



CALL NO. 315

CONTRACT ID. 092002

MONROE COUNTY

FED/STATE PROJECT NUMBER FD05 086 2172 000-002

DESCRIPTION SPRUCE STREET-CEMETARY ROAD-JACKSON STREET (KY 2172)

WORK TYPE ASPHALT RESURFACING

PRIMARY COMPLETION DATE 11/15/2009

LETTING DATE: March 27, 2009

Sealed Bids will be received in the Division of Construction Procurement and/or the Auditorium located on the 1st floor of the Transportation Cabinet Office Building until 10:00 AM EASTERN DAYLIGHT TIME March 27, 2009. Bids will be publicly opened and read at 10:00 AM EASTERN DAYLIGHT TIME.

DEFERRED PAYMENT

REQUIRED BID PROPOSAL GUARANTY: Not less than 5% of the total bid.

(Check guaranty submitted: Cashier's Check Certified Check Bid Bond)

BID BONDS WHEN SUBMITTED WILL BE RETAINED WITH THE PROPOSAL

DBE General Plan Included

BID

PROPOSAL ISSUED TO: _____

SPECIMEN

Address City State Zip

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PART I
SCOPE OF WORK

CONTRACT ID - 092002

ADMINISTRATIVE DISTRICT - 03

PROJECT(S) IDENTIFICATION AND DESCRIPTION:

COUNTY - MONROE PCN - MP08621720901
FD05 086 2172 000-002
SPRUCE STREET-CEMETARY ROAD-JACKSON STREET (KY 2172) FROM KY 63 SOUTH (MP 0.000)
EXTENDING NORTH TO KY 2166 (MP 1.080, A DISTANCE OF 1.08 MILES. ASPHALT RESURFACING.
GEOGRAPHIC COORDINATES LATITUDE 36^41'57" LONGITUDE 85^41'54"
AVERAGE DAILY TRAFFIC - 1670 AVERAGE MAINLINE WIDTH - 20.0 FEET

COMPLETION DATE(S):

COMPLETION DATE - November 15, 2009
APPLIES TO ENTIRE CONTRACT

CONTRACT NOTES

PROPOSAL ADDENDA

All addenda to this proposal must be applied when calculating bid and certified in the bid packet submitted to the Kentucky Department of Highways. Failure to use the correct and most recent addenda may result in the bid being rejected.

BID SUBMITTAL

Bidder must use the Department's Expedite Bidding Program available on the Internet web site of the Department of Highways, Division of Construction Procurement. (www.transportation.ky.gov/contract)

The Bidder must download the bid file located on the web site to prepare a bid packet for submission to the Department. The bidder must include the completed bid packet printed from the Program along with the disk created by said program.

JOINT VENTURE BIDDING

Joint Venture bidding is permissible. However, both companies MUST purchase a bidding proposal. Either proposal may be submitted but must contain the company names and signatures of both parties where required. A joint bid bond of 5% may be submitted for both companies or each company may submit a separate bond of 5%.

UNDERGROUND FACILITY DAMAGE PROTECTION

The contractor is advised that the Underground Facility Damage Protection Act of 1994, became law January 1, 1995. It is the contractor's responsibility to determine the impact of the act regarding this project, and take all steps necessary to be in compliance with the provision of the act.

01/01/2009

DEFERRED PAYMENT

The successful bidder on this project may request a work order with an effective date prior to June 15, 2009. The request must be in writing to the Department. A work order issued at the request of the Contractor will be with the distinct understanding that payment for any work performed estimates may be delayed until July 15, 2009. A work order will be issued June 15, 2009, for this project unless the bidder requests an earlier work date.

SURFACING AREAS

Mainline surfacing width is estimated to be 20 feet.

Total mainline area to be surfaced is estimated to be 13,940 square yards.

Shoulder width is estimated to be 1.5 feet on each side. Portions of project have a curb and gutter typical section with no shoulders.

Total shoulder area to be surfaced is estimated to be 1,900 square yards.

ASPHALT MIXTURE

The rate of application for all asphalt mixtures shall be estimated at 110 lbs/sy per inch of depth, unless otherwise noted.

AGGREGATE FOR MAILBOX TURNOUTS

Payment for necessary grading and/or shaping of existing shoulders and mailbox turnouts prior to placing of aggregate will not be measured for payment, but shall be incidental to Aggregate for Mail box Turnouts.

Compact Aggregate for Mailbox Turnouts as directed by the Engineer. Payment for compacting Aggregate for Mailbox Turnouts will not be measured for payment, but shall be incidental to Aggregate for Mail box Turnouts.

INCIDENTAL SURFACING

The quantities established in the proposal include estimated quantities required for resurfacing or surfacing mailbox turnouts, farm field entrances, residential and commercial entrances, and road and street approaches. These items are to be paved to the limits as shown on Standard Drawing RPM 110 or to the limits as directed by the Engineer. In the event signal detectors are present in the intersecting streets or roads, the paving of the crossroads shall be to the right of way limit or back of the signal detector, whichever is the farthest back of the mainline. These areas are to be surfaced or resurfaced as directed by the Engineer and no direct payment will be allowed for placing and compacting.

