

HANNIBAL COMMERCIAL FLOOD BUYOUT SPECIFICATIONS

ADDENDUM #2

This is Addendum #2 to the Commercial Flood Buyout Bid Specifications – Packages A, B, and C, issued by the City of Hannibal.

ITEMS

1. This Addendum extends the bid deadline for all three packages (Packages A, B, and C) from Thursday, June 7 until Thursday, July 12, 2012 at 2:00 p.m., as well as the bid opening (to now be held on Thursday, July 12, 2012 at 2:00 p.m. in the City Council Chambers; 320 Broadway, Hannibal, MO 63401).

Many questions have been received by the city regarding contractors' ability/inability to use painted materials as clean fill (block, bricks, etc.). The DNR bulletin (and discussions with DNR personnel) on Clean Fill are ambiguous. On one hand, painted surfaces cannot be used as clean fill (per DNR). On the other hand, a 2001 DNR rule – for which the administrative rules have not yet been written - permits painted materials to be used as clean fill, provided they contain minimal concentrations of heavy metal contaminants; specifically arsenic, barium, cadmium, chromium, lead, mercury, selenium, and silver.

The city has conducted no such testing of these heavy metals; thus, contractors would be required to haul/dispose all painted material in a licensed landfill (rather than use as clean fill). The cost to the city would be atrocious, and would require inconceivable difficulties to contractors.

Delay of this bid deadline for a 5-week period allows the city, at its own expense, to (i) have the 8-panel heavy metals tests conducted for use by all bidders, (ii) the results reviewed by DNR, and (iii) all contractors provided those results so they can prepare fair, competitive bids without shades of grey or ambiguous rules and liabilities.

Note, DNR also indicates (verbally) that certain heavy metals found, which exceed default target levels, *may still, possibly*, be able to be clean-filled. Thus, DNR rules are ambiguous even when contaminants are present. This is why the city needs time to fund these tests, meet with DNR, and provide you those results – in a manner timely-enough that the results are actually of-use to you for bidding.

2. Contractors who bid any of these packages involving non-friable asbestos removal without the use of a licensed asbestos remover must submit, along with their bid, a letter explaining a licensed asbestos remover will not be used, stating that the contractor will perform the work him/herself, explaining the permissibility (reasons why) the particular approach is legal, and stating their commitment to adhere to NESHAP and OSHA standards. If any training has been undertaken toward these standards, please explain that as well. The letter will be shared with DNR for an opinion as to whether the proposed process/approach is permissible. The city acknowledges that certain contractors may not wish to use licensed asbestos removers for removal of non-friable material, further acknowledges that DNR exceptions in certain situations, but wishes to avoid any legal liability to the city and to the contractor.

Jeff LaGarce
Hannibal City Manager
June 5, 2012