



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

Janet T. Mills
GOVERNOR

Bruce A. Van Note
COMMISSIONER

February 16, 2024
Subject: On Call Flagging
State WIN: PH20240131FLAG
Location: Regions 1-5
Amendment No. 2

Dear Sir/Ms.:

The Bid Opening date for this contract has been changed to **February 28, 2024**. Any Bidders that have previously submitted Bids may choose **to** revise or **not to** revise their Bids. If the Bidder chooses to revise their Bid, they must resubmit a complete Bid Package including all documents required. Upon request, the Bidder will have the original Bid returned to them otherwise it will be discarded. The Bid Package with the latest (newest) date shall replace all previously submitted packages.

Please make the following changes to the Bid Documents:

In the Bid Book:

CHANGE on page 9, in the “**NOTICE TO CONTRACTORS**”, the bid opening date in the first paragraph from “February 21, 2024” to read “**February 28, 2024**”. Make this change in pen and ink.

CHANGE on page 35 in “**SPECIAL PROVISION, SECTION 652, MAINTENANCE OF TRAFFIC (Flaggers)**”, subsection 652.4 Flaggers, the first paragraph which begins with “The Contractor shall furnish flaggers...” to read as follows:

“The Contractor shall furnish flaggers as specified. **All flaggers must have successfully completed a flagger test approved by the Department and administered by a Department-approved Flagger-Certifier who is employing that flagger. All flaggers must carry an official certification card with them while flagging that has been issued by their employer.**” Make this change in pen and ink.

The following questions have been received:

Question: When it says we would supply all materials, tools, equipment etc. can you please clarify if that includes light towers for night work?

Response: Under this contract, light towers are not to be provided by the company providing flaggers.

Question: To clarify, all flaggers must make at least \$20 an hour and get a \$.38 cent benefit as part of this bid? Please clarify this.

Response: The location of the work assigned and the information provided by the Department in the Assignment, are used to determine the wages and fringes. If designated in the Assignment, the Federal Wage Rates enclosed apply to this work. If designated in the Assignment, the State Wage Rates enclosed apply to this work. If the Assignment does not define the Wage Rates, the highest provided wage rate will govern. Further guidance on prevailing wages, fringes, and the definition of fringes should be obtained from the applicable labor department.

Question: "If overtime hours are accumulated within the MaineDOT assigned work hours, as reported on the certified payrolls, the Contractor will be paid an additional 30% of the bid price." I am confused by this statement, can you clarify? Does this mean any work outside of sunrise/sunset or after a certain amount of hours per day/week?

Response: This applies to work hours as assigned by MaineDOT and worked on assigned work hours on the MaineDOT project. Overtime shall be as defined by federal and state law.

Question: Can you explain how the mobilization portion of this works in regards to flagging/is that part irrelevant? I was under the impression the mobilization of flaggers would be part of the bid, please let us know.

Response: On page 36, Special Provision 652 (Flaggers) reads as follows: "The contract unit price shall be full compensation for hiring, transporting, equipping, supervising, and the payment of flaggers and all overhead and incidentals necessary to complete the work." Mobilization is not a separate item.

Consider these changes and information prior to submitting your bid on **February 28, 2024**.

Sincerely,



George M. A. Macdougall P.E.
Contracts & Specifications Engineer