OPTION B

The Contractor is advised that the compaction of asphalt mixtures furnished to this project will be accepted by OPTION B in accordance with Section 402 and Section 403 of the current Standard Specification.

SPECIAL PROVISION FOR WASTE AND BORROW SITES

The contractor is advised that it is their responsibility to gain U.S. Army Corp of Engineer's approval before utilizing a waste or borrow site that involves "Waters of the United States". "Waters of the United States" are defined as perennial or intermittent streams, ponds or wetlands. Ephemeral streams are also considered jurisdictional waters, and are typically dry except during rainfall, but have a defined drainage channel. Questions concerning any potential impacts to "Waters..." should be brought to the attention of the appropriate District Office for the Corps of Engineers for a determination, prior to disturbance. Any fees associated with obtaining approval from the U.S. Army Corp of Engineer or other appropriate regulatory agencies for waste and borrow sites is the responsibility of the contractor.

01/01/2009

SPECIAL NOTE FOR MANHOLE ADJUSTMENTS

Manhole adjustments are the responsibility of the City of TOMPKINSVILLE. Notify the Engineer a minimum of 30 calendar days prior to beginning any work on the project. Unless directed otherwise by the Engineer, do not begin milling or resurfacing until the manhole adjustments are completed by the City. The Engineer will coordinate the work between the Contractor and City.

1-3181 manholeadjustbycity
01/01/2009

SPECIAL NOTE FOR PAVEMENT WEDGE AND SHOULDER

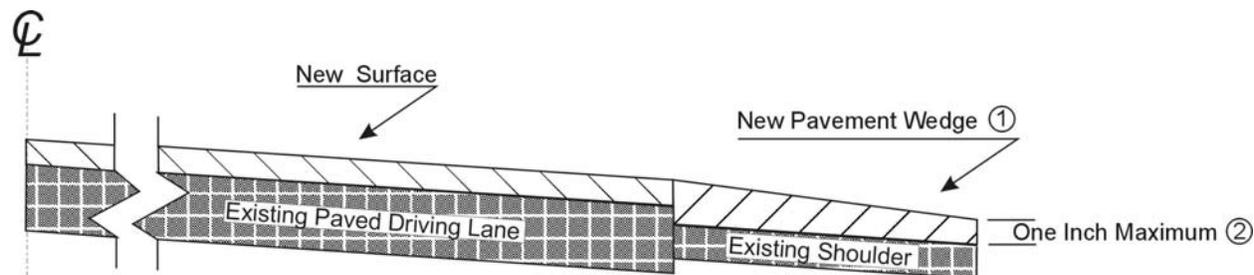
1.0 MATERIALS. Provide an Asphalt Mixture for Pavement Wedge conforming to Section 407 of the Standard Specifications or an Asphalt Surface Mixture conforming to Section 403 of the Standard Specifications, as applicable to the project, for the pavement wedge.

2.0 CONSTRUCTION. Place the Asphalt Mixture for Pavement Wedge or Asphalt Surface Mixture as a separate operation from the driving lane. Prime the existing shoulder with tack material as the Engineer directs before placing the wedge. Construct according to Section 407.03 and 403.03 of the Standard Specifications, as applicable.

When the Engineer deems it appropriate to pave both the driving lane and the adjoining wedge monolithically, equip the paver with a modified screed. Provide a screed that extends the full width of the wedge being placed and is tapered to produce a wedge.

The wedge may vary in thickness at the edge of the driving lanes. Limit the outside edge thickness of the new paving limits on the wedge to one inch where existing site conditions permit. If an Asphalt Surface Mixture is furnished for the pavement wedge, texture according to Section 403.03.08.

The following sketch is primarily for the computation of quantities; however, the wedge will result in a similar cross-section where sufficient width exists. Do not construct a shoulder for placing the wedge unless specified elsewhere in the Contract.



① Slope varies, but is down from the driving lanes except on outside of some curves where superelevation controls.

② Where existing site conditions permit.

3.0 MEASUREMENT. The Department will measure Asphalt Mixture for Pavement Wedge or Asphalt Surface Mixture placed as the pavement wedge according to Section 407.

4.0 PAYMENT. The Department will make payment for the completed and accepted quantities of Asphalt Surface Mixtures on pavement wedges according to Section 402 of the Standard Specifications. The Department will make payment for the completed and accepted quantities of Asphalt Mixture for Pavement Wedge according to Section 407 of the Standard Specifications.

01/01/2009

**SPECIAL NOTE FOR
ASPHALT MILLING AND TEXTURING**

Begin paving operations within **8 Calendar Days** of commencement of the milling operation. Continue paving operations continuously until completed. If paving operations are not begun within this time period, liquidated damages will be assessed at the rate prescribed by Section 108.09 of the current Standard Specifications until such time as paving operations are begun.

