APPENDIX I
GENERAL CONDITIONS OF THE CONSTRUCTION CONTRACT, SUPPLEMENTAL GENERAL CONDITIONS, AND STANDARD INSTRUCTIONS TO BIDDERS

I.1 General Information

The current Terms and Conditions of the A/E Contract (W&M HECO-3a), the variations of the General Conditions of the Construction Contract (W&M HECO-7, 7CM, and 7DB), and other noted forms are available on the OUA website. The following Additional Terms and Conditions may be used with the HECO-3a.

I.2 Associations

Contracting with an association of firms, such as joint ventures or associated A/E's, involves additional business and legal considerations. Factors to be considered include whether the Association is a registered or licensed entity authorized to offer the services in Virginia, the nature of each party's responsibilities to the other and to the University, the professional liability insurance coverage of the Association, its organization and management structure, each firm's financial condition and/or stability with respect to fulfilling its obligations under the Contract, and whether the parties to the Association are jointly and severally liable for the work. Prior to selecting an Association for fee negotiation for a possible contract award, the University shall request a review of the Association's legal documents, by the University's legal counsel. Associations not legally constituted and authorized to offer the requested services in Virginia at the time of the closing date of the RFP will be deemed 'not responsive'.

I.3 Term Contract Project Orders

"The University reserves the right, at its sole discretion to issue RFPs for similar work and other projects as the need may occur. The University also reserves the right to issue Project Orders to other Term Contractors, based on its sole discretion, in consideration of its evaluation of each Contractor's qualifications, expertise, capabilities performance records, current workload, location or distance to the project, and other factors as may be pertinent to the particular project." The RFP should also indicate that although the potential exists for multiple future Project Orders, the University does not represent or guarantee that the Term Contractor will receive any future additional Project Orders.

I.4 HECO-7 (and variants) Supplemental General Conditions

The following supplemental General Conditions may be used with the HECO-7. To view/download the latest versions of these documents, visit the OUA website or request a copy from the VCCO.

- SUPPLEMENTAL GENERAL CONDITIONS for Small Woman Owned and Minority owned (SWaM) business procurement plan
- SUPPLEMENTAL GENERAL CONDITIONS for Renovation Projects and for Liquidated Damages
- SUPPLEMENTAL GENERAL CONDITIONS-Hazardous Waste & Disposal
- INSTRUCTIONS TO BIDDERS