director  
Department of Transportation, Harbors

## SPECIAL PROVISIONS

The General Provision is amended as follows:

### A. ARTICLE I - TERMS, ABBREVIATIONS, AND DEFINITIONS

1. Section 1.3 Definitions: The definition for “Subcontractor” is amended by deleting it and replacing it with the following:

“Subcontractor – An individual, partnership, firm, corporation, or joint venture, or other legal entity, as licensed or required to be licensed under Chapter 444, Hawaii Revised Statutes, as amended, which enters into an agreement with the Contractor to perform a portion of the work.”

2. Add the following to Section 1.3 Definitions:

“HAWAII ePROCUREMENT SYSTEM (HIePRO) - The State of Hawaii eProcurement System for issuing solicitations, receiving proposals and responses, and issuing notices of award.”

### B. ARTICLE II – STANDARD PROVISIONS FOR COMPETITIVE SEALED BIDS AND AWARDS

1. 2.7 Request for Substitution of Specified Materials and Equipment Before Bid Opening is amended as follows:

- a. The last sentence in the first paragraph (lines 147 to 152) be replaced with the following:

“Where a bidder intends to use a material or equipment of an unspecified brand, make, or model, the bidder must submit a request to the Department for review and approval at the earliest date possible. Requests shall be submitted via email to the Contact person listed in HIePRO for the solicitation and also posted as a question in HIePRO under the question/answer tab referencing the email with the request. The request must be posted in HIePRO no later than seventeen (17) calendar days before the bid opening date, not including the bid opening date.”

- b. The first sentence in the second paragraph (lines 154 to 156) shall be replaced with the following:

“It shall be the responsibility of the bidder to submit sufficient evidence based upon which a determination can be made by the Department that the alternate brand is a qualified equivalent.”

2. 2.8 Preparation and Delivery of Bid is amended as follows: Last paragraph (lines 189 to 192) shall be replaced with the following:

“The bidder shall submit the proposal in HiePRO. The proposal shall be UPLOADED to HiePRO prior to the bid opening date and time. Proposals received after said due date and time shall not be considered. Original (wet ink) proposal documents are not required to be submitted. The award will be made based on proposals uploaded in HiePRO. Any and all other additional documents explicitly designated and labeled as CONFIDENTIAL or PROPRIETARY shall be UPLOADED SEPARATELY to HiePRO.”

3. 2.11 Bid Security is amended by deleting (a) and replacing it with:

“(a) Unless directed otherwise in the invitation for bids, each bid shall be accompanied by bid security which is intended to protect the Department against the failure or refusal of a bidder to execute the contract for the work bid or to supply the required performance and payment bonds. Bid security shall be in an amount equal to at least five percent of the base bid and additive alternates. Bid security shall be in one of the following forms:

1. A deposit of legal tender,
2. A valid surety bid bond, underwritten by a company licensed to issue bonds in the State of Hawaii, or
3. A certificate of deposit; credit union share certificate; or cashier’s, treasurer’s, teller’s or official check drawn by or a certified check accepted by a bank, savings institution, or credit union insured by the Federal Deposit Insurance Corporation (FDIC) or the National Credit Union Administration (NCUA) and payable at sight or unconditionally assigned to the Department. These instruments may be utilized only to a maximum of one hundred thousand dollars (\$100,000.00). If the required amount totals over one hundred thousand dollars (\$100,000.00), more than one instrument not exceeding one hundred thousand dollars (\$100,000.00) each and issued by different financial institutions shall be accepted.
4. Proposal Guaranty listed in (1) and (3) shall be in its original form, and shall be received at the Contracts Office, Department of Transportation, Aliiimoku Hale, 869 Punchbowl Street, Room 105, Honolulu, Hawaii 96813 before the bid deadline.”

4. 2.12 Pre-Opening Modification or Withdrawal of Bids is amended by deleting 2.12 Pre-Opening Modification or Withdrawal of Bids in its entirety and replacing it with the following:

“2.12 Pre-Opening Modification or Withdrawal of Bids. A bidder may withdraw or modify a proposal after the bidder submits the proposal in HIePRO. Withdrawal or modification of a proposal must be completed before the time set for the receiving of bids.”

5. 2.14 Public Opening of Bids is amended by deleting 2.14 Public Opening of Bids in its entirety.
6. 2.20 Bid Evaluation and Award is amended by replacing 2.20(a) and 2.20(b) with the following:

“(a) The award shall be made to the lowest, responsive, responsible bidder within 60 days after bid opening and shall be based on the criteria set forth in the invitation for bids. The Department may request the bidders to allow the Department to consider the bids for the issuance of an award beyond the 60-day period. Agreement to such an extension must be made by a bidder in writing. Only bidders who have agreed to such an extension will be eligible for the award.

(b) No bid shall be withdrawn or corrected for a period of 60 days after bid opening except for a mistake as described in this article; however, a bidder may withdraw a bid without penalty anytime prior to award of the contract if it finds it is unable to comply with the provisions regarding the employment of State of Hawaii residents as described in Section 7.2 and 103B-3, H.R.S.”

