



EAST BAY MUNICIPAL UTILITY DISTRICT

15083 Camanche Parkway South, Valley Springs, CA 95252

May 04, 2017

ADDENDUM NO. 1

TO PROSPECTIVE PROPOSERS FOR THE REQUEST FOR PROPOSAL (RFP) No. 17-492-04 FOR PARDEE RECREATION AREA CONCESSION

Notice is hereby given that the subject RFP has been revised as set forth below:

1. In Section III.B, Pages 10-12:

A. Replace Evaluation Criteria – Section A, Item A with:

A.	Business Plan: Does the business plan include an appropriate organizational chart with staffing and consider essential elements such as operations, marketing and transition planning? Does the Proposer's business plan address the responsibilities detailed in the Sample Contract and does it align with EBMUD's core values: Stewardship, Integrity, Respect, and Teamwork?
-----------	---

B. Replace Evaluation Criteria – Section A, Item D with:

D.	Proposed Financial Agreement (Franchise Fees and MCIF Deposits): Each recreation area contract includes a monthly fee paid by the concessionaire based upon gross monthly revenues. The monthly fee is split into two parts: the Franchise Fee which is deposited to the District General Fund; and the Maintenance/Capital Improvement Fund (MCIF) fee which is deposited into a special account reserved for maintenance and small- to mid-scale capital improvements in the recreation area. In order to ensure adequate funding is available to complete necessary maintenance to repair or extend the useful life of recreation improvements, the MCIF must be assured adequate monthly inputs. The District is open to consider alternative proposals for compensation. Does the financial proposal demonstrate the bidder's understanding of the District's ongoing operation and maintenance objectives for the park? Does the financial proposal maximize revenue for park maintenance and the District while still meeting contract provisions?
-----------	---

C. Replace Evaluation Criteria – Section B, Item F with:

F.	Oral Presentation (An opportunity for the proposer to orally describe their vision for the recreation area, their team and how they propose to ensure the protection of water quality and natural resources while providing for public safety and a positive recreation experience.) Does the Proposer's presentation demonstrate their alignment with EBMUD's core values: Stewardship, Integrity, Respect, and Teamwork?
-----------	--

2. In Section III.B, Page 12:

Delete item C. Franchise Fee/Maintenance Capital Improvement Fund

(This is now addressed in Section D of the Evaluation Criteria above.)

3. In Exhibit C – Sample Contract, Pages 7-8:

A. Replace m. Non-discrimination with:

Concessionaire and its employees or agents shall not discriminate on the basis of race, color, religion, religious creed, national origin, ancestry, gender including gender identity or expression, age, marital or domestic partnership status, mental disability, physical disability (including HIV and AIDS), medical condition (including genetic characteristics or cancer), genetic information, sexual orientation, or military and veteran status, against any person by refusing to furnish such person any accommodation, facility, service or privilege offered to or enjoyed by the general public. Nor shall Concessionaire publicize the accommodations, facilities, services or privileges in any manner that would directly or inferentially reflect upon or question the acceptability of the patronage of any person because of race, color, religion, religious creed, national origin, ancestry, gender including gender identity or expression, age, marital or domestic partnership status, mental disability, physical disability (including HIV and AIDS), medical condition (including genetic characteristics or cancer), genetic information, sexual orientation, or military and veteran status.

With regards to the hiring of employees, Concessionaire and its employees or agents shall not discriminate against any person, or group of persons, on account of race, color, religion, religious creed, national origin, ancestry, gender including gender identity or expression, age, marital or domestic partnership status, mental disability, physical disability (including HIV and AIDS), medical condition (including genetic characteristics or cancer), veteran or military status, family or medical leave status, genetic information, or sexual orientation. The Concessionaire shall not establish or permit any such practice(s) of discrimination with reference to the contract.

Contractor and its subcontractors shall abide by the requirements of 41 CFR §§ 60-1.4(a), 60-300.5(a) and 60-741.5(a). These regulations prohibit discrimination against qualified individuals based on their status as protected veterans or individuals with disabilities, and prohibit discrimination against all individuals based on their race, color, religion, sex, sexual orientation, gender identity, or national origin in the performance of this contract. Moreover, these regulations require that covered prime contractors and subcontractors take affirmative action to employ and advance in employment individuals without regard to race, color, religion, sex, national origin, protected veteran status or disability.

Contractors determined to be in violation of this section will be deemed to be in material breach of the contract.