Contrary to Section 408 of the current Standard Specifications, the material obtained from the milling operations shall become the property of the Department. Deliver this material to the nearest State Maintenance facility in the County where the project is located unless otherwise stated in the contract. The Contractor, at his option, may elect to keep this material at an agreed cost of \$10.00 per ton. The cost to the Contractor for this material will be deducted from money due on the Contract.

Notice to Contractor

Transfer of millings to the state maintenance facility is considered a part of the construction project, therefore truck operators are subject to receiving prevailing wages.

SPECIAL NOTE FOR BASE FAILURE REPAIR

Repair locations listed on the summary are approximate only. The Engineer will determine actual repair locations before the resurfacing begins. After milling and texturing the project 1" overall as shown on the typical section, mill and texture an additional 4" of existing asphalt pavement at the specified locations.

Backfill the milled area with 4 inches of Class 2 Asphalt Base 1.00D PG64-22 up to the milled pavement surface elevation. Compact the asphalt base to the compaction required in Section 403, when possible. Seal the asphalt base with leveling and wedging. Perform all base failure repairs in such a manner that removal and replacement are completed on the same day. Do this work as one of the Contractor's first operations in order to allow further compaction by traffic. Do not place new asphalt surface over repaired base failure areas until a minimum of 7 calendar days has elapsed after placement of the final course of asphalt base. Prior to constructing the new asphalt surface, level and wedge any settlement of the repair areas.

The bidder must draw his own conclusions as to the conditions encountered. The Department does not give any guarantee as to the accuracy of the data and no claim will be considered for additional compensation if the materials encountered are not in accord with the classification shown.

Payment at the Contract unit prices per ton for "Asphalt Pavement Milling and Texturing", "Class 2 Asphalt Base 1.00D PG64-22" and for "Leveling and Wedging" shall be full compensation for all labor, materials, equipment, and incidentals for removing pavement, furnishing and placing asphalt base, leveling and wedging, and all other items necessary to complete the work to the satisfaction of the Engineer.

SPECIAL NOTE FOR TYPICAL SECTION DIMENSIONS

The dimensions shown on the typical sections for pavement and shoulder widths and thickness' are nominal or typical dimensions. The actual dimensions to be constructed may be varied to fit existing conditions as directed or approved by the Engineer. It is not intended that existing pavement or shoulders be widened unless specified elsewhere in the Proposal.

1-3725 typical section
01/01/2009

TRAFFIC CONTROL PLAN

TRAFFIC CONTROL GENERAL

Except as provided herein, maintain and control traffic in accordance with the 2008 Standard Specifications and the Standard Drawings, current editions. Except for the roadway and traffic control bid items listed, all items of work necessary to maintain and control traffic will be paid at the lump sum bid price to "Maintain and Control Traffic".

Contrary to Section 106.01, traffic control devices used on this project may be new, or used in like new condition, at the beginning of the work and maintained in like new condition until completion of the work.

PROJECT PHASING & CONSTRUCTION PROCEDURES

At the discretion of the Engineer, days and hours may be specified when lane closures will not be allowed.

Maintain alternating one way traffic during construction. The clear lane width shall be 9 Feet. If traffic should be stopped due to construction operations, and a school bus on an official run arrives on the scene, make provisions for the passage of the bus as quickly as possible.

LANE CLOSURES

Do not leave lane closures in place during non-working hours.

SIGNS

Contrary to section 112.04.02, only long term signs (signs intended to be continuously in place for more than 3 days) will be measured for payment; short term signs (signs intended to be left in place for 3 days or less) will not be measured for payment but will be incidental to Maintain and Control Traffic.

BARRICADES

Barricades used in lieu of barrels and cones for channelization or delineation will be incidental to Maintain and Control Traffic according to Section 112.04.01. Barricades used to protect pavement removal areas will be bid as each according to Section 112.04.04.

Traffic Control plan
Page 2 of 2

THERMOPLASTIC INTERSECTION MARKINGS

Locate, document, and furnish the Engineer a log of the markings that are existing in the field prior to milling or placement of the asphalt surface course. The Department will place the new thermoplastic intersection markings. The engineer will coordinate the Department's operations with the Contractor's work.

PAVEMENT EDGE DROP-OFFS

Do allow an elevation difference greater than 1½" at a pavement edge between opposing directions of traffic or lanes that traffic is expected to cross in a lane change situation. Place warning signs (MUTCD W8-9 or W8-9A, or W8-11) in advance of and at 1500' intervals throughout the drop-off area. Dual post signs on both sides of the traveled way. Wedge all transverse transitions between newly surfaced pavement and the existing pavement areas that traffic may cross with asphalt mixture for leveling and wedging. Remove the wedge prior to placement of the final surface course.

