

INFORMATIONAL PROPOSAL (For information only, not to be used for bidding)

NEBRASKA DEPARTMENT OF ROADS
LETTING DATE: April 17, 2008

CALL ORDER: 340 CONTRACT ID: 3966X

CONTROL NO./SEQ. NO.: 31966 /000 PROJECT NO.: ELEC-275-5(1032)

TENTATIVE START DATE: 06/30/08 CONTRACT TIME: 20 WORKING DAYS

LOCATION: TRAFFIC SIGNALS, NORFOLK
IN COUNTY: MADISON

BIDDER

GROUP 8B ELECTRICAL

NOTES

THE TOTAL AMOUNT OF WORK WHICH WILL BE ACCEPTED IN
THIS LETTING IS LIMITED TO \$_____.

THE NUMBER OF _____ CONTRACTS WHICH WILL BE
ACCEPTED IN THIS LETTING IS LIMITED TO _____.

NOTICE TO ALL BIDDERS

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.

LETTING QUESTIONS

Prior to the letting, any questions pertaining to the Special Provisions or the plans for this project should be directed to Construction Division personnel at (402) 479-4568 or (402) 479-4529.

STATE OF NEBRASKA
DEPARTMENT OF ROADS

Required Provisions Supplemental to the

Standard Specifications for Highway Construction

I. Application

These contract provisions shall apply to all work performed on the contract by the contractor with his own organization and with the assistance of workmen under his immediate superintendence and to all work performed on the contract by piecework, station work, or by subcontract.

The contractor shall insert in each of his subcontracts all of the stipulations contained in the Special Provisions and these Required Provisions.

A breach of any of the stipulations contained in these Required Provisions may be grounds for termination of the contract.

II. Equal Opportunity

1. **Selection of Labor**

During the performance of this contract, the contractor shall not discriminate against labor from any other state.

2. **Nebraska Fair Employment Practices Act**

The contractor shall not discriminate against any employee or applicant for employment, to be employed in the performance of this contract with respect to his hire, tenure, terms, conditions, or privileges of employment, because of his race, color, religion, sex or national origin. The contractor agrees to post in a conspicuous place or places a notice to be provided by the State Highway Department which sets forth excerpts of the Act.

3. **Nebraska Equal Pay Act**

The contractor shall not discriminate on the basis of sex by paying wages to employees of one sex at a lesser rate than the rate paid to employees of the opposite sex for comparable work on jobs which have comparable requirements. An abstract of the Act is included on the notice which is provided by the State Highway Department.

April 4, 1995

III. Employment of Labor

1. General

No person under the age of sixteen (16) years, and no one whose age or physical condition is such as to make his employment dangerous to his health or safety, or to the health and safety of others shall be employed on any project. This paragraph shall not be construed to deny the employment of older people or physically handicapped persons, otherwise employable, where such persons may be safely assigned to work which they can ably perform.

No person currently serving sentence to a penal or correction institution shall be employed on any project.

Except as specifically provided under this section, workers who are qualified by training or experience to be assigned to projects of this character shall not be discriminated against on any grounds whatsoever.

2. Payrolls

Payrolls and basic records relating thereto will be maintained during the course of the work and preserved for a period of three years thereafter for all laborers and mechanics working on the site of the work.

The contractor's and subcontractor's payroll records shall be available for inspection by authorized representatives of the State Highway Department and authorized representatives of Federal Agencies.

The wages of labor shall be paid in legal tender of the United States, except that this condition will be considered satisfied if payment is made by a negotiable check, on a solvent bank, which may be cashed readily by the employee in the local community for the full amount, without discount or collection charges of any kind. Where checks are used for payment the contractor shall make all necessary arrangements for them to be cashed and shall give information regarding such arrangements.

No fee of any kind shall be asked or accepted by the contractor or any of his agents from any person as a condition of employment on the project.

No laborers shall be charged for any tools used in performing their respective duties except for reasonably avoidable loss or damage thereto.

Every employee on the work covered by this contract shall be permitted to lodge, board and trade where and with whom he elects and neither the contractor nor his agents, nor his employees shall directly or indirectly require as a condition of employment that an employee shall lodge, board or trade at a particular place or with a particular person.

No charge shall be made for any transportation furnished by the contractor or his agents to any person employed on the work.

