



**OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION**

ADDENDUM NO. 2
ISSUED APRIL 16, 2020

PROJECT NO. 70-20-01 (RE-BID)
SLOPE REPAIRS
MILEPOST 132.6 WB
LORAIN COUNTY, OHIO

ATTENTION OF BIDDERS IS DIRECTED TO:
ANSWERS TO QUESTIONS RECEIVED THROUGH 5:00 P.M. ON APRIL 15, 2020

MODIFICATIONS TO THE CONTRACT DOCUMENTS:

Special Provisions:
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-AND-

SP 122 - Potential Impacts and Delays Due to COVID-19 (04/16/2020)

Issued by the Ohio Turnpike and Infrastructure Commission through Jennifer L. Stueber, Esq., General Counsel.

Jennifer L. Stueber, Esq.,
General Counsel

April 16, 2020

Date

ANSWERS TO QUESTIONS RECEIVED THROUGH 5:00 P.M. ON APRIL 15, 2020:

Q#4 Due to the ongoing COVID-19 Pandemic, how will the contractor be compensated for schedule delays, idle time, extended general conditions, additional mobilizations and demobilizations, unabsorbed home office overhead, labor escalation, material escalation, and fuel escalation caused either directly or indirectly by the COVID-19 Pandemic?

A#4 See Special Provision SP 122 Potential Impacts and Delays Due to COVID-19 (04/16/2020) included as part of this Addendum No. 2.

Q#5 Due to the ongoing COVID-19 Pandemic, Independence Excavating cannot guarantee project start, milestone or completion dates due to the uncertainty of potential workforce shortages and affected supply chain including but not limited to all construction materials, fuel, lubricants, and equipment parts.

A#5 See Special Provision SP 122 Potential Impacts and Delays Due to COVID-19 (04/16/2020) included as part of this Addendum No. 2.

Q#6 Will the owner waive any liquidated or consequential damages related to any event, workforce shortage or affected supply chain caused directly or indirectly by the COVID-19 Pandemic?

A#6 See Special Provision SP 122 Potential Impacts and Delays Due to COVID-19 (04/16/2020) included as part of this Addendum No. 2.

Receipt of Addendum No. 2

Project No. 70-20-01 (RE-BID) is hereby acknowledged:

(Firm Name) _____


(Signature) _____

(Printed Name) _____

(Date) _____

**BIDDERS MUST RETURN THE ABOVE ACKNOWLEDGEMENT
OF RECEIPT OF ADDENDUM NO. 2 WITH THEIR BID.**

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
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PROJECT NO. 70-20-01 (RE-BID)

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SP 122**Potential Impacts and Delays Due to COVID-19***(4-16-2020)*

In an effort to anticipate the potential impacts to the Project caused by the COVID-19 threat and in following direction from the Governor and other authorities, the Contractor is on notice of the need to comply with all federal, state and local orders issued to prevent the spread of contagious or infectious diseases, including the Stay at Home Order from the Ohio Director of Health dated March 22, 2020 (Stay at Home Order), and subsequent orders, located through the following website:

<https://coronavirus.ohio.gov/wps/portal/gov/covid-19/home/public-health-orders/directors-order-to-stay-at-home>

Contractor is on notice that the Project is considered essential and that the contractor and its employees, subcontractors and suppliers are considered essential businesses and performing essential functions as defined under the Stay at Home Order.

Notwithstanding any other provisions of the contract documents, in the event of project delay or impacts to performance due to a mandatory COVID-19 virus directives, orders, quarantines or closures issued by government authorities, a contractor may, by providing notice to the Commission as required under General Conditions 1.3 or 1.4 and 6.4.1, request to extend the appropriate Completion Date(s) as may be appropriate under the specific circumstances for a period of up to thirty (30) days. If granted by the Chief Engineer, extensions shall be considered an excusable, non-compensable delay in accordance with General Conditions 6.2 and 6.3. If any portion of the Work is still not able to be performed upon the expiration of the extension, either party may provide notice to the other party. The termination for convenience remains at the sole discretion of the Chief Engineer.

The Contractor will exercise best efforts to utilize remote services to perform Work that otherwise cannot be performed in person due to a mandatory COVID19 virus quarantine, closure, or impact as directed by Stay at Home Order.

Contractors are on notice that their bids should include any impacts they foresee or should have reasonably foreseen due to the Stay at Home Order or existing or reasonably foreseeable orders by any other federal, state or local official.

If any emergency order or declaration of any government official, including but not limited to the Stay at Home Order, is lifted at any time, this Special Provision shall be considered null and void thirty (30) days after the date such restrictions are lifted or otherwise made void.

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