

South Dakota Science and Technology Authority/
Sanford Underground Research Facility Lead, South Dakota

Deep Well Pump

Addendum 1

Issued November 7, 2017

Updated Liquidated Language in RFP:

Liquidated Damages: If offeror fails to substantially the installation within a 10-week time frame after a notice has been given that a pump has failed, Offeror shall be liable for liquidated damages in the amount of \$50 per \$100,000 of total contract value per day, as provided in Section VI (E) of the Draft contract.

Updated Liquidated Language in Draft Contract:

Should the Contractor fail to substantially complete the installation within a 10-week time frame after a notice has been given that a pump has failed in Contract Documents, or within such extra time as may have been allowed by increases in the Contract or by formally approved extensions granted by the Owner, the Contractor and the Contractor's surety shall be liable for and shall pay the Owner **\$50 for every \$100,000 of total contract value** as liquidated damages for each calendar day of delay until the Work is substantially complete. This sum is not a penalty but is liquidated damages due the Owner from the Contractor by reason of inconvenience to the Owner, added cost of engineering and supervision, and other items which have caused an expenditure of funds resulting from the Contractor's failure to complete the Work within the time specified in the Contract.