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The City of Cumberland  
Engineering Division  
October 16, 2009

**Addendum No. 1**

**Fall 2009 Street Tree Project  
City Project No. 16-09-M**

The purpose of this Addendum is to provide additional information as follows:

- 1. Please replace Wage Rates (pages 32 thru 35) with attached Revised Wage Rates**
- 2. Special Provision Added: Contractor or person in charge of work must have a Maryland Tree Expert license.**

All forms, documents, and special provisions listed above shall be incorporated into and become apart or the contract documents. Also attached for information purposes is a copy of the minutes and signin sheet from the pre-bid meeting.

If any of the above documents are missing from your addendum please notify us at once. Questions about this Addendum should be directed to Kim Root at 301-759-6600.

The bid submission deadline and the bid opening time shall remain the same as listed in the contract documents.

**A copy of this addendum must be attached with each copy of the bid package that you submit. Failure to do this may be grounds for the bid to be declared non-responsive.**

**Please acknowledge receipt of this Addendum by completing the form on page 2 and returning it as directed on the form.**



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**Addendum No. 1**

**Fall 2009 Street Tree Project  
City Project No. 16-09-M**

**Please acknowledge receipt of this Addendum by signing below and faxing a copy of this to the City of Cumberland Engineering Division, FAX 301-759-6608. Failure to complete and return this form as directed may be grounds for your bid to be declared non-responsive.**

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FAX TO:      City of Cumberland  
                 Engineering Department  
                 **FAX: 301-759-6608**

We acknowledge receipt of this addendum and understand that bids will be opened on November 4, 2009.

\_\_\_\_\_  
Name of Contractor

\_\_\_\_\_  
Signed

General Decision Number: MD080055 10/02/2009 MD55

Superseded General Decision Number: MD20070055

State: Maryland

Construction Type: Highway

County: Allegany County in Maryland.

HIGHWAY CONSTRUCTION PROJECTS (Excluding tunnels, building structures in rest area projects and railroad construction; bascule, suspension and spandrel arch bridges; bridges designed for commercial navigation; bridges involving marine construction; and other major bridges)

Modification Number	Publication Date
0	02/08/2008
1	03/21/2008
2	06/27/2008
3	08/29/2008
4	01/16/2009
5	02/13/2009
6	02/20/2009
7	05/01/2009
8	05/29/2009
9	09/25/2009
10	10/02/2009

BRMD0006-002 12/01/2008

	Rates	Fringes
BRICKLAYER.....	\$ 23.57	11.35

\* CARP1024-002 05/01/2009

	Rates	Fringes
Carpenters.....	\$ 24.76	11.05
Piledriver.....	\$ 25.27	11.05

ELEC0307-001 12/01/2007

	Rates	Fringes
Electricians.....	\$ 26.20	13.25

ELEC0307-002 12/01/2007

	Rates	Fringes
Line Construction:		
Equipment Operator.....	\$ 24.89	13.25
Linemen.....	\$ 26.20	13.25
Truck Driver & Groundman....	\$ 17.03	13.25

ENGI0037-006 05/01/2008

	Rates	Fringes
Power equipment operators:		
Crane Operators.....	\$ 23.87	11.90+a
Operating Engineers (All others excluding Crane Operators).....	\$ 22.72	11.90+a

a. PAID HOLIDAYS: New Years Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day and Christmas Day.

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IRON0568-012 05/01/2009

	Rates	Fringes
Ironworkers:		
Structural and Reinforcing..	\$ 24.57	12.88

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LABO0616-002 05/01/2009

	Rates	Fringes
Laborers:		
GROUP 1.....	\$ 17.65	12.00
GROUP 2.....	\$ 18.01	12.00
GROUP 3.....	\$ 18.19	12.00
GROUP 4.....	\$ 18.52	12.00
Gunnite Work.....	\$ 18.19	12.00
Hazardous/Nuclear Waste.....	\$ 18.19	12.00
Tunnel Work.....	\$ 19.27	12.00

GROUP 1: Flagman, Water Boy.

GROUP 2: Laborer, Landscape Worker, Tool Checker, Dumpman, Spotter, Handyman, Carpenter Tender.

GROUP 3: Power Tool Operator, Mason & Plaster Tender, Mortar Mixer by Hand, Scaffold Builder, Mortar Mixer by Machine, Hold Carrier, Concrete Puddler, Concrete Vibrator, Concrete Saw, Rammer, Chainman/Rodman, Grade Checker, Tamper, Pipelayer, Laser Beam Operator, Burner, Asbestos Remover, Creosote Worker, Large Wacker, Forklift (Masonry Only).

GROUP 4: Blaster/Dynamite, Air Track Driller, Post Jack Driller.

Tunnel Work: Caisson, Driller, Mucker, Laborer

Gunnite Work: Nozzleman, Gun Operator, Laborer on Scaffold, Laborer on Ground.

Hazardous: Hazardous/nuclear waste.

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TEAM0453-002 05/01/2008

	Rates	Fringes
Truck drivers:		
GROUP 1.....	\$ 18.46	12.21
GROUP 2.....	\$ 18.68	12.21
GROUP 3.....	\$ 18.97	12.21
GROUP 4.....	\$ 19.24	12.21
GROUP 5.....	\$ 19.57	12.21
GROUP 6.....	\$ 19.93	12.21
GROUP 7.....	\$ 20.28	12.21

## TRUCK DRIVERS CLASSIFICATIONS

GROUP 1: Dumpmen and flagmen.

GROUP 2: Pick-up trucks, dump trucks under 5 yard capacity, straight trucks.

