

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

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www.dot.ca.gov/hq/esc/oe



*Serious Drought.
Help save water!*

February 17, 2016

03-Nev-20-Var

03-4M4504

Project ID 0300020663

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN NEVADA COUNTY NEAR NEVADA CITY AT VARIOUS LOCATIONS FROM 2.5 MILES EAST OF SCOTTS FLAT ROAD TO 0.2 MILE EAST OF WASHINGTON ROAD to revise the *Notice to Bidders and Special Provisions*.

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 Thursday, February 25, 2016.

In the Special Provisions, Section 14-6.02 is replaced as attached.

In the Special Provisions, Section 14-6.05 is replaced as attached.

To *Bid* book holders:

Inquiries or questions in regard to this addendum must be communicated as a bidder inquiry and must be made as noted in the *Notice to Bidders* section of the *Notice to Bidders and Special Provisions*.

Submit the *Bid* book as described in the *Electronic Bidding Guide* at the Bidders' Exchange website.

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

This addendum, EBS addendum file, and attachments are available for the Contractors' download on the Web site:

http://www.dot.ca.gov/hq/esc/oe/project_ads_addenda/03/03-4M4504

If you are not a *Bid* 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,

A handwritten signature in blue ink that reads "Amarjeet S. Benipal".

AMARJEET BENIPAL
District Director

Attachments

*"Provide a safe, sustainable, integrated and efficient transportation system
to enhance California's economy and livability"*

Replace section 14-6.02 with:

14-6.02 SPECIES PROTECTION

14-6.02A General

Section 14-6.02 includes specifications for protecting regulated species or their habitat.

This project is within or near habitat for regulated species shown in the following table:

Species Name
Sierra-Nevada yellow legged frog (<i>Rana sierra</i>)
California red-legged frog (<i>Rana draytonii</i>)
migratory and nongame birds

14-6.02B Material

Not Used

14-6.02C Construction

14-6.02C(1) General

Not Used

14-6.02C(2) Protective Radius

Upon discovery of a regulated species, stop construction activities within a 100 ft radius of the discovery. Immediately notify the Engineer. Do not resume activities until receiving notification from the Engineer.

14-6.02C(3) Protocols

Not Used

14-6.02C(4) Biological Resource Information

Not Used

14-6.02C(5) Protection Measures

Within project limits, implement the following protection measures:

1. Notify the Engineer forty-eight hours prior to the commencement of any vegetation clearing, grubbing or trimming activities in order to conduct bird surveys. Do not start work until authorized by the Engineer.
2. Restore all U.S. Forest Service property, including but not limited to Pioneer Trail, to preconstruction use.
3. For work at Post Mile 30.46:
 - 3.1. Notify the Engineer forty-eight hours prior to the commencement of any vegetation clearing, grubbing or trimming activities in order for a Contractor Supplied Biologist to conduct surveys for Sierra-Nevada yellow legged frog (*Rana sierra*), California red-legged frog (*Rana draytonii*), and other regulated wildlife species.
 - 3.2. Dewatering or diversion activities cannot commence without the written approval of the Engineer.
 - 3.3. Perform all work from the culvert outlet, except as noted
 - 3.4. Access the inlet, through the existing U.S. Forest Service road, only for the purposes of dewatering or water diversion activities.
4. If water is present during construction activities at Post Mile 30.08:
 - 4.1. Notify the Engineer forty-eight hours prior to the commencement of any vegetation clearing, grubbing or trimming activities in order for a Contractor Supplied Biologist to conduct surveys for Sierra-Nevada yellow legged frog (*Rana sierra*), California red-legged frog (*Rana draytonii*), and other regulated wildlife species.
 - 4.2. Dewatering or diversion activities cannot commence without the written approval of the Engineer.

14-6.02C(6) Monitoring Schedule

Monitor according to the following schedule:

Monitoring type	Schedule
Sierra-Nevada yellow legged frog (<i>Rana sierra</i>)	Within 48 hours before start construction at post mile 30.46
California red-legged frog (<i>Rana draytonii</i>)	Within 48 hours before start construction at post mile 30.46
migratory and nongame birds	Within 48 hours At any location where tree removal, trimming or vegetation removal is completed

14-6.02D Payment

Not Used

Replace section 14-6.05 with:

14-6.05 CONTRACTOR-SUPPLIED BIOLOGIST

14-6.05A General

14-6.05A(1) Summary

Section 14-6.05 includes specifications for providing a Contractor-supplied biologist to monitor construction and other activities to protect regulated species that may be harmed during construction activities.

