State of Rhode Island

Department of Administration
Division of Purchases
One Capitol Hill
Providence, RI 02908

# REQUEST FOR QUOTE (RFQ) – BID# 7548684

## 2014-CH-056 I-295 PAVEMENT PRESERVATION

**SUBMISSION DEADLINE: Friday, May 16, 2014 at 01:00 PM (ET)**

**PRE-BID CONFERENCE:** ☒ **NO**
☐ **YES** _____

**Mandatory:** ☐ **NO**
☐ **YES:** Any vendor who intends to submit a bid proposal in response to this solicitation must have its designated representative attend the mandatory pre-bid conference. The representative must register at the pre-bid conference and disclose the identity of the vendor whom he/she represents. Because attendance at the pre-bid conference is mandatory, a vendor's failure to attend and register at the pre-bid conference shall result in disqualification of the vendor's bid proposal as non-responsive to the solicitation.

**Buyer Name:** **LISA HILL**
**Title:** **CHIEF BUYER**

**QUESTIONS** Prospective bidders are hereby notified that all questions pertaining to this contract must be submitted to the Department of Transportation in writing through its website at http://www.dot.ri.gov/contracting/bids by accessing the questions & answers menu located within the 'contracting', then 'bidding opportunities' link. Response to the submitted questions will also be posted under this link, phone calls will not be accepted.

**SURETY REQUIRED:** **YES**

**BOND REQUIRED:** **YES**

**DISK BASED BID:** ☐ **NO**
☒ **YES:** See attached Disk Based Bidding Information

**NOTE TO VENDORS:**
Vendors must register on-line at the Rhode Island Division of Purchases website at www.purchasing.ri.gov. Offers received without the completed four-page Rhode Island Vendor Information Program (RIVIP) Generated Bidder Certification Cover Form attached may result in disqualification.

**THIS IS NOT A BIDDER CERTIFICATION FORM**

**State of Rhode Island and Providence Plantations**
**Department of Transportation**

**Notice to Contractors**
**Special Provisions**
**Proposal**
**Contract Agreement**
**Contract Bond**

**for the Performance of**

**Rhode Island Contract Number: 2014-CH-056**

**Rhode Island Federal-Aid\State-Aid Project Numbers:** **IM-2950(001)**

**Project:** **Interstate 295 Pavement Preservation**

**Limits:** **I-95 to the Massachusetts State Line**

**City/Town:** **Warwick, West Warwick, Cranston, Johnston, Smithfield, Lincoln, Cumberland**

**County:** **KENT, PROVIDENCE**

**Submitted By:** _____

**Address:** _____

_____

_____

**Name of Surety:** _____

**Total Bid:** _____

**(BIDDER MUST FILL IN ALL ABOVE SPACES)**

The basis of award of the Contract will be the total bid for all quantities of work in the proposal subject to review and correction as provided for in the Rhode Island Department of Transportation Standard Specifications for Road and Bridge Construction and Standard Details.

NOTE: The State of Rhode Island Standard Specifications for Road and Bridge Construction and Standard Details consists of the following:

- The Rhode Island Standard Specifications for Road and Bridge Construction, Amended December 2010, with all revisions.
- The Rhode Island Standard Details, 1998 Edition, with all revisions.
- The Rhode Island Bridge Standard Details, 2010 Edition, with all revisions.
- The Division of Purchases Procurement Regulations Adopted December 2010.

*** Refer to Section 12.102.05 PREPARATION OF PROPOSAL of the STATE OF RHODE ISLAND PROCUREMENT REGULATIONS regarding the use of Quest Lite software for bid preparation.**

The above documents may be obtained at the Rhode Island Department of Transportation, Contracts and Specifications Office, upon request.

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**
**DEPARTMENT OF ADMINISTRATION - DIVISION OF PURCHASES**

**NOTICE TO HIGHWAY AND BRIDGE CONTRACTORS**

Sealed Proposals addressed to the State Purchasing Agent, Rhode Island Department of Administration, Division of Purchases, One Capitol Hill, Providence, Rhode Island 02903, will be opened and read in public on May 16, 2014 at 1:00PM. All bidders MUST register online at www.purchasing.ri.gov. A Bidder Certification Cover Sheet MUST accompany each bid. Bid item description and quantities estimated for this project will also be available online. Should you need assistance in registering or downloading a bid, call (401) 222-3766. Failure to comply will result in mandatory disqualification per Item 4 of Section 12.102.12 of the Division of Purchases Procurement Regulations Adopted December 2010 and RI General Law 37-2-17 which references the RI Vendor Information Program (RIVIP).

