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 Director of Transportation

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 2850 Fairlane Court
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DATE: June 14, 2010

TO: All Prospective Bidders

SUBJECT: Addendum No. 1
Pioneer Trail Overlay (2.02 miles)/ Re-Striping and Water Quality Improvement Project (Contract No. PW 09-30494, CIP No. 72164)

Submit proposals for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are essential parts of the Contract.

ADDENDUM ITEM NO.	PAGE OR DRAWING NO.	DESCRIPTION OF CHANGE
1.01	Notice to Bidders (page N-2)	<p>REQUIRED LISTING OF PROPOSED SUBCONTRACTORS</p> <p>In the 4th sentence, delete "<i>in the Notice to Bidders</i>" after "... <i>the first business day after the bid opening</i>".</p>
1.02	Notice to Bidders (page N-4)	<p>BID PROTEST PROCEDURE</p> <p>Add Attachment A attached to this addendum after the Bid Security section of the Notice to Bidders of the Contract Documents.</p>
1.03	Special Provisions §2-1.05 (page SP-6)	<p>2-1.05 – REQUIRED LISTING OF PROPOSED SUBCONTRACTORS</p> <p>In the 4th sentence of the indented paragraph, delete "<i>in the Notice to Bidders</i>" after "... <i>the first business day after the bid opening</i>".</p> <p>Replace the second indented paragraph with the following:</p> <p><i>"A form for listing the subcontractors who will work on this Project is included in the Proposal section of these Contract Documents."</i></p>

1.04	Special Provisions §2 (page SP-7)	<p>2-1.08 – BID PROTEST PROCEDURE</p> <p>Add Attachment A attached to this addendum after Section 2-1.08 of the Special Provisions of the Contract Documents.</p>
1.05	Special Provisions §3-1.02 (page SP-8)	<p>3-1.02 – AWARD OF CONTRACT</p> <p>Change the first line of the second to last paragraph to read as follows:</p> <p><i>“The successful bidder shall provide written confirmation from each DBE that the DBE is participating in the Contract.”</i></p>
1.06	Special Provisions §3-1.03 (page SP-8)	<p>3-1.03 – EXECUTION OF CONTRACT</p> <p>Change the address in the last sentence of the second paragraph to 2441 Headington Road.</p>
1.07	Special Provisions §10 (page SP-51)	<p>Add the following to the Special Provisions of the Contract Documents:</p> <p>10-1.13 – COOPERATION</p> <p><i>Contractor’ attention is directed to Section 7-1.14, “Cooperation,” of the Standard Specifications.</i></p> <p><i>It is anticipated that work by another contractor may be in progress adjacent to or within the limits of this project during progress of the work on this contract. The following information list the contract anticipated to be in progress during this contract:</i></p> <p><i>Responsible Party: County of El Dorado Environmental Management Department</i> <i>County Contact Person: Greg Stanton, phone – (530) 621-6658, email – greg.stanton@edcgov.us</i> <i>Project Name: Meyers Landfill Cap System Construction</i> <i>Contract No.: 013-PW-09/10-BOS</i> <i>Contractor: Sukut Construction, Inc.</i> <i>Location: off of Pit Road and Pioneer Trail</i></p>
1.08	Special Provisions §10-1 (page SP-33)	<p>ITEM 4 – <u>TEMPORARY EROSION CONTROL</u></p> <p>Add the following to the fifth paragraph under this Bid Item:</p> <p><i>The Tire Wash will be located within the County right-of-way.</i></p>
1.09	Special Provisions §10-1 (page SP-35)	<p>ITEM 6 – <u>REMOVE AND REPLACE EXISTING CURB AND GUTTER</u></p> <p>Add the following to the end of the first paragraph under this Bid item:</p>

