



STATE OF MAINE  
DEPARTMENT OF TRANSPORTATION  
16 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0016

Paul R. LePage  
GOVERNOR

David Bernhardt  
COMMISSIONER

June 24, 2011  
Subject: **Interstate and  
Controlled Access Mowing**  
State Pin: 018164.00 & 01865.00  
Location: Regions 1 & 2  
**Amendment No. 1**

Dear Sir/Ms:

Make the following changes to the Bid Document:

In the Bid Book "SPECIAL PROVISION, SPECIFICATIONS FOR WORK"; **DELETE** "Section III. Notice to Proceed" (page 32), dated June 8, 2011 and **REPLACE** with the attached new "SPECIAL PROVISION, SPECIFICATIONS FOR WORK", Section III. Notice to Proceed, dated June 23, 2011.

In the Bid Book "SPECIAL PROVISION, SPECIFICATIONS FOR WORK" (dated June 8, 2011); **DELETE** "Section VII. Quantities, Invoices and Payments" (pages 33-34) and **REPLACE** with the attached new "SPECIAL PROVISION, SPECIFICATIONS FOR WORK", "Section VII. Quantities, Invoices and Payments", dated June 23, 2011.

In the Bid Book (page 42), **REMOVE** "Extent of Mowing Areas for Regions 1 & 2" Map and **REPLACE** with the attached new "Extent of Mowing Areas for Regions 1 & 2" Map.

Consider these changes and information prior to submitting your bid on June 29, 2011.

Sincerely,

Scott Bickford  
Contracts & Specifications Engineer



PRINTED ON RECYCLED PAPER

June 23, 2011

SPECIAL PROVISION  
SPECIFICATIONS FOR WORK

III. Notice To Proceed:

The Department will provide Contractors a written Notice to Proceed for Work for each mowing cycle. Contractors shall begin Work within five (5) Calendar Days of the date specified in the Notice to Proceed. The Notices will specify start date, where mowing will start, mowing direction and additional instructions such as those regarding construction areas.

**Region 1:** The Department will provide the Contractor with a written Notice to Proceed prior to each mowing cycle.

**Region 2:** The Department will provide the Contractor with a written Notice to Proceed for Litter Removal to complete prior to the first mowing cycle. The Department will provide the Contractor with a written Notice to Proceed prior to each mowing cycle.

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## VII. Quantities, Invoices and Payments

The original basis for payment will be the quantities shown in the Schedule of Items. The actual quantity for which the Contractor will be paid will be adjusted in accordance with the contract.

The Department will not deduct acreage if the Contractor has determined that an area designated to be mowed on the Notice to Proceed and the Maps is too wet to mow, has notified the Region Office and has concurrence from the Department.

If the Contractor mows less acreage than designated on the Notice to Proceed and the Maps, and the Department determines such areas are capable of being mowed, the Contractor will be paid for the actual quantity mowed as measured by the Department at bid prices.

If the Contractor mows areas in addition to those designated on the Notice to Proceed and the Maps and was not directed to do so by the Department, the Department will only pay for the acreage specified in the Notice to Proceed.

If the Department adds acreage not included in the original contract, the Department will pay for the increased area at the Unit Prices contained in the Contractor's Bid and such increase shall not be considered Extra Work. If the Department adds a third mowing cycle, the Department will pay for the increased area at the Unit Prices contained in the Contractor's Bid for Mowing Cycle #2 of the year in which the cycle is added and such increase shall not be considered Extra Work.

The Department will compute the items for payment and the Contractor shall accept such payment as full and complete compensation for that item without physical measurement.

If the parties may mutually agree to extend this Contract for up to two additional years on an annual basis, the Year Three (2013) and Year Four (2014) will be paid for at the Unit Prices bid contained in the Contractor's bid for Year Two (Year 2012),

The Department will pay based upon prices bid, the acreage determined for payment as above and the invoices provided by the Contractor and approved by the Department. Invoices shall be submitted by the Contractor to the Department for payment. Contractors shall submit an itemized bill to the Department for services at the completion of each mowing cycle for approval and payment. Contractors may request a more frequent schedule of invoices and payments up to twice monthly. Invoices shall include the following minimum information: Contractor name, address & Contract Number; Invoice Date & Number; Dates of Service; a Description of the Region and Area Mowed; and Number of Acres mowed or computed in accordance with this contract.

The Department may request that the Contractor submit backup documentation including copies of receipts, invoices, and itemized payments to Subcontractors. The Contractor agrees to waive all claims related to the timing and amount of such payments.

The Department may withhold payments claimed by the Contractor on account of:

June 23, 2011

- A. Incomplete, Inaccurate or Incorrect Invoices
- B. Disputed Quantities
- C. Damage to a third party
- D. Claims filed or reasonable evidence indicating probable filing of claims
- E. Failure of the Contractor to make payments to Subcontractors or for Materials or labor
- F. Regulatory non-compliance or enforcement
- G. All other causes that the Department reasonably determines negatively affect the State's interest.

# Extent of Mowing Areas for Regions 1 & 2

