**DEPARTMENT OF TRANSPORTATION**
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER
1727 30th Street MS-43
P.O. BOX 168041
SACRAMENTO, CA 95816-8041
FAX (916) 227-6214
www.dot.ca.gov/hq/esc/oe

*Serious Drought.*
*Help save water!*

March 10, 2015

04-Ala-13-9.9/10.1
04-0G2104
Project ID 0400000317

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN ALAMEDA COUNTY IN OAKLAND AND BERKELEY BETWEEN HILLER DRIVE AND VICENTE ROAD.

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 Tuesday, April 7, 2015.

This addendum is being issued to revise the *Notice to Bidders and Special Provisions*, and the *Bid* book.

In the Special Provisions, Section 1-1.11, is added as attached.

In the Special Provisions, Section 2-1.04, is added as attached.

In the Special Provisions, Section 2-1.10, is added as attached.

In the Special Provisions, Section 2-1.33, is added as attached.

In the Special Provisions, Section 3-1.03, is added as attached.

In the Special Provisions, Section 3-1.18, is added as attached.

In the Special Provisions, Section 7-1.02K(1), is added as attached.

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In the Bid to the Department of Transportation folder, a field for the California Department of Industrial Relations' Registration Number has been added.

The folders for Subcontractor List have been increased from 2 to 4 with the following changes:

- Each subcontractor has a field to enter the California Department of Industrial Relations' Registration Number.
- Each bid item listed in the subcontractor list must have a description of work entered, and the corresponding percentage of work to be done by the subcontractor.
- A total of 5 bid items can be entered; if more than 5 bid items are needed for a subcontractor use additional subcontractor lists.

Data that has been added prior to this addendum may need to be re-entered. Check data before submitting your bid.

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**

Inform subcontractors and suppliers as necessary.

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/04/04-0G2104**

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,

for..

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 2-1.04 of the RSS with:**

## 2-1.04 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. Public works contractor 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 public works contractor registration number 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

Section 2-1.33B applies to electronic bids.

For an electronic bid, complete and submit the electronic portion of the *Bid* book under the *Electronic Bidding Guide* at the Bidders' Exchange website and submit the paper forms as specified for a paper bid.

Your authorized digital signature is your confirmation of and agreement to all certifications and statements contained in the *Bid* book.

On forms and certifications that you submit through the electronic bidding service, you agree that each form and certification where a signature is required is deemed as having your signature.

### 2-1.33C Paper Bids

Reserved

### 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(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

Section 2-1.33D(3)(b) applies if a DVBE goal is shown on the *Notice to Bidders*.

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

**Bid Form Submittal Schedule for a Non-Federal-AidContract with a DVBE Goal**

| Form | Submittal deadline |
|---|---|
| Bid to the Department of Transportation | Time of bid except for the public works contractor registration 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 public works contractor registration number | 10 days after bid opening |
| Subcontractor List | Time of bid |
| Opt Out of Payment Adjustments for Price Index Fluctuations[a] | Time of bid |
| Certified DVBE Summary | No later than 4 p.m. on the 4th business day after bid opening |
| California Company Preference | Time of bid |
| 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 |

[a]Submit only if you choose the option or preference.

# 3 CONTRACT AWARD AND EXECUTION

**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.

**Delete the 3rd paragraph of section 3-1.18.**

**Replace "For all other contracts, the" in the 4th paragraph of section 3-1.18 with:**

The

# 7 LEGAL RELATIONS AND RESPONSIBILITY TO THE PUBLIC

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