		<p><i>The average depth of unsuitable material to be removed and backfill to be placed and compacted behind the curb is approximately fourteen (14) inches. The backfill material behind curb shall be compacted to 90% relative compaction and shall be a silty sand material designated by SM in the Unified Soil Classification System. Costs associated with furnishing the SM material shall also be included in the unit price bid for this item.</i></p>
1.10	Special Provisions §10-1 (page SP-36)	<p>ITEM 7 – <u>COLD PLANING</u></p> <p>Replace “<i>planning</i>” with “<i>planing</i>” in the last sentence of the first paragraph.</p>
1.11	Special Provisions §10-1	<p>Question: Does the unsuitable material have to be hauled out of the Tahoe Basin? Including the concrete removed from curb and gutter and drainage inlets, asphalt concrete (AC) grindings, and road cinders?</p> <p>Answer: Add the following to the Special Provisions of the Contract Documents:</p> <p>10-1.14 – DISPOSAL OF EXCESS AND UNSUITABLE MATERIAL</p> <p><i>In accordance with Section 19-2.02, “Unsuitable Material,” of the Standard Specifications, unsuitable material is defined as material the Engineer determines to be: 1) of such unstable nature as to be incapable of being compacted to specified density using ordinary methods at optimum moisture content; or 2) too wet to be properly compacted and circumstances prevent suitable in-place drying prior to incorporation into the work; or 3) otherwise unsuitable for planned use. AC, concrete, and unsuitable material removed from behind existing curb and gutter meets this definition.</i></p> <p><i>AC, concrete, unsuitable material, and/or excess materials excavated from the Project area may be disposed of in the Lake Tahoe Basin provided Contractor obtains and submits to County written approval from all applicable state, local, and federal agencies. Any excess or unsuitable material shall be disposed of by Contractor at its own expense and shall be disposed of outside the Lake Tahoe Basin. At no time shall unsuitable and excess material be disposed of or stockpiled in such a way as to allow erosion of the material or to pose a threat to water quality impact. The costs associated with stockpiling and disposing of, unsuitable and excess material are included in the applicable items with no additional compensation therefore.</i></p>

1.12	Special Provisions §10-1 (page SP-37 and SP-38), Agreement (page C-10), and Proposal (page P-3)	<p><u>ITEM 9 – OVEREXCAVATE AND REMOVE UNSUITABLE MATERIAL</u></p> <p>Item 9, “Overexcavate and Remove Unsuitable Material,” has been deleted.</p>
1.13	Special Provisions §10-1 (page SP-38), Agreement (page C-10), and Proposal (page P-3)	<p><u>ITEM 10 – ADJUST UTILITY COVERS TO GRADE</u></p> <p>Item 10, “Adjust Utility Covers to Grade,” has been deleted.</p> <p>The Contractor shall overlay over the utilities. The utility companies will be responsible for raising the existing utility covers after the completion of this overlay project.</p>
1.14	Special Provisions §10-1.08 (page SP-43)	<p>10-1.08 – ASPHALT CONCRETE</p> <p>Replace the second paragraph under this section with the following:</p> <p><i>“Contractor shall submit an asphalt concrete mix design for each type of asphalt proposed for use on the project including sand equivalent test results, optimum bitumen content, unit weight, source of aggregate, aggregate gradation tests, % air voids, and stabilometer values for the proposed design mix to be used. The mix design shall be no older than six months, to insure that the mix supplied is consistent with the mix design. The design and test results shall be submitted to Engineer within fifteen (15) working days after the Notice of Award of Contract letter and at least ten (10) working days prior to the start of paving operations. No work shall be done until the design is approved by Engineer. The mix design shall be in effect until modified by Engineer. Should a change in sources of material be made, a new mix design, and sand equivalent test must be established before the new material is used.”</i></p>
1.15	Special Provisions §10-1.08 (page SP-43)	<p>10-1.08 – ASPHALT CONCRETE</p> <p>Under the heading “Acceptance Sampling and Testing of Bituminous Mixture”, replace the first and second paragraphs with the following:</p> <p><i>“Samples of asphalt binder, aggregates, and paint binder (tack coat) will be taken at the plant before mixing. County’s testing laboratory shall obtain hot mix asphalt (HMA) samples from the uncompacted mat directly behind the paver to determine the percent bitumen, aggregate gradation (California Test 202), sand equivalent (California Test 317),</i></p>

