

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. CONTRACT ID CODE N/A	PAGE 1
2. AMENDMENT/MODIFICATION NO. <b>A001</b>	3. EFFECTIVE DATE <b>03/03/09</b>	4. REQUISITION/PURCHASE NO. N/A		5. PROJECT NO. (If applicable) <b>WY PRA-YELL 10(15)</b> Grand Loop Road (Madison to Norris, Segment B)
6. ISSUED BY Department of Transportation Federal Highway Administration 610 East Fifth Street Vancouver WA 98661-3801		CODE N/A	7. ADMINISTERED BY (If other than Item 6) CODE N/A	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and Zip Code)			<b>X</b>	9A. AMENDMENT OF SOLICITATION NO. <b>DTFH70-09-R-00001</b>
CODE: N/A				FACILITY CODE: N/A
				10A. MODIFICATION OF CONTRACT/ORDER NO. N/A
				10B. DATED (SEE ITEM 13) N/A

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers

( ) is extended, (  ) is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning 1 copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. **FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER.** If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

N/A

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

A	THIS CHANGE ORDER IS ISSUED PURSUANT TO (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A. N/A
B	THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (Such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b). N/A
C	THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: N/A
D	OTHER (Specify type of modification and authority) N/A

**E. IMPORTANT: Contractor n/a is not, n/a is required to sign this document and return n/a copies to the issuing office.**

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

WY PRA-YELL 10(15) Grand Loop Road (Madison To Norris, Segment B)

See Page 2 for Revisions

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.			
15a. NAME AND TITLE OF SIGNER (Type or print)		15a. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
		N/A	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
BY _____ (Signature of person authorized to sign)		BY <u>N/A</u> (Signature of Contracting Officer)	N/A

**REVISIONS ARE AS FOLLOWS:**

**SPECIAL CONTRACT REQUIREMENTS**

Page E-37, Subsection 109.06A, Adjustments for Price Fluctuations. Revises web link

Page E-38, Subsection 109.06A, Adjustments for Price Fluctuations. Revises Table 109-2

**ENCLOSURES**

Pages:

E-37 through E-38

**(2) Monthly Performance Price Index.** The Monthly Performance Price Index (MPPI) is the arithmetic average of the weekly price data from four “Asphalt Weekly Monitor<sup>®</sup>” publications issued before the last Wednesday of the month in which the work was performed.

The BPI and MPPI will be posted at

<http://www.wfl.fhwa.dot.gov/construction/escalation/GrandLoopRoad.htm>

Price adjustments to asphalt binder will be calculated by the Government using a ratio of the MPPI/BPI to determine price adjustments as follows:

- **No Price Adjustment** – When the ratio MPPI/BPI falls within the range of 0.90 to 1.10, no price adjustment will be made for asphalt binder used in construction work performed during the relevant month.
- **Government Rebate** – When the ratio MPPI/BPI is calculated to be less than 0.90, the Government is due a rebate as follows:

$$\text{Government Rebate} = (0.90 - \text{MPPI/BPI}) (\text{BPI}) (Q)$$

- **Contractor Payment** - When the ratio MPPI/BPI is calculated to be greater than 1.10, the Contractor is due additional payment as follows:

$$\text{Contractor Payment} = (\text{MPPI/BPI} - 1.10) (\text{BPI}) (Q)$$

Where:

Q = Table 109-1 pay item quantity (tons) x (% Asphalt Binder/100). The percentage of asphalt binder as determined from the approved job-mix formula.

**(b) Fuel Price Adjustment.** The Government will determine price indexes for fuel using price data obtained from the Oil Price Information Service (OPIS) which publishes a daily report (Monday through Friday) on gasoline and distillate reseller prices. Gross No. 2 Distillate rack average price data for Ultra Low Sulfur No. 2 Diesel fuel reported for Bozeman, Montana, PADD #4 will be averaged and used to establish a Base Price Index (BPI) and a Monthly Performance Price Index (MPPI). These indexes are defined as follows:

**(1) Base Price Index.** The Base Price Index (BPI) is a price index determined by the arithmetic average as specified above, reported in the OPIS publications for the four weeks immediately preceding the bid opening.

BPI (LOW SULFUR, NO. 2 DIESEL FUEL) = \$ [PRICE TO BE INSERTED AT AWARD] per U.S. gallon

**(2) Monthly Performance Price Index.** The Monthly Performance Price Index (MPPI) is the arithmetic average of the weekly price data from OPIS publications issued before the last Wednesday of the month in which the work was performed.

The BPI and MPPI will be posted at

<http://www.wfl.fhwa.dot.gov/construction/escalation/GrandLoopRoad.htm>

Revised by Amendment A001

Price adjustments to fuel will be calculated by the Government using a ratio of the MPPI/BPI to determine price adjustments as follows:

- **No Price Adjustment** – When the ratio MPPI/BPI falls within the range of 0.90 to 1.10, no price adjustment will be made for fuel used in construction work performed during the relevant month.

- **Government Rebate** – When the ratio MPPI/BPI is calculated to be less than 0.90, the Government is due a rebate as follows:

$$\text{Government Rebate} = (0.90 - \text{MPPI/BPI}) (\text{BPI}) (\text{Q}) (\text{FUF})$$

- **Contractor Payment** - When the ratio MPPI/BPI is calculated to be greater than 1.10, the Contractor is due additional payment as follows:

$$\text{Contractor Payment} = (\text{MPPI/BPI} - 1.10) (\text{BPI}) (\text{Q}) (\text{FUF})$$

Where:

Q = Quantity of work on the project during the progress payment period for pay items shown in Table 109-2.

FUF = Fuel Usage Factor shown in Table 109-2.

**Table 109-2**

**Fuel Usage Factors**

<b>Pay Items</b>	<b>Fuel Usage Factor</b>
<b>Section 204 – Excavation and Embankment</b>	0.39 gallons/meter <sup>3</sup>
20401 Roadway excavation	
20402 Subexcavation	
20411 Select borrow	0.77 gallons/ton
<b>Section 310 – Recycled Aggregate Course</b>	0.15 gallons/ meter <sup>2</sup>
31001 Recycled aggregate base	
31002 Recycled aggregate subbase	
<b>Section 401 – Superpave Hot Asphalt Concrete Pavement</b>	2.65 gallons/ton
40101 Superpave pavement	
<b>Section 408 – Cold Recycled Asphalt Base Course</b>	0.77 gallons/ton
40801 Cold recycled asphalt base course	

(1) The Government will convert pay item quantities to match Fuel Usage Factor units.

Revised by Amendment A001

Special Contract Requirements

Project: WY PRA-YELL 10(15), Grand Loop Road (Madison to Norris – Segment B)