

March 28, 2024

**ADDENDUM NO. 1**

**RE: Item #2, April 17, 2024 Letting - IM-NH-P 0012(290), PCN 07D8, Grant, Roberts County -  
Bridge Deck Polymer Chip Seal, Approach Slabs, Bridge Rail**

**TO WHOM IT MAY CONCERN:**

The following addenda to the plans shall be inserted and made a part of your proposal for the referenced project.

**SPECIAL PROVISIONS:**    **PEN AND INK CHANGE:** Change the Completion Date from November 1, 2024 to October 31, 2025 on the NOTICE TO CONTRACTORS.

Please remove the Index of Special Provisions and replace with attached Index of Special Provisions revised 3/28/24.

Please remove the "Special Provision for Contract Time", dated 3/13/24 and replace with the "Special Provision for Contract Time", dated 3/28/24.

**SDEBS BID PROPOSAL:**    NO CHANGE

**PLANS:**    NO CHANGE

Sincerely,

Sam Weisgram  
Engineering Supervisor

SW/cj

CC:    Mark Peterson, Aberdeen Region Engineer  
      Matt Brey, Watertown Area Engineer

REV 3/28/24

INDEX OF SPECIAL PROVISIONS

PROJECT NUMBER(S): IM-NH-P 0012(290) PCN: 07D8

TYPE OF WORK: BRIDGE DECKY POLYMER CHIP SEAL, APPROACH SLABS, BRIDGE RAIL

COUNTIES: GRANT, ROBERTS

The following clauses have been prepared subsequent to the Standard Specifications for Roads and Bridges and refer only to the above described improvement, for which the following Proposal is made.

The Contractor's attention is directed to the need for securing from the Department of Environment & Natural Resources, Foss Building, Pierre, South Dakota, permission to remove water from public sources (lakes, rivers, streams, etc.). The Contractor should make his request as early as possible after receiving his contract, and insofar as possible at least 30 days prior to the date that the water is to be used.

Sara Garbe, Lisa Johnson is the official in charge of the Sioux Falls, Watertown Career Center for Grant, Roberts Counties.

**THE FOLLOWING ITEMS ARE INCLUDED IN THIS PROPOSAL FORM:**

**Special Provision for Contract Time, dated 3/28/24.**

**Special Provision for Indian Employment and Contracting  
Sisseton Wahpeton-Oyate, dated 2/27/24.**

**Special Provision Regarding Railroad Insurance Requirements and Working  
on Railroad Property for Grading and Interim Surfacing with BNSF  
Railway Company, dated 2/13/24.**

**NOTE: The Contractor WILL NOT be granted permission to proceed with any work on  
Railroad Right-of-Way until he has been notified by the Railroad that the insurance  
has been approved and the insurances and certificates has been provided to the  
SDDOT area office.**

Special Provision for Acknowledgment and Certification Regarding Article 3, Section 12 of the  
South Dakota Constitution, dated 8/24/23.

Special Provision for Buy America, dated 12/6/23.

Special Provision for Liability Insurance, dated 4/21/22.

Special Provision for Responsibility for Damage Claims, dated 4/21/22.

Special Provision for Restriction of Boycott of Israel, dated 1/31/20.

Special Provision for Contractor Administered Preconstruction Meeting, dated 12/18/19.

Fuel Adjustment Affidavit, DOT form 208 dated 7/15.

Standard Title VI Assurance, dated 3/1/16.

Special Provision For Disadvantaged Business Enterprise, dated 2/9/24.

Special Provision For EEO Affirmative Action Requirements on Federal and Federal-Aid Construction Contracts, dated 2/5/24.

Special Provision For Required Contract Provisions Federal-Aid Construction Contracts, Form FHWA 1273 (Rev. October 23, 2023), dated 10/18/23.

Required Contract Provisions Federal-Aid Construction Contracts, Form FHWA 1273 (Rev. 10/23/23).

Special Provision Regarding Minimum Wage on Federal-Aid Projects, dated 10/24/19.

Wage and Hour Division US Department of Labor Washington DC. - US Dept. of Labor Decision Number SD20230032, dated 3/10/23.

Special Provision for Supplemental Specifications to 2015 Standard Specifications for Roads and Bridges, dated 9/7/22.

Special Provision for Price Schedule for Miscellaneous Items, dated 12/6/23.

**STATE OF SOUTH DAKOTA  
DEPARTMENT OF TRANSPORTATION**

**SPECIAL PROVISION  
FOR  
CONTRACT TIME**

**PROJECT IM-NH-P 0012(290), PCN 07D8  
GRANT & ROBERTS COUNTY**

**MARCH 28, 2024**

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**75 Calendar Day Count Requirement**

The Contractor will complete all work at each bridge site within 75 calendar days per location.

The Department will count and track calendar days and possible disincentive for each location separately.

The Department will begin the calendar day count for each individual location when the Contractor impedes traffic to begin work. The Department will continue to count calendar days until the Contractor completes all work at the site. The Department will count calendar days in accordance with Section 8.6 B.

If the Contractor does not complete the work within the calendar day completion requirement for an individual location, the Department will make a disincentive assessment in the amount of \$500 per calendar day. A contract item for incentive/disincentive pay is included in the bid schedule for the Department's use in assessing disincentive. The Department will use a negative quantity of days for assessing disincentives.

**Str. No. 26-373-023 Seasonal Traffic Restriction**

The Contractor will open all lanes to unimpeded traffic and the Department will not allow work on the Str. No. 26-373-023 portion of the project from June 29, 2024 to July 7, 2024 (inclusive) and from June 28, 2025 to July 6, 2025 (inclusive).

