

Street Improvements Projects – Leland Norton Way, Rialto, and Perimeter
EDA Grant No. 07-49-06137
Inland Valley Development Agency

ADDENDUM 4
December 26, 2007

**Street Improvements Project
Leland Norton Way, Rialto Avenue, and Perimeter Road**

**Inland Valley Development Agency
EDA Grant No. 07-49-06137**

ADDENDUM NO. 4

This document must be signed by the bidder's authorized representative and permanently attached to the signature page of the Bidder's Proposal (i.e. stapled) in its entirety. Proposals submitted without Addendum or with the Addendum unsigned will be determined to be incomplete and will be discarded.

The contract documents shall be superseded by the following information:

Item No. 1 - The Bid Opening date has been changed to 2:00 PM Thursday, January 3, 2008. The following sheets need to be modified:

- "Bid Documents", Page BD-4, Section 7, replace text "9:00 AM Thursday, December 27, 2007" with "2:00 PM Thursday, January 3, 2008".
- "Bid Documents", Page BD-6, Section 13, replace text "9:00 AM Thursday, December 27, 2007" with "2:00 PM Thursday, January 3, 2008".

Joe Rodriguez
For [Signature]
By: _____
Inland Valley Development Agency

12-26-07
_____ Date

By: _____
Bidder's Authorized Representative

_____ Date

Title: _____

Business Name: _____

The Agency may reject any Bidder's Proposal to which the Bidder has added conditions, limitations or provisions which do not appear in the form of the Bidder's Proposal or any of the Related Bidder's Documents. The Agency may also, at its discretion, reject any Bidder's Proposal for which the Bidder has failed to supply all requested information, misrepresented any statement of fact or omitted or failed to complete any Related Bidder's Document.

The Agency will not consider an alternate Bidder's Proposal relating to the Project either in whole or in part unless such an alternate is called for in the Bidding Documents or an Addendum.

No Bidder's Proposal will be considered which is not submitted on the form set forth in the Bidder Documents.

At the time when these Instructions to Bidders are initially available for distribution to interested Bidders, the due date for receipt of completed Bidder's Proposals by the Clerk of the Board of the Agency is **2:00 PM Thursday, January 3, 2008**.

8. **Irregular Bidder's Proposals**

Bidder's Proposals shall be considered irregular for the following reasons:

a. If the Bidder's Proposal is on a form other than that furnished by the Agency, or if the Agency's form is altered, or if any part of the Bidder's Proposal form is detached.

b. If there are unauthorized additions, conditional or alternate pay items, or irregularities of any kind, which make the Bidder's Proposal incomplete, indefinite, or otherwise ambiguous.

c. If the Bid Schedule does not contain a unit price for each pay item listed on the Bid Schedule, except in the case of authorized alternate pay items, for which the Bidder is not required to furnish a unit price.

d. If the Bid Schedule contains unit prices that are obviously unbalanced.

e. If the Bidder's Proposal is not accompanied by the Bidder's Proposal Guaranty specified in Section 12.

The Agency reserves the rights to reject any irregular Bidder's Proposal and to waive technicalities if such waiver is in the best interest of the Agency and conforms to California Law pertaining to the letting of construction contracts.

9. **Project Site Job Walk and List of Bidders to Whom Addendum or Bulletins May Be Issued Prior to Delivery Date for Completed Bidder's Proposals**

Not Used

10. **Omissions and Discrepancies in Bidding Documents**

If a Bidder finds a discrepancy, or notes an omission in any Bidding Document or a Bidder is in doubt as to the interpretation of a word or phrase, such Bidder should

Clerk of the Board
Inland Valley Development Agency
294 S. Leland Norton Way, Suite 1
San Bernardino, CA 92408

Such envelope shall also contain the following label in the outside lower left-hand corner thereof:

Bid Proposal of _____ (Bidder's Name)
for the **IVDA Street Improvements Project – Leland Norton Way, Rialto Avenue, and Perimeter Road, EPA Grant No. 07-49-06137.**

When sent by United States Mail the sealed proposal, marked as indicated above, should be enclosed in an additional envelope.

No consideration shall be given by the Agency to any Bidder's Proposal received after the date and time set by the Notice Inviting Bids (or such other date and time as reset in an Addendum) for the opening of Bidder's Proposals. Bidder's Proposals received after the date and time set for the opening of Bidder's Proposals shall be returned to the Bidder unopened.

As of the date when the Notice Inviting Bids is initially published, the time and date set for the receipt of Bidder's Proposals including any Bidder's Proposal delivered by United States Mail or by commercial business mail or delivery service, is **2:00 PM Thursday, January 3, 2008**

14. Withdrawal of Bidder's Proposal

Any Bidder may, without prejudice, withdraw its Bidder's Proposal at anytime prior to the time and date set by the Notice Inviting Bids for the receipt of Bidder's Proposals; provided that any such request to withdraw a previously submitted Bidder's Proposal is made in writing and duly executed by the Bidder's duly authorized representative and delivered by the Agency Clerk of the Board at the address set forth in these Instructions to Bidders. The Agency Clerk of the Board will mark the outside of the envelope containing the Bidder's Proposal as "Cancelled and Withdrawn by Bidder" and return the withdrawn Bidder's Proposal to the Bidder unopened.

A withdrawal of a Bidder's Proposal shall be effective upon receipt by the Agency Clerk of the Board of the Bidder's written notice of withdrawal of its Bidder's Proposal.

15. Modification of Bidder's Proposal (and any Related Bidder's Documents)

Any Bidder may modify its Bidder's Proposal (including any Related Bidder's Documents) as previously submitted, by following the withdrawal of Bidder's Proposal procedure set forth in the preceding section of these Instructions to Bidders prior to the time and date set for the receipt by the Agency of Bidder's Proposals, and by thereafter submitting a new Bidder's Proposal together with new Related Bidder's Documents. For the purposes of accomplishing such a modification, a Bidder's Proposal shall be deemed withdrawn once the sealed envelope containing the previously submitted Bidder's