

ADDENDUM No. 5 TO THE CONTRACT DOCUMENTS

Project: City of Unalaska Lake & River Restoration Projects

Addendum Issue Date: January 4, 2016

Issued for Bid Date: November 13, 2015

Bid Due Date: January 6, 2016, 2:00pm (AK)

Previous Addenda Issued: Addendum #1-4

Issued By: Alexandra West
PND Engineers, Inc.
1506 West 36th Avenue
Anchorage, Alaska 99503

Notice to Bidders:

Bidders must acknowledge receipt of this addendum prior to the date set for bid opening by one of the following methods:

- (1) By acknowledging receipt of this addendum on the bid submitted.
- (2) By fax which includes a reference to the project and addendum number.

The bid documents require acknowledgment individually of all addenda to the drawings and/or specifications. This is a mandatory requirement and any bid received without acknowledgment of receipt of addenda may be classified as not being a responsive bid. If, by virtue of this addendum it is desired to modify a bid already submitted, such modification may be made by fax provided such a fax makes reference to this addendum and is received prior to the opening date specified above.

The contract Documents for the above project are amended as follows (all other terms and conditions remain unchanged):

ITEM 1

Contract: *City of Unalaska Lake & River Restoration Projects*
Section: *Part 3 – General Conditions*

Add the attached Byrd Anti-Lobbying Amendment certification form to the bid documents.

ITEM 2

Contract: *City of Unalaska Lake & River Restoration Projects*
Section: *00100 Instructions to Bidders*

Under 12 C. Attachments, add “Byrd Anti-Lobbying Amendment certification form” as a submittal requirement below item “MBE/WBE Forms”. This applies to contractors that bid for an award exceeding \$100,000. See Supplemental Conditions included in Addendum 1 for more information.

END OF ADDENDUM

CERTIFICATIONS AND REPRESENTATIONS

(GRANT FUNDS)

1. BYRD ANTI-LOBBYING AMENDMENT COMPLIANCE AND CERTIFICATION

For all orders above the limit prescribed in 2 CFR 215, Appendix A, Section 7 (currently \$100,000), the Offeror must complete and sign the following:

The following certification and disclosure regarding payments to influence certain federal transactions are made per the provisions contained in OMB Circular A-110 and 31 U.S.C. 1352, the "Byrd Anti-Lobbying Amendment."

The offeror, by signing its offer, hereby certifies to the best of his or her knowledge and belief that:

No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on his or her behalf in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan, or cooperative agreement;

If any funds other than Federal appropriated funds (including profit or fee received under a covered Federal transaction) have been paid, or will be paid, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on his or her behalf in connection with this solicitation, the offeror shall complete and submit, with its offer, OMB standard form LLL, Disclosure of Lobbying Activities, to the Contracting Officer; and

He or she will include the language of this certification in all subcontract awards at any tier and require that all recipients of subcontract awards in excess of \$100,000 shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance is placed when this transaction was made or entered into. Submission of this certification and disclosure is a prerequisite for making or entering into this contract imposed by section 1352, title 31, United States Code. Any person making an expenditure prohibited under this provision or who fails to file or amend the disclosure form to be filed or amended by this provision, shall be subject to a civil penalty of not less than \$10,000, and not more than \$100,000, for each such failure.

SIGNATURE: _____

COMPANY NAME: _____

DATE: _____