NOTIFICATION OF ADDENDUM

ADDENDUM NO. 1

DATED 9/29/2015

Control	**6290-09-001**
Project	**RMC - 629009001**
Highway	**IH0035**
County	**DENTON**

Ladies/Gentlemen:

Attached please find an addendum on the above captioned project. Included in the attachment is an adendum notification which details the changes and the respective proposal pages which were added and/ or changed.

Except for new bid insert pages, it is unnecessary to return any of the pages attached.

Bid insert pages must be returned with the bid proposal submitted to the Department, unless your firm is submitting a bid using a computer print out. The computer print out must be changed to reflect the new bid item information.

Contractors and material suppliers, etc. who have previously been furnished informational proposals are not being furnished a copy of the addendum. If you have a subcontractor on the above project, please advise them of this addendum. Acknowledgment of this addendum is not requested if your company has been issued a proposal stamped “This Proposal Issued for Informational Purposes.”

You are required to acknowledge receipt of this addendum on the Addendum Acknowledgement form contained in your bid proposal by placing a mark in the box next to the respective addendum.

Failure to Acknowledge receipt of this addendum in your bid proposal will result in your bid not being read.

SUBJECT: PLANS AND PROPOSAL ADDENDUMS
PROJECT: RMC - 629009001 CONTROL: 6290-09-001
COUNTY: DENTON
LETTING: 10/14/2015
REFERENCE NO: 0928

PROPOSAL ADDENDUMS

_ PROPOSAL COVER
_ BID INSERTS (SH. NO.:)
_ GENERAL NOTES (SH. NO.:)
X SPEC LIST (SH. NO.: 1-1)
X SPECIAL PROVISIONS:
ADDED: 002-004, 007-003

DELETED:

_ SPECIAL SPECIFICATIONS:
ADDED:

DELETED:

X OTHER: Adding Conflict of Interest Certification

DESCRIPTION OF ABOVE CHANGES
(INCLUDING PLANS SHEET CHANGES)

Adding Special Provision 002-004, Replacing Special Provision 007-003 dated 5/15 with Special Provision 007-003 dated 9/15, Adding Conflict of Interest Certification.

CONTROL : 6290-09-001
PROJECT : RMC - 629009001
HIGHWAY : IH0035
COUNTY : DENTON

TEXAS DEPARTMENT OF TRANSPORTATION

GOVERNING SPECIFICATIONS AND SPECIAL PROVISIONS

ALL SPECIFICATIONS AND SPECIAL PROVISIONS APPLICABLE TO THIS PROJECT ARE IDENTIFIED AS FOLLOWS:

STANDARD SPECIFICATIONS: ADOPTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION NOVEMBER 1, 2014. STANDARD SPECIFICATIONS ARE INCORPORATED INTO THE CONTRACT BY REFERENCE.

ITEMS 1 TO 9 INCL., GENERAL REQUIREMENTS AND COVENANTS
ITEM 500 MOBILIZATION
ITEM 712 CLEANING AND SEALING JOINTS AND CRACKS (ASPHALT CONCRETE) (300)(340)

SPECIAL PROVISIONS: SPECIAL PROVISIONS WILL GOVERN AND TAKE PRECEDENCE OVER THE SPECIFICATIONS ENUMERATED HEREON WHEREVER IN CONFLICT THEREWITH.

SPECIAL PROVISION "SCHEDULE OF LIQUIDATED DAMAGES" (000---001)
SPECIAL PROVISION "NONDISCRIMINATION" (000---002)
SPECIAL PROVISION "IMPORTANT NOTICE TO CONTRACTORS" (000---010)
SPECIAL PROVISION TO ITEM 2 (002---004)
SPECIAL PROVISION TO ITEM 6 (006---001)
SPECIAL PROVISIONS TO ITEM 7 (007---001)(007---003)
SPECIAL PROVISION TO ITEM 300 (300---009)

SPECIAL SPECIFICATIONS:

GENERAL: THE ABOVE-LISTED SPECIFICATION ITEMS ARE THOSE UNDER WHICH PAYMENT IS TO BE MADE. THESE, TOGETHER WITH SUCH OTHER PERTINENT ITEMS, IF ANY, AS MAY BE REFERRED TO IN THE ABOVE-LISTED SPECIFICATION ITEMS, AND INCLUDING THE SPECIAL PROVISIONS LISTED ABOVE, CONSTITUTE THE COMPLETE SPECIFI-

CATIONS FOR THIS PROJECT.

CONFLICT OF INTEREST CERTIFICATION

Pursuant to Texas Government Code Section 2261.252(b), the Department is prohibited from entering into contracts in which Department officers and employees have a financial interest.

By signing the Contract, the Contractor certifies that it is not prohibited from entering into a Contract with the Department as a result of a financial interest as defined under Texas Government Code Section 2261.252(b), and that it will exercise reasonable care and diligence to prevent any actions or conditions that could result in a conflict of interest with the Department.

The Contractor also certifies that none of the following individuals, nor any of their family members within the second degree of affinity or consanguinity, owns 1% or more interest or has a financial interest as defined under Texas Government Code Section 2261.252(b) in the Contractor:

- Any member of the Texas Transportation Commission; and
- The Department's Executive Director, General Counsel, Chief of Procurement and Field Support Operations, Director of Procurement, and Director of Contract Services.

Violation of this certification may result in action by the Department.

Special Provision to Item 2
Instructions to Bidders

Item 2, “Instructions to Bidders” of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 2.3., “Issuing Proposal Forms,” is supplemented by the following:

The Department may not issue a proposal form if one or more of the following apply:

- The Contractor has been defaulted in accordance with Article 8.7., “Default of Contract” (a default for performance) on a previous Contract with the Department within the last 3 years.
- The Contractor is not in compliance with Texas Government Code Sections 2155.089 and 2262.055.

Special Provision to Item 7
Legal Relations and Responsibilities

Item 7, "Legal Relations and Responsibilities" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 7.3., "Laws To Be Observed," is supplemented by the following:

By entering into Contract, the Contractor agrees to provide or make available to the Department records, including electronic records related to the Contract for a period of 3 years after the final payment. Failure to provide access to the required documents may result in action by the Department.