

NOTICE OF ADDENDUM NUMBER 1

**ATTACH THIS ADDENDUM TO CONTRACT DOCUMENTS
WHEN SUBMITTING PROPOSAL**

REQUEST FOR PROPOSALS

FOR

TURN-KEY DESIGN-BUILD SERVICES

FOR A

PHOTOVOLTAIC GENERATION SYSTEM

Original Scope of Services Dated: June 24, 2009

Addendum #1 dated: July 13, 2009

THE DATE FOR RECEIPT OF PROPOSALS HAS BEEN CHANGED TO WEDNESDAY, SEPTEMBER 9, 2009 AT 11:00 A.M.

On Wednesday, July 8, 2009 a collective site visit was held at 10:00 a.m. at the Authority's main office at 401 N. Virginia Avenue, Atlantic City, NJ. Below is a list of changes and a summary of the meeting.

1. There will be a second collective site visit on Tuesday, July 28, 2009 at 10:00 a.m. at the Authority's main office, 401 N. Virginia Avenue, Atlantic City, NJ.
2. A tour of the facilities will not be provided outside of the 2 collective site visits.
3. All rooftop mounted solar panels must utilize a rack system.
4. No penetrations of any roof will be permitted.
5. The Authority proposed two locations: the roof at 401 N. Virginia Avenue and Basin A at the Water Treatment plant (1151 N. Main Street, Pleasantville, NJ). Both of these locations will require that the system not be permanently secured, and the contractor will be responsible for providing all necessary equipment to secure the facilities so they are not subject to movement due to wind. The proposer shall state the maximum wind load in the proposal.
6. The Authority will review proposals to place solar panels at other locations on either site. The proposers are cautioned that the existing operations at each site are the Authority's first priority, and the integrity of these operations must be maintained. All proposals must clearly spell out any infringement upon current operations. The additional locations that were discussed included any of the existing open fields, over Basin B, over Basin C,

replacing the cover on the residue drying beds and covering the sedimentation basins. Proposers are cautioned that the concrete for the sedimentation basins was originally poured in the 1930s. The successful proposal must include an investigation of the structural integrity of the concrete and the contractor will be required to guarantee that the structural integrity of the concrete once the solar panels are installed. The contractor will be allowed to modify the sedimentation walls, provided it does not interfere with the Authority's operation and the Authority reserves the right to deny the use of the sedimentation basins.

7. Questions will be accepted at any time prior to 4:30 pm on Tuesday, July 28, 2009.
8. The office building at 401 N. Virginia Avenue is on Block 541, Lot 1 in Atlantic City, NJ.
9. The Water Treatment Plant is at 1151 N. Main Street on Block 201, Lots 14.01 and 14.02 in Pleasantville, NJ.
10. All contractors must comply with all licensing and other requirements of the municipality in which they will be performing construction and any required State licensing. One of the clauses in the RFP requires that the proposer should be registered with the State of New Jersey as a licensed installer of solar electric equipment. There have been several questions as to whether this registration exists. There is also the designation by the State as a Trade Ally. This allows the firm to be listed on the NJ Office of Clean Energy web page as a solar installer. Either designation will be acceptable.
11. All contractors and their employees will be required to follow the Authority's security requirements. The Authority considers both sites to be restricted and requires that any person on site be properly registered (a governmental photo ID is required), that they wear an MUA issued ID in a visible location at all times when on site, that all vehicles on site be registered (a copy of the vehicle registration and insurance card is required) and that all contractors and their employees take no action to violate these procedures or assist any party in violating these procedures.
12. Compliance with all State Statutes, whether specified in the RFP or not, is required. The question concerned "Buy American" clauses. State Statutes require that local governmental agencies (like the Authority) purchase American made products, if available.
13. The collective Site visits are not mandatory.
14. There is a solar powered antenna on the roof at 401 N. Virginia Avenue. It will be the contractor's responsibility to move it to the roof of small building on the site, and all costs must be included in the proposal.
15. There were several questions concerning the following clause: "The ACMUA may elect (or be required) to proceed with a traditional or performance-based bid procurement process for this project under the same timeframe. In this event the ACMUA's "bid document" will be based upon information obtained from Proposals submitted in response to this RFP. Responding to this RFP is

acknowledgement that the proposer has no objection to the ACMUA utilizing technical information from the proposal for this purpose.”

The MUA may reject all proposals, for any reason. The MUA primary reason will have to do with funding. After rejection of all proposals, the MUA may then elect to go to proposals for just design services or to bid for construction. The MUA considers all Proposals to be submitted, to be public documents, with the exclusion of properly documented copywrited, patented or registered information, and the MUA has the right to reuse all non-protected information. Proposals submitted with clauses protecting all information in the Proposal will be rejected.