

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
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SACRAMENTO, CA 95816-8041
FAX (916) 227-6214
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Flex your power!
Be energy efficient!

April 16, 2009

11-SD-905-R9.5/R15.0
11-288804
HPLU-6211(078)N

Addendum No. 10

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN SAN DIEGO COUNTY IN SAN DIEGO FROM 1.2 KM EAST OF ROUTE 805/905 SEPARATION TO 0.8 KM EAST OF BRITANNIA 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 April 30, 2009.

This addendum is being issued to revise the Notice to Bidders and Special Provisions and the Federal Minimum Wages with Modification Number 22 dated April 3, 2009.

In the Special Provisions, Section 5 "GENERAL," Section 5-1.015, "PERFORMANCE OF UDBES," is revised 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 modified wage rates are available for the contractor's use on the Web site:

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

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

Attachment

5-1.015 PERFORMANCE OF UDBeS

UDBeS must perform work or supply materials as listed in the Caltrans Bidder - UDBe - Commitment form specified under Section 2, "Bidding," of these special provisions. Do not terminate a UDBe listed subcontractor for convenience and perform the work with your own forces or obtain materials from other sources without prior written authorization from the Department.

The Department grants authorization to use other forces or sources of materials for requests that show any of the following justifications:

1. Listed UDBe fails or refuses to execute a written contract based on plans and specifications for the project.
2. You stipulated that a bond is a condition of executing the subcontract and the listed UDBe fails to meet your bond requirements.
3. Work requires a contractor's license and listed UDBe does not have a valid license under Contractors License Law.
4. Listed UDBe fails or refuses to perform the work or furnish the listed materials.
5. Listed UDBe's work is unsatisfactory and not in compliance with the contract.
6. Listed UDBe delays or disrupts the progress of the work.
7. Listed UDBe becomes bankrupt or insolvent.

If a listed UDBe subcontractor is terminated, you must make good faith efforts to find another UDBe subcontractor to substitute for the original UDBe. The substitute UDBe must perform at least the same amount of work as the original UDBe under the contract to the extent needed to meet the UDBe goal.

The substitute UDBe must be certified as a DBE at the time of request for substitution.

The Department does not pay for work or material unless it is performed or supplied by the listed UDBe or an authorized substitute.