The following is additional information regarding Invitation to Bid #CL0-2506 titled Boundary Servo Motor and Brake Jack Unit 54 Overhauls released on 03/12/2021. The due date and time for bids is 04/28/2021 11:00 AM (Pacific Daylight Time). This addendum includes both questions from prospective bidders and the City’s answers and revisions to the solicitation. This addendum is hereby made part of the solicitation and therefore, the information contained herein shall be taken into consideration when preparing and submitting an offer.

| Item # | Date Received | Date Answered | Vendor’s Question | City’s Answer | ITB Revisions |
| --- | --- | --- | --- | --- | --- |
| 1 | 04/06/2021 | 04/07/2021 |  |  | The ITB due date has changed to 04/15/2021 at 11:00 AM PDT.  |
| 2 | 04/08/2021 | 04/08/2021 |  |  | Section 39.C. of the terms and conditions, No Limit to Liability is revised to say the following: With the exception of death or damages caused by Contractor's gross negligence which are unlimited in liability, Contractor's total liability to City on any and all claims in contract, tort, or otherwise for injury, loss or damage, including, but not limited to damages for breach, delay, property damage and injury to persons (including City's employees) and for all such together, arising in connection with the manufacture, sale, license, delivery, installation, repair, replacement, possession, use of equipment and it parts, performance or the failure to perform any obligations under this agreement, whether caused by City's sole or concurrent negligence or otherwise, shall be limited to the aggregate amount of 200 percent of the amount of the Purchase Order under this agreement. |
| 3 | 04/08/2021 | 04/08/2021 |  |  | The ITB due date has changed to 04/22/2021 at 12:00 PM PDT. |
| 4 | 04/19/2021 | 04/21/2021 |  |  | The ITB due date has changed to 04/28/2021 at 11:00 AM PDT. |
| 5 | 04/22/2021 | 04/22/2021 | 1. Would it be possible to include a cap on the LD’s [Liquidated Damages] for late delivery, example 25% of total order value?
2. Would it be possible to remove the “Delivery time is of essence” comment?
 | 1. Listed in the technical specs at the end of section 1.05 allows for a 25% cap on liquidated damages.
 | Section 4.6.2 Liquidated Damages removes the verbiage, “Delivery time is of the essence.” |