



SAN LUIS OBISPO COUNTY
DEPARTMENT OF PUBLIC WORKS

Paavo Ogren, Director

County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252
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August 2, 2012

**EMAIL AND FAX &
ATTACH TO CONTRACT**

**ADDENDUM NO. 1 TO
MARIA VISTA ESTATES
PHASE 3 IMPROVEMENTS
NIPOMO, CA
CONTRACT NO. 300435**

**The final day, time and location for submittal of bid proposal remain unchanged:
Date / Time: Thursday, August 16, 2012 until 3:00 PM.**

At: Office of the County Clerk
1055 Monterey Street, Room D-120
San Luis Obispo, California 93408

Certain revisions are hereby incorporated into the Contract Documents for the subject project. These revisions are as follows:

The Contract Bid Proposal sheet is hereby amended as follows:

- 1) Replace "BID PROPOSAL", Page A-7(a) and Page A-7(b) with new "BID PROPOSAL" attached hereto. (This change removes the item "Minor Concrete (PIPE ENCASMENT)" from the bid sheets.)

The Contract Agreement is hereby amended as follows:

- 1) On Page A-26, insert the following Articles after Article 15:

ARTICLE 16. Bonds: Contractor agrees that the Payment Bond and Performance Bond attached to this Agreement are for reference purposes only, and shall not be considered a part of this Agreement or any other Contract Document. Contractor further agrees that said bonds are separate obligations of the Contractor and its surety, and that any attorney's fee provision contained in any payment bond or performance bond

shall not apply to any legal action between Contractor and County to enforce any provision of the Contract Documents.

ARTICLE 17. Attorney's Fees: No provisions of the Contract Documents provide either the Contractor or the County the right to be awarded any attorney's fees and/or costs under Civil Code section 1717 in any legal action brought by either party to enforce any provision of the Contract Documents against the other party. The parties agree that any references to attorney's fees in language describing indemnification obligations do not constitute a contractual provision that would provide either the Contractor or the County the right to be awarded any attorney's fees and/or costs under Civil Code section 1717 in any legal action brought by either party to enforce any provision of the Contract Documents against the other party. Any other language in the Contract Documents providing for a recovery of attorney's fees shall be strictly construed as not including the recovery of any attorney's fees incurred by either Contractor or County in any legal action brought by either party to enforce any provision of the Contract Documents against the other party.

The parties agree that the Contract Documents contain no provisions that would allow either the Contractor or the County to be awarded attorney's fees and/or costs under Civil Code section 1717. Nothing in this Article affects any right by Contractor or County to recover attorney's fees or costs by operation of any law other than Civil Code section 1717.

In the event of any conflict between language in this Article and any other language in the Contract Documents, the language in this Article shall prevail.

The Contract Special Provisions are hereby amended as follows:

- 1) On Page 10-47, delete Subsection 10-1.25 "Minor Concrete (Pipe Encasement)" in its entirety and insert the following in its place:

10-1.25 BLANK

The "PLANS" are hereby amended as follows:

- 1) On both plan Sheet 11 and plan Sheet 12, delete the following callout in its entirety:

~~The contractor shall be responsible for coordinating all sewer work and inspections with NCSD and notifying the Resident Engineer of such work and inspections. Encase sewer channel crossing with concrete in accordance with "Applied Engineering's", see Sheet 11A and 11B. All work must be done to the satisfaction of NCSD.~~

- 2) Delete plan Sheet 11A entitled "Sewer Modifications" in its entirety.
- 3) Delete Sheet 11B entitled "Sewer Pipe Encasement Plan and Sections" in its entirety.

All bidders shall acknowledge acceptance of this correction notice. **PLEASE FAX TO US, TODAY, A SIGNED COPY OF THIS SHEET INDICATING CONFIRMATION OF RECEIPT OF THIS ADDENDUM (FAX (805) 781-1229).** If you are unable to read the fax, please call Jeff Werst in the Public Works Department at (805) 781-5252.

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PAAVO OGREN
Director of Public Works

File: Contract No. 300435

ACKNOWLEDGMENT

Company Name Printed Name Signature Date

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**MARIA VISTA ESTATES
 PHASE 3 IMPROVEMENTS
 NIPOMO, CA
 CONTRACT NO. 300435
 BID PROPOSAL**

ITEM NO.	CODE NO.	DESCRIPTION OF ITEM	APPROX. QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES) DOLLARS. CENTS	TOTAL AMOUNT DOLLARS. CENTS
1	74020	WATER POLLUTION CONTROL	1	LS	LUMP SUM	
2	0	SHEETING, SHORING, AND BRACING	1	LS	LUMP SUM	
3	120090	CONSTRUCTION AREA SIGNS	1	LS	LUMP SUM	
4	120100	TRAFFIC CONTROL SYSTEM	1	LS	LUMP SUM	
5	129000	TEMPORARY RAILING (TYPE K)	675	LF		
6	150605	REMOVE FENCE	70	LF		
7	150662	SALVAGE METAL BEAM GUARD RAILING	450	LF		
8	150771	REMOVE ASPHALT CONCRETE DIKE	650	LF		
9	150806	REMOVE 3" STORM DRAIN PIPE	16	LF		
10	150857	REMOVE ASPHALT CONCRETE SURFACING	10657	SF		
11	152439	MODIFY INLET	1	EA		
12	152301	REPLACE P-MARKER	1	EA		
13	152324	RESET ROADSIDE SIGN (METAL POST)	22	EA		
14	152370	RELOCATE MAILBOX	1	EA		
15	152403	ADJUST WATER VALVE TO GRADE	1	EA		
16	152469	ADJUST UTILITY COVER TO GRADE	1	EA		
17	153214	REMOVE CONCRETE CURB	32	LF		
18		REMOVE BOLLARD	4	EA		
19	130103	CLEARING AND GRUBBING	1	LS	LUMP SUM	
20	190101	ROADWAY EXCAVATION	3603	CY		
21	203016	EROSION CONTROL (TYPE D)	3000	SY		

A-7(a)

22	260201	CLASS 2 AGGREGATE BASE	962	CY		
23	390132	MINOR HOT MIX ASPHALT	530	TON		
24	394002	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	557	SY		
25	394040	PLACE HOT MIX ASPHALT DIKE	1350	LF		
26	566011	ROADSIDE SIGN	2	EA		
27	681501	4" PLASTIC PIPE (EDGE DRAIN & BACK DRAIN)	1320	LF		
28	393003	GEOGRID FABRIC	5793	SF		
29	731504	MINOR CONCRETE (CURB AND GUTTER)	4	LF		
30	731516	MINOR CONCRETE (DRIVEWAY)	47	CY		
31	731519	MINOR CONCRETE (STAMPED CONCRETE)	7	CY		
32	731521	MINOR CONCRETE (SIDEWALK)	306	CY		
33	731627	MINOR CONCRETE (SIDEWALK AND CURB RAMP)	22	CY		
34		CONSTRUCT UNDERSIDEWALK DRAIN	20	LF		
35	731656	CURB RAMP DETECTABLE WARNING SURFACE	168	SF		
36	800300	CHAIN LINK FENCE	800	LF		
37	810110	SET NEW SURVEY MONUMENT AND WELL	2	EA		
38	840653	PAINT PAVEMENT STRIPE	2160	LF		
39	840660	PAINT PAVEMENT MARKING	211	SF		
40		PG&E REPAIR	1	LS	LUMP SUM	
TOTAL BID						

Bidder's Name: _____

A-7(b)