

SECTION 00 9113.4 - ADDENDUM 4

1.1 PROJECT INFORMATION

- A. Project Name: **TMHA Maintenance Facility**
- B. Owner: **Turtle Mountain Housing Authority**
- C. Architect: **Ackerman-Estvold, Engineering & Management Consulting, Inc.**
- D. Architect Project Number: **R26165**
- E. Date of Addendum: **9/3/26.**

1.2 NOTICE TO BIDDERS

- A. This Addendum is issued pursuant to the Instructions to Bidders and Conditions of the Contract. This Addendum serves to clarify, revise, and supersede information in the Project Manual, Drawings, and previously issued Addenda. Portions of the Addendum affecting the Contract Documents will be incorporated into the Contract by enumeration of the Addendum in the Owner/Contractor Agreement.
- B. The Bidder shall acknowledge receipt of this Addendum in the appropriate space on the Bid Form.
- C. The date for receipt of bids is unchanged by this Addendum, at same time and location.
 - 1. Bid Date: 9/8/26.

1.3 GENERAL NOTES

- A. **This Project is no longer subject to Build America, Buy America (BABA) requirements.**
 - 1. **Remove all mention of BABA compliance from the Project documents.**

1.4 ATTACHMENTS

- A. This Addendum includes the following attached Documents and Specification Sections:
 - 1. Civil Addendum C-3.
 - 2. Sales tax exemption document
 - 3. Section 09 9646 – Intumescent Painting, dated 9/3/26, (new)
 - 4. Section 12 3216 – Manufactured Plastic-Laminate-Clad Casework, dated 9/3/26, (new)
 - 5. Section 12 3623.13 – Plastic-Laminate-Clad Countertops, dated 9/3/26, (new).

1.5 REVISIONS TO DIVISIONS 00 SPECIFICATION SECTIONS

- A. Specification Section 00 7400 – Special Conditions, (not reissued).
 - 1. Paragraph 1.1.A: Remove section regarding “Build America, Buy America” (BABA) in its entirety.
 - 2. Remove Attachment B.

1.6 REVISIONS TO DIVISIONS 02 - 49 SPECIFICATION SECTIONS

- A. Specification Section 07 8123 – Intumescent Fire Protection, (not reissued).
 - 1. Remove Section in its entirety.

END OF DOCUMENT 00 9113.4

Ackerman-Estvold

1907 17th Street SE

Minot, ND 58701

Telephone: 701-837-8737

ADDENDUM NO. C-3**1.1 PROJECT INFORMATION**

- A. Project Name: **TMHA Maintenance Facility**
- B. Owner: **Turtle Mountain Housing Authority**
- C. Architect: **Ackerman-Estvold**
- D. Architect Project Number: **R26165C**
- E. Date of Addendum: **September 2, 2026**

1.2 NOTICE TO BIDDERS

- A. This Addendum is issued pursuant to the Instructions to Bidders and Conditions of the Contract. This Addendum serves to clarify, revise, and supersede information in the Project Manual, Drawings, and previously issued Addenda. Portions of the Addendum affecting the Contract Documents will be incorporated into the Contract by enumeration of the Addendum in the Owner/Contractor Agreement.
- B. The Bidder shall acknowledge receipt of this Addendum in the appropriate space on the Bid Form.

1.3 GEOTECHNICAL TEST PITS

- A. Prior to start of any work, Contractor to include the cost in their bid to perform (3) 10'-0" deep test pits allowing on-site testing and observation by Material Testing Services, LLC. Upon completion of testing and observation, the Contractor shall backfill and compact test pits as recommended by Material Testing Services. Contractor shall coordinate work with Material Testing Services.

END OF DOCUMENT



STATE OF NORTH DAKOTA
OFFICE OF STATE TAX COMMISSIONER
BRIAN KROSHUS, COMMISSIONER

August 28, 2026

Jamie Azure
Tribal Chairman
PO Box 900
Belcourt, ND 58316

RE: Request for Sales Tax Exemption – TMHA Maintenance Service Facility Project

On August 26, 2028, we received a request for sales and use tax exemption on materials incorporated into the TMHA Maintenance Service Facility Project.

