

SECTION 905 -- PROPOSAL (CONTINUED)

I (We) further propose to execute the attached contract agreement (Section 902) as soon as the work is awarded to me (us), and to begin and complete the work within the time limit(s) provided for in the Specifications and Advertisement. I (We) also propose to execute the attached contract bond (Section 903) in an amount not less than one hundred (100) percent of the total of my (our) part, but also to guarantee the excellence of both workmanship and materials until the work is finally accepted.

I (We) enclose a certified check, cashier's check or bid bond for **five percent (5%) of total bid** and hereby agree that in case of my (our) failure to execute the contract and furnish bond within Ten (10) days after notice of award, the amount of this check (bid bond) will be forfeited to the State of Mississippi as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

Bidder acknowledges receipt of and has added to and made a part of the proposal and contract documents the following addendum (addenda):

ADDENDUM NO. 1 DATED 3/17/2009 ADDENDUM NO. DATED
 ADDENDUM NO. DATED ADDENDUM NO. DATED

| Number | Description |
|--------|--|
| 1 | Revised Table of Contents; Added Notice to Bidders #2348; Amendment EBS Download Required. |

TOTAL ADDENDA: 1
 (Must agree with total addenda issued prior to opening of bids)

Respectfully Submitted,

DATE _____

 Contractor

BY _____
 Signature

TITLE _____

ADDRESS _____

CITY, STATE, ZIP _____

PHONE _____

FAX _____

E-MAIL _____

(To be filled in if a corporation)

Our corporation is chartered under the Laws of the State of _____ and the names, titles and business addresses of the executives are as follows:

| | |
|--------------------|------------------|
| _____ President | _____ Address |
| _____ Secretary | _____ Address |
| _____ Treasurer | _____ Address |

The following is my (our) itemized proposal.

Revised 09/21/2005

NH-0006-03(036) / 104095309

Itawamba County(ies)

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

TABLE OF CONTENTS

PROJECT: NH-0006-03(036) / 104095309 – Itawamba County

901--Advertisement

904--Notice to Bidders: Governing Specs. - # 1
Final Cleanup - #3
Fiber Reinforced Concrete - #640
Disadvantage Business Enterprise, W/Supplement - # 696
On-The-Job Training Program - # 777
Payroll Requirements - # 883
Rumble Stripe - #1312
Errata & Modifications to 2004 Standard Specifications - #1405
Advancement of Materials - #1546
Safety Apparel - #1808
Minimum Wage Rate - #1869
DBE Forms, Participation and Payment - #1918
Non-Quality Control/Quality Assurance Concrete - #1922
Federal Bridge Formula - #1928
Contract Time - #2198
Specialty Items - #2199
Department of Labor Ruling - #2239
Project Number Change - #2341
Petroleum Product Base Prices - # 2345
Storm Water Discharge Associated With Construction Activity
(≥ 5 Acres) - #2348
Mississippi Resident Agent Requirement - #2361
Status of ROW, Utility Adjustments and Potentially Contaminated
Sites, W/Attachments - #2382
Removal of Haul Permit - # 2400
Special Reporting Criteria - #2420

906: Required Federal Contract Provisions -- FHWA-1273, W/Supplement

907-104-1: Partnering Process
907-105-3: Cooperation By Contractors, W/Supplement
907-107-1: Liability Insurance, W/Supplement
907-107-6: Legal Relations & Responsibility to Public, W/Supplement
907-108-17: Prosecution and Progress
907-109-3: Partial Payment, W/Supplement
907-304-9: Crushed Aggregate Courses
907-401-2: Hot Mix Asphalt (HMA) W/Supplement
907-403-4: Hot Mix Asphalt (HMA) W/Supplement
907-407-1: Tack Coat

CONTINUED ON NEXT PAGE

PAGE 2 PROJECT: NH-0006-03(036) / 104095309 – Itawamba County

- 907-601-1: Structural Concrete
- 907-618-4: Placement of Temporary Traffic Stripe
- 907-626-15: Thermoplastic Traffic Markings
- 907-701-3: Hydraulic Cement, W/Supplement
- 907-703-6: Aggregate for Crushed Courses
- 907-711-3: Synthetic Structural Fiber Reinforcement
- 907-713-1: Admixtures for Concrete
- 907-714-5: Miscellaneous Materials, W/Supplement
- 907-720-1: Pavement Marking Materials
- 907-804-8: Concrete Bridges and Structures, W/Supplement