**DESCRIPTION: This project, Rhode Island Contract No. 2014-CH-056, Federal Aid Project No. IM-2950(001) shall consist of pavement restoration on Interstate 295 from I-95 to the Massachusetts State Line in the towns/cities of West Warwick, Warwick, Cranston, Johnston Smithfield, Lincoln and Cumberland, Counties of Kent and Providence. The work will include, but not be limited to, 4 foot wide micromilling, the placing of a friction course patch, cleaning and sweeping pavement, installation of pavement markings, maintenance and protection of traffic, mobilization, and all incidentals, complete in place and accepted, to complete the work of the contract to the satisfaction of the Engineer.**

**The Contractor will not be required to meet a Disadvantaged Business Enterprise (DBE) goal for the project.**

Computer Disks for competitive bidding for the above described work will be furnished by the Department of Transportation, Division of Administrative Services, Contracts & Specifications Office, Room 108, Two Capitol Hill, Providence, Rhode Island, 02903, Tel.Number (401) 222-2495. The Plans, Specifications and Special Provisions may also be examined on or after April 25, 2014 every weekday except holidays between the hours of 8:00 AM and 4:00 PM.

**The Bid Package consists of a single compact disk (CD) containing the following items: Construction Plans, Standard Specifications for Road and Bridge Construction, Compilations of Approved Specifications, Required Contract Provisions for Federal-Aid Construction Contracts, RI Division of Purchases Procurement Regulations, General Provisions, Rhode Island Standard Details, Rhode Island Bridge Standard Details, Federal Wage Rates, Contract-Specific General Provisions, Job-Specific Specifications, Distribution of Quantities, Appendices (if applicable), Quest Lite bid file, Quest Lite installation software and a Quest Lite User Manual. Only complete bid packages will be issued.**

**Propsective Bidders are hereby notified that all questions pertaining to this Contract must be submitted to the Department of Transportation in writing through its website at http://www.dot.ri.gov/contracting/bids/ by accessing the Questions & Answers Menu located within the "Contracting", then "Contract Opportunities" link. Responses to the submitted questions will also be posted under this link. PHONE CALLS WILL NOT BE ACCEPTED.**

**For help with RIDOT's Quest Lite bid preparation software, please contact the Contracts & Specifications Office, Room 112, Two Capitol Hill, Providence, Rhode Island, 02903, Tel. Number (401)-222-2495 or e-mail Quest@dot.ri.gov.**

Please also note that all Bidding Documents required to be submitted and in fact submitted to the Purchasing Agent as part of a bid will be considered returned to the State and need not be returned to RIDOT.

A bid bond payable to the State of Rhode Island, in the amount of 5% of the total or gross sum of the bid must be furnished by each bidder. The Proposal Guaranty will be furnished by surety companies authorized/licensed to do business in the State of Rhode Island. The State reserves the right to retain the surety of all bidders until the successful bidder enters into the Contract or until such time as the award or cancellation of the Contract is announced at which point Sureties will be returned to all bidders by the State of Rhode Island. A performance bond of one hundred (100) percent of the contract price with a satisfactory surety company will be required of the successful bidder. All surety companies must be listed with The Department of the Treasury, Fiscal Services, Circular 570, (Latest Revision published by the Federal Register). The Department of Transportation reserves the right to reject any or all bids.

Required Contract Provisions - The attention of prospective bidders is called to the fact that this project is to be bid upon and the contract executed subject to all applicable federal laws and regulations for carrying out the provisions of the Federal-Aid Highway program..