The following information was provided:

Project Location: Within the external boundaries of the Reservation

Funding: HUD/Federal

On-going operation and maintenance supported by: Tribe

Our office has reviewed your request and agrees that no North Dakota state or local sales or use tax may be imposed on the materials installed or incorporated within the exterior boundaries of the Turtle Mountain Indian Reservation for this project. The materials and equipment used by contractors fulfilling their contract within the exterior boundaries of the reservation will not be subject to North Dakota state or local sales or use tax.

Provide a copy of this letter to all contractors working on this project so they will be aware of the sales and use tax exemption. Contractors purchasing materials for this project may purchase the materials sales tax exempt by providing their vendors with a properly completed [Contractor's Certificate](#) or [Certificate of Resale](#). Vendors will be obligated to charge sales tax to contractors that do not provide a valid certificate. These certificate forms are available on our website at: <https://www.tax.nd.gov/forms>.

Thank you for contacting our office regarding this project. This letter can be used to notify all parties working on the project about the exemption. We continue to reserve the right to review future projects on a case-by-case basis. The sales and use tax exemption authorized in this letter is limited to the TMHA Maintenance Service Facility Project.

Sincerely,

Scott Beeler
Supervisor, Sales and Special Taxes Compliance
701-328-3118
sbeeler@nd.gov

SECTION 09 9646 - INTUMESCENT PAINTING

PART 1 - GENERAL

1.1 SUMMARY

- A. Section Includes:
 - 1. Intumescent paint for interior items and surfaces.

1.2 PREINSTALLATION MEETINGS

- A. Preinstallation Conference: Conduct conference at Project site.

1.3 ACTION SUBMITTALS

- A. Product Data: For each type of product.
- B. Samples: For each type of topcoat product.

1.4 INFORMATIONAL SUBMITTALS

- A. Material test reports.

1.5 QUALITY ASSURANCE

- A. Mockups: Apply mockups of each paint system indicated to verify preliminary selections made under Sample submittals and to demonstrate aesthetic effects and set quality standards for materials and execution.

PART 2 - PRODUCTS

2.1 MANUFACTURERS

- A. Manufacturers: Subject to compliance with requirements, provide products by one of the following or approved by architect:
 - 1. No-Burn, Inc.
 - 2. Quantum Chemical High Performance Coatings; Quantum Technical Services Ltd.

2.2 INTUMESCENT PAINT

- A. Surface-Burning Characteristics of Fire-Retardant Systems: As tested according to ASTM E84; testing by a qualified testing agency. Identify products with appropriate markings of applicable testing agency.
 - 1. Flame-Spread Index: 25 or less.
 - 2. Smoke-Developed Index: 450 or less.
- B. Material Compatibility:
 - 1. Materials for use within each paint system shall be compatible with one another and substrates indicated, under conditions of service and application as demonstrated by manufacturer, based on testing and field experience.
 - 2. For each material or coat, products and spreading rates shall be as recommended in writing by intumescent paint manufacturer for use on substrate indicated. Comply with requirements for fire-retardant coating classification and surface-burning characteristics indicated.
- C. Colors and Gloss: As selected by Architect from manufacturer's full range.
- D. Thermal Barrier Coating: Fire-protective intumescent coating formulated for application over polyurethane foam plastics, compatible with insulation, and passes NFPA 286, FM 4880, UL 1040, or UL 1715 testing as part of an approved assembly.
 - 1. Performance Criteria:
 - a. VOC Content: 18 g/L or less of water in accordance with EPA 24.
 - b. Solids by Volume: 70 percent.
 - 2. Surface-Burning Characteristics: Comply with ASTM E84; testing by a qualified testing agency. Identify products with appropriate markings of applicable testing agency.
 - a. Flame-Spread Index: 25 or less.
 - b. Smoke-Developed Index: 450 or less.
 - 3. Fire Propagation Characteristics: Passes NFPA 285 testing as part of an approved assembly.
 - 4. Topcoat: As recommended in writing by intumescent thermal barrier manufacturer as compatible with substrate materials.
 - a. Decorative Topcoat: 6- to 8-mil (0.15- to 0.20-mm) thick, water-based latex-based paint for interior conditioned spaces recommended in writing by intumescent thermal barrier manufacturer as compatible with substrate materials.
 - b. Protective Topcoat, Interior: 6- to 8-mil (0.15- to 0.20- mm) thick, exterior topcoat, VOC compliant, for interior unconditioned spaces subject to constant high humidity, condensation, or direct contact with moisture.
 - c. Protective Topcoat, Exterior: 6- to 8-mil (0.15- to 0.20- mm) thick, continuous insulation exterior topcoat as a component of exterior wall systems as indicated by Intertek Design Listing BASF/FI 30-09 when installed behind approved claddings.

