



Planning & Engineering  
Office of Project Development  
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April 30, 2024

**ADDENDUM NO. 2**

**RE: Item #2, May 1, 2024 Letting - NH 0083(91)118, NH 0014(243)131, P 0047(123)52, P 1806(26)145, PCN 081K, 081L, 08JC, 08JA, Haakon, Jackson, Lyman, Stanley County - Polymer Chip Seal, Approach Slabs**

**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:** Please remove the Index of Special Provisions and replace with the attached Index of Special Provisions revised 4/30/24.

Please remove the "Special Provision for Contract Time", dated 3/28/24 and replace with the "Special Provision for Contract Time", 4/30/24.

**SDEBS BID PROPOSAL:** NO CHANGE

**PLANS:** NO CHANGE

Sincerely,

Sam Weisgram  
Engineering Supervisor

SW/cj

CC: Jason Humphrey, Pierre Region Engineer  
Dean VanDeWiele, Pierre Area Engineer

REV4/30/24

INDEX OF SPECIAL PROVISIONS

PROJECT NUMBER(S): NH 0083(91)118, NH 0014(243)131, P 0047(123)52, P 1806(26)145  
PCN: 081K, 081L, 08JC, 08JA

TYPE OF WORK: POLYMER CHIP SEAL, APPROACH SLABS

COUNTIES: HAAKON, JACKSON, LYMAN, STANLEY

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.

Bobbie Country, Penny Kutz, Kara Palmer is the official in charge of the Pierre, Pine Ridge, Hot Springs Career Center for Haakon, Jackson, Lyman, Stanley Counties.

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

**Special Provision for Contract Time, dated 4/30/24.**

**Special Provision for Prosecution and Progress, dated 1/21/21.**

**Special Provision for Traffic Control Supervisor, dated 3/27/24.**

**Special Provision for Indian Employment and Contracting on the Lower Brule Reservation, dated 4/11/24.**

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 5/1/24.

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 NH 0083(91)118, NH 0014(243)131, P 0047(123)52, P 1806(26)145  
PCN 081K, 081L, 08JC, 08JA  
HAAKON, JACKSON, LYMAN, STANLEY COUNTY**

**APRIL 30, 2024**

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**Field Work Completion**

The Contractor will complete the project by the September 5, 2025 field work completion date.

**October 15, 2024 Interim Completion Requirement**

The Contractor will complete any two coat bridge deck polymer chip seal work on any structure started in 2024 by the October 15, 2024 interim completion date.

If the Contractor doesn't complete the two coat bridge deck polymer chip seal by the interim completion requirement, the Contractor will install appropriate pavement markings over the winter and will remove the pavement markings. The Contractor may also be required to re-perform grinding, abrasive blasting, or both to the satisfaction of the Engineer prior to completing the two coat bridge deck polymer chip seal. The Department will not make any additional payments for extra work required due to the Contractor not meeting the interim completion requirement.

**Str. No. 59-023-299 Work Restriction**

The Contractor will not begin work on Str. No. 59-023-299 prior to April 7, 2025.

**Concurrent Structure Work Restriction**

The Department will not allow work on more than one of the following groups of structure(s) at the same time unless the Contractor provides a schedule detailing concurrent work and the concurrent work schedule is approved by the Engineer:

- PCN 081L: Structures 36-145-015 & 28-122-513
- PCN 08JA & PCN 08JC: Structures 43-216-034, 43-218-036, & 43-422-370
- PCN 081K: Structure 59-398-295

### **PCN 081K Working Day Count Requirement**

The Contractor will complete all work in Phase 1 of PCN 081K within 25 working days. The Department will begin to count working days when the Contractor begins work. The Department will continue to count working days until the Contractor completes the Phase 1 work.

The Contractor will complete all work in Phase 2 of PCN 081K within 25 working days. The Department will begin to count working days when the Contractor begins work. The Department will continue to count working days until the Contractor completes the Phase 2 work.

If the Contractor does not complete the work within the working day completion requirement, the Department will make a disincentive assessment in the amount of \$500 per working 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. The Department will count working days in accordance with Section 8.6 A.

### **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 structural project in Zone 2.

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 working day count completion, interim 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.

\* \* \* \* \*

# ATTACHMENT 1

Figure A - Expected Adverse Weather Days for South Dakota

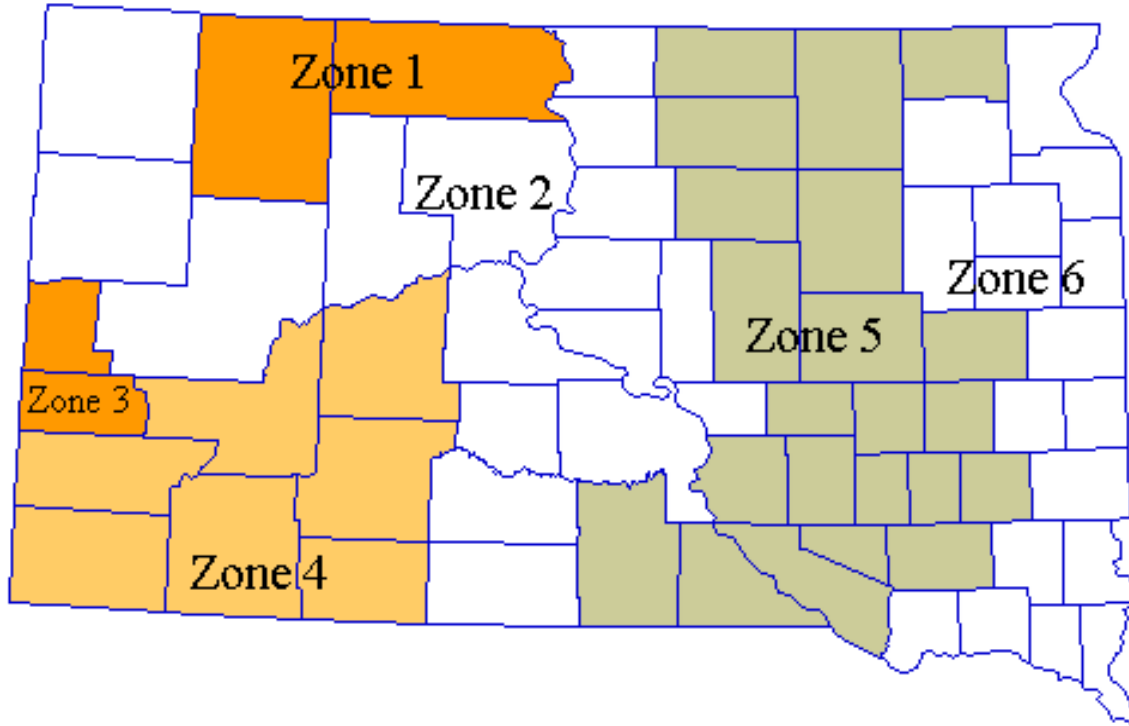


Table 1 - Expected Adverse Weather Days for South Dakota

	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.