

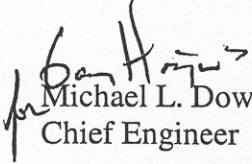
MEMORANDUM

State of Alaska

Department of Transportation & Public Facilities
Statewide Design & Engineering Services Division

TO: SEE DISTRIBUTION

DATE: February 26, 2002

FROM:  Michael L. Downing, P.E.
Chief Engineer

FILE NO: 0910
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SUBJECT: Specification
Transmittal 02-1

Incorporate Statewide Special Provision S 86, dated 02/12/02, into highway construction contracts with prior approval from the Chief Contracts Officer on a project-specific basis.

S 86, Subsection 103-1.10 Escrow of Bid Documentation, requires the low bidder to place bid preparation documents into an escrow depository for possible use during a claim or dispute.

Submit written requests to use this specification to the Chief Contracts Officer. Include project-specific justifications which address the following criteria:

1. High Cost. Usually an Engineer's Estimate of at least \$3 million.
2. High Risk. Involves one or more of the following:
 - High probability of encountering hazardous materials or other differing site conditions.
 - Complex structures involving unique or state of the art designs.
 - Overlapping or close proximity projects.
 - Projects with third party involvement (governmental or private agency) subject to major change requests.
 - Other potential for major changes or claims.

Letters of Intent to Award, for projects using Escrow of Bid Documentation, must instruct the low bidder when and where to submit documents required under Subsection 103-1.10. Require the low bidder to submit the certified Affidavit regarding bid documentation to the Department along with the Contract, Bonds, and other pre-award documents. The Bid Documentation must be delivered to a depository which has been set up in advance. Require both to be submitted within the 15 days normally allowed for pre-award documents.

Attached is an updated list of approved modifications to the 1998 Standard Specifications.

Attachments

DISTRIBUTION:

Pete Bednarowicz, P.E., Review Engineer, Southeast Region, MS 2506
Dave Bloom, P.E., Preconstruction Engineer, Northern Region, D&ES, MS 2550
Chuck Correa, P.E., Construction Chief, Southeast Region, MS 2506
Gary Hogins, P.E., Deputy Chief Engineer, D&ES, MS 2500
Steve Horn, P.E., Preconstruction Engineer, Central Region, D&ES, MS 2525
Pat Kemp, P.E., Preconstruction Engineer, Southeast Region, D&ES, MS 2506
Grant Lewis, P.E., Review Engineer, Northern Region, MS 2550
David Miller, Division Administrator, FHWA
Tom Moses, P.E., Chief Construction Engineer, Central Region, MS 2525
J. A. Murphy, P.E., Standard Specifications Engineer, D&C Standards, D&ES, MS 2500
Mark O'Brien, Chief Contracts Officer, Office of the Commissioner, MS 2500
Sharon Smith, P.E., Chief, Contracts Section, Central Region, MS 2525
Jim Weed, P.E., Regional Construction Engineer, Northern Region, D&ES, MS 2550