Wages of labor on Federal -Aid Highway Projects - the prevailing rate of wages for laborers and mechanics employed by contractors or subcontractors on the initial construction of highway projects on the Federal - Aid Highway System, authorized under the Federal Highway Act of 1968, shall be paid wages at rates not less than those prevailing on the same type of work on similar construction in the immediate locality as determined by the United States Secretary of Labor, in accordance with the Act of August 30, 1935, known as the Davis - Bacon Act, under Decision Nos. 1 through 6 as applicable.

Prevailing wage rates and Davis - Bacon Wage Determination Reference Materials are available online at www.purchasing.ri.gov. It is advisable to print only the pages applicable to this bid; the rates active on the Rhode Island Vendor Information Program's bid solicitation date for this project are applicable for the duration of the contract resulting from this bid.

Work Hours Act of 1962 - This contract is subject to Work Hours Act of 1962, Public Law 87-581 and implementing regulations.

There will be no Pre-Bid Conference scheduled for this project.

## SPECIAL NOTE

ANY REFERENCE TO THE RHODE ISLAND DEPARTMENT OF PUBLIC WORKS OR THE DIRECTOR OF PUBLIC WORKS SHOULD BE REVISED TO THE RHODE ISLAND DEPARTMENT OF TRANSPORTATION AND THE DIRECTOR OF TRANSPORTATION RESPECTIVELY.

## NOTICE TO ALL BIDDERS

The Rhode Island Department of Transportation, in accordance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d - 2000d-4 and 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, Disadvantaged Business Enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, sex, national origin, age, or disability in consideration for an award.

To report bid rigging activities call: **1-800-424-9071**

The U.S. Department of Transportation (DOT) operates the above toll-free hotline Monday through Friday, 8:00 a.m. to 5:00 p.m. eastern time. Anyone with knowledge of possible bid rigging, bidder collusion, or other fraudulent activities should use the hotline to report such activities.

The hotline is part of the DOT's continuing effort to identify, and investigate highway construction contract fraud and abuse and is operated under the direction of the DOT Inspector General. All information will be treated confidentially and caller anonymity will be respected.

# Item List

Date: 4/16/2014

Estimate Name - Interstate 295 Pavement Preservation Estimate
Project Name - Interstate 295 Pavement Preservation
R.I. Contract No. - 2014-CH-056
FAP Nos. - IM-2950(001)

| Seq No. | Item Code | Description | Quantity | UM |
|---|---|---|---|---|
| 001 | 401.9903 | REPAIRS TO LONGITUDINAL DELAMINATED PAVEMENT AREAS | 39,100.00 | LF |
| 002 | 401.9904 | TRANSVERSE TRENCH REPAIRS | 1,000.00 | LF |
| 003 | 914.5010 | FLAGPERSONS | 325.00 | MHRS |
| 004 | 914.5020 | FLAGPERSONS - OVERTIME | 32.00 | MHRS |
| 005 | 922.0100 | TEMPORARY CONSTRUCTION SIGNS STANDARD 29.1.0 AND 27.1.1 | 900.00 | SF |
| 006 | 923.0200 | FLUORESCENT TRAFFIC CONES STANDARD 26.1.0 | 300.00 | EACH |
| 007 | 924.0113 | ADVANCE WARNING ARROW PANEL | 40.00 | PDAY |
| 008 | 925.0112 | PORTABLE CHANGEABLE MESSAGE SIGN | 30.00 | PDAY |
| 009 | 928.0800 | TRUCK MOUNTED ATTENUATOR WITH TRUCK MOUNTED FLASHING ARROW BOARD | 50.00 | PDAY |

RHODE ISLAND DEPARTMENT OF TRANSPORTATION

# * *THIS IS A DISK-BASED BID* *

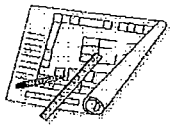
## ELECTRONIC BIDDING PROCEDURE NOTICE

ALL BID OFFERS MUST BE PREPARED USING THE QUEST LITE BID PREPARATION SOFTWARE PACKAGE

Bidders MUST register in person at the RIDOT Contract Administration office to obtain the necessary Bidder Registration and Digital ID codes for the Quest Lite software.