PART 3 - EXECUTION

3.1 INSTALLATION

- A. Apply intumescent paints according to manufacturer's written instructions and to comply with requirements for listing and labeling for surface-burning characteristics specified.
 - 1. Use equipment and techniques best suited for substrate and type of material being applied.
 - 2. Coat surfaces behind movable items the same as similar exposed surfaces.
 - 3. Apply each coat separately according to manufacturer's written instructions.
- B. Apply coatings to prepared surfaces as soon as practical after preparation and before subsequent surface soiling or deterioration.
- C. Apply coatings to produce surface films without cloudiness, spotting, holidays, laps, brush marks, roller tracking, runs, sags, ropiness, or other surface imperfections. Produce sharp lines and color breaks.
 - 1. Pigmented Finishes: If undercoats or other conditions show through pigmented topcoat/overcoat, apply additional coats until cured film has a uniform paint finish, color, and appearance.
 - 2. Clear Finishes: Produce a smooth surface film of even sheen using multiple coats.

3.2 CLEANING AND PROTECTION

- A. At end of each workday, remove rubbish, empty cans, rags, and other discarded materials from Project site.
- B. After completing coating application, clean spattered surfaces. Remove spattered coatings by washing, scraping, or other methods. Do not scratch or damage adjacent finished surfaces.
- C. Protect work of other trades against damage from coating application. Correct damage to work of other trades by cleaning, repairing, replacing, and refinishing, as approved by Architect, and leave in an undamaged condition.
- D. At completion of construction activities of other trades, touch up and restore damaged or defaced coated surfaces.

3.3 INTERIOR INTUMESCENT PAINTING SCHEDULE

- A. Thermal Barrier Coating: Fire-protective intumescent coating formulated for application over polyurethane foam plastics, compatible with insulation, and passes NFPA 286, FM 4880, UL 1040, or UL 1715 testing as part of an approved assembly.
 - 1. Performance Criteria:

- a. Finish: Flat.
 - b. Color: White.
 - c. VOC Content: 18 g/L or less of water in accordance with EPA 24.
 - d. Solids by Volume: 70 percent.
2. Surface-Burning Characteristics: Comply with ASTM E84; testing by a qualified testing agency. Identify products with appropriate markings of applicable testing agency.
 - a. Flame-Spread Index: 25 or less.
 - b. Smoke-Developed Index: 50 or less.
3. Fire Propagation Characteristics: Passes NFPA 285 testing as part of an approved assembly.
4. Topcoat: As recommended in writing by intumescent thermal barrier manufacturer as compatible with substrate materials.
 - a. Decorative Topcoat: 6- to 8-mil (0.15- to 0.20-mm) thick, water-based latex-based paint for interior conditioned spaces recommended in writing by intumescent thermal barrier manufacturer as compatible with substrate materials.
 - b. Protective Topcoat, Interior: 6- to 8-mil (0.15- to 0.20- mm) thick, exterior topcoat, VOC compliant, for interior unconditioned spaces subject to constant high humidity, condensation, or direct contact with moisture.
 - c. Protective Topcoat, Exterior: 6- to 8-mil (0.15- to 0.20- mm) thick, continuous insulation exterior topcoat as a component of exterior wall systems as indicated by Intertek Design Listing BASF/FI 30-09 when installed behind approved claddings.

END OF SECTION 09 9646

SECTION 12 3216 - MANUFACTURED PLASTIC-LAMINATE-CLAD CASEWORK

PART 1 - GENERAL

1.1 SUMMARY

- A. Section Includes: includes plastic-laminate-faced cabinets of stock design.
- B. All products and materials must comply with BABA. See Project Requirements in Section 00 7400.

1.2 ACTION SUBMITTALS

- A. Product Data: For each type of product.
- B. Shop Drawings: For plastic-laminate-clad casework.
- C. Samples: For casework and hardware finishes.