April 4, 1995

No individual shall be employed as a laborer on this contract except on a wage basis, but this shall not be construed to prohibit the rental of teams, trucks or other equipment from individuals. No such rental agreement, or any charges for feed, gasoline, supplies, or repairs on account of such agreement, shall cause any deduction from the wages accruing to any employee except as authorized by the regulations hereinbefore cited.

IV. Safety and Accident Prevention

In the performance of this contract, the contractor shall comply with all applicable Federal, State and local laws governing safety, health and sanitation. The contractor shall provide all safeguards, safety devices and protective equipment and take any other needed actions, on his own responsibility or as the contracting officer may determine, reasonably necessary to protect the life and health of employees on the job and the safety of the public and to protect property in connection with the performance of the work covered by the contract.

V. Subletting or Assigning the Contract

The contractor shall perform with his own organization contract work amounting to not less than 30 percent of the total contract amount except that any items designated in the contract as "Specialty Items" may be performed by subcontract and the amount of any such "Specialty Items" so performed may be deducted from the total contract amount before computing the amount of work required to be performed by the contractor with his own organization.

Any items that have been selected as "Specialty Items" for the contract are listed as such in the Special Provisions found elsewhere in the contract.

No portion of the contract shall be sublet, assigned, or otherwise disposed of except with the written consent of the contracting officer or his authorized representative. Requests for permission to sublet assign or otherwise dispose of any portion of the contract shall be in writing and accompanied by a showing that the organization which will perform the work is particularly experienced and equipped for such work. The contractor shall give assurance that the minimum wage for labor as stated in his proposal shall apply to labor performed on all work sublet, assigned or otherwise disposed of in any way. Consent to sublet, assign or otherwise dispose of any portion of the contract shall not be construed to relieve the contractor of any responsibility for the fulfillment of the contract.

April 4, 1995

**SPECIAL PROVISIONS
FOR
STATE
PROJECT NO. ELEC-275-5(1032)**

GENERAL CONDITIONS

Bids for the work contemplated in this proposal form will be received at the office of the Nebraska Department of Roads in Room 104 of the Central Office Building at 1500 Highway 2 at Lincoln, Nebraska, on April 17, 2008, until 1:30 P.M.

- a. Bids submitted by mail should be addressed to the Nebraska Department of Roads, c/o Contract Lettings Section, P.O. Box 94759, Lincoln, NE 68509-4759.
- b. Bids submitted electronically over the internet, shall be submitted using www.bidx.com.

The 2007 Edition of the Standard Specifications for Highway Construction, including all amendments and additions thereto effective at the date of the contract, are made a part of these Special Provisions, through reference.

The Required Provisions dated April 4, 1995, are attached to and are a part of this proposal form.

The attention of bidders is directed to the Required Provisions covering subletting or assigning the contract.

The proposal contains a statement that the contractor is complying with, and will continue to comply with, fair labor standards in the pursuit of his business and in the execution of the work contemplated in this proposal.

Fair labor standards shall be construed to mean such a scale of wages and conditions of employment as are paid and maintained by at least fifty per cent of the contractors in the same business or field of endeavor as the contractor filing this proposal.

STATUS OF UTILITIES

No utilities have been or will be required to relocate within the limits of this project.

Underground utilities may exist within the limits of this project. The Contractor shall determine to his satisfaction the extent of occupancy of any underground utilities located within the respective construction areas and the extent of conflict with the proposed work under this contract.

Any utility adjustments or interruption of service for the convenience of the Contractor shall be the sole responsibility of the Contractor.

To arrange for utilities to locate and flag their underground facilities, contact The Diggers Hotline of Nebraska at 1-800-331-5666.

**STATUS OF RIGHT-OF-WAY
(A-16-0307)**

According to the best information available, all necessary right-of-way has been acquired.

**SPECIAL PROSECUTION AND PROGRESS
(Migratory Birds)
(A-42-0807)**

The Department of Roads will, to the extent practicable, schedule the letting of projects such that bridge demolition activities or clearing and grubbing can occur outside of the primary nesting season in Nebraska which has been determined to generally occur between April 1 and July 15.

The Contractor shall, to the extent possible, schedule bridge demolition and clearing and grubbing activities for highway projects to occur outside the primary nesting season in Nebraska. However, if circumstances dictate that project construction or demolition must be done when nesting migratory birds may be present, a survey of the number of active nests and species of birds shall be conducted by qualified personnel representing the Contractor, and assisted by the Project Manager (PM), NDOR Environmental Section staff, or the United States Department of Agriculture (USDA) Animal and Plant Health Inspection Service (APHIS) - Wildlife Services Office.

