



## PROCUREMENT DEPARTMENT

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Procurement Director

### ADDENDUM # 1

Date: 10/7/2024

PROPOSAL ID #2948

#### IFB #2948 York County Fiberoptic Cable Installation

THE FOLLOWING INFORMATION SHALL BE INCORPORATED AS PART OF THE ABOVE MENTIONED SOLICITATION; ALL OTHER TERMS AND CONDITIONS SHALL REMAIN THE SAME.

**Change 1:** Project is no longer Federal Funded. Revise Solicitation Document to remove all Federal requirements.

Delete Sections 5.20 through 5.25

#### **5.20 FEDERAL FUNDS SPECIAL CONDITIONS**

~~This project is funded solely through funding from the Coronavirus State and Local Fiscal Recovery Funds program, a part of the American Rescue Plan. Therefore, this project/funding is subject to the requirements in the Final Rule (<https://www.govinfo.gov/content/pkg/FR-2022-01-27/pdf/2022-00292.pdf>), and York County must comply and meet the US Treasury's compliance and reporting requirements. Bidders must provide proof of registration of SAMS.gov and UEI number before bid is awarded.~~

~~41.2 **Byrd Anti-Lobbying Amendment** ([31 U.S.C. 1352](#))—Contractors that apply or bid for an award exceeding \$100,000 must file the required anti-lobbying certification. Each tier must certify to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by [31 U.S.C. 1352](#). Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to York County Government.~~

~~As applicable~~, Contractor agrees to file all certifications and disclosures required by, and otherwise comply with, the Byrd Anti-Lobbying Amendment (31 USC 1352). Contractor certifies that it is currently in compliance with all applicable provisions of the Byrd Anti-Lobbying Amendment (31 U.S.C. 1352) and will continue to be in compliance throughout the term of the Contract.

#### **5.21 Recovered Materials Requirement**

~~Contractors shall make maximum use of products containing recovered materials, when applicable, that are EPA-designated items, unless the product cannot (1) be acquired competitively within a timeframe providing for compliance with the project performance schedule, (2) meet project performance requirements, or (3) be acquired at a reasonable price. Information about this requirement, along with the list of EPA-designated items, is available on EPA's website. Contractors shall also agree to comply with all other applicable requirements of Section 6002 of the Solid Waste Disposal Act. EPA-designated items:~~ [Comprehensive Procurement Guideline \(CPG\) Program | US EPA](#)

#### **5.22 Prevailing Wages**

~~Contractors will be required to certify throughout the project, that prevailing wages are being paid to all contractor and subcontractor employees. The wages listed on the included General Decision Number SC20240031 06/14/2024 will apply to this contract. Please note that the contractor must pay all covered workers at least \$17.20 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract.~~

~~**Contract Work Hours and Safety Standards Act**~~ Construction phases will be subject to the Contract Work Hours and Safety Standards Act ([Contract Work Hours and Safety Standards Act \(CWHSSA\) | U.S. Department of Labor \(dol.gov\)](#)).

#### **5.23 Contract Work Hours**

~~Each contractor is required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of the Contract Work Hours and Safety Standards Act, 40 USC 3702 and 3704, as supplemented by the Department of Labor regulations at 29 CFR Part 5 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous, or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.~~

~~**5.24 Safety Standards Act:** Safety Standards and Accident Prevention provisions require contractors to:~~

- ~~• Comply with the safety standards provisions of applicable laws, building and construction codes, the "Manual of Accident Prevention in Construction" published by the Associated General Contractors of America, the requirements of the Occupations Safety and Health Act of 1970, and the requirements of Title 29, Section 1518.~~
- ~~• Exercise every precaution at all times for the prevention of accidents and the protection of persons (including employees) and the property.~~
- ~~• Maintain at the construction office or other well-known place on the job site, all articles necessary for giving first aid to the injured and make standing arrangements for the immediate removal to a hospital or to a doctor's care those persons (including employees), who may be injured on the job site. In no case shall employees be permitted to work at a job site before the employer has made a standing arrangement for removal of injured persons to a hospital or doctor's care.~~

#### **5.25 Coronavirus State and Local Fiscal Recovery Funds Compliance**

The awarded Bidder will be responsible for providing the below information throughout the project for US Treasury reporting requirements:

Broadband projects (EC 5.19-5.21) Collection includes new fields that began in July 2022. Additional fields will be phased in through future reporting periods, as noted below.

#### Overall Project Information

- Confirm that the project is designed to, upon completion, reliably meet or exceed symmetrical 100 Mbps download and upload speeds:
  - If the project is not designed to reliably meet or exceed symmetrical 100 Mbps download and upload speeds, explain why not, and
  - Confirm that the project is designed to, upon completion, meet or exceed 100 Mbps download speed and between at least 20 Mbps and 100 Mbps upload speed, and be scalable to a minimum of 100 Mbps download speed and 100 Mbps upload speed.
- Confirm that the service provider for the project has, or will upon completion of the project, either participated in the Federal Communications Commission (FCC)'s Affordable Connectivity Program (ACP) or otherwise provided access to a broad-based affordability program that provides benefits to households commensurate with those provided under the ACP to low income consumers in the proposed service area of the broadband infrastructure (applicable only to projects that provide service to households).

#### Detailed Project Information

- Project technology type(s) (Planned/Actual)
  - Fiber
  - Coaxial Cable
  - Terrestrial Fixed Wireless
  - Other (specify) • Total miles of fiber deployed (Planned/Actual)
- Total number of funded locations served (Planned/Actual)
  - Total number of funded locations served, broken out by speeds:
    - Pre SLFRF Investment:
      - Number receiving 25/3 Mbps or below
      - Number receiving between 25/3 Mbps and 100/20 Mbps
    - Post SLFRF Investment (Planned/Actual):
      - Number receiving minimum 100/100 Mbps
      - Number receiving minimum 100/20 Mbps and scalable to minimum 100/100 Mbps
  - Total number of funded locations served, broken out by type (Planned/Actual):
    - Residential
      - Total Housing Units
    - Business
    - Community anchor institution

- Speed tiers offered, corresponding non-promotional prices, including associated fees, and data allowance for each speed tier of broadband service (collection to be phased in a future reporting period)

#### Location-by-Location Project Information

For each location served by a Project, the recipient must collect from the subrecipient or contractor and submit the following information to Treasury using a predetermined file format that will be provided by Treasury (collection of certain fields will begin in October 2022, as specified below):

- Latitude/longitude at the structure where service will be installed (required starting October 2022)
- Technology used to offer service at the location (required starting October 2022)
- Location type (required starting October 2022)

- o Residential
  - ☐ If Residential, Number of Housing Units
- o Business
- o Community anchor institution
- ~~Speed tier at the location pre-SLFRF investment (collection to be phased in)~~
  - ~~o 25/3 Mbps or below~~
  - ~~o Between 25/3 Mbps and 100/20 Mbps~~
- ~~Speed and latency at the location post-SLFRF investment (collection to be phased in)~~
  - ~~o Maximum download speed offered~~
  - ~~o Maximum download speed delivered~~
  - ~~o Maximum upload speed offered~~
  - ~~o Maximum upload speed delivered~~
  - ~~o Latency~~
- ~~Standardized FCC Identifiers~~
  - ~~o Fabric ID # (Broadband Serviceable Fabric Locations)~~
  - ~~o FCC Issued Provider ID #~~