

DEPARTMENT OF TRANSPORTATION

ESC/OE MS #43
1727 30TH Street, 2ND Floor
Sacramento, CA 95816



August 1, 2000

04-CC,Mrn-580-6.1/7.8,0.0/2.6

04-0438U4

ACIM-580-2(041)3N

Addendum No. 11

Dear Contractor:

This addendum is being issued to the contract for construction on State highway in CONTRA COSTA AND MARIN COUNTIES IN AND NEAR RICHMOND AND SAN RAFAEL FROM 1.7 MILES EAST TO 2.6 MILES WEST OF CONTRA COSTA/MARIN COUNTY LINE.

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 August 8, 2000.

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

In the Special Provisions, Section 10-1.20, "MAINTAINING TRAFFIC," subsection, "CLOSURE REQUIREMENTS AND CONDITIONS," is added before subsection, "TRAFFIC DELAY PENALTIES," as attached.

To Proposal and Contract book holders:

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

Submit bids in the Proposal and Contract 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 office is sending this addendum by confirmed facsimile to all book holders to ensure that each receives it.

If you are not a Proposal and Contract 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

NICK YAMBAO, Chief
Office of Plans, Specifications & Estimates
Division of Office Engineer

Attachment

CLOSURE REQUIREMENTS AND CONDITIONS.--The term closure, as used herein, is defined as the closure of a traffic lane or lanes, including ramp or connector lanes, within a single traffic control system.

The Contractor shall not pursue contract work requiring a closure on any portion of the traveled way or shoulder of a highway, freeway, ramp, connector, city street, and utility facility outside the time limits specified in herein.

GENERAL

The Engineer reserves the authority to disapprove any closure schedule request, deny or abort any closure on any portion of the traveled way or shoulder of a highway, freeway, ramp, connector, city street, and utility facility, when deemed necessary for the safe and efficient operation of public traffic, or when necessary to resolve conflicts in closure schedules among contractors or other forces performing work within the State right of way.

CLOSURE SCHEDULE

By noon Monday, the Contractor shall submit a written schedule of planned closures for the following week period, defined as Friday noon through the following Friday noon.

The Closure Schedule shall show the locations and times when the proposed closures are to be in effect. The Contractor shall use the Closure Schedule request forms furnished by the Engineer. Closure Schedules submitted to the Engineer with incomplete, unintelligible or inaccurate information will be returned for correction and re-submittal. The Contractor will be notified of disapproved closures or closures that require coordination with other parties as a condition of approval.

Amendments to the Closure Schedule, including adding additional closures, shall be submitted to the Engineer, in writing, at least 3 working days in advance of a planned closure. Approval of amendments to the Closure Schedule will be at the discretion of the Engineer.

The Contractor shall confirm, in writing, all scheduled closures by no later than 8:00 a.m. 3 working days prior to the date on which the closure is to be made. Approval or denial of scheduled closures will be made no later than 4:00 p.m. 2 working days prior to the date on which the closure is to be made. Closures not confirmed or approved will not be allowed.

Confirmed closures that are cancelled due to unsuitable weather may be rescheduled at the discretion of the Engineer for the following working day.

The Contractor will also be notified whenever California Highway Patrol (CHP) assistance is scheduled in conjunction with the approved lane closure schedules.

COMPENSATION

The Contractor shall notify the Engineer of any delay in the Contractor's operations due to the following conditions, and if, in the opinion of the Engineer, the Contractor's controlling operation is delayed or interfered with by reason of those conditions, and the Contractor's loss due to that delay could not have been avoided by rescheduling the affected closure or by judicious handling of forces, equipment and plant, the delay will be considered a right of way delay within the meaning of Section 8-1.09, "Right of Way Delays," of the Standard Specifications, and compensation for the delay will be determined in conformance with the provisions in Section 8-1.09 of the Standard Specifications:

- A. The Contractor's proposed Closure Schedule is denied and his planned closures are within the time frame allowed for closures in "Maintaining Traffic" of these special provisions, except that the Contractor will not be entitled to any compensation for amendments to the Closure Schedule that are not approved.
- B. The Contractor is denied a confirmed closure.

Should the Engineer direct the Contractor to remove a closure prior to the time designated in the approved Closure Schedule, any delay to the Contractor's schedule due to removal of the closure will be considered a right of way delay within the meaning of Section 8-1.09, "Right of Way Delays," and compensation for the delay will be determined in conformance with the provisions in Section 8-1.09.