



THE REGIONAL MUNICIPALITY OF DURHAM
AND
THE REGIONAL MUNICIPALITY OF YORK
REQUEST FOR PROPOSALS RFP-604-2008

TO DESIGN, BUILD, OPERATE AND MAINTAIN AN ENERGY FROM WASTE FACILITY

ADDENDUM #9A –NOVEMBER 12, 2008

This addendum will form a part of the Proposal Documents for the above-noted proposal and shall be read in conjunction therewith. This addendum will take precedence over all requirements of the original Proposal Documents and any addenda issued previously. Bidders shall acknowledge receipt of this addendum by signing and returning it with the completed Proposal submitted. If, in the opinion of the Regions, the addendum issued affects the price of the proposal and the addendum is not returned or acknowledged, then the proposal submitted will be deemed non-compliant and rejected. If, in the opinion of the Regions, the addendum does not affect the proposal price and it is not submitted with the proposal or acknowledged, the bidder will be allowed two working days to submit the missing signed addendum to the Region of Durham Purchasing Section.

Please note the following changes/clarifications:

This addendum will replace Addendum #9 issued on October 29, 2008 and will now read as follows:

The Regions are not prepared to commit funds to, or otherwise assume the risks of, equipment orders made in advance of the issuance of the Notice to Proceed under the Project Agreement. The target operational date in Section 3.3.9 of the RFP is amended to read to the end of 2013.

For clarification, Section 4.6.1.2.2 (v) of the RFP states that for computational and evaluation purposes only, Proponents should make the assumption that the start date, to be formally defined through the issuance of Notice to Proceed, should be assumed to be January 1, 2010. Furthermore, Section 4.6.1.2.2(iii) of the RFP states that the Model should include, in relation to the design and construction cost components of the Project, the Construction Milestone Payment Schedule clearly demonstrating how the milestone payments have been calculated in the relation to the construction schedule in Section 4.5.2.1. of the RFP.

I/we hereby acknowledge receipt of this addendum.

Signed (Must be Signing Officer of Firm)

Position

Name of Firm