**RIDOT Provides:**

CD

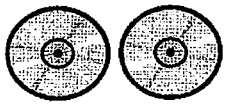


Plans (on CD)

Contract Documents (on CD)

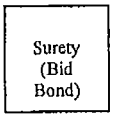
DOQ Report (on CD)

**Bidder Must Submit:**



2 High-Density Compact Disks (CDs) w/Quest Lite Bid "zip" file**

Completed & Signed Proposal (Hard Copy)




Bid Surety (Hard Copy)

Completed & Signed (Hard Copy)

Contact the Contracts & Specifications Office at 222-2495 to request technical assistance on issues directly related to the Quest Lite software
Office Hours: 8:00 AM – 4:00 PM

****Refer to the RIDOA "Notice to Contractors" for additional information on the "Public Copy" submission requirements.**

NO BID OFFER WILL BE CONSIDERED

UNLESS ACCOMPANIED BY A COMPACT DISK (CD)

CONTAINING THE BID PROPOSAL FILE

GENERATED BY THE QUEST LITE BID PREPARATION SOFTWARE

*Failure to comply will result in a mandatory disqualification per Section 12.102.07 of the RI Dept of Administration Division of Purchases Procurement Regulations*

Revision 02/25/11

Rhode Island Department of Transportation (RIDOT)

# Notice to Contractors

## THIS IS A DISK-BASED BID

Bid offers will be accepted ***only on a CD generated by RIDOT-supplied software called Quest Lite; each CD must be accompanied by a hard copy signed offer printed from the software and submitted at the Bid Opening***. Minimum computer hardware and operating system requirements are listed here. ***Training is strongly recommended for all new bidders and others unfamiliar with these procedures. SEE BELOW.***

**CONTACT:** **RIDOT CONTRACTS & SPECIFICATIONS**
Rm. 108, Two Capitol Hill, Providence, RI 02903
Phone: **401-222-2495**
Hours: **Mon – Fri, 8:00AM – 4:00PM**

1. **Required Registration Codes for Each Bidder.**
Registration Codes for RIDOT software are necessary to install and use the software; a firm only needs to register once to acquire secure, unique bidder identification codes to be used with all RIDOT disk-based construction project bids **Bidders must retain these codes for future use.**

2. **The required Quest Lite installation software and all applicable Contract Documents are provided on a CD-ROM.**
The Contract Documents include the RI DOA Division of Purchases Procurement Regulations, RI Standard Specifications, Amended December 2010 and all revisions, the RI Standard Details for Highway and Bridge Construction, Bridge Standard Details, General Provisions, Special Provisions, Distribution of Quantities and Engineering Plans, and all other applicable documents

3. **Minimum Computer Hardware and Operating System Requirements.**
   - Windows XP SP2 w/Pentium IV processor
   - CD-ROM Drive, Floppy Drive, Printer & 15" Monitor (17" recommended)
   - 20GB Hard Disk with 1GB free (40 GB with 5 GB free recommended)
   - 512 MB RAM (1 GB recommended)
   - 32 MB Video Card (64 MB SVGA recommended)
   - Internet Explorer 6 0 SP 2

4. **Addenda, when necessary, are available on Purchases' RIVIP website.**
**at:** http://www.purchasing.ri.gov/RIVIP/BidSearch.asp
RIDOT will make all necessary addenda available at Purchases' web site It is the plan-holders responsibility to poll the RIVIP to keep up-to-date on addenda.

5. **Training may be requested up to three days prior to the Bid Opening.**
Training is provided on request Arrangements must be made through the RIDOT Contracts & Specifications Office at least three (3) days prior to the Bid Opening of the project

6. **Technical Support.**
Assistance is available upon request by contacting the Contracts & Specifications office during work hours or emailing Quest@dot.ri.gov.

01/25/2011

# NOTICE TO HIGHWAY AND BRIDGE CONTRACTORS

Rhode Island Department of Transportation (RIDOT)
Contracts and Specifications

## ELECTRONIC BIDDING PROCEDURES
## QUEST LITE UPGRADE

Effective January 1, 2011, bid offers for all RIDOT Contracts requiring the use of the Department's Quest Lite bid preparation software **MUST** be prepared using **Quest Lite Version 040408 (2.8.4)**. Failure to comply with this requirement could result in the disqualification of your bid offer.