1.3 INFORMATIONAL SUBMITTALS

- A. Qualification Data: For casework manufacturer.
- B. Sample warranty.
- C. Field quality-control reports.

1.4 CLOSEOUT SUBMITTALS

- A. Quality Standard Compliance Certificates: AWI's Quality Certification Program certificates.

1.5 WARRANTY

- A. Special Warranty: Manufacturer agrees to repair or replace components of casework that fail in materials or workmanship within specified warranty period.
 - 1. Warranty Period: Five years from date of Substantial Completion.

PART 2 - PRODUCTS

2.1 MANUFACTURERS

- A. Smart Cabinetry.
- B. Leedo Cabinets.
- C. Source Limitations: Obtain plastic-laminate-faced cabinets from single manufacturer.

2.2 GENERAL REQUIREMENTS FOR CASEWORK

- A. Quality Standard: Unless otherwise indicated, comply with the AWI/AWMAC/WI's "Architectural Woodwork Standards" for grades of casework indicated for construction, finishes, installation, and other requirements.
 - 1. Grade: Custom.
 - 2. Provide labels and certificates from AWI certification program indicating that casework complies with requirements of grades specified.
 - a. Contractor shall register the Work under this Section with AWI's Quality Certification Program at www.awiqcp.org or by calling 855-345-0991.
- B. Product Designations:
 - 1. Drawings indicate sizes, configurations, and finish materials of manufactured plastic-laminate-clad casework by referencing designated manufacturer's catalog numbers. Other manufacturers' casework of similar sizes and door and drawer configurations, of same finish materials, and complying with the Specifications may be considered. See Section 01 6000 "Product Requirements."
 - 2. Drawings indicate configurations of manufactured plastic-laminate-clad casework by referencing designations of Casework Design Series numbering system in the Appendix of the AWI/AWMAC/WI's "Architectural Woodwork Standards."

2.3 PLASTIC-LAMINATED-FACED CABINETS

- A. Basis of Design: Smart Cabinetry, Lexington
 - 1. Standard overlay.
- B. Grain Direction for Wood-Grain Plastic Laminate:
 - 1. Doors: Vertical with continuous vertical matching.
 - 2. Drawer Fronts: Horizontal.
 - 3. Face Frame Members: Lengthwise.
 - 4. End Panels: Vertical.

5. Bottoms and Tops of Units: Side to side.
 6. Knee Space Panels: Vertical.
 7. Aprons: Horizontal.
- C. Exposed Materials:
1. Plastic-Laminate Grade: VGS.
 - a. Colors and Patterns: As selected by Architect from manufacturer's full range.
 2. Edgebanding: Plastic laminate matching adjacent surfaces.
 3. Solid Wood: Clear hardwood lumber of species indicated, selected for compatible grain and color.
 - a. Wood Species: White maple.
 - b. Wood Finish: As selected by Architect from casework manufacturer's full range.
- D. Semiexposed Materials:
1. Plastic Laminate: Grade VGS unless otherwise indicated. Provide plastic laminate for semiexposed surfaces unless otherwise indicated.
 - a. Colors and Patterns: As selected by Architect from manufacturer's full range.
 - b. Provide plastic laminate of same grade as exposed surfaces for interior faces of doors and drawer fronts and other locations where opposite side of component is exposed.
 2. Hardboard: Use only for cabinet backs where exterior side of back is not exposed.
 3. Metal for Steel Drawer Pans: Cold-rolled, carbon-steel sheet complying with ASTM A1008/A1008M; matte finish; suitable for exposed applications.
 4. Unless otherwise indicated, provide specified edgebanding on all semiexposed edges.
- E. Concealed Materials:
1. Solid Wood: With no defects affecting strength or utility.
 2. Plywood: Hardwood plywood.
 3. Plastic Laminate: Grade VGS.
 4. Particleboard.
 5. MDF.
 6. Hardboard.

2.4 MATERIALS

- A. Maximum Moisture Content for Lumber: 7 percent for hardwood and 12 percent for softwood.
- B. Hardwood Plywood: HPVA HP-1, particleboard core except where veneer core is indicated.