		<p><i>and Theoretical Maximum Density (California Test 309) of the bituminous paving mixture. County will obtain one sample per 500 tons or up to two (2) samples during daily paving operations. It is anticipated that the test results on a sample will be available the next working day following the day the sample was taken. If the test results indicate that the gradations and/or bitumen content do not fall within the limits as shown on the job mix formula from the approved mix design, placement of bituminous pavement shall not be started until Contractor, at its own expense, provides test results or other information, that indicates to the satisfaction of Engineer that the material to be placed will comply with the requirements of the job mix formula.</i></p> <p><i>County will use a nuclear gage pursuant to California Test 375 in quality assurance testing of the asphalt concrete for relative compaction requirements. Compaction will be tested with the nuclear gage every 250 tons placed and where the HMA was sampled if different per Engineer in the field. Asphalt concrete shall be compacted to 92% to 98% of the Theoretical Maximum Density (California Test 309) determined from the asphalt mat sample taken directly behind the paver. County will sample the HMA for Percent Bitumen (California Test 382) Theoretical Maximum Density (California Test 309), and aggregate gradation (California Test 202). Acceptance of the asphalt concrete density shall be based on the gage readings.”</i></p>
1.16	Agreement, Exhibit A (page C-10)	<p>EXHIBIT A, CONTRACTOR’S BID AND BID PRICE SCHEDULE</p> <p>Replace Exhibit A, Contractor’s Bid and Bid Price Schedule included in the Agreement section of the Contract Documents with Attachment B.</p>
1.17	Proposal (page P-3)	<p>PROPOSAL PAY ITEMS AND BID PRICE SCHEDULE</p> <p>Replace Proposal Pay Items and Bid Price Schedule included in the Agreement section of the Contract Documents with Attachment C.</p>

Page C-10rev, Exhibit A, Contractor’s Bid and Bid Price Schedule, shall be attached to the respective page in the original Exhibit A, Contractor’s Bid and Bid Price Schedule, in the Contract Documents booklet. Page P-3rev, Proposal Pay Items and Bid Price Schedule, shall be attached to the respective page in the original Proposal Pay Items and Bid Price Schedule, in the Contract Documents booklet. The remaining pages of this addendum shall be attached to the Contract Documents booklet.

Indicate receipt of this addendum by filling in the number of this addendum in the space

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

Holders who have already mailed their proposal can contact Patty Scott at (530) 573-7900 (email: patricia.scott@edcgov.us) or Donald Palaroan at (530) 573-7920 (email: donaldo.palaroan@edcgov.us) to arrange return of their proposal.

Inform all suppliers and subcontractors as necessary.

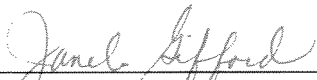
The Department of Transportation is only sending this addendum by posting on the following website: <http://www.edcgov.us/DOT/bids.html>.

If you are not a Contract Documents Holder, but request a set of documents to bid on this project, you must comply with the requirements of this addendum when submitting your bid.

Attachments:


- | | | |
|--------------|--|----------|
| Attachment A | Bid Protest Procedure | - 1 page |
| Attachment B | Exhibit A, Contractor's Bid and Bid Price Schedule | - 1 page |
| Attachment C | Proposal Pay Items and Bid Price Schedule | - 1 page |

End of Addendum No. 1



Recommended by:
Janel Gifford, P.E.
Office Engineer

6/15/10
Date



Approved by:
James W. Ware, P.E.
Director of Transportation

6/19/10
Date

BID PROTEST PROCEDURE

The protest procedure is intended to handle and resolve disputes related to the bid award for this project pursuant to Title 49 Code of Federal Regulations Part 18 Section 18.36 (b) (12)(i)-(ii) and County of El Dorado policies and procedures. A protestor must exhaust all administrative remedies with the County of El Dorado before pursuing a protest with a Federal Agency. Reviews of protests by the Federal agency will be limited to:

- (i.) Violations of Federal law or regulations and the standards of 49 CFR Part 18 Section 18.36 (b) (12)(i)-(ii). Violations of State of California or local law will be under the jurisdiction of the State of California or the County of El Dorado; and
- (ii.) Violation of the County of El Dorado's protest procedures for failure to review a complaint or protest. Protests received by the Federal agency other than those specified above will be referred to the County of El Dorado.