Full installation and upgrade-only software packages, including installation directions, for Quest Lite Version **040408 (2.8.4)** will be provided on the Project Advertising CD's, which are available to prospective bidders through the Contracts and Specifications office on or after the scheduled project advertising date.

Contractors presently using Quest Lite Version 040407 (2.8.3) need only install the upgrade package to complete the conversion, **UNLESS** a previous upgrade installation was used to upgrade from 2.8.2 to 2.8.3, in which case these installations must be removed and the full installation performed. Earlier versions (2.8.2 or lower) will require the full installation in all instances.

For technical assistance, contact the Contracts and Specifications office at 222-2495.

01/21/11

## QUEST LITE VERSION 4.4.8 (2.8.4)

## UPGRADE & FULL INSTALLATION

All bid offers prepared using the Department of Transportation's Quest Lite software must use the Quest Lite Version 040408 (2.8.4). If there is no Quest Lite installation, than the full installation must be completed. For earlier versions of Quest Lite, either the upgrade or full installation will be required to be completed. Both versions (upgrade and full installation) are provided on this project CD.

Before proceeding with any installations, note the following:

1. All users must register with the Department of Transportation in order to use Quest Lite. At the time of registration, users are provided with a set of unique company ID codes (Site Code, Bidder Code and company Short Name). Users **MUST RETAIN** these codes for future use.

2. Many users who currently have Quest Lite installed will only require the installation of the upgrade version. To determine if the upgrade installation is sufficient, the present version of the Quest Lite installation must be determined. This is accomplished in Quest Lite by clicking on Help/About. If the present version is 040407 (2.8.3) then the upgrade installation is sufficient **unless** an upgrade version has been previously used to upgrade version 2.8.2 to 2.8.3.

3. For earlier installations (versions below 2.8.3, and if an upgrade has been previously installed to upgrade to version 2.8.3), the full installation of Quest Lite is required. (Note: if the full installation is required, the upgrade installation does not need to be performed after the full installation is completed.)

4. To determine if an upgrade version of Quest Lite version is present, it is generally easiest to use the "Add or Remove Programs" function from the Control Panel to view the Quest Lite installations. Should both an installation and an upgrade version be installed, both programs must be removed using the "Remove" function and the new version 2.8.4 installed.

5. It is recommended that users consult the Quest Lite User Manual provided on this CD prior to attempting the installation of the upgrade or full program installation.

6. After completing the installation of the upgrade or full installation, it is recommended that a test bid be submitted to the Department to ensure the program is functioning correctly and that the Quest Lite bid files can be correctly imported into the Department's Quest program. Test bids may be submitted on a CD to the Contracts office in Room 109 of the RIDOT Headquarters, or by e-mail to Quest@dot.ri.gov.

## Installation Instructions – Upgrade Version

Upgrade Quest Lite only if the current installed version is 2.8 3, and a previous upgrade has not been installed.

1. Close Quest Lite before attempting the installation.
2. Using the project CD, double-click on the "Upgrade Only" option provided on the Start page.
3. When prompted for a password, enter "ridot".
4. Follow the instructions provided in the installation wizard to complete the installation.
5. When executing Quest Lite for the first time after installing the upgrade, users may be prompted to enter their company bidder codes.

## Installation Instructions – Complete Installation

A complete Installation of the software is required only if Quest Lite is:

1. Not installed on the computer/laptop; or
2. The installed version of Quest Lite is older than 2 8.3, i.e. 2.8.2 or under; or
3. The 2.8 3 upgrade version of Quest Lite is installed.

If any of 1 through 3 above apply, follow these instructions:

1. If a Quest Lite version 2.8.2 or older, or a 2.8.3 upgrade are currently installed,
   a. Close Quest Lite.
   b. Remove all the existing installation(s) of Quest Lite. To accomplish this, follow the instructions provided on pages 19 – 25 of the Quest Lite User Manual provided with this project CD. Follow the installation removal directions for the operating system in use on the machine.
2. Using the project CD, double-click on the "Complete Installation" option provided on the Start page.
3. When prompted for a password, enter "ridot".
4. Follow the instructions provided in the installation wizard to complete the installation.
5. When executing Quest Lite for the first time after completing the installation, the user will be prompted to enter the company bidder codes provided by the Department. Once this information is entered, the installation process will be complete.