The following guidance is provided for compliance with the Migratory Bird Treaty Act for construction of NDOR projects:

1. The Contractor shall submit a plan to the NDOR regarding how he intends to accomplish bridge demolition or clearing and grubbing of the project to avoid conflict with nesting migratory birds.
2. The Contractor must submit a temporary erosion control plan tailored to fit the plan for clearing and grubbing.
3. If construction operations result in unavoidable conflict with nesting migratory bird's eggs or young, which will result in "taking" nests and their contents, the Contractor should notify the NDOR Project Manager (PM). The PM shall notify the Environmental Section of Planning and Project Development by telephone at 402-479-4410 or 4412.
4. The NDOR Environmental Section will then determine if assistance in conducting the survey will be provided by the NDOR Environmental Section (if available) or from the USDA APHIS - Wildlife Services Office and arrange for assistance with the survey of nest numbers, bird species, etc. Results of the survey shall be maintained by the NDOR until project completion. The Contractor will reimburse the Department of Roads for each survey required at \$1,000 per survey.
5. USDA and NDOR can assist the Contractor in completing Form 37 and Form 3-200 to apply for a depredation permit allowing removal and handling by the Contractor.

6. The Contractor shall submit the completed application materials to the following address: U.S. Fish and Wildlife Service, Office of Migratory Bird Management (Permits), P.O. Box 245486, DFC (60154), Denver Colorado, 80225-0486. A \$100 fee must be submitted with the application. A copy of the permit application shall be submitted to the Nebraska Ecological Services Field Office of the U.S. Fish & Wildlife Service.
7. The U.S. Fish & Wildlife Service Office of Migratory Bird Management (Denver, CO) will process road construction depredation permit applications as soon as practicable, recognizing the concerns for public safety and economic impact of delays.
8. It is the Contractors' responsibility to schedule his work to accommodate the process of conducting a survey(s) and obtaining the necessary permit(s) if avoidance is not practicable. The Contractor shall be responsible for using any legal and practical method to prevent the nesting of birds in order to prevent the need for any survey and prevent the need for additional surveys. It is understood and agreed that the Contractor has considered in the bid all of the pertinent requirements concerning migratory birds (including endangered species) and that no additional compensation, other than time extensions if warranted, will be allowed for any delays or inconvenience resulting in these requirements.

STORM WATER DISCHARGES (A-43-0408)

In compliance with the Federal Water Pollution Control Act, authorization to discharge storm water on this project has been granted under National Pollutant Discharge Elimination System (NPDES) General NPDES Permit Number NER110000 for Storm Water Discharges from Construction Sites to Waters of the State of Nebraska. This permit became effective on January 1, 2008.

Contractors are advised that, under the Construction Storm Water General Permit, ***plant sites, camp sites, storage sites, and borrow or waste sites not shown on the plans may be subject to separate NPDES permit authorization requirements for stormwater discharges from those locations.*** Contractors shall be responsible for verifying the need for NPDES permit coverage with the Nebraska Department of Environmental Quality (NDEQ). When required for these locations, the filing of a "Notice of Intent" shall be made by the Contractor directly to the NDEQ.

Additionally, asphalt (SIC Code 2951) or concrete (SIC Code 3273) batch plants that are owned by a private contractor and are operated on a contract-for-service basis to perform work for the Contractor completing the project may be subject to NPDES General Permit Number NER000000 for Industrial Storm Water Discharges. While the plant may be required for completion of the project, it is not under the control of the Department (or other project owner); and the filing of a "Notice of Intent" shall be made by the Contractor directly to the NDEQ.

The NDEQ may be contacted at 402-471-4220 for additional information.

**REQUIRED SUBCONTRACTOR/SUPPLIER QUOTATIONS LIST
(A-43-0307)**

All bidders must provide to the NDOR the identity of all firms who provided quotations on all projects, including both DBEs and non-DBEs. This information must be on a form provided by the NDOR Contracts Office.

If no quotations were received, the bidder must indicate this in the space provided.

Each bidder will be required to submit one list per letting to cover all projects bid.