The protest procedure is an extension of the formal bid process and allows those who wish to protest the recommendation of an award after bid the opportunity to be heard.

Policy: Upon completion of the bid evaluation, the Department of Transportation shall notify all bidders of the recommendation of award, the basis therefore, and the date and time on which the recommendation for award will be considered and acted upon by the Board of Supervisors. All bidders may attend the Board of Supervisors meeting at the time the agenda item is considered, address the Board of Supervisors, and be heard.

Procedure: If a bidder wishes to protest the award, the procedure shall be as follows:

1. The Department of Transportation will review the bids received in a timely fashion under the terms and conditions of the Notice to Bidders, and notify the bidders in writing, at the address designated in the bid, of its recommendation including for award or rejection of bids ("All Bidders Letter").
2. Within five (5) working days from the date of the "All Bidders Letter," the bidder protesting the recommendation for award shall submit a letter of protest to the County of El Dorado, Department of Transportation, Attention Steve Kooyman, 924B Emerald Bay Road, South Lake Tahoe, CA 96150, and state in detail the basis and reasons for the protest. The bidder must provide facts to support the protest, including any evidence it wishes to be considered, together with the law, rule, regulation, or criteria on which the protest is based.
3. If the Department of Transportation finds the protest to be valid, it may modify its award recommendations and notify all bidders of that decision. If the Department of Transportation does not agree with the protest, or otherwise fails to resolve the protest, the Department of Transportation will notify the bid protestor and all interested parties of its decision and the date and time that the recommendation for award will be agendized for the Board of Supervisors' consideration and action. The Department of Transportation shall also include in its report to the Board of Supervisors the details of the bid protest.
4. The bidder may attend the Board of Supervisors meeting at which the recommendation and bid protest will be considered. In the event that the bidder is not in attendance at that time, the bid protest may be dismissed by the Board of Supervisors without further consideration. If the bidder is in attendance, the Board of Supervisors will take comment from the bidder, staff, and members of the public who wish to speak on the item.

In its discretion, the County of El Dorado may accept or reject any bids. The decision of the Board of Supervisors shall be final in accepting or rejecting the bid protest, awarding the bid, or rejecting any or all bids.

EXHIBIT A

**CONTRACTOR'S BID AND BID PRICE SCHEDULE
PIONEER TRAIL OVERLAY (2.02 MILES)/ RE-STRIPING AND
WATER QUALITY IMPROVEMENT PROJECT**

**CONTRACT NO. PW 09-30494
CIP NO. 72164**

ITEM NO.	ITEM DESCRIPTION	UNIT OF MEASURE	ESTIMATED QUANTITY	UNIT PRICE (In Figures)	TOTAL PRICE (In Figures)
1	Mobilization	LS	1		
2	Traffic Control	LS	1		
3	Sweeping	LS	1		
4	Temporary Erosion Control	LS	1		
5	Modify Existing Drainage Inlet	EA	3		
6	Remove and Replace Existing Curb and Gutter	LF	1,034		
7	Cold Planing	SF	66,360		
8	2-1/2" AC Overlay	TON	5,063		
TOTAL BID					<hr/>

**PROPOSAL PAY ITEMS AND BID PRICE SCHEDULE
PIONEER TRAIL OVERLAY (2.02 MILES)/ RE-STRIPING AND
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TOTAL BID					_____

(NOTICE: Bidder's failure to execute the questionnaires and statements contained in this Proposal as required by applicable laws and regulations, or the determinations by El Dorado County based upon those questionnaires and statements, may prohibit award of the subject Contract to the Bidder.)