

August 30, 2018

ADDENDUM NO. 1

to the

PROPOSAL, SPECIAL PROVISIONS, AND SAMPLE CONTRACT

for the construction of

CAMINO PABLO MEDIANS LANDSCAPE IMPROVEMENTS

City Project No.: 4136

The purpose of this addendum is to revise the **Proposal, Special Provisions, and Sample Contract** by adding a bid bond form to be included in the proposals submitted by bidders.

The Proposal, Special Provisions, and Sample Contract is amended as follows:

The attached sample Bid Bond form shall be included as Page 27A in accordance with the requirements listed in Part II. Bidding, Section 3. Bid Submission.

Bidder must acknowledge receipt of this Addendum. Acknowledgment must be shown in the space provided below and returned with the Bid Proposal prior to the date and hour set for the opening of bids, 2:00 p.m. on Tuesday, September 11th, 2018.



Acknowledged:

Bidder: _____

By: _____

Title: _____

Date: _____

BIDDER'S BOND

Bond No.: _____

KNOW ALL PERSONS BY THESE PRESENTS:

THAT WE _____ as PRINCIPAL, and _____, a corporation organized and existing under the laws of the State of _____ and authorized to transact surety business in the State of California, as Surety, are held and firmly bound unto the City of Orinda in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the City of Orinda for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made to the City of Orinda, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by those presents. In no case shall the liability of the surety hereunder exceed the sum of \$ _____.

THE CONDITIONS OF THIS OBLIGATION ARE SUCH THAT:

WHEREAS, the Principal has submitted the above mentioned bid to the City of Orinda, for certain construction specifically described as follows, for which bids are to be opened at the City Offices, 22 Orinda Way, Orinda, California, _____ p.m., _____ 20 _____.

_____ Project Name _____ Project Number _____

NOW, THEREFORE, if said bid is rejected or, in the alternative, if said bid is accepted and the Principal signs and delivers a Contract and furnishes a Performance Bond and Labor and Material Bond, in the form and within the time required by the bid and the Contract Documents, then this obligation shall become null and void, otherwise the same shall remain in full force and effect and upon default of the Principal shall be forfeited to the City of Orinda, it being expressly understood and agreed that the liability of the Surety for any and all default of the Principal shall be the amount of this obligation as herein stated, as liquidated damages. Such forfeiture and liquidated damages under this bond shall be without prejudice to the City of Orinda's right to pursue any excess actual damages from Principal for breach of contract or otherwise.

IN WITNESS WHEREOF, We have hereunto, set our hands and seals on this _____ day of _____, 20 _____.

(SEAL)

(SEAL)

(Principal)

(Surety)

(Address)

(Address)

By: _____
(Signature)

(Signature)

NOTE: Signatures of those executing for the surety must be Notarized (attach acknowledgement form) and evidence of corporate authority attached.