

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
OFFICE ENGINEER, MS 43  
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FAX (916) 227-6214  
TTY 711



*Flex your power!*  
*Be energy efficient!*

April 7, 2009

04-Sol-80-15.4/20.1  
04-4C15U4  
SARRA-080-2(356)E

Addendum No. 7

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN SOLANO COUNTY IN FAIRFIELD FROM 0.4 MILE WEST OF ROUTE 80/12 SEPARATION TO 0.9 MILE EAST OF AIR BASE PARKWAY OVERCROSSING.

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 14, 2009.

This addendum is being issued to revise the Notice to Bidders and Special Provisions.

In the Special Provisions, Section 5-1.005,"FEDERAL REQUIREMENTS (AMERICAN RECOVERY AND REINVESTMENT ACT)," is added as attached.

In the Special Provisions, Section 10-1.105," SMALL BUSINESS UTILIZATION REPORT," is added 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.

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.

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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 Contractors' use on the Web site:

**[http://www.dot.ca.gov/hq/esc/oe/weekly\\_ads/addenda.php](http://www.dot.ca.gov/hq/esc/oe/weekly_ads/addenda.php)**

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,

ORIGINAL SIGNED BY

REBECCA D. HARNAGEL, Chief  
Office of Plans, Specifications & Estimates  
Division of Engineering Services - Office Engineer

Attachments

**5-1.005 FEDERAL REQUIREMENTS (AMERICAN RECOVERY AND REINVESTMENT ACT)**

Under the American Recovery and Reinvestment Act (ARRA) of 2009, 9 USC § 902:

**SEC. 902. ACCESS OF GOVERNMENT ACCOUNTABILITY OFFICE.**

- (a) ACCESS.—Each contract awarded using funds made available in this Act shall provide that the Comptroller General and his representatives are authorized—
- (1) to examine any records of the contractor or any of its subcontractors, or any State or local agency administering such contract, that directly pertain to, and involve transactions relating to, the contract or subcontract; and
  - (2) to interview any officer or employee of the contractor or any of its subcontractors, or of any State or local government agency administering the contract, regarding such transactions.
- (b) RELATIONSHIP TO EXISTING AUTHORITY.—Nothing in this section shall be interpreted to limit or restrict in any way any existing authority of the Comptroller General.

Under ARRA of 2009, 9 USC § 1515(a):

**SEC. 1515. ACCESS OF OFFICES OF INSPECTOR GENERAL TO CERTAIN RECORDS AND EMPLOYEES.**

- (a) ACCESS.—With respect to each contract or grant awarded using covered funds, any representative of an appropriate inspector general appointed under section 3 or 8G of the Inspector General Act of 1978 (5 U.S.C. App.), is authorized—
- (1) to examine any records of the contractor or grantee, any of its subcontractors or subgrantees, or any State or local agency administering such contract, that pertain to, and involve transactions relating to, the contract, subcontract, grant, or subgrant; and
  - (2) to interview any officer or employee of the contractor, grantee, subgrantee, or agency regarding such transactions.
- (b) RELATIONSHIP TO EXISTING AUTHORITY.—Nothing in this section shall be interpreted to limit or restrict in any way any existing authority of an inspector general.

Immediately notify the Engineer if you have been contacted by the U.S. Comptroller, Inspector General, or their representatives.

#### **10-1.105 SMALL BUSINESS UTILIZATION REPORT**

Submit a completed Small Business Utilization Report form on or before the following dates for the prior reporting period:

1. January 15th
2. April 15th
3. July 15th
4. October 15th

Submit a completed final Small Business Utilization Report form within 30 days after contract acceptance.

The Department pays \$250 for each report submitted. The contract unit price paid for small business utilization report includes full compensation for doing all the work involved in submitting the completed Small Business Utilization Report form. If you fail to submit a completed form by the specified time, you will not receive payment for that report.

The Department does not adjust payment for an increase or decrease in the quantity of small business utilization reports submitted. Section 4-1.03B, "Increased or Decreased Quantities," of the Standard Specifications does not apply.

The work to complete the final Small Business Utilization Report contract item is excluded from Section 7-1.17, "Acceptance of Contract," of the Standard Specifications.

Failure to submit the Small Business Utilization Report is not considered a performance failure. Section 9-1.053, "Performance Failure Withholds," of the Standard Specifications does not apply