The Contractor will not expose traffic to differential elevations in traveling lanes due to milling or paving operations during this timeframe. The Department will not allow milled surfaces, grooved surfaces, loose cover aggregate, uneven lanes, unmarked lanes, or shoulder drop offs during this timeframe. The Contractor will pave all transitions for a smooth ride as approved by the Engineer.

The Department will make a disincentive assessment in the amount of \$1,000 per calendar day for the Contractor's failure to comply with the Str. No. 26-373-023 Seasonal Traffic restrictions. A contract item for incentive/disincentive pay is included in the bid schedule for the Department's use in assessing disincentive. The Department will use a negative quantity of days for assessing disincentives. The Department will not grant time extensions for the Str. No. 26-373-023 Seasonal Traffic restrictions for any reason.

### **Field Work Completion**

The Contractor will complete the project by the October 31, 2025 field work completion date.

### **Failure to Complete on Time**

The Contractor will complete all work on the project prior to the field work completion requirement. If the Contractor does not complete all work by the field work completion requirement, the Department will assess liquidated damages in accordance with Section 8.8. The Department will assess liquidated damages for each working day the work (project) is late until the Contractor completes all field work.

In the event the Contractor does not complete all field work on time, the Department will count working days in accordance with Section 8.6 C.

### **Expected Adverse Weather Days**

The Department has provided Attachment 1 for information purposes only as a guide to bidders. Table 1 depicts the typical number of adverse weather days expected for any given month, based on historical records. The Department will consider this project a surfacing project in Zone 6.

The Department will consider expected adverse weather days cumulative in nature over the time period when the Contractor is actively pursuing completion of the work. The Department will not consider adverse weather days during an extended period of time when the Contractor is not pursuing completion of the work. When considering a time extension for calendar day count completion or field work completion of the project, the Engineer will compare the total number of expected adverse weather days against the total number of actual adverse weather days for the time period during which the work was being completed.

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# ATTACHMENT 1

Figure A - Expected Adverse Weather Days for South Dakota

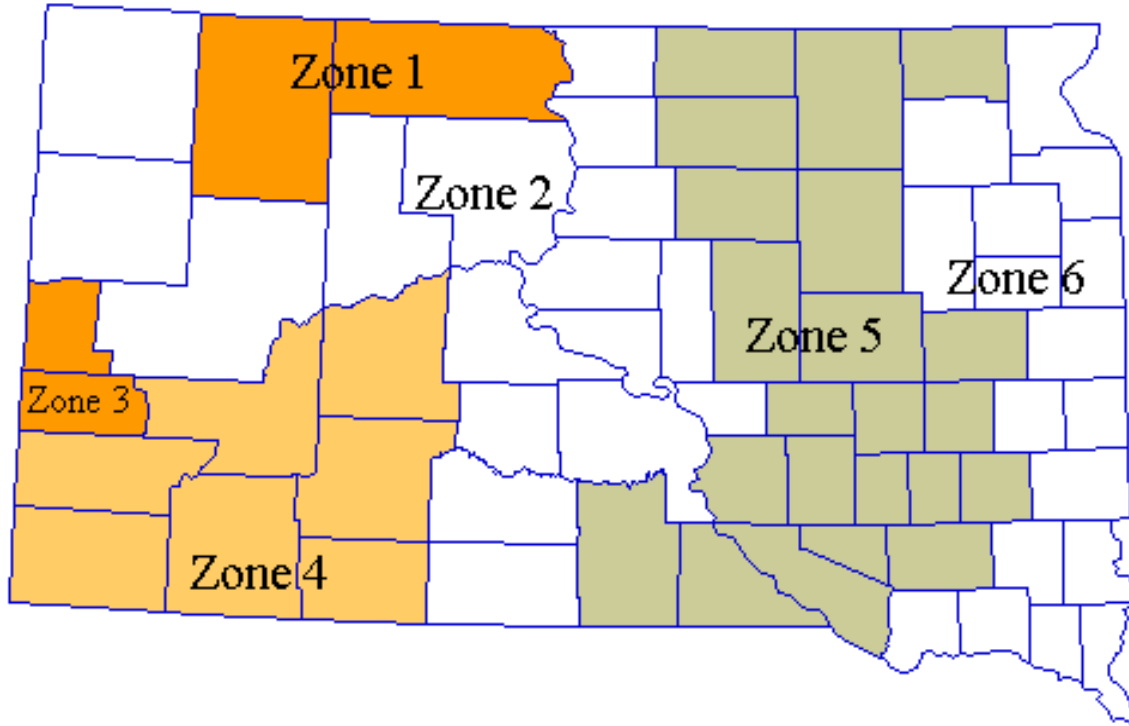


Table 1 - Expected Adverse Weather Days for South Dakota

	Grading Projects						Surfacing and Structural Projects					
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5	Zone 6	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5	Zone 6
Jan	18	18	16	16	22	24	18	18	15	16	21	23
Feb	19	18	12	14	19	21	19	18	12	14	19	21
Mar	12	10	9	8	11	13	12	10	9	8	10	12
Apr	6	5	8	5	6	6	5	4	6	4	4	4
May	6	6	8	6	6	6	5	5	6	4	4	5
Jun	7	6	7	6	7	8	5	5	5	4	5	6
Jul	5	5	6	5	6	7	4	4	5	3	4	5
Aug	4	4	5	4	5	6	3	3	4	3	4	4
Sep	3	3	4	3	4	5	2	2	3	2	3	4
Oct	4	3	5	3	4	4	3	3	4	2	3	3
Nov	11	9	8	7	10	12	11	9	8	7	10	11
Dec	21	19	15	14	20	22	21	19	15	14	20	22

NOTE: Includes Holidays and Weekends.