- C. Softwood Plywood: DOC PS 1.
- D. Particleboard: ANSI A208.1, Grade M-2.
- E. MDF: Medium-density fiberboard, ANSI A208.2, Grade 130.
- F. Plastic Laminate: High-pressure decorative laminate complying with ISO 4586-3.
- G. Thermally Fused Laminate (TFL) Panels: Particleboard or MDF finished with thermally fused, melamine-impregnated decorative paper.
 - 1. Edgebanding for Thermally Fused Laminate (TFL) Panels: PVC or polyester edgebanding matching thermally fused laminate panels.
 - 2. Clear tempered glass complying with ASTM C1048, Kind FT, Condition A, Type I, Class 1, Quality-Q3; not less than 5.0 mm thick.
 - 3. Clear laminated annealed glass complying with ASTM C1172, Kind LA, Condition A, Type I, Class I, Quality-Q3; with two plies not less than 3.0 mm thick and with clear, polyvinyl butyral interlayer.

2.5 HARDWARE AND ACCESSORIES

- A. Hardware, General: Unless otherwise indicated, provide manufacturer's standard satin-finish, commercial-quality, heavy-duty hardware.
 - 1. Use threaded metal or plastic inserts with machine screws for fastening to particleboard except where hardware is through-bolted from back side.
- B. Butt Hinges: Stainless steel, semiconcealed, five-knuckle hinges complying with ANSI/BHMA A156.9, Grade 1, with antifriction bearings and rounded tips.
- C. Frameless Concealed Hinges (European Type): ANSI/BHMA A156.9, Type B01602, self-closing.
- D. Wire Pulls: Solid aluminum wire pulls, fastened from back with two screws.
- E. Drawer Slides: Manufacturer's standard; complying with ANSI/BHMA A156.9.
- F. Adjustable Shelf Supports:
 - 1. Adjustable Shelf Supports: Pin-type, two-pin-locking plastic shelf rests complying with ANSI/BHMA A156.9, Type B04013.

PART 3 - EXECUTION

3.1 INSTALLATION

- A. Grade: Install casework to comply with same quality standard grade as item to be installed.

- B. Install casework level, plumb, and true in line; shim as required using concealed shims. Where casework abuts other finished work, apply filler strips and scribe for accurate fit, with fasteners concealed where practical.
- C. Base Cabinets: Set cabinets straight, level, and plumb. Adjust subtops within 1/16 inch of a single plane. Align similar adjoining doors and drawers to a tolerance of 1/16 inch. Bolt adjacent cabinets together with joints flush, tight, and uniform.
- D. Wall Cabinets: Hang cabinets straight, level, and plumb. Adjust fronts and bottoms within 1/16 inch of a single plane. Fasten cabinets to hanging strips, masonry, framing, wood blocking, or reinforcements in walls and partitions. Align similar adjoining doors to a tolerance of 1/16 inch.
- E. Fasten casework to adjacent units and to masonry, framing, wood blocking, or reinforcements in walls and partitions to comply with the AWI/AWMAC/WI's "Architectural Woodwork Standards."
- F. Install hardware uniformly and precisely. Set hinges snug and flat in mortises unless otherwise indicated. Adjust and align hardware so moving parts operate freely and contact points meet accurately. Allow for final adjustment after installation.
- G. Adjust operating hardware so doors and drawers operate smoothly without warp or bind. Lubricate operating hardware as recommended by manufacturer.
- H. Clean finished surfaces, touch up as required, and remove or refinish damaged or soiled areas to match original factory finish, as approved by Architect.

3.2 FIELD QUALITY CONTROL

- A. Inspections: Provide inspection of installed Work through AWI's Quality Certification Program certifying that woodwork, including installation, complies with requirements of the Architectural Woodwork Standards for the specified grade.
 - 1. Inspection entity shall prepare and submit report of inspection.

END OF SECTION 12 3216

SECTION 12 3623.13 - PLASTIC-LAMINATE-CLAD COUNTERTOPS

PART 1 - GENERAL

1.1 SUMMARY

- A. Section Includes:
 - 1. Plastic-laminate-clad countertops.
- B. All products and materials must comply with BABA. See Project Requirements in Section 00 7400.

1.2 ACTION SUBMITTALS

- A. Product data.
- B. Shop Drawings:
 - 1. Plans, sections, details, edge and backsplash profiles, and attachments to other work.
- C. Samples: Plastic laminates in each type, color, pattern, and surface finish required.

