

**Department of Transportation  
Olympia, Washington 98504**

January 7, 2010

ATTENTION: All Bidders and Planholders

**SR 510  
YELM LOOP  
STAGE 1  
09C524  
A STATE TPA FUNDS PROJECT**

**Addendum No. 1**

The Special Provisions, Plans, and Proposal for this project are amended as follows:

**Special Provisions**

1. On page 173, the following is added after line 44:

**Requirements For Nondiscrimination**

Section 1-07.11 is supplemented with the following:

***(August 4, 2008)***

***Minority And Women's Business Enterprise (M/WBE) Participation***

**General Statement**

In accordance with the legislative findings and policies set forth in Chapter 39.19 RCW the State of Washington encourages participation in all of its contracts by M/WBE firms certified by the office of Minority and Women's Business Enterprises (OMWBE). Participation may be either on a direct basis in response to a solicitation/invitation or as a subcontractor to a Bidder/Proposer. No preference will be included in the evaluation of bids/proposals, no minimum level of M/WBE participation shall be required as a condition for receiving an award and bids/proposals will not be rejected or considered non-responsive on that basis.

**Voluntary M/WBE Goals**

Voluntary numerical M/WBE participation goals shall be established for all solicitation/invitations where applicable. These goals are voluntary, but achievement of the goals is encouraged. No preference will be included in the evaluation of bids/proposals, no minimum level of M/WBE participation shall be required as a condition of award or completion of the contract work, and bids/proposals will not be rejected or considered non-responsive on that basis. Bidders may contact OMWBE at 360-753-9693 to obtain information on certified firms.

**Required M/WBE Participation Plan**

Prime Contractors shall submit an M/WBE Participation Plan as part of responsibility, before work begins. Although the goals contained within each Contract are voluntary, that is, award of the contract is not conditioned upon attainment of the voluntary M/WBE goals, the outreach efforts to provide M/WBEs maximum practicable opportunities are not. For M/WBE Participation Plan Drafting Guidelines, please visit: [www.wsdot.wa.gov/equalopportunity](http://www.wsdot.wa.gov/equalopportunity).

**Non-discrimination**

Contractors, Bidders, and Proposers shall not create barriers to open and fair opportunities for all businesses including M/WBEs to participate in all State contracts and to obtain or compete for contracts and subcontracts as sources of supplies, equipment, construction and services. In considering offers from and doing business with subcontractors and suppliers, the Contractor shall not discriminate on the basis of race, color, creed, religion, national origin, sex, age, nationality, marital status, or the presence of any mental or physical disability in an otherwise qualified disabled person.

The Contractor shall make the M/WBE Participation General Statement cited previously in this Special Provision a part of all subcontracts and agreements entered into as a result of this contract.

**Definitions**

When referred to in this contract, the terms Minority, Minority Business Enterprise (MBE), and Women's Business Enterprise (WBE) will be construed to have the following meanings:

Minority means a person who is a citizen or lawful permanent resident of the United States and who is:

- (a) Black: having origins in any of the black racial groups of Africa;
- (b) Hispanic: of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish or Portuguese culture or origin, regardless of race;
- (c) Asian American: having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands; or
- (d) American Indian or Alaskan Native: having origins in any of the original peoples of North America.

Minority Business Enterprise, Minority-owned Business Enterprise, or MBE means a business organized for profit, performing a commercially useful function, which is owned and controlled by one or more minority individuals or minority business enterprises. Owned and controlled means a business in which one or more minorities or MBE's own at least fifty-one percent (51%), or in the case of a corporation at least fifty-one percent (51%) of the voting stock, and control at least fifty-one percent (51%) of the management and daily business operations of the business.

M/WBE means a minority owned business enterprise, a women-owned business enterprise, and/or a combination minority and women's business enterprise certified by the Office of Minority and Women's Business Enterprises (OMWBE) of the State of Washington.

Women's Business Enterprise, Women-owned Business Enterprise, or WBE means a business organized for profit, performing a commercially useful function, which is owned and controlled by one or more women or women's business enterprises. Owned and controlled means a business in which one or more women or WBE's own at least fifty-one percent (51%) or in the case of a corporation at

least fifty-one percent (51%) of the voting stock, and control at least fifty-one percent (51%) of the management and daily business operations of the business. The women owners must be United States citizens or lawful permanent residents.

Minority/Women's Business Enterprise means a minority owned business enterprise, a women-owned business enterprise; and/or a combination minority and women's business enterprise certified by the OMWBE of the State of Washington.

#### **MBE/WBE Status**

A consolidated list of firms accepted as certified by OMWBE is available via the WSDOT Home Page, ([WWW.WSDOT.WA.GOV](http://WWW.WSDOT.WA.GOV)) and a hard copy is available at nominal cost from the OMWBE.

#### **MBE/WBE Goals**

The Contracting Agency has established a voluntary goal in the amount of:

Fifteen percent (15%) of the contract total for combined MWBE goals.

#### **Further Information**

If further information is desired concerning Minority Business Enterprise/Women's Business Enterprise participation, inquiry may be directed to:

External Civil Rights Branch  
Office of Equal Opportunity  
Washington State Department of Transportation  
Transportation Bldg., PO Box 47314  
Olympia, WA 98504-7314  
or telephone - (360) 705-7085  
Fax (360) 705-6801

2. On page 173, lines 45 through 52 are deleted.
3. Pages 174 through 177 are deleted.
4. On page 178, lines 1 through 39 are deleted.

#### **Plans**

1. On plan sheet 2, in the "FED. AID PROJ. NO." box in the lower center of the sheet, "HP-0510(014)" is deleted..
2. On plan sheets 2, 17, 32, 57, 91, and 125, BEGIN HP-0510(014) is revised to read BEGIN PROJECT.
3. On plan sheets 2, 26, 41, 66, and 100, END HP-0510(014) is revised to read END PROJECT.
4. On plan sheets 3-6, in the "FEDERAL AID PROJECT. NO." box in the lower center of the sheet, "HP-0510(014)" is deleted.

#### **Proposal**

1. On page 1, the location of the project is revised as follows:

SR 510 IN THURSTON COUNTY , MP 13.28 TO MP 14.8, YELM LOOP –  
STAGE 1, CONSTRUCTING A NEW ALIGNMENT, A STATE TPA FUNDS  
~~[FEDERAL AID]~~ PROJECT,

Bidders are instructed to revise sheets 2-6, 17, 26, 32, 41, 57, 66, 91, 100, and 125 of the Plans as revised sheets have not been prepared for attachment to this addendum.

Bidders are instructed to revise page 1 of the Proposal as a revised Proposal has not been prepared for attachment to this addendum.

Bidders shall furnish the Secretary of Transportation with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

**Kevin J. Dayton**  
**Olympic Region Administrator**

NOTE: COMPANY NAME MUST BE FILLED IN TO CERTIFY ACKNOWLEDGEMENT OF THIS ADDENDUM.

ADDENDUM #: \_\_\_\_\_

RECEIVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

COMPANY: \_\_\_\_\_

ALL PROPOSAL HOLDERS PLEASE SIGN AND RETURN THIS PAGE BY RETURN FAX AT 360-705-6810.

**NOTE !! SUBCONTRACTORS, MATERIALS SUPPLIERS AND PLANCENTERS NEED NOT ACKNOWLEDGE THIS ADDENDUM.**

**ALL PRIME CONTRACTORS MUST ACKNOWLEDGE THIS ADDENDUM.**

PS&E 09C524  
YELM LOOP – STAGE 1