For technical assistance, contact the Contracts & Specifications office at 222-2495.

State of Rhode Island Department of Administration
Division of Purchases

**RHODE ISLAND DEPARTMENT OF TRANSPORTATION**

REVISED
November 20, 2013

NOTICE TO VENDORS

Each bid proposal for a *public works project* must include a "public copy" to be available for public inspection upon the opening of bids. **Bid proposals that do not include a copy for public inspection will be deemed nonresponsive.**

To comply with this requirement, *in addition to* the Quest Lite compatible electronic copy and one hard copy, bid proposals for *highway and bridge public works projects* must also include a duplicate original of the Quest Lite compatible electronic copy on a ***read-only*** CD-R media disc as the "public copy."

The public copy disc must be separately enclosed in a protective cover clearly marked "Public Copy" and include the following information (all available from the Bidder Certification Cover Form): (1) title of solicitation; (2) name of bidder and RIVIP vendor ID number; (3) bid number; and (4) date of bid.

The public copy may redact any trade secrets or commercial or financial information which is of a privileged or confidential nature pursuant to the "Access to Public Records Act," R. I. Gen. Laws §§ 38-2-1 *et seq.*

For further information on how to comply with this statutory requirement, see R. I. Gen. Laws §§ 37-2-18(b) and (j). Also see Procurement Regulations 5.11, 5.13, and 12.102.05 accessible at www.purchasing.ri.gov.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Labor and Training
Center General Complex
**1511 Pontiac Avenue**
Cranston, RI 02920-4407

TTY: Via RI Relay 711

**Lincoln D. Chafee**
**Governor**
**Charles J. Fogarty**
**Director**

# STATE CONTRACT ADDENDUM

## RHODE ISLAND DEPARTMENT OF LABOR AND TRAINING

## PREVAILING WAGE REQUIREMENTS (37-13-1 ET SEQ.)

The prevailing wage requirements are generally set forth in RIGL 37-13-1 et seq. These requirements refer to the prevailing rate of pay for regular, holiday, and overtime wages to be paid to each craftsmen, mechanic, teamster, laborer, or other type of worker performing work on public works projects when state or municipal funds exceed one thousand dollars ($1,000).

All Prevailing Wage Contractors and Subcontractors are reguired to:

1. Submit to the Awarding Authority a list of the contractor's subcontractors for any part or all of the prevailing wage work in accordance with RIGL § 37-13-4;

2. Pay all prevailing wage employees at least once per week and in accordance with RIGL §37-13-7 (see Appendix B attached);

3. Post the prevailing wage rate scale and the Department of Labor and Training's prevailing wage poster in a prominent and easily accessible place on the work site in accordance with RIGL §37-13-11; posters may be downloaded at www.dlt.ri.gov/pw/Posters.htm .poster/htm or obtained from the Department of Labor and Training, Center General Complex, 1511 Pontiac Avenue, Cranston, Rhode Island;

4. Access the Department of Labor and Training website, at www.dlt.ri.gov on or before July 1st of each year, until such time as the contract is completed, to ascertain the current prevailing wage rates and the amount of payment or contributions for each covered prevailing wage employee and make any necessary adjustments to the covered employee's prevailing wage rates effective July Ist of each year in compliance with RIGL §37-13-8;

5. Attach a copy of this CONTRACT ADDENDUM and its attachments as a binding obligation to any and all contracts between the contractor and any

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Labor and Training
Center General Complex
1511 Pontiac Avenue
Cranston, RI 02920-4407

Telephone; (401) 462-8000
TTY; Via RI Relay 711

Lincoln D. Chafee
Governor
Charles J. Fogarty
Director

subcontractors and their assignees for prevailing wage work performed pursuant to this contract;

6. Provide for the payment of overtime for prevailing wage employees who work in excess of eight (8) hours in any one day or forty (40) hours in any one week as provided by RIGL §37-13-10;

7. Maintain accurate prevailing wage employee payroll records on a Rhode Island Certified Weekly Payroll form available for download at www.dlt.ri.gov/pw.forms/htm, as required by RIGL §37-13-13, and make those records available to the Department of Labor and Training upon request;

8. Furnish the fully executed RI Certified Weekly Payroll Form to the awarding authority on a monthly basis for all work completed in the preceding month.