**PROPOSAL GUARANTY BID BOND
(A-43-0307)**

Paragraphs 1.a. and 1.b. of Subsection 102.15 in the Standard Specifications are void and superseded by the following:

- a. OPTION 1 - (Project Specific Paper Bid Bond). The bid bond shall be executed on an original Department bid bond form, which may be obtained from the Department. The original bid bond shall be delivered to the Department with the bid. A reproduction or a copy of the original form will not be accepted and will cause the bid not to be opened and read.
- b. OPTION 2 - (Annual Bid Bond). The Department at its discretion may allow a bidder to place an "Annual Bid Bond" on file with the Department. This bond would cover all projects the bidder bids for a 12-month period shown in the bond. The bidder must indicate in the bid submittal to the Department that their "annual bid bond" applies to the submitted bid. The original annual bid bond shall be executed on the Department of Roads Bid Bond Form, which may be obtained from the Department. A reproduction or a copy of the original form will not be accepted.

**WORKER VISIBILITY
(A-43-0507)**

Pursuant to Part 634, Title 23, Code of Federal Regulations, the following modified rule is being implemented:

Effective on January 1, 2008, all workers within the right-of-way who are exposed either to traffic (vehicles using the highway for purposes of travel) or to construction equipment within the work area shall wear high-visibility safety apparel.

High-visibility safety apparel is defined to mean personal protective safety clothing that:

- 1 - is intended to provide conspicuity during both daytime and nighttime usage, and
- 2 - meets the Performance Class 2 or Class 3 requirements of the ANSI/ISEA 107-2004 publication entitled "American National Standards for High-Visibility Safety Apparel and Headwear."

**VALUE ENGINEERING PROPOSALS (VEP)
(A-43-0807)**

Subsection 104.03 in the Standard Specifications is amended to include the following:

14. A VEP will not be accepted if the proposal is prepared by an Engineer or the Engineering Firm who designed the contract plans.

CONSTRUCTION DETAILS

**TYPE B HIGH INTENSITY WARNING LIGHTS
(D-6-0307)**

All references in the plans to Type B High Intensity Warning Lights shall be considered void. The plans will not be revised to reflect this change.

**TEMPORARY TRAFFIC CONTROL DEVICES
(Type II Barricades, Reflectorized Drums, 42" (1070 mm) Reflective Cones, and
Vertical Panels)
(D-6-0307)**

Paragraph 2.b. of Subsection 422.04 of the Standard Specifications is void and superseded by the following:

- b.(i) Type II Barricades, Reflectorized Drums, and 42" (1070 mm) Reflective Cones shall be counted as "Barricades, Type II" and measured for payment by the number of calendar days each is in place and positioned as shown in the plans or as directed by the Engineer.
- (ii) Vertical Panels shall be measured for payment as permanent "Sign Days" (by the each) by the number of calendar days each vertical panel unit is in place and positioned as shown in the plans or as directed by the Engineer.

Paragraph 2.c. of Subsection 422.04 of the Standard Specifications is amended to include Reflectorized Drums.

Paragraphs 3. and 4. of Subsection 422.05 of the Standard Specifications are void and superseded by the following:

3. a. The pay item "Barricade, Type II" is used to pay for three items ("Barricades, Type II", "42" (1070 mm) Reflectorized Cones", and "Reflectorized Drums").
b. "Barricades, Type II", which includes "42" (1070 mm) Reflectorized Cones", and "Reflectorized Drums", is paid for as an "established" contract unit price item. The established unit price is identified on the "Schedule of Items" shown in the Proposal.
4. Payment for vertical panels includes all posts, brackets, or hardware necessary to install and maintain the vertical panel units.

WORK ZONE TRAFFIC CONTROL SIGNS (D-6-0507)

The Department has adopted the FHWA 2003 Manual of Uniform Traffic Control (MUTCD) and the 2005 Nebraska Supplement to the MUTCD as the official guidance for work zone traffic control signs. Many work zone traffic control signs have been revised, redesigned, or replaced in the 2003 MUTCD (and 2005 Nebraska Supplement). Accordingly, all work zone signs shall comply with the following:

- 1 - All signs, regardless of age, shall meet the design standards of the 2003 MUTCD (and 2005 Nebraska Supplement) by January 1, 2010.
- 2 - Current inventories of existing signs manufactured to meet the design standards of previous editions of the MUTCD may be utilized until January 1, 2010 or until the end of their useful life, whichever occurs first.

The Department encourages the use of signs meeting the design standards of the 2003 MUTCD (and 2005 Nebraska Supplement) prior to the implementation date of January 1, 2010.

