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STATE OF LOUISIANA  
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT  
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SECRETARY

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January 7, 2009

**SUBJECT: GENERAL ADDENDUM FOR LETTING OF 01/28/2009 - REVISION OF SPECIAL PROVISION ENTITLED PROSECUTION OF WORK.**

Gentlemen:

Attached is the construction proposal revision dated 01/07/2009 on the following projects for which bids are scheduled to be received on Wednesday January 28, 2009:

Lead Project No.	Project Name	Route	Parish
010-30-0030	Right Turn Lane at Airline Drive	LA 72	Bossier
031-09-0028	Timber Rock Railroad Overpass Removal & Pav. Rehab.	LA 27	Beauregard
046-32-0037	Judge Perez (Guerenger Canal to Paris Road)	LA 39	St. Bernard
063-10-0022	Donaldsonville Sidewalk Rehabilitation, Phase 1	LA 18	Ascension
149-04-0017	0.59 Mi. N. of Little River – 0.50 Mi. S. of LA 777 (PM)	LA 127	LaSalle
177-30-0021	LA 131 Relocation (1 Mile North of Jct. LA 15)	LA 131	Concordia
213-05-0037	Milton Bridge Trunnion Repairs	LA 92	Lafayette
281-04-0021	LA 435 Bridges	LA 435	St. Tammany
407-01-0046	Galliano Bridge Gearbox Repairs	LA 308	LaFourche
450-04-0097	I-10 Pavement Marking Replacement East and West Bound Lanes	I-10	Acadia, Lafayette, and St. Martin
451-01-0127	I-20 Pavement Marking Repl. East & West Bound Lanes	I-20	Caddo
451-02-0051	Industrial Drive to Fifi Bayou	I-20	Bossier
451-08-0074	I-20 Pavement Marking Repl. East & West Bound Lanes	I-20	Madison
693-09-0009	Breaux Bridge Weigh Station Improvements	I-10	St. Martin
704-36-0027	Permanent Repair to Federal Aid Eligible Roads		Orleans
704-36-0028	Harrison(W End-Orleans) & Harrison(Marconi-Wisner)		Orleans
713-14-0108	Old Arcadia Road Bridges		Claiborne, Webster
737-97-0041	District 07 Guard Rail Repair (CM)		District 07
742-36-0123	Woodland Drive Rehab. (Tullis Dr. – General DeGaulle)		Orleans
744-21-0008	Harvard Street Pedestrian Walkway		Franklin
808-07-0051	LA 3105 Turn Lane Improvements	LA 3105	Bossier
822-05-0006	LA 1241 Turn Lanes @ Grant Elementary	LA 1241	Grant
853-18-0006	Jct. LA 10 – Jct. LA 1058	LA 1054	Tangipahoa

The following change has been made:

1. The special provision entitled **Prosecution of Work** has been added (1 page).

Please note this revision in the proposals previously furnished you and bid accordingly.

Very truly yours,

RANDAL D. SANDERS, P. E.  
CONTRACTS & SPECIFICATIONS ENGINEER

Attachments

pc: Mr. Brian Buckel

Mr. Michael Stack

Mr. Frank Standige

Mr. William Fontenot, Jr.

Mr. Michael Eldridge

Mr. John Sanders

Mr. Darrell Goza

Mr. Marshall Hill

Mr. Robert Hennigan

Mr. Robert Mays

Mr. Ricky Moon

Mr. James Free

Mr. Nicholas Verret

Mr. Gordon Nelson

Mr. John Kelley

Mr. Roy Schmidt

Mr. Tom Landry

Ms. Connie Standige

Mr. Stephen Perilloux

Mr. Ron Broadbent

Mr. Bill Drake

Mr. Kevin Reed

Mr. Mike Harter

Mr. Billy Grice

Mr. Masood Rasoulian

**PROSECUTION OF WORK (12/08):** Subsection 108.04, Prosecution of Work of the Standard Specifications is deleted and the following substituted.

**108.04 PROSECUTION OF WORK.**

(a) General: The contractor shall provide sufficient materials, equipment and labor to complete the project in accordance with the plans and specifications within the contract time. If the completed work is behind the approved progress schedule, the contractor shall take immediate steps to restore satisfactory progress and shall not transfer equipment or forces from uncompleted work without prior notice to, and approval of, the engineer. Each item of work shall be prosecuted to completion without delay. If prosecution of the work is discontinued for an extended period of time, the contractor shall give the engineer written notice at least 24 hours before resuming operations. The contractor's progress will be determined monthly at the time of each partial estimate, and will be based on the total amount earned by the contractor as reflected by the partial estimate. If the contractor's progress is behind more than 20 percent behind the elapsed contract time, the contractor may be notified that he is not prosecuting the work in an acceptable manner. If requested by the Department the contractor must meet with and provide the project engineer with an acceptable written plan which details how the contractor will re-gain lost progress and prosecute remaining work. If the contractor's progress is more than 30 percent behind the elapsed contract time, the contractor and the surety will be notified that he is not prosecuting the work in an acceptable manner. The contractor must meet with and provide the project engineer with an acceptable written plan which details how the contractor will re-gain lost progress and prosecute remaining work.

(b) Disqualification: A contractor who is in default in accordance with Subsection 108.09(a)(1) of and progress is deficient by 10 percent or more shall be immediately disqualified. The contractor shall remain disqualified until the project has received a final inspection and has been recommended for final acceptance. Should the surety or the Department take over prosecution of the work, the contractor shall remain disqualified for a period of one year from the completion of the project, unless debarment proceedings are instituted.

During the period of disqualification, the contractor will not be permitted to bid on contracts nor be approved as a subcontractor on contracts. Any bid submitted by the contractor during the period of disqualification will not be considered and will be returned.

(c) Disqualification Review Board: After disqualification, the contractor may submit a written appeal to the Chief Engineer for review by the Departmental Disqualification Review Board. The written appeal shall be submitted within 7 days, excluding weekends and holidays, after issuance of written notice of disqualification and may either request a meeting with the review board or that the review board consider a written appeal only. A meeting of the review board will be scheduled within 5 days, excluding weekends and holidays, after receipt of appeal.

The review board will be composed of the Chief Engineer, or his designee, and five other members appointed by the Secretary. The Chief Engineer, or his designee, and two other members will constitute a quorum.

After all pertinent information has been considered, the contractor will be notified of the decision of the review board in writing within 5 days, excluding weekends and holidays. The decision of the review board will not operate as a waiver by the Department of its rights concerning the assessment of stipulated damages as specified under Subsection 108.08.