

City of Westminster

Addendum #2

City Park Retaining Wall Reconstruction Design

RFP # 23-11

Questions and answers:

1. **Question:** How many copies of the proposal submission are required to be submitted by Offerors?

Answer: City requires two copies of the proposal.

2. **Question:** Will the City consider granting an extension of the due date for proposal submissions in order to accommodate RFI responses?

Answer: Yes, bid due date has been extended until Tuesday, November 29, 2022 at 2:00PM.

3. **Question:** On page 2 of the Addendum under the Q&A, Question #3 it states that "Bid Bond is mandatory only." Please confirm that an executed Bid Bond in the amount of 10% is not required for A/E Design Services.

Answer: Bid Bond in the amount of 10% of the proposal is **not** required.

4. **Question:**

In the Agreement provided with the RFP documents, under Section 7 Insurance, it states "the Certificates of Insurance shall be on an occurrence basis, shall name the City as an additional insured, and shall provide wither that (a) the City shall be given at least 30 days prior to written notice of the cancellation of, intention not to renew, or material change in the coverage or (b) the City shall be given such notice of the cancellation of, intention not to renew, or material change in the coverage as is required by the terms of the Engineer's policy or policies of insurance, and provide copies of the relevant policies to the City with the Certificates." Alpha Corporation cannot add the City (or any other person) as an additional insured to either its Workers' Compensation insurance policy or its Professional Liability insurance policy. **Please confirm that it is not required to add the City (or any other person) as an additional insured.**

Answer: Confirmed.

Secondly, in response to subparagraphs (a) and (b) quoted above, Alpha Corporation's insurance carriers will only provide 30 days' notice of cancellation. **The insurance carriers will not provide written notice of "intention not to renew" or "a material change". Will the City consider removing the requirement of receiving written notice of "intention not to renew" or "a material change"? Will the City confirm that subparagraph (b) quoted above means that the City will receive whatever advance notice is already**

provided for in the various insurance policies? Waiting on response to this question. Will provide an additional addendum when answered.

Finally, Section 7 requires the Professional Liability insurance policy be an “occurrence” policy and does not explicitly allow for a “claims made” policy, which is the type of professional liability insurance policy that Alpha Corporation maintains with limits of \$3,000,000 per claim and \$6,000,000 in the aggregate. **Will the City consider accepting a professional liability insurance coverage using a “claims made” policy? Waiting on response to this question. Will provide an additional addendum when answered.**