

Addendum No.5
Page 2
February 20, 2015

04-SF,Ala-80-8.6/8.9, 0.0/1.2
04-013524
Project ID 0412000608

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*.

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

Submit bids in the *Bid* 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 addendum, and attachments are available for the Contractors' download on the Web site:

http://www.dot.ca.gov/hq/esc/oe/project_ads_addenda/04/04-013524

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,



MOHSEN SULTAN
Chief, Office of Contracting Systems
Office Engineer
Division of Engineering Services

Attachments

Replace "--" for the telephone number for the Office Engineer in the table in section 1-1.11 with:
(916) 227-6299

Replace section 2-1.08 with:

2-1.08 CONTRACTOR REGISTRATION

No contractor or subcontractor may be listed on a bid proposal for a public works project (submitted on or after March 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 [with limited exceptions from this requirement for bid purposes only under Labor Code section 1771.1(a)].

Replace section 2-1.10 of the RSS with:

2-1.10 SUBCONTRACTOR LIST

On the Subcontractor List form, list each subcontractor to perform work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.).

For each subcontractor listed, the Subcontractor List form must show:

1. Business name and the location of its place of business.
2. California contractor license number for a non-federal-aid contract.
3. Department of Industrial Relations' registration number
4. Portion of work it will perform. Show the portion of the work by:
 - 4.1. Bid item numbers for the subcontracted work
 - 4.2. Percentage of the subcontracted work for each bid item listed
 - 4.3. Description of the subcontracted work if the percentage of the bid item listed is less than 100 percent

Replace section 2-1.33 of the RSS with:

2-1.33 BID DOCUMENT COMPLETION AND SUBMITTAL

2-1.33A General

Complete the forms in the *Bid* book.

Use the forms provided by the Department except as otherwise specified for a bidder's bond.

Do not fax forms except for the copies of forms with the with the Department of Industrial Relations' numbers submitted after the time of bid. Fax these copies to (916) 227-6282.

Submit the forms and copies of the forms to the Office Engineer.

Failure to submit the forms and information as specified may result in a nonresponsive bid.

If an agent other than the authorized corporate officer or a partnership member signs the bid, file a Power of Attorney with the Department either before opening bids or with the bid. Otherwise, the bid may be nonresponsive.

2-1.33B Electronic Bids

Reserved

2-1.33C Paper Bids

Section 2-1.33C applies to paper bids.

Submit your bid and any *Bid* book forms after you submit your bid:

1. Under sealed cover
2. Marked as a bid
3. Identifying the contract number and the bid opening date

2-1.33D Bid Form Submittal Schedules

2-1.33D(1) General

The *Bid* book includes forms specific to the contract. The deadlines for the submittal of the forms vary depending on the requirements of each contract. Determine the requirements of the contract and submit the forms based on the applicable schedule specified in section 2-1.33D.

Bid forms and information on the form that are due after the time of bid may be submitted at the time of bid.

2-1.33D(2) Federal-Aid Contracts

Reserved

2-1.33D(2)(c) Contracts without a DBE Goal

Reserved

2-1.33D(2)(d)–2-1.33D(2)(h) Reserved

2-1.33D(3) Non-Federal-Aid Contracts

2-1.33D(3)(a) General

Section 2-1.33D(3) applies to non-federal-aid contracts.

2-1.33D(3)(b) Contracts with a DVBE Goal

Reserved

2-1.33D(3)(c) Contracts without a DVBE Goal

Submit the bid forms according to the schedule shown in the following table:

**Bid Form Submittal Schedule for a
Non-Federal-Aid Contract without a DVBE goal**

Form	Submittal deadline
Bid to the Department of Transportation	Time of bid except for the Department of Industrial Relations' number for a joint-venture contract
For a joint-venture contract, copy of the Bid to the Department of Transportation as submitted at the time of bid with the Department of Industrial Relations' number	10 days after bid opening
Subcontractor List	Time of bid
Opt Out of Payment Adjustments for Price Index Fluctuations ^a	Time of bid
California Company Preference	Time of bid
Certified DVBE Summary ^b	No later than 4 p.m. on the 4th business day after bid opening
Request for Small Business Preference or Non–Small Business Preference ^a	Time of bid
Certified Small Business Listing for the Non–Small Business Preference ^a	No later than 4 p.m. on the 2nd business day after bid opening

^aSubmit only if you choose the option or preference.

^bSubmit only if you obtain DVBE participation or you are the apparent low bidder, 2nd low bidder, or 3rd low bidder and you choose to receive the specified incentive.

2-1.33D(3)(d)–2-1.33D(3)(h) Reserved

2-1.33D(4)–2-1.33D(9) Reserved

Replace section 3-1.03 with:

3-1.03 CONTRACTOR REGISTRATION

No contractor or subcontractor may be awarded a contract for public work on a public works project (awarded on or after April 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5.

Replace "§§ 1727 and 1770–1815" in the 1st sentence of the 1st paragraph of section 7-1.02K(1) with:
§ 1720 et seq.

BID TO THE DEPARTMENT OF TRANSPORTATION

DES-OE-0102.1 (REV. 2/2015)

CONTRACT NO. _____ - _____

NAME OF BIDDER _____

BUSINESS P. O. BOX _____

CITY, STATE, ZIP _____

BUSINESS STREET ADDRESS _____

(Include even if P.O. Box used)

CITY, STATE, ZIP _____

TELEPHONE NO. AREA CODE () _____

FAX NO. AREA CODE () _____

CONTRACTOR LICENSE NO. _____

DEPARTMENT OF INDUSTRIAL
RELATIONS REGISTRATION NO. _____

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.

2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non-plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:
 - 2.1 If a discrepancy between the unit price and the item total exists, the unit price prevails except:
 - 2.1.1 If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.
 - 2.1.2 If a decimal error is apparent in the product of the unit price and the quantity, the Department will either use the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.
 - 2.2 If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.
 - 2.3 Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.
 - 2.4 Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.
 - 2.5 Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

BID TO THE DEPARTMENT OF TRANSPORTATION

DES-OE-0102.1 (REV. 2/2015)

2.6 For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7 The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

Cash \$ _____, Cashier Check, Certified Check, Bidder's Bond

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

- 5.1. Criminal prosecution
- 5.2. Rejection of the bid
- 5.3. Rescission of the award
- 5.4. Termination of the Contract

By (Authorized Signature)	DATE SIGNED (Do not type)
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PRINTED NAME AND TITLE OF PERSON SIGNING

CONTRACT NO. 04-013524