9. For general or primary contracts one million dollars ($1,000,000) or more, shall maintain on the work site a fully executed RI Certified Prevailing Wage Daily Log listing the contractor's employees employed each day on the public works site; the RI Certified Prevailing Wage Daily Log shall be available for inspection on the public works site at all times; this rule shall not apply to road, highway, or bridge public works projects. Where applicable, furnish both the Rhode Island Certified Prevailing Wage Daily Log together with the Rhode Island Weekly Certified Payroll to the awarding authority.

10. Assure that all covered prevailing wage employees on construction projects with a total project cost of one hundred thousand dollars ($100,000) or more has a OSHA ten (10) hour construction safety certification in compliance with RIGL § 37-23-1;

11. Employ apprentices for the performance of the awarded contract when the contract is valued at one million dollars ($1,000,000) or more, and comply with the apprentice to journeyperson ratio for each trade approved by the apprenticeship council of the Department of Labor and Training in compliance with RIGL §37-13-3.1;

12. Assure that all prevailing wage employees who perform work which requires a Rhode Island trade license possess the appropriate Rhode Island trade license in compliance with Rhode Island law; and

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Labor and Training

**Center General Complex**
**1511 Pontiac Avenue**
Cranston, RI 02920-4407

Telephone: (401) 462-8000
TTY: Via RI Relay 711

**Lincoln D. Chafee**
**Governor**

**Charles J. Fogarty**
**Director**

13. Comply with all applicable provisions of RIGL §37-13-1, et. seq;

Any questions or concerns regarding this CONTRACT ADDENDUM should be addressed to the contractor or subcontractor's attorney. Additional Prevailing Wage information may be obtained from the Department of Labor and Training at www.dlt.ri.gov/pw.

## CERTIFICATION

I hereby certify that I have reviewed this CONTRACT ADDENDUM and understand my obligations as stated above.

By: _____

Title: _____

Subscribed and sworn before me this___day of_____, 20_.

_____
Notary Public
My commission expires:_____

*An Equal Opportunity Employer/Program, /Auxiliary aids and services are available upon request to individuals with disabilities.*

*TTY via RI Relay 711*

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Labor and Training
Center General Complex
1511 Pontiac Avenue
Cranston, RI 02920-4407

Telephone: (401) 462-8000

**APPENDIX A**

# TITLE 37
# Public Property and Works

## CHAPTER 37-13
## Labor and Payment of Debts by Contractors

### SECTION 37-13-5

**§ 37-13-5 Payment for trucking or materials furnished - Withholding of sums due.** -A contractor or subcontractor on public works authorized by a proper authority shall pay any obligation or charge for trucking and material which have been furnished for the use of the contractor or subcontractor, in connection with the public works being performed by him or her, within ninety (90) days after the obligation or charge is incurred or the trucking service has been performed or the material has been delivered to the site of the work, whichever is later. When it is brought to the notice of the proper authority in a city or town, or the proper authority in the state having supervision of the contract, that the obligation or charge has not been paid by the contractor or subcontractor, the proper authority may deduct and hold for a period not exceeding sixty (60) days, from sums of money due to the contractor or subcontractor, the equivalent amount of such sums certified by a trucker or materialman creditor as due him or her, as provided in this section, and which the proper authority determines is reasonable for trucking performed or materials furnished for the public works.