- 906-3: MDOT On-the-Job Training Program
- 906-6: MDOT On-the-Job Training Program - Alternate Program

SECTION 905 - PROPOSAL,
PROPOSAL SHEET NOS. 2-1 THRU 2-4,
COMBINATION BID PROPOSAL,
CERTIFICATE OF PERFORMANCE - PRIOR FEDERAL-AID CONTRACTS,
CERTIFICATION REGARDING NON-COLLUSION, DEBARMENT AND SUSPENSION,
SECTION 902 - CONTRACT FORM, AND SECTION 903 - CONTRACT BOND FORM,
OCR-485,

(REVISIONS TO THE ABOVE WILL BE INDICATED ON THE SECOND SHEET
OF SECTION 905 AS ADDENDA)

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SECTION 904 - NOTICE TO BIDDERS NO. 2348

CODE: (SP)

DATE: 01/20/2009

**SUBJECT: Storm Water Discharge Associated with Construction Activity
(≥ 5 Acres)**

PROJECT: NH-0006-03(036) / 104095309 - Itawamba

A Construction Storm Water General NPDES Permit to discharge storm water associated with construction activity is required.

The Department has acquired Certificate of Permit Coverage MSR-105353 under the Mississippi Department of Environmental Quality's (MDEQ) Storm Water Construction General Permit. Projects issued a certificate of permit coverage are granted permission to discharge treated storm water associated with construction activity into State waters. Copies of said permit, completed Large Construction Notice of Intent (LNOI), and Storm Water Pollution Prevention Plan (SWPPP) are on file with the Department.

Prior to the execution of the contract, the successful bidder shall execute and deliver to the Executive Director an original signed copy of the completed Prime Contractor Certification (Form No. 1).

Failure of the bidder to execute and file the completed Prime Contractor Certification (Form No. 1) shall be just cause for the cancellation of the award.

The executed Prime Contractor Certification (Form No. 1) shall be prima facie evidence that the bidder has examined the permit, is satisfied as to the terms and conditions contained therein, and that the bidder assumes the responsibility for meeting all permit terms and conditions and for performing permit requirements including, but not limited to, the inspection and reporting requirements. For this project, the Contractor shall furnish, set up and read, as needed, an on-site rain gauge.

The Contractor shall make inspections in accordance with condition No. S-4, page 14, and shall furnish the Project Engineer with the results of each weekly inspection as soon as possible following the date of inspection. A copy of the inspection form provided with the packet completed shall be sufficient. The weekly inspections must be documented monthly on the Inspection and Certification Form. The Contractor's representative and the Project Engineer shall jointly review and discuss the results of the inspections so that corrective action can be taken. The Project Engineer shall retain copies of the inspection reports.

An amount equal to 25 percent (25%) of the total estimated value of the work performed during each period in which the Contractor fails to submit monthly the completed Inspection and Certification Form to the Project Engineer will be withheld from the Contractor's earned work.

Thereafter, on subsequent successive estimate periods, the percentage withheld will be increased at the rate of 25 percent per estimate period in which the non-conformance with this specification continues. Monies withheld for this non-conformance will be released for payment on the next monthly estimate for partial payment following the date the monthly submittal of the completed Inspection and Certification Form is brought back into compliance with this specification.

Upon successful completion of all permanent erosion and sediment controls, accepted and documented by the full maintenance release, the Project Engineer shall submit a completed Notice of Termination (NOT) of Coverage to the Office of Pollution Control. If no sediment and/or erosion control problems are identified by MDEQ's inspection of the site, the Construction Storm Water Permit Coverage is terminated.

In summary, prior to the execution of the contract, the successful bidder shall execute and deliver to the Executive Director an original signed copy of the completed Prime Contractor Certification (Form No. 1). Also, prior to the commencement of construction on the project, the Contractor shall transmit by letter an original signed copy of the completed Prime Contractor Certification (Form No. 2) to the Office of Pollution Control, P.O. Box 10385, Jackson, Mississippi 39289-0385. Copies of the completed Prime Contractor Certification (Form No. 2) and letter of transmittal shall be furnished the Project Engineer as proof of the required filing with the Office of Pollution Control. At project completion, when accepted and documented by the Engineer, a Notice of Termination of Coverage will be submitted to the Office of Pollution Control.

Securing a permit (s) for storm water discharge associated with the Contractor's activity on any other regulated area the Contractor occupies, shall be the responsibility of the Contractor.