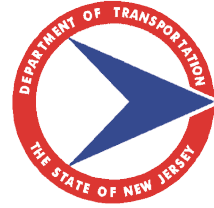


***New Jersey Department of Transportation***

1035 Parkway Avenue, PO Box 600, Trenton, New Jersey 08625-0600

***Baseline Document Change Announcement***



**Subsection 102.06  
Examination of Contract Documents**

**BDC02S-21**

**May 07, 2004**

**SUBJECT: Revision to Subsection 102.06 (Examination of Contract Documents and Site of Project) of the 2001 Standard Specifications and Standard Inputs for Road and Bridge Construction in English and Metric units**

Subsection 102.06 has been revised to clarify the extent and intent of available existing information, and the responsibilities of the bidders and the Department on the examination of the existing information on the site and the Contract Documents. The Designers are now required to provide in the Special Provisions, a list of existing plans and As-builts used to design the project. It is expected that this change would promote competitive bidding and avoid potential claims.

The following revisions have been incorporated in both the English unit Standard Input SI2001E1 and Metric unit Standard Input SI2001M1 as of May 07, 2004:

**SECTION 102 - BIDDING REQUIREMENTS AND CONDITIONS**

**102.06 Examination of Contract Documents and Site of Project.**  
THE ENTIRE TEXT IS CHANGED TO:

The Bidder shall examine carefully the site of the proposed Project, the Contract Documents, and other information before submitting a Proposal. The Contract Documents are not to be construed as an averred representation or warranty of the existing conditions. In the event the Bidder's examination reveals that the site conditions are inconsistent with the Contract Documents or there are discrepancies, errors, omissions or patent ambiguities within the Contract Documents, the Bidder shall immediately notify the Department as provided in Subsection 101.04. Bidders shall make such independent investigation and examination as necessary to satisfy the

Bidder as to the conditions to be encountered in the performance of the Work and the type of equipment and operations required to perform the Work. The Bidder shall investigate, with respect to possible local material sources, the quality and quantity of material available and the type and extent of processing that may be required to produce material conforming to the requirements of the Contract Documents. The submission of a Proposal shall be considered prima facie evidence that the Bidder has made such independent investigation and examination, including the information provided below, and is fully aware of the requirements of the Contract Documents, including all restrictions. Further, the Bidder warrants that the proposed contract prices in the Proposal include all costs to complete the Work.

The Bidders must provide written notice to the Regional Construction Engineer as listed in the Special Provisions Subsection 101.04, at least 24 hours in advance of any investigation at the site, and insure any staff at the site have two forms of identification and the site authorization form received with the purchase of the Contract Documents.

What is specified below is not a part of the Contract and is made available for information only. The Department makes no representation, warranty or guarantee, expressed or implied, by making available such information. It is also the Bidder's responsibility to access such information.

**1. Investigation of Subsurface and Surface Conditions.**

The records of the Department's subsurface investigation, including, but not limited to, boring logs and Geotechnical Engineering Design Reports, may be inspected at or ordered through the Department's plan file room, 1035 Parkway Avenue, P.O. Box 600, Trenton, New Jersey 08625. This investigation, while considered by the Department to be sufficient for design purposes, may not be a sufficient substitute for the Bidder's own investigation, interpretation, or judgement in preparing a Proposal for construction purposes. The Bidder shall not rely on any estimates and quantities included in these investigations. The conditions indicated by such investigations or records thereof, and as shown by the cross-sections in the Plans, may not be representative of those existing throughout such areas, or that materials other than, or in proportions different from those indicated, may be encountered.

The soil and rock descriptions shown on the boring logs are determined by a visual inspection of samples from the various explorations unless otherwise noted. These samples may be available for nondestructive examination. The observed water levels and other water conditions indicated on the boring logs are as recorded at the time of the exploration. These levels and other conditions may vary considerably, with time, according to the prevailing climate, rainfall, and other factors. If a generalized soil profile is described in the text it is intended to convey trends in subsurface conditions. The boundaries between strata are approximate and idealized and have been developed by interpretations of widely spaced explorations and samples.

The Bidder is charged with knowledge of the State's physical geography, and in performing its site investigation shall be fully aware of the following publications and such others as may be listed in the Special Provisions:

- a. Bulletin 50, Geologic Series, "The Geology of New Jersey" by H. Kummel, out of print, available generally as library reference material.
- b. Geologic Maps of New Jersey, available through NJDEP.
- c. Engineering Soils Survey of New Jersey, available through the Bureau of Research, College of Engineering, Rutgers University, New Brunswick, New Jersey 08903.
- d. Soil Surveys of Individual Counties prepared by the US Department of Agriculture, Soil Conservation Service, in cooperation with the New Jersey Agricultural Experiment Station and Cook College, Rutgers University, available through local Soil Conservation District Offices.

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**THE DESIGNER SHALL INSERT OTHER PUBLICATIONS IF NECESSARY**

Additional Publications to refer to are as follows:

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- 2. **Utility Agreements.** In addition to what is provided under Subsection 105.09, the Utility agreements, modifications, and orders relating to the Project may be inspected at or ordered through the Department’s plan file room, 1035 Parkway Avenue, P.O. Box 600, Trenton, New Jersey 08625. Existing information and proposed construction documents shall be obtained through the utility owners for their respective work.
- 3. **Existing Plans & As-builts.** As-built plans of Department owned facilities may be inspected at the Department’s plan file room or copies ordered upon written request through the Engineering Documents Unit, New Jersey Department of Transportation, 1035 Parkway Avenue, P.O. Box 600, Trenton, New Jersey 08625. Contour maps may be available for some Projects and the Bidders may inspect such maps or obtain copies for their use upon written request to the Engineering Documents Unit. Plans of Municipal owned or County owned facilities shall be obtained through the Municipality or County. Any information obtained from the existing documents shall be verified by the Bidder in regards to its application for bidding and completing the Project. A list of existing structures within the Project will be provided on the Plans. The existing plans and as-builts used in the development of Contract Documents will be listed in the Special Provisions.

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**THE DESIGNER SHALL INSERT THE CONTRACT DESIGNATION OF THE EXISTING PLANS & AS-BUILT DOCUMENTS USED AND PROVIDE THE PROJECT MANAGER WITH AT LEAST ONE COPY OF ALL THOSE DOCUMENTS.**

Existing Plans & As-builts used are as follows:

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- 4. **Permits.** In addition to the permit information provided in the Contract Documents, the full permits relating to the Project may be inspected at or ordered through the Department’s plan file room, 1035 Parkway Avenue, P.O. Box 600, Trenton, New Jersey 08625.

Corrective Action Notice (CAN 056) dated 08/16/02 will be superseded upon implementation of this (BDC02S-21) Announcement.

**Implementation Code R (ROUTINE)**

Changes must be implemented in all applicable Department projects scheduled for Final Design Submission at least one month after the date of the BDC announcement. This will allow designers to make necessary plan, specifications, and estimate/proposal changes without requiring the need for an addenda or postponement of advertisement or receipt of bids.

**Recommended By:**

**Approved By:**

ORIGINAL SIGNED

ORIGINAL SIGNED

\_\_\_\_\_  
Brian Strizki  
Director,  
Quality Management Services

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F. Howard Zahn  
Assistant Commissioner,  
Capital Program Management

BJS:KS:HVP  
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