C. ARTICLE VII – LEGAL RELATIONS AND RESPONSIBILITY TO PUBLIC

1. 7.1 Insurance Requirements is amended by deleting paragraph “(b)(4) Builder’s Risk for All Work” in its entirety.

PROPOSAL TO THE STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
HARBORS

PROJECT: S70156 - FIRE PROTECTION SYSTEM REPAIRS,  
PIER 3, NAWILIWILI HARBOR, KAUAI, HAWAII

COMPLETION TIME: All work for the project, S70156 FIRE PROTECTION SYSTEM  
REPAIRS, shall be completed within 90 CALENDAR days from the  
date indicated in the Notice to Proceed (NTP) from the Department.

ELECTRONIC SUBMITTAL: The bidder shall submit the proposal in HiePRO. The proposal shall  
be UPLOADED to HiePRO prior to the bid opening date and time.  
See SPECIAL PROVISIONS, Section 2.8 PREPARATION AND  
DELIVERY OF BID, for additional information.

LIQUIDATED DAMAGES: FIVE HUNDRED AND NO/100 DOLLARS (\$500.00) for each and  
every calendar day which the Contractor has failed to complete  
the work or portions of the work on time.

PROGRAM MANAGER: MR. NIKO SALVADOR  
DEPARTMENT OF TRANSPORTATION, HARBORS  
HALE AWA KU MOKU BUILDING  
79 S. NIMITZ HIGHWAY  
HONOLULU, HI 96813  
(808) 587-1862

**FIRE PROTECTION SYSTEM REPAIRS, PIER 3,  
NAWILIWILI HARBOR, KAUAI, HAWAI**

**PROPOSAL SHEDULE S70156**

ITEM NO.	DESCRIPTION	EST. QTY	UNIT	UNIT PRICE	TOTAL
1.	Mobilization and Demobilization	L.S.	Lump Sum	L.S.	\$ _____
2.	Demolition, excavation, and removal of sections of water lines and appurtenances to effectuate CIPP rehabilitation, asphalt concrete pavement, Portland cement concrete pavement, concrete, pipes, construction debris, and all other items within the limit of demolition and removal, excluding items indicated to remain or required to complete work.	L.S.	Lump Sum	L.S.	\$ _____
3.	6-inch diameter pipe CIPP rehabilitation of the fire protection water system, inclusive of all labor, material, equipment, tools, camera CCTV inspections and pressure testing, and incidentals required to repair the pipelines, in place, complete.	100	Linear Foot	\$ _____	\$ _____
4.	12-inch diameter pipe CIPP rehabilitation of the fire protection water system, inclusive of all labor, material, equipment, tools, camera CCTV inspections and pressure testing, and incidentals required to repair the pipelines, in place, complete.	1,000	Linear Foot	\$ _____	\$ _____
<b>TOTAL - BASE BID</b>					<b>\$</b>

Notes:

1. The bidder shall submit the proposal in HiePRO. The proposal shall be **UPLOADED to HiePRO** prior to the bid opening date and time. Proposals received after said due date and time shall not be considered. Original (wet ink) proposal documents are not required to be submitted. The award will be made based on proposals uploaded in HiePRO. Any and all other additional documents explicitly designated and labeled as **CONFIDENTIAL** or **PROPRIETARY** shall be **UPLOADED SEPARATELY** to HiePRO.
2. Bids will be compared on the basis of the BASE BID. All bidders are required to bid on the BASE BID items and Deductive items. The lowest responsible bidder shall be determined from the BASE BID, regardless of whether the State, upon its sole discretion, decides to apply any deductive items from the Contract. Application of deductive items will not affect the determination of the lowest responsible bidder. Further, no additional compensation will be made by the State for losses, including overhead and profit, resulting from the application of any deductive items.
3. If the lowest responsible BASE BID is less than, or approximately equal to the funds available for this project, an award will be made to the lowest responsible bidder. If the lowest responsible BASE BID exceeds the funds available for this project, the State reserves the right to negotiate with the lowest responsible bidder as permitted under Section 103D-302, Hawaii Revised Statutes, as amended, to reduce the scope of work and award a contract.
4. The State reserves the sole right to decrease the overall scope of work by applying deductive items. If the BASE BID minus deductive items applied together still exceeds the pre-established funding amounts, the State reserves the right to negotiate with the lowest responsible bidder as permitted under Section 103D-302, Hawaii Revised Statutes, as amended, to further reduce the scope of work and award the contract thereof. The State also reserves the right to cancel this project at their sole discretion.
5. Bid to include all Federal, State, and local taxes. The prices bid herein shall include all labor, materials, equipment, and incidentals necessary to construct all items in place, including demolition, all in accordance with the plans and specifications.
6. Bidders must complete all unit prices and amounts. Failure to do so may be grounds for rejection of bid.
7. Submission of a Proposal is a warranty that the bidder has made an examination of the project sites and is fully aware of all conditions to be encountered in performing the work and the requirements of the plans and specifications.
8. No additional compensation will be made by the State for losses, including overhead and profit, resulting from the deletion of the work under the Deductive items.
9. The bidder's attention is directed to Section 2.9 – PROPOSAL GUARANTY and Section 3.5 – REQUIREMENT OF CONTRACT BOND of the "General Provisions" as amended by the Special Provisions.