APPRENDIX B

# TITLE 37
# Public Property and Works

## CHAPTER 37-13
## Labor and Payment of Debts by Contractors

### SECTION 37-13-7

**§ 37-13-7 Specification in contract of amount and frequency of payment of wages.** -(a) Every call for bids for every contract in excess of one thousand dollars ($1,000), to which the state of Rhode Island or any political subdivision thereof or any public agency or quasi-public agency is a party, for construction, alteration, and/or repair, including painting and decorating, of public buildings or public works of the state of Rhode Island or any political subdivision thereof, or any public agency or quasi-public agency and which requires or involves the employment of employees, shall contain a provision stating the minimum wages to be paid various types of employees which shall be based upon the wages that will be determined by the director of labor and training to be prevailing for the corresponding types of employees employed on projects of a character similar to the contract work in the city, town, village, or other appropriate political subdivision of the state of Rhode Island in which the work is to be performed. Every contract shall contain a stipulation that the contractor or his or her subcontractor shall pay all the employees employed directly upon the site of the work, unconditionally and not less often than once a week, and without subsequent deduction or rebate on any account, the full amounts accrued at time of payment computed at wage rates not less than those stated in the call for bids, regardless of any contractual relationships which may be alleged to exist between the contractor or subcontractor and the employees, and that the scale of wages to be paid shall be posted by the contractor in a prominent and easily accessible place at the site of the work; and the further stipulation that there may be withheld from the contractor so much of the accrued payments as may be considered necessary to pay to the employees employed by the contractor, or any subcontractor on the work, the difference between the rates of wages required by the contract to be paid the employees on the work and the rates of wages received by the employees and not refunded to the contractor, subcontractors, or their agents.

(b) The terms "wages", "scale of wages", "wage rates", "minimum wages", and "prevailing wages" shall include:

(1) The basic hourly rate of pay; and

(2) The amount of:

(A) The rate of contribution made by a contractor or subcontractor to a trustee or to a third person pursuant to a fund, plan, or program; and

(B) The rate of costs to the contractor or subcontractor which may be reasonably anticipated in providing benefits to employees pursuant to an enforceable commitment to carry out a financially responsible plan or program which was communicated in writing to the employees affected, for medical or hospital care, pensions on retirement or death, compensation for injuries or illness resulting from occupational activity, or insurance to provide any of the foregoing, for unemployment benefits, life insurance, disability and sickness insurance, or accident insurance, for vacation and holiday pay, for defraying costs of apprenticeship or other similar programs, or for other bona fide fringe benefits, but only where the contractor or subcontractor is not required by other federal, state, or local law to provide any of the benefits; provided, that the obligation of a contractor or subcontractor to make payment in accordance with the prevailing wage determinations of the director of labor and training insofar as this chapter of this title and other acts incorporating this chapter of this title by reference are concerned may be discharged by the making of payments in cash, by the making of contributions of a type referred to in subsection (b)(2), or by the assumption of an enforceable commitment to bear the costs of a plan or program of a type referred to in this subdivision, or any combination thereof, where the aggregate of any payments, contributions, and costs is not less than the rate of pay described in subsection (b)(1) plus the amount referred to in subsection (b)(2).

(c) The term "employees", as used in this section, shall include employees of contractors or subcontractors performing jobs on various types of public works including mechanics, apprentices, teamsters, chauffeurs, and laborers engaged in the transportation of gravel or fill to the site of public works, the removal and/or delivery of gravel or fill or ready-mix concrete, sand, bituminous stone, or asphalt flowable fill from the site of public works, or the transportation or removal of gravel or fill from one location to another on the site of public works, and the employment of the employees shall be subject to the provisions of subsections (a) and (b).

(d) The terms "public agency" and "quasi-public agency" shall include, but not be limited to, the Rhode Island industrial recreational building authority, the Rhode Island economic development corporation, the Rhode Island airport corporation, the Rhode Island industrial facilities corporation, the Rhode Island refunding bond authority, the Rhode Island housing and mortgage finance corporation, the Rhode Island resource recovery corporation, the Rhode Island public transit authority, the Rhode Island student loan authority, the water resources board corporate, the Rhode Island health and education building corporation, the Rhode Island higher education assistance authority, the Rhode Island turnpike and bridge authority, the Narragansett Bay water quality management district commission, Rhode Island telecommunications authority, the convention center authority, the board of governors for higher education, the board of regents for elementary and secondary education, the capital center commission, the housing resources commission, the Quonset Point-Davisville management corporation, the Rhode Island children's crusade for higher education, the Rhode Island depositors economic protection corporation, the Rhode Island lottery commission, the Rhode Island

partnership for science and technology, the Rhode Island public building authority, and the Rhode Island underground storage tank board.