

DEPARTMENT OF TRANSPORTATION

DES-OE MS #43
1727 30TH Street, 2ND Floor
Sacramento, CA 95816



**** WARNING ** WARNING ** WARNING ** WARNING ****
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September 25, 2003

08-Riv-10-R26.2/R40.6
08-472104
ACIM-010-3(098)105E

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for construction on State highway in RIVERSIDE COUNTY IN CABAZON FROM 0.5 KM WEST OF FIELDS ROAD TO ROUTE 10/111 SEPARATION.

Submit bids for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are an essential part of the contract.

Bids for this work will be opened on October 23, 2003.

This addendum is being issued to revise the Notice to Contractors and Special Provisions and the Proposal and Contract.

In the Special Provisions, in "IMPORTANT SPECIAL NOTICES," the first and second paragraphs under "A+B BIDDING SPECIAL NOTICE," are deleted.

In the Special Provisions, the last page of the "COPY OF ENGINEER'S ESTIMATE," the A+B total is deleted.

In the Special Provisions, Section 2-1.01, "GENERAL," is revised as attached.

In the Special Provisions, Section 3, "AWARD AND EXECUTION OF CONTRACT," is revised as attached.

In the Special Provisions, Section 4, "BEGINNING OF WORK, TIME OF COMPLETION AND LIQUIDATED DAMAGES," is revised as attached.

In the Special Provisions, Section 10-1.25, "REPLACE CONCRETE PAVEMENT (RAPID STRENGTH CONCRETE)," the following table is added after the thirty-fourth paragraph:

Percentage Pay Table

Modulus of Rupture (MPa) at opening to traffic	7-Day Modulus of Rupture (MPa)		
	Greater than or equal to 4.2	Less than 4.2 and greater than or equal to 3.8	Less than 3.8 and greater than or equal to 3.4
Greater than or equal to 2.8	100%	95%	90%
Less than 2.8 and greater than or equal to 2.4	95%	95%	90%

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In the Proposal and Contract, "PROPOSAL TO THE DEPARTMENT OF TRANSPORTATION," the sixth paragraph is revised as follows:

"Bids are to be submitted for the entire work. The amount of the bid for comparison purposes will be the total of the following: the sum of the item totals; and, the product of the number of working days bid to complete the work and the cost per day shown on the proposal form. This amount shall be set forth as the "Total Basis for Comparison of Bids: (A) + (B)."

In the Proposal and Contract, "PROPOSAL TO THE DEPARTMENT OF TRANSPORTATION," the following paragraph is added after the eighth paragraph:

"The bidder shall also set forth the number of working days bid to complete the work and the product of the number of working days and the cost per day shown on the proposal form, in clearly legible figures in the respective spaces provided for that purpose. In the case of a discrepancy between the number of working days and the product, the number of working days shall prevail, except that if the number of working days is unreadable or otherwise unclear, or is omitted, or is the same amount as the entry for the product, then the amount set forth as the product shall prevail and shall be divided by the cost per day shown and the number thus obtained shall be the number of working days."

In the Proposal and Contract, the last page of the Engineer's Estimate is revised, as attached.

To Proposal and Contract book holders:

Replace page 6 of the Engineer's Estimate in the Proposal with the attached revised page 6 of the Engineer's Estimate. The revised Engineer's Estimate is to be used in the bid.

Indicate receipt of this addendum by filling in the number of this addendum in the space provided on the signature page of the proposal.

Submit bids in the Proposal and Contract book you now possess. Holders who have already mailed their book will be contacted to arrange for the return of their book.

Inform subcontractors and suppliers as necessary.

This office is sending this addendum by confirmed facsimile to all book holders to ensure that each receives it. A copy of this addendum and the modified wage rates are available for the contractor's use on the Internet Site:

http://www.dot.ca.gov/hq/esc/oe/weekly_ads/addendum_page.html

If you are not a Proposal and Contract book holder, but request a book to bid on this project, you must comply with the requirements of this letter before submitting your bid.

Sincerely,

ORIGINAL SIGNED BY

REBECCA D. HARNAGEL, Chief
Office of Plans, Specifications & Estimates
Office Engineer

Attachments

2-1.01 GENERAL

The bidder's attention is directed to the provisions in Section 2, "Proposal Requirements and Conditions," of the Standard Specifications and these special provisions for the requirements and conditions which the bidder must observe in the preparation of the Proposal form and the submission of the bid.

In addition to the subcontractors required to be listed in conformance with Section 2-1.054, "Required Listing of Proposed Subcontractors," of the Standard Specifications, each proposal shall have listed therein the portion of work that will be performed by each subcontractor listed.

The proposal shall set forth the unit prices, item totals, TOTAL BID (A), the number of working days bid for completion of the work, the product of the working days bid and the cost per day shown on the Engineer's Estimate (TOTAL BID (B)), and the "Total Basis for Comparison of Bids (A+B)," in clearly legible figures, in the respective spaces provided, and shall be signed by the bidder, who shall fill out the blanks in the proposal form as therein required.

The Bidder's Bond form mentioned in the last paragraph in Section 2-1.07, "Proposal Guaranty," of the Standard Specifications will be found following the signature page of the Proposal.

The amount of the bidder's security required in Section 2-1.07, "Proposal Guaranty," of the Standard Specifications shall be based on the "TOTAL BID (A)" set forth on the proposal form.

