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**** WARNING ** WARNING ** WARNING ** WARNING ****
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November 7, 2006

03-Yol-16-56.5/57.2
03-0E3904
ACSTPH-P016(031)E

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for construction on State highway in YOLO COUNTY AT COUNTY ROAD 93 FROM 4.6 KM EAST OF ROUTE 505 TO 5.3 KM EAST OF ROUTE 505.

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 November 15, 2006.

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

Project Plan Sheets 3 and 4 are revised. Half-sized copies of the revised sheets are attached for substitution for the like-numbered sheets.

In the Special Provisions, Section 5-1.04, "PROJECT INFORMATION," the second paragraph is revised as follows:

"Information included in the Information Handout provided to bidders and Contractors is as follows:

- A. California Department of Fish and Game Incidental Take Permit No. 2081-2005-014-02 and Attachment 1, Mitigation Monitoring and Reporting Program.
- B. County of Yolo Encroachment Permit."

In the Special Provisions, Section 5-1.05, "RELATIONS WITH CALIFORNIA DEPARTMENT OF FISH AND GAMES," is revised as attached.

In the Special Provisions, Section 5-1.055, "RELATIONS WITH THE COUNTY OF YOLO," is added as attached.

In the Special Provisions, Section 10-1.01, "ORDER OF WORK," the following paragraph is added after the third paragraph:

"No work shall be performed left of centerline from Station "A" 11+98.911 (Begin Construction) to Station "A" 14+20 prior to March 1, 2007."

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In the Special Provisions, Section 10-1.07, "OBSTRUCTIONS," the following paragraphs are added after the last paragraph:

"It is anticipated that the following utility facilities will be relocated prior to the dates shown:

Utility	Location	Date
PG&E (Electric)	Project Limits	3/15/07
SBC (Pac Bell) (Overhead Telephone)	Project Limits	3/15/07

In the event that the utility facilities mentioned above are not removed or relocated by the date specified and, if in the opinion of the Engineer, the Contractor's operations are delayed or interfered with by reason of the utility facilities not being removed or relocated by the date specified, the State will compensate the Contractor for the delays to the extent provided in Section 8-1.09, "Right of Way Delays," of the Standard Specifications, and not otherwise, except as provided in Section 8-1.10, "Utility and Non-Highway Facilities," of the Standard Specifications."

To Proposal and Contract 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 CONTRACTORS section of the Notice to Contractors 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 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 UPS overnight mail to Proposal and Contract book holders to ensure that each receives it. A copy of this addendum is available for the contractor's use on the Internet Site:

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

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

REBECCA D. HARNAGEL, Chief
Office of Plans, Specifications & Estimates
Office Engineer

Attachments

5-1.05 RELATIONS WITH CALIFORNIA DEPARTMENT OF FISH AND GAME

This project has the potential to affect Swainson's hawk (*Buteo swainsoni*), a California Endangered Species Act (CESA) Threatened Species. An agreement regarding a CESA Incidental Take Permit has been entered into by the Department of Transportation and the California Department of Fish and Game (CDFG). The Contractor shall be fully informed of the requirements of this agreement as well as rules, regulations, and conditions that may govern the Contractor's operations in these areas and shall conduct the work accordingly.

Copies of the agreement may be obtained at the Department of Transportation, Plans and Bid Documents Section, MS 26, 1120 N Street, Room 200, Sacramento, CA 95814, Telephone (916) 654-4490, and are available for inspection at the office of the District Director of Transportation at 379 Colusa Highway, Yuba City, CA 95991.

Attention is directed to Sections 7-1.01, "Laws to be Observed," and 7-1.12, "Indemnification and Insurance," of the Standard Specifications.

The Contractor's attention is directed to the following terms or conditions that are among those established by the CDFG for this project:

- A. The Contractor shall fully implement and follow the conditions of the Incidental Take Permit and in the attached Mitigation Monitoring and Reporting Program.
- B. The Department of Transportation will perform pre-construction surveys to determine if a Swainson's hawk is nesting within 0.5 mile of the project site. If nesting Swainson's hawks are present, the Contractor may be required to hire a CDFG approved biologist (Designated Biologist) and will be paid for as extra work as provided in Section 4-1.03D of the Standard Specifications.
- C. The Designated Biologist shall provide a brief orientation on the Swainson's hawk to all persons who will work on-site during project implementation and construction.
- D. The Designated Biologist shall have authority to immediately stop any activity that is not in compliance with the Incidental Take Permit, and to order any reasonable measures to avoid the take of the Swainson's hawk. Compensation for delay will be determined in conformance with the provisions in Section 8-1.09, "Right of Way Delays," of the Standard Specifications.
- E. Project related personnel shall access the project site using existing routes and shall avoid Swainson's hawk habitat outside of the project site. To the extent possible, previously disturbed areas within the project site shall be used for temporary storage areas, equipment staging and any other surface-disturbing activities.

Modifications to the agreement between the Department of Transportation and the Department of Fish and Game which are proposed by the Contractor shall be submitted in writing to the Engineer for transmittal to the Department of Fish and Game for their consideration.

When the Contractor is notified by the Engineer that a modification to the agreement is under consideration, no work shall be performed which is inconsistent with the original agreement or proposed modification until the Departments take action on the proposed modifications. Compensation for delay will be determined in conformance with the provisions in Section 8-1.09, "Right of Way Delays," of the Standard Specifications.

The provisions of this section shall be made a part of every subcontract executed pursuant to this contract.

Modifications to any agreement between the Department of Transportation and the Department of Fish and Game will be fully binding on the Contractor. The provisions of this section shall be made a part of every subcontract executed pursuant to this contract.

5-1.055 RELATIONS WITH THE COUNTY OF YOLO

A portion of the work to be performed in this project is located within the County of Yolo right of way. The State has obtained an encroachment permit from the County of Yolo. The Contractor shall comply with all the provisions of the permit.