INSTALL ILLUMINATED SIGN

Section 417 in the Standard Specifications for Highway Construction is amended to include the following:

Description

This work shall include all necessary labor, material, tools, and equipment to properly install the sign and have it in working order.

Material Requirements

1. Reuse the existing sign and mounting brackets.
2. Wiring shall be #14 AWG Traffic Signal Cable, IMSA 19 or 20.

Construction Methods

1. Hang the sign from the traffic signal mast arm, between the pole and the nearest traffic signal head.
2. The sign shall be mounted over the roadway shoulder as shown on the plan. An exception will be made to this requirement only if the sign is too long to fit between the roadway and the pole. In this case the sign shall be installed just clear of the signal cable entering the mast arm.
3. The sign shall be hung from two free-swinging brackets, located approximately 12 inches from the ends of the sign. At least one bracket shall be adjustable vertically for use in leveling the sign.

Method of Measurement

Installing illuminated signs shall be measured by the each.

Basis of Payment

- | | | |
|----|--------------------------|-----------------|
| 1. | Pay Item | Pay Unit |
| | Install Illuminated Sign | Each (ea) |
2. Payment is full compensation for all labor, equipment, and materials required to complete the work described above.

**SERVICE DISCONNECT
INSTALL UNINTERRUPTIBLE POWER SUPPLY**

Section 411 in the Standard Specifications for Highway Construction is amended to include the following pay items:

Pay Item	Pay Unit
Service Disconnect	Each (ea)
Install Uninterruptible Power Supply	Each (ea)

LED PEDESTRIAN SIGNAL MODULE

Paragraph 1. of Subsection 409.05 in the Standard Specifications is amended to include the following:

Pay Item	Pay Unit
LED Pedestrian Signal Module, Type ____	Each (ea)

**PROPOSAL GUARANTY
(A-40-0307)**

As an evidence of good faith in submitting a bid for this work, the bidder shall indicate the type of bid bond applied to this project in accordance with the Proposal Guaranty Bid Bond Section of these Special Provisions.

* * * * *

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CONSTRUCTION DETAILS..... 10

GENERAL CONDITIONS..... 6

INSTALL ILLUMINATED SIGN..... 11

LED PEDESTRIAN SIGNAL MODULE 12

PROPOSAL GUARANTY 12

PROPOSAL GUARANTY BID BOND..... 9

REQUIRED SUBCONTRACTOR/SUPPLIER QUOTATIONS LIST 9

SERVICE DISCONNECT INSTALL UNINTERRUPTIBLE POWER SUPPLY 12

SPECIAL PROSECUTION AND PROGRESS (Migratory Birds)..... 7

STATUS OF RIGHT-OF-WAY..... 7

STATUS OF UTILITIES..... 6

STORM WATER DISCHARGES 8

TEMPORARY TRAFFIC CONTROL DEVICES
(Type II Barricades, Reflectorized Drums, 42" (1070 mm) Reflective Cones, and Vertical
Panels)..... 10

TYPE B HIGH INTENSITY WARNING LIGHTS..... 10

VALUE ENGINEERING PROPOSALS (VEP) 10

WORK ZONE TRAFFIC CONTROL SIGNS 11

WORKER VISIBILITY 9

NEBRASKA DEPARTMENT OF ROADS

PAGE: 1
DATE: 02/19/08

SCHEDULE OF ITEMS

CONTRACT ID: 3966X

PROJECT(S): ELEC-275-5(1032)

CALL ORDER NO. : 340

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
SECTION 0001 GROUP 8B ELECTRICAL						
0001	0001.08 BARRICADE, TYPE II	600.000 B DAY	0.50000		300.00	
0002	0001.75 TEMPORARY SIGN DAY	240.000 EACH	.		.	
0003	0002.97 FLASHING ARROW PANEL	40.000 DAY	.		.	
0004	0003.10 FLAGGING	20.000 DAY	.		.	
0005	0030.80 MOBILIZATION	LUMP		LUMP		.
0006	7308.10 REMOVE SIGN	1.000 EACH	.		.	
0007	7313.99 INSTALL ILLUMINATED SIGN	1.000 EACH	.		.	
0008	A001.01 PULL BOX, TYPE PB-1	3.000 EACH	.		.	
0009	A004.04 TRAFFIC SIGNAL, TYPE TS-1LL	6.000 EACH	.		.	
0010	A006.14 PEDESTRIAN SIGNAL, TYPE PS-1	30.000 EACH	.		.	