Submit request for substitution of an "or equal" item, and the data substantiating the request to the Department of Transportation, Submit request for substitution of an "or equal" item, and the data substantiating the request to the Department of Transportation, 464 West Fourth Street, San Bernardino, CA 92401, so that the request is received by the Department by close of business on the fourth day, not including Saturdays, Sundays and legal holidays, following bid opening.

In conformance with Public Contract Code Section 7106, a Noncollusion Affidavit is included in the Proposal. Signing the Proposal shall also constitute signature of the Noncollusion Affidavit.

The Contractor, sub recipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as the recipient deems appropriate. Each subcontract signed by the bidder must include this assurance.

SECTION 3. AWARD AND EXECUTION OF CONTRACT

The bidder's attention is directed to the provisions in Section 3, "Award and Execution of Contract," of the Standard Specifications and these special provisions for the requirements and conditions concerning award and execution of contract. Bids will be compared on the basis of the Engineer's Estimate of the quantities of work to be done and the number of working days bid for completion of the work. The award of the contract, if it be awarded, will be made within 30 days after the opening of the proposals if the apparent lowest bidder has met the goal for DBE participation. The award, of the contract, if be awarded, will be made within 60 days after the opening of the proposals if the apparent lowest bidder has not met the goal for DBE participation but has claimed good faith efforts to do so. These periods will be subject to extension for such further periods as may be agreed upon in writing between the Department and the bidders concerned. The award, if be made, will be to the lowest responsible bidder whose proposal complies with all the requirements prescribed and who has met the goal for DBE participation or has demonstrated, to the satisfaction of the Department, adequate good faith efforts to do so. Meeting the goal for DBE participation or demonstrating, to the satisfaction of the Department, adequate good faith efforts to do so is a condition for being eligible for award of contract. The lowest bid will be determined on the basis of the "Total Basis for Comparison of Bids (A+B)" set forth in the proposal. The contract price for the awarded contract will be the "Total Bid (A)" set forth in the proposal.

Bids in which the number of working days bid for completion of the work exceed 220 will be considered non-responsive and will be rejected.

The contract shall be executed by the successful bidder and shall be returned, together with the contract bonds, to the Department so that it is received within 10 days, not including Saturdays, Sundays and legal holidays, after the bidder has received the contract for execution. Failure to do so shall be just cause for forfeiture of the proposal guaranty. The executed contract documents shall be delivered to the following address: Department of Transportation MS 43, Attn: Office Engineer, 1727 30th Street, Sacramento, CA 95816.

A "Payee Data Record" form will be included in the contract documents to be executed by the successful bidder. The purpose of the form is to facilitate the collection of taxpayer identification data. The form shall be completed and returned to the Department by the successful bidder with the executed contract and contract bonds. For the purposes of the form, payee shall be deemed to mean the successful bidder. The form is not to be completed for subcontractors or suppliers. Failure to complete and return the "Payee Data Record" form to the Department as provided herein will result in the retention of 31 percent of payments due the contractor and penalties of up to \$20,000. This retention of payments for failure to complete the "Payee Data Record" form is in addition to any other retention of payments due the Contractor.

SECTION 4. BEGINNING OF WORK, TIME OF COMPLETION AND LIQUIDATED DAMAGES

Attention is directed to the provisions in Section 8-1.03, "Beginning of Work," in Section 8-1.06, "Time of Completion," and in Section 8-1.07, "Liquidated Damages," of the Standard Specifications and these special provisions.

The Contractor shall begin work within 15 calendar days after the contract has been approved by the Attorney General or the attorney appointed and authorized to represent the Department of Transportation.

The work shall be diligently prosecuted to completion before the expiration of **the NUMBER OF WORKING DAYS BID** beginning on the fifteenth calendar day after approval of the contract.

The Contractor shall pay to the State of California the sum of \$ 13,500 per day, for each and every calendar day's delay in finishing the work after expiration of the number of working days bid, until work requiring closure of lanes or shoulders on State Highway Route 10 is complete.

The Contractor shall pay to the State of California the sum of \$ 7,500 per day, for each and every calendar day's delay in finishing the work after expiration of the number of working days bid, if no further lane or shoulder closures are required on State Highway Route 10 to complete the remaining work.

**ENGINEER'S ESTIMATE
08-472104**

Item	Item Code	Item	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61 (S)	839570	RETURN SECTION	EA	1		
62 (S)	839605	CRASH CUSHION (REACT 9SCBS)	EA	1		
63 (F)	839707	CONCRETE BARRIER (TYPE 60GA)	M	37		
64 (F)	049489	CONCRETE BARRIER (TYPE 60GA MODIFIED)	M	84		
65	839708	CONCRETE BARRIER (TYPE 60GC)	M	5510		
66	839709	CONCRETE BARRIER (TYPE 60GE)	M	61		
67 (S)	840515	THERMOPLASTIC PAVEMENT MARKING	M2	210		
68 (S)	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	M	147 000		
69 (S)	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	23 600		
70 (S)	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	8150		
71 (S)	860925	TRAFFIC MONITORING STATION (COUNT)	LS	LUMP SUM	LUMP SUM	
72 (S)	861503	MODIFY LIGHTING	LS	LUMP SUM	LUMP SUM	
73	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	

TOTAL BID (A): _____

TOTAL BID (B):

\$ 22,000.00 X _____

(Cost Per Day) (Enter Working Days Bid)
(Not To Exceed 220 Days)

**TOTAL BASIS FOR COMPARISON
OF BIDS:**

(A + B): _____