

ADDENDUM NO. 1  
TO  
PLANS AND SPECIFICATIONS  
FOR

ALI'I DRIVE SHOULDER IMPROVEMENTS  
IN THE VICINITY OF ISLANDER INN

NORTH KONA DISTRICT  
COUNTY AND STATE OF HAWAI'I

JOB NO. E-4229

**NOTICE TO BIDDERS**

The items listed and described below are made a part of the current contract and shall govern the work, taking precedence over the previously issued specifications and drawings governing the particular item of work mentioned.

**SPECIFICATIONS**

**DELETE** the Special Notice to Bidders in its entirety and **REPLACE** with the revised Special Notice to Bidders dated 6/23/16, attached. (2 pages total)



Warren H. W. Lee, P.E., Director  
Department of Public Works  
County of Hawai'i

Date Issued: June 27, 2016

Please detach and execute the receipt below. Return immediately via facsimile (808) 961-8630 or mail to the Administration Office, Department of Public Works, County of Hawai'i at Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, HI 96720-4224.

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Receipt of Addendum No. 1 via website for the ALI'I DRIVE SHOULDER IMPROVEMENTS IN THE VICINITY OF ISLANDER INN, NORTH KONA, HAWAI'I, JOB NO. E-4229, is hereby acknowledged.

Signed \_\_\_\_\_

Title \_\_\_\_\_

Firm \_\_\_\_\_

Date \_\_\_\_\_

## SPECIAL NOTICE TO BIDDERS

Reminder Note: “A” general engineering contractors and “B” general building contractors are reminded that due to the Hawai‘i Supreme Court’s January 28, 2002 decision in Okada Trucking Co., Ltd. v. Board of Water Supply, et al., 97 Haw. 450 (2002), they are prohibited from undertaking any work, solely or as part of a larger project, which would require the general contractor to act as a specialty contractor in any area where the general contractor has no license. Although the “A” and “B” contractor may still bid on and act as the “prime” contractor on a “A” or “B” project (See, HRS § 444-7 for the definitions of an “A” and “B” project.), respectively, the “A” and “B” contractor may only perform work in the areas in which they have the appropriate contractor’s license (An “A” or “B” contractor obtains “C” specialty contractor’s licenses either on its own, or automatically under HAR § 16-77-32.). The remaining work must be performed by appropriately licensed entities.

Bidders must possess a valid State of Hawai‘i, General Engineering Contractor’s License “A”.

In addition, the following specialty licenses are required for this project:

- C-27 Landscaping
- C-31b Stone Masonry
- C-37 Plumbing
- C-13 Electrical

No other specialty licenses will be required unless noted otherwise in an addendum. Anyone who disagrees with this determination shall submit written comments at least 10 calendar days prior to bid opening. If no objections to the Contractor Licensing Requirements are raised prior to such date, it will be presumed that all bidders are in agreement with the listing set forth above.

### RESPONSIBILITY OF OFFERORS

Offeror is advised that if awarded a contract under this solicitation, Offeror shall, upon award of the contract, furnish proof of compliance with the requirements of §103D-310(c), HRS:

1. Chapter 237, tax clearance;
2. Chapter 383, unemployment insurance;
3. Chapter 386, workers' compensation;
4. Chapter 392, temporary disability insurance;
5. Chapter 393, prepaid health care; and
6. One of the following:
  - a. Be registered and incorporated or organized under the laws of the State, hereinafter referred to as a “Hawai‘i business”; **or**
  - b. Be registered to do business in the State, hereinafter referred to as a “compliant non-Hawai‘i business.”

Refer to the Award of Contract provision herein for instructions on how to comply with the above requirements.

CAMPAIGN CONTRIBUTIONS BY STATE AND COUNTY CONTRACTORS PROHIBITED  
PURSUANT TO HAWAI'I REVISED STATUTES (HRS) §11-355

If awarded a contract in response to this solicitation, offeror agrees to comply with HRS §11-355, which states that campaign contributions are prohibited from a State and County government contractor during the term of the contract if the contractor is paid with funds appropriated by the legislative body between the execution of the contract through the completion of the contract.

HAWAI'I REVISED STATUTES, CHAPTER 103B - EMPLOYMENT OF STATE RESIDENTS  
ON CONSTRUCTION PROCUREMENT CONTRACTS, AS AMENDED

HRS Chapter 103B, unless its application is in conflict with any federal law or will disqualify the County from receiving federal funds or aid, shall apply to this contract. It requires the Contractor and applicable subcontractor(s) to perform its contract with a workforce of which not less than eighty percent (80%) are Hawai'i residents. Reference Special Provisions 7.1(p) for related project specific requirements

HAWAI'I REVISED STATUTES, SECTION 103-55.6, PREFERENCE FOR BIDDERS IN  
APPRENTICESHIP PROGRAMS

The preference for bidders in apprenticeship programs (reference Special Provisions Section 7.1, Subsection (o) and Item 10, Section (B) shall apply to this project if the estimated cost is \$250,000.00 or more, unless it is in conflict with any federal Law or if it would disqualify any county agency from receiving federal funds or aid.

CODE OF ETHICS

If you are an officer or employee of the County of Hawai'i, or a business in which an officer or employee or officer or employee's immediate family has a controlling interest, the provisions of Ordinance No. 15-103, Section 3 must be complied with before a contract for goods or services may be entered into with any County agency.

NON-WORKING DAYS

No work shall be performed on the following days: September 18, 2016, October 1 to 16, 2016, November 11, 2016, November 20, 2016, December 10 to 11, 2016, & December 19, 2016 to January 2, 2017. Should these days fall on a week day, that day will not be counted as a working day. The project area shall be made safe for pedestrians/spectators equivalent to a pre-project condition.

Revised: 06/23/2016