NEBRASKA DEPARTMENT OF ROADS

PAGE: 2
DATE: 02/19/08

SCHEDULE OF ITEMS

CONTRACT ID: 3966X

PROJECT(S): ELEC-275-5(1032)

CALL ORDER NO. : 340

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0011	A006.70 PEDESTRIAN PUSHBUTTON, TYPE PPB	2.000 EACH	.		.	
0012	A006.84 PEDESTAL POLE, TYPE PP-10	1.000 EACH	.		.	
0013	A019.08 LED TRAFFIC SIGNAL MODULE, TYPE 12" YELLOW	113.000 EACH	.		.	
0014	A019.11 LED TRAFFIC SIGNAL MODULE, TYPE 12" GREEN	112.000 EACH	.		.	
0015	A019.14 LED TRAFFIC SIGNAL MODULE, TYPE 12" RED ARROW	6.000 EACH	.		.	
0016	A019.18 LED PEDESTRIAN SIGNAL MODULE, TYPE FILLED COMBO	36.000 EACH	.		.	
0017	A019.19 LED TRAFFIC SIGNAL MODULE, TYPE 12" YELLOW ARROW	20.000 EACH	.		.	
0018	A019.20 LED TRAFFIC SIGNAL MODULE, TYPE 12" GREEN ARROW	20.000 EACH	.		.	
0019	A030.03 SERVICE DISCONNECT	3.000 EACH	.		.	
0020	A070.14 2-INCH CONDUIT IN TRENCH	20.000 LF	.		.	
0021	A074.14 2-INCH CONDUIT, JACKED	192.000 LF	.		.	

NEBRASKA DEPARTMENT OF ROADS

PAGE: 3
DATE: 02/19/08

SCHEDULE OF ITEMS

CONTRACT ID: 3966X

PROJECT(S): ELEC-275-5(1032)

CALL ORDER NO. : 340

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0022	A077.12 2/C #14 AWG TRAFFIC SIGNAL CABLE	3619.000 LF	.		.	
0023	A077.13 3/C #14 AWG TRAFFIC SIGNAL CABLE	922.000 LF	.		.	
0024	A077.15 5/C #14 AWG TRAFFIC SIGNAL CABLE	393.000 LF	.		.	
0025	A077.17 7/C #14 AWG TRAFFIC SIGNAL CABLE	1120.000 LF	.		.	
0026	A077.22 12/C #14 AWG TRAFFIC SIGNAL CABLE	2360.000 LF	.		.	
0027	A079.01 2/C #14 AWG DETECTOR LEAD-IN CABLE	2278.000 LF	.		.	
0028	A079.03 VIDEO CAMERA CABLE	1803.000 LF	.		.	
0029	A079.07 OPTICAL DETECTOR CABLE	420.000 LF	.		.	
0030	A079.50 GROUNDING CONDUCTOR	1619.000 LF	.		.	
0031	A079.55 SERVICE CABLE	918.000 LF	.		.	
0032	A500.21 INSTALL TRAFFIC SIGNAL CONTROLLER, TYPE TC-2070	1.000 EACH	.		.	

NEBRASKA DEPARTMENT OF ROADS

PAGE: 4
DATE: 02/19/08

SCHEDULE OF ITEMS

CONTRACT ID: 3966X

PROJECT(S): ELEC-275-5(1032)

CALL ORDER NO. : 340

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0033	A579.50 INSTALL UNINTERRUPTIBLE POWER SUPPLY	9.000 EACH	.		.	
0034	A610.11 REMOVE TRAFFIC SIGNAL HEAD	6.000 EACH	.		.	
0035	A610.18 REMOVE PEDESTRIAN SIGNAL HEAD	26.000 EACH	.		.	
0036	A611.00 REMOVE TRAFFIC SIGNAL CONTROLLER	1.000 EACH	.		.	
0037	A630.03 REMOVE PEDESTAL POLE	1.000 EACH	.		.	
0038	A679.50 REMOVE SERVICE DISCONNECT	3.000 EACH	.		.	
0039	A679.57 REMOVE TRAFFIC SIGNAL CABLE	11364.000 LF	.		.	
0040	A706.00 RELOCATE PULL BOX	3.000 EACH	.		.	
	SECTION 0001 TOTAL				.	
	TOTAL BID				.	