

HARBOR BAY COMMUNITY DEVELOPMENT DISTRICT

**Addendum No. 4 to the
Harbor Bay Community Development District
Project Manual for Master Project**

TO: All Bidders

CC: Matthew Huber, District Manager
Jere Earlywine, District Counsel
Jamie Scarola, District Engineer

FROM: John Magnavita, P.E., Project Engineer

DATE: April 6, 2016

This Fourth Addendum to the Harbor Bay Community Development District (“**District**”) Project Manual for the Master Project provides the following clarification, addition, deletion and/or modification to the Project Manual for the above referenced project. Please acknowledge receipt of this Addendum by e-mail to mhuber@rizzetta.com and jmagnavita@Langan.com.

ITEM #1: If a Proposer is unable to meet the bonding requirement for the entire project, but still would like to submit a Proposal in the event that the District elects to deliver the project in multiple phases, is the Proposer’s bid bond at risk for the amount of the entire project?

RESPONSE: See Addendum 2, Item #5, where it was stated that:

Pursuant to Section 10 of the Instructions contained within the Project Manual, “[p]roposers who are unable to meet the insurance requirements set forth in the form of contract may still apply, but the failure to meet such requirements may result in the District’s rejection of the Proposal or deductions in scoring.” Similarly, proposers who are unable to meet the bonding limits of the full Master Project should still submit a proposal because, while the District will require bonding for the full amount of any work done, the District has reserved the right, as set forth in Section 21 of the Instructions, to have the work “delivered in multiple phases rather than all at once” or otherwise contract for “portions” of the work.

Bid bonds are to be treated similarly. In the event that the bid bond cannot cover the full value of the work, the Proposer should indicate accordingly. The District may elect to reject such a proposal or alternatively at its option and in its sole discretion may instead elect to take that into account as part of scoring the proposal. (See Section 27 of the Project Manual Instructions identifying the only two mandatory requirements.)

ANY PROPOSER WISHING TO PROTEST ANY OR ALL OF THE MATTERS CONTAINED OR ADDRESSED IN THIS ADDENDUM SHALL FILE A NOTICE OF PROTEST WITH THE DISTRICT MANAGER, RIZZETTA & COMPANY, INC., 3434 COLWELL AVENUE, SUITE 200, TAMPA, FLORIDA 33614, IN WRITING WITHIN SEVENTY-TWO HOURS (INCLUSIVE NIGHTS AND WEEKENDS) AFTER RECEIPT OF THIS ADDENDUM. A FORMAL WRITTEN PROTEST ADEQUATELY DETAILING WITH PARTICULARITY THE FACTS AND LAW UPON WHICH THE PROTEST IS BASED SHALL BE FILED WITHIN SEVEN (7) CALENDAR DAYS AFTER THE

NOTICE OF PROTEST IS FILED. FAILURE TO TIMELY FILE A WRITTEN NOTICE OF PROTEST OR FAILURE TO TIMELY FILE A FORMAL WRITTEN PROTEST SHALL CONSTITUTE A WAIVER OF ANY RIGHT TO OBJECT OR PROTEST WITH RESPECT TO THIS ADDENDUM.