14-6.05A(2) Submittals

14-6.05A(2)(a) Qualifications

Within 7 days after Contract approval, submit each biologist's name, resume, and statement of qualifications. Allow 10 days for review. If the submittal is incomplete, the Engineer will provide comments. Within 7 days after receiving the Engineer's comments, update and resubmit qualifications data. Do not start construction activities until the Contractor-supplied biologist is authorized.

14-6.05A(2)(b) Protocols

Not Used

14-6.05A(2)(c) Pre-Construction Survey Report

Submit a pre-construction survey report within 10 days before starting construction activities.

14-6.05A(2)(d) Initial Monitoring Report

Submit an Initial Monitoring Report that includes, at a minimum, the requirements for Monitoring Report submittals within 12 hours after starting ground-disturbing activities.

14-6.05A(2)(e) Monitoring Report

Submit Monitoring Reports according to the following schedules:

Species	Report schedule
Sierra-Nevada Yellow Legged Frog (<i>Rana Sierra</i>)	7 working days after work completed at post mile 30.46
California Red Legged Frog (<i>Rana draytonii</i>)	7 days after work completed at post mile 30.46
Migratory and nongame birds	7 days after tree removal, trimming or vegetation removal is completed

14-6.05A(2)(f) Incident Report

Submit an Incident Report within 24 hours of the incident.

14-6.05A(2)(g) Annual Monitoring Report

Not Used

14-6.05A(2)(h) Final Monitoring Report

Not Used

14-6.05A(3) Quality Control and Assurance

14-6.05A(3)(a) Qualifications

A biologist must meet PLAC requirements. Provide required qualifications for transmittal to regulatory agencies. All project specific authorizations must be current and valid for the duration of the project.

Biologists who perform specialized activities must have demonstrated field experience working with the species or performing the specialized task. Biologists who perform specialized activities must meet the following minimum requirements:

Specialized activity/species	Requirements
Sierra-Nevada Yellow Legged Frog	At least 5 years paid professional experience surveying for Sierra-Nevada Yellow Legged Frog.
California Red Legged Frog	At least 5 years paid professional experience surveying for California red-legged frog.
Migratory and nongame birds	At least 5 years paid professional experience surveying for migratory and other non-game birds.

14-6.05A(3)(b) Protocols

Not Used

14-6.05B Materials

Not Used

14-6.05C Construction

14-6.05C(1) General

Not Used

14-6.05C(2) Pre-construction Survey

Survey the work area for regulated species within 10 days before starting construction activities.

14-6.05C(3) Protective Radius

Upon discovery of a regulated species, stop construction activities within a 100ft radius of the discovery. Immediately notify the Engineer. Do not resume activities until the Engineer notifies you.

14-6.05C(4) Monitoring Schedule

Monitoring must comply with the schedule in section 14-6.02.

14-6.05C(5) Monitoring Duties

The biologist must:

1. Monitor for regulated species within the project area.
2. Assure that construction activities do not result in take of regulated species.
3. Assure that construction activities comply with PLACs.
4. Immediately notify the Engineer of any take of regulated species.
5. Prepare, submit, and sign notifications and reports.

14-6.05C(6) Notification and Reporting

All reports must include the following:

1. PLAC requirement implementation
2. Name(s) of the biologist(s) conducting biological activity
3. Date(s) and time(s) of monitoring
4. Locations and activities monitored
5. Representative photographs
6. Findings
7. If regulated species are observed, reports must recommend actions to protect the regulated species
8. Name of the biologist who prepared the report
9. Signature of the biologist certifying the accuracy of the report

The Pre-Construction Survey Report includes one of the following:

1. Detailed observations and locations where regulated species were observed
2. Statement that no regulated species were observed by each biologist
3. Statement that no active nesting of migratory or nongame birds were observed by each biologist at any of the locations

The Incident Report includes:

1. Description of any take incident
2. Species name and number taken
3. Details of required notifications with contact information
4. Corrective actions proposed or taken
5. Disposition of taken species

14-6.05D Payment

Not Used