

**ADDENDUM NO. 1
CITY OF SANTA FE
BID No. '16/14/P**

**MODIFIED STAGE 1 ABATEMENT PLAN
FRANK ORTIZ LANDFILL**

March 11, 2016

TO ALL PROSPECTIVE BIDDERS:

Receipt of this Addendum must be acknowledged on the Bid Form.

GENERAL:

1. The bids are due 2:00 pm local time, on March 24, 2016 at City of Santa Fe, Purchasing Office, 2651 Siringo Road, Bldg. H, Santa Fe, NM 87505, (505) 955-5711. The bids will be opened at that time.

REQUEST FOR BID DOCUMENT – DESCRIPTION OF BID ITEMS

1. Under Submittal Requirements on page thirteen of the RFP the City requires a Campaign Contribution Disclosure Form, titled as (Appendix C) was not attached. Please see attached as part of this addendum.

2. Page 13 (Submittal Requirements, Summary of Insurance), Environmental Impairment insurance, should be Pollution Liability Insurance in the same amount

The following question has been asked from Prospective Bidders.

1. The NOD references “the amended Stage 1 Abatement plan report dated August 5, 2010” and the document provided in Amendment 1 is dated March 1, 2010. Are these the same documents?

a. Answer: Yes, the document dated March 1, 2010 is the proper document.

2. Is the landfill lined?

b. Answer: No, this landfill is a pre-regulated and is not lined.

3. Could as-built documents of the landfill or cover (ie. Drawings or other) be provided?

c. We do not have as built documents for this landfill; the best information can be extracted from the Geophysical investigation.

4. The landfill ceased operations prior to RCRA – why is RCRA being enforced on this project?

- d. Answer: You are correct the operation was prior to RCRA. RCRA Subtitle D landfill regulations are not being enforced in this instance. The regulator is State of New Mexico Ground Water Bureau and they are requiring the Stage 1 Abatement Plan under Part IV of the New Mexico Water Quality Control Commission Regulations to assure the New Mexico's groundwater standards are not exceeded. However, any excavation and disposal of waste proposed in lieu of Continued Stage 1 Abatement Plan investigation and monitoring could be subject to the State of New Mexico Solid Waste Regulations.
5. Is any methane or other monitoring currently being done on the Landfill?
- e. Answer: There is one Water Monitoring Well on the property that is currently being used for water levels. No methane monitoring at this site has been required by NMED at this time but could be required by the regulator depending on results of the Stage 1 investigation.
6. Please specify what the current proposal pricing should include. Based on the Scope of Services '16/14/P and the NOD response assumptions could be made. Shall only the following items be priced now and any characterization activities recommended to fill data gaps be priced separately, after NMED's approval of the final S1AP?
1. Answer: An updated S1AP for submittal to NMED, that includes a Site Safety Plan and Sampling.
 2. Resolution of NMED comments, and
 3. A Final S1AP for submittal to NMED.

CAMPAIGN CONTRIBUTION DISCLOSURE FORM

Pursuant to NMSA 1978, § 13-1-191.1 (2006), any person seeking to enter into a contract with any state agency or local public body **for professional services, a design and build project delivery system, or the design and installation of measures the primary purpose of which is to conserve natural resources** must file this form with that state agency or local public body. This form must be filed even if the contract qualifies as a small purchase or a sole source contract. The prospective contractor must disclose whether they, a family member or a representative of the prospective contractor has made a campaign contribution to an applicable public official of the state or a local public body during the two years prior to the date on which the contractor submits a proposal or, in the case of a sole source or small purchase contract, the two years prior to the date the contractor signs the contract, if the aggregate total of contributions given by the prospective contractor, a family member or a representative of the prospective contractor to the public official exceeds two hundred and fifty dollars (\$250) over the two year period.

Furthermore, the state agency or local public body shall void an executed contract or cancel a solicitation or proposed award for a proposed contract if: 1) a prospective contractor, a family member of the prospective contractor, or a representative of the prospective contractor gives a campaign contribution or other thing of value to an applicable public official or the applicable public official's employees during the pendency of the procurement process or 2) a prospective contractor fails to submit a fully completed disclosure statement pursuant to the law.

THIS FORM MUST BE FILED BY ANY PROSPECTIVE CONTRACTOR WHETHER OR NOT THEY, THEIR FAMILY MEMBER, OR THEIR REPRESENTATIVE HAS MADE ANY CONTRIBUTIONS SUBJECT TO DISCLOSURE.

The following definitions apply:

"Applicable public official" means a person elected to an office or a person appointed to complete a term of an elected office, who has the authority to award or influence the award of the contract for which the prospective contractor is submitting a competitive sealed proposal or who has the authority to negotiate a sole source or small purchase contract that may be awarded without submission of a sealed competitive proposal.

"Campaign Contribution" means a gift, subscription, loan, advance or deposit of money or other thing of value, including the estimated value of an in-kind contribution, that is made to or received by an applicable public official or any person authorized to raise, collect or expend contributions on that official's behalf for the purpose of electing the official to either statewide or local office. "Campaign Contribution" includes the payment of a debt incurred in an election campaign, but does not include the value of services provided without compensation or unreimbursed travel or other personal expenses of individuals who volunteer a portion or all of their time on behalf of a candidate or political committee, nor does it include the administrative or solicitation expenses of a political committee that are paid by an organization that sponsors the committee.

"Family member" means spouse, father, mother, child, father-in-law, mother-in-law, daughter-in-law or son-in-law.

"Pendency of the procurement process" means the time period commencing with the public notice of the request for proposals and ending with the award of the contract or the cancellation of the request for proposals.

"Person" means any corporation, partnership, individual, joint venture, association or any other private legal entity.

"Prospective contractor" means a person who is subject to the competitive sealed proposal process set forth in the Procurement Code or is not required to submit a competitive sealed proposal because that person qualifies for a sole source or a small purchase contract.

"Representative of a prospective contractor" means an officer or director of a corporation, a member or manager of a limited liability corporation, a partner of a partnership or a trustee of a trust of the prospective contractor.

Names of Applicable Public Official: Board Members of the Santa Fe Solid Waste Management Agency's Joint Powers Board - Santa Fe Councilors Patti Bushee, Signe Lindell, Joseph Maestas; Santa Fe County Commissioners Miguel Chavez, Kathy Holian, Henry Roybal.

DISCLOSURE OF CONTRIBUTIONS:

Contribution Made By: _____

Relation to Prospective Contractor: _____

Name of Applicable Public Official: _____

Date Contribution(s) Made: _____

Amount(s) of Contribution(s) _____

Nature of Contribution(s) _____

Purpose of Contribution(s) _____

(Attach extra pages if necessary)

Signature Date

Title (position)

--OR--

NO CONTRIBUTIONS IN THE AGGREGATE TOTAL OVER TWO HUNDRED FIFTY DOLLARS (\$250) WERE MADE to an applicable public official by me, a family member or representative.

Signature Date
