



State of Utah

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Department of Administrative Services

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Division of Facilities Construction and Management

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Director

ADDENDUM #2

Date: May 12, 2009

To: Contractors

From: Darrell Hunting, Project Manager, DFCM

Reference: RFS #1FY2010 Stage I – Pre Qualification Submittal
General Contractors

Subject: **Addendum No. 2**

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Note: *This Addendum shall be included as part of the Contract Documents. Items in this Addendum apply to all drawings and specification sections whether referenced or not involving the portion of the work added, deleted, modified, or otherwise addressed in the Addendum. Acknowledge receipt of this Addendum in the space provided on the Bid Form. Failure to do so may subject the Bidder to Disqualification.*

While we contend that SB220 should only be potentially applicable to a contract issued after the effective date of said bill, this is to clarify that for purposes of this contract, regardless of the execution or effective dates of this contract, the status of Utah Law and remedies available to the State of Utah and DFCM, as it relates to any matter referred to or affected by said SB220, shall be the Utah law in effect at the time of the issuance of this Addendum.

2.1 **SCHEDULE CHANGES** – There are no changes to the project schedule.

2.2 **GENERAL** – Past Performance and References

DFCM will rate each firm's performance on every project worked on (rating scale: 1= low; 5 = high). The rating may include comments from agencies. The firm will have an opportunity to review and comment on their ratings. Ratings on DFCM projects over the previous five years will be provided to the selection committee for their consideration in evaluating and scoring the past performance of each firm. If a firm has not completed at least three DFCM projects in the last five years, they shall provide by the time indicated on the Stage I Schedule, a list of references on additional projects for a total of five projects. References should include: (a) name and address of the project; (b) name and phone number of the person able to answer questions about the project; (c) date of when the work was completed; (d) the cost of the project and the type of project (school, office, warehouse, etc.)

Firms that have not done at least three DFCM projects in the last five years must submit a total of five (5) projects. At least one (1) of these projects must have been completed within the past year; two (2) of these projects must have been completed in the past three (3). The final two (2) projects can have been completed anytime in the firm's history, including DFCM projects done over five (5) years ago.

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