



The regional transit authority for Lake County

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ADDENDUM #1

1.11 Disadvantaged Business Enterprise (DBE)

It is the policy of the Department of Transportation (DOT) that DBE's, as defined in 49 CFR, Parts 23 and 26, will have the maximum opportunity to participate in the performance of contracts financed in whole or in part with federal funds under this Agreement. Although the DBE goal for this procurement is 0%, LAKETRAN welcomes DBE participation.

~~Subcontractors are not permitted for this contract.~~ [DELETED]

This contractor will not discriminate on the basis of race, color national origin, or sex in the performance of this Contract. The Contractor will carry out applicable requirements of 49 C.F.R. Part 26 in the award and administration of this DOT-assisted contract. Failure by the Contractor to carry out these requirements is a material breach of this Contract, which may result in the termination of this Contract or such other remedy as Laketransit Authority deems appropriate. Each subcontract the Contractor signs with a subcontractor must include the assurance in this paragraph (see 49 C.F.R. 26.13(b)).

The Contractor is required to pay its subcontractors performing work related to this Contract for satisfactory performance of that work no later than 30 days after the Contractor's receipt of payment from that work from Laketransit Authority.

The Contractor must promptly notify Laketransit Authority whenever a DBE subcontractor performing work related to this Contract is terminated or fails to complete its work, and must make good faith efforts to engage another DBE subcontractor to perform at least the same amount of work. The Contractor may not terminate any DBE subcontractor and perform that work through its own forces or those of an affiliate without prior written consent of Laketransit Authority.

Should you have any questions regarding the DBE Program please contact Andrea Aaby, aaaby@laketransit.com.

3.14 Sub-contractors [ADDED]

Sub-contractors are permissible on this procurement. However, the prime contractor cannot bid

out more than 50% of the work and cannot bid out the monthly maintenance. Laketran expects the prime contractor to be invested the success of this project.

Sub-contractors are permitted for specialty work such as mulch and/or weed and feed lawn care. Identify sub-contractors and the work that they will perform in your proposal.

Laketran is the recipient of federal funding from the Federal Transit Administration (FTA). As such, there are additional regulations regarding the payment of sub-contractors.

3.14.1 Prompt Payment (Prime Contractors)

The prime contractor agrees to pay each subcontractor under this prime contract for satisfactory performance of its contract no later than 10 days from the receipt of each payment the prime contractor receives from Laketran. The prime contractor agrees further to return retainage payments to each subcontractor within 10 days after the subcontractor's work is satisfactorily completed. Any delay or postponement of payment from the above referenced time frame may occur only for good cause following written approval of Laketran. This clause applies to both DBE and non-DBE subcontractors.