GROUP 3: Yardmen (unloaders), checkers (material), receivers, panel trucks, straight trucks with multiple axle, dumpsters under 5 yard capacity, transit mix, dump trucks from 5 to 9 yard capacity, flatbody material trucks (straight jobs), greasers, tiremen, rubber-tired (towing or pushing flatbody vehicles), form trucks, dispatcher.

GROUP 4: Dump trucks (10 to 15 yard capacity).

GROUP 5: Dump trucks over 15 yard capacity, bottom and end dump euclids, all ther euclid type trucks, turnarockers, ross carriers, athey wagons, A frames, mechanics, utility drivers, semi-trailers or tractor trailers, low boy trucks, asphalt distributor trucks, agitator mixer, dumpcretes or batch trucks, specialized earth moving equipment, off-highway tandem bank-dump, twin engine equipment and double hitched equipment (where not self-loaded).

GROUP 6: All equipment listed in Group 5 over 49 to 59 ton capacity.

GROUP 7: All equipment listed in group 5 over 59 ton capacity.

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

## WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour

Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION

# Fall 2009 Street Tree Project

City Project No. 16-09-M

## Pre Bid Meeting Minutes 10/16/09

- This contract can be handled as a General Contract with Sub Contractors as needed.
- Concrete work can be sub contracted out.
  - It is suggested if the General Contractor has not preformed sidewalk work (brick) that it be subbed to a qualified contractor.
- Brick Sidewalks
  - As explained in the bid specifications the brick sidewalk repair should be to remove brick, scrape (or mill out high spots), and replace bricks in accordance with specification.
  - If the brick sidewalk needs to be removed completely because of damage to the base please follow specification provided to replace sidewalk. This work must be completed as directed by the City and will be paid under the contingent item.
- 437 Centre Street concrete work behind the enlarged tree pit is contingent depending on the outcome and contract dollar amount.
  - It is recognized that three squares behind the existing tree pit are raised and may need to be replaced. If the concrete work is acceptable to the City when work at this area is finished the concrete work will not need to be completed.
- When removing brick use caution
  - brick that is being removed from 43 Centre Street can be used at 25 and 33 Centre Street.
  - The City has salvage rights to any removed unused brick pavers
- The City understands the weather condition that are approaching quickly and does not expect concrete work to be done this year. Concrete work can wait until Spring 2010.
  - Tree work can be started as soon as Notice to Proceed is issued.
  - Contractor must notify the Engineering Dept prior to start of work.
  - A progress schedule should be submitted to the Engineering Dept once work has begun.
- Maintenance of Traffic (MOT)
  - 48 hour notice needs to be given to the City for the following situations:
    - Lane closures
    - No parking
  - Pedestrian MOT should be used when sidewalk work is beginning completed.
- Contract Requirements
  - There is no minority participation goal
  - An effort has to be made to include Section 3 and MBE/DBE participation
  - The contract total does not need to include 50% of General Contractor work.
  - Requirements apply to General Contractor as well as all Sub Contractors
  - Certified payroll must be submitted to Marvin Myers P.O. Box 1702, Cumberland, MD 21501-1702 on a weekly basis.
  - A submission of a winter shut- down should be submitted to the Engineering Dept. Attn: Kim Root P.O. Box 1702 Cumberland, MD 21501-1702 or by email

to [kimtwigg@allconet.org](mailto:kimtwigg@allconet.org), if there will be no contract work preformed for a four (4) week period or more.

- Pgs 36-49 and 54-66 must be submitted complete as the bid package.
- Liability insurance will be required for this contract
- Payment and Performance Bond will not be required for this contract
- A Bid Bond of 5% is required at time of Bid.
- Permits
  - Permits have been established for all removals in this contract except the 25 and 33 Centre Street Trees.
  - A permit will be obtained by the City for 25 and 33 Centre Street prior to bid Opening.
  - Even though this is a City of Cumberland contract Department of Natural Resources' procedures and practices must be followed.
  - DNR has the authority to stop work if they deem necessary.
- Additional Questions
  - Questions will be answered until 2:00 pm on Wednesday October 28, 2009.
  - Questions should be directed to Kim Root 301-759-6600 or by email [kimtwigg@allconet.org](mailto:kimtwigg@allconet.org).

# MEETING SIGN-IN SHEET

**Project:** Fall 2009 Street Tree Project

**Meeting Date:** 10/16/09

**Facilitator:** Paul Eriksson, Kim Root, John DiFonzo

**Place/Room:** Engineering Conference Room

Name	Title	Company	Phone	Fax	E-Mail
John DiFonzo	City Engineer	City of Cumberland	301-759-6600	301-759-6608	jdifonzo@allconet.org
Paul Eriksson	Natural Resources Specialist	City of Cumberland	301-759-6607	301-759-6608	Periksson@allconet.org
Kim Root	Admin Associate	City of Cumberland	301-759-6600	301-759-6608	kimtwigg@allconet.org
Glenn Blocher	Sole Member	Earth & Tree LLC	301-689-3794	301-689-3794	<a href="mailto:Earthandtreefrostburg@yahoo.com">Earthandtreefrostburg@yahoo.com</a>
Wayne Blocher SR		Earth & Tree LLC	301-689-3794	301-689-3794	<a href="mailto:earthandtreefrostburg@yahoo.com">earthandtreefrostburg@yahoo.com</a>
Paul Bouthilllette	Foreman	Ex-Cell Tree	410-799-3266	410-799-3663	
Marvin Myers	Comm. Development	City of Cumberland	301-759-6436		