1.3 INFORMATIONAL SUBMITTALS

- A. Coordination Drawings: Indicate locations and sizes of cutouts and holes for items installed in countertop and backsplashes.

1.4 QUALITY ASSURANCE

- A. Installer Qualifications: AWI's Quality Certification Program accredited participant.

PART 2 - PRODUCTS

2.1 PLASTIC-LAMINATE-CLAD COUNTERTOPS

- A. Plastic-Laminate-Clad Countertop Type:
- B. Quality Standard: Unless otherwise indicated, comply with ANSI/AWI 1236 for grades of plastic-laminate-clad countertops indicated for construction, finishes, installation, and other requirements.

1. Provide inspections of fabrication and installation together with labels and certificates from AWI certification program indicating that countertops comply with requirements of grade specified.
- C. Grade: Custom.
- D. High-Pressure Decorative Laminate: ISO 4586-3, Grade HGP.
- E. Colors, Patterns, and Finishes: Provide materials and products that result in colors and textures of exposed laminate surfaces complying with the following requirements:
 1. As indicated by manufacturer's designations.
 2. Match Architect's sample.
 3. As selected by Architect from manufacturer's full range in the following categories:
 - a. Solid colors, gloss finish.
 - b. Solid colors with core same color as surface, gloss finish.
 - c. Wood grains, matte finish with grain running parallel to length of countertop.
 - d. Patterns, gloss finish.
- F. Edge Treatment: Same as laminate cladding on horizontal surfaces.
- G. Core Material: Particleboard or MDF.
- H. Core Material at Sinks: Particleboard made with exterior glue.
- I. Core Thickness: 3/4 inch.

2.2 WOOD MATERIALS

- A. Wood Products: Provide materials that comply with requirements of referenced quality standard unless otherwise indicated.
- B. Composite Panel Products: Provide materials that comply with requirements of referenced quality standard for each type of countertop and quality grade specified unless otherwise indicated.
 1. Medium-Density Fiberboard (MDF): ANSI A208.2, MR 10.
 - a. Grade 130 or better; complying with performance requirements specified.
 2. Particleboard: ANSI A208.1, MR 10.
 - a. Grade M-2 or better; complying with performance requirements specified.
 3. Veneer-Core Hardwood Plywood: ANSI/HPVA HP-1.

2.3 MISCELLANEOUS MATERIALS

- A. Adhesive for Bonding Plastic Laminate: Type I, waterproof type as selected by fabricator to comply with requirements.
 - 1. Adhesive for Bonding Edges: Hot-melt adhesive or adhesive specified above for faces.
- B. Installation Adhesive: Manufacturer's standard product that is recommended for application indicated.

2.4 FABRICATION

- A. Complete fabrication, including assembly, to maximum extent possible before shipment to Project site. Disassemble components only as necessary for shipment and installation. Where necessary for fitting at site, provide ample allowance for scribing, trimming, and fitting.

PART 3 - EXECUTION

3.1 INSTALLATION

- A. Before installation, condition countertops to average prevailing humidity conditions in installation areas.
- B. Grade: Install countertops to comply with same grade as item to be installed.
- C. Assemble countertops and complete fabrication at Project site to extent that it was not completed in the shop.
 - 1. Provide cutouts for appliances, plumbing fixtures, electrical work, and similar items. Locate openings accurately, and use templates or roughing-in diagrams to produce accurately sized and shaped openings. Sand edges of cutouts to remove splinters and burrs.
 - 2. Seal edges of cutouts by saturating with varnish.
- D. Field Jointing: Where possible, make in the same manner as shop jointing, using dowels, splines, adhesives, and fasteners recommended by manufacturer. Prepare edges to be joined in shop so Project-site processing of top and edge surfaces is not required. Locate field joints where indicated on Shop Drawings.
- E. Countertop Installation:
 - 1. Scribe and cut countertops to fit adjoining work, refinish cut surfaces, and repair damaged finish at cuts.
 - 2. Anchor securely by screwing through corner blocks of base cabinets or other supports into underside of countertop.

3. Anchor wall cleating necessary for proper setting for countertops not supported by casework.
4. Install countertops level and true in line. Use concealed shims as required to maintain not more than 1/8-inch-in-96-inch variation from a straight, level plane.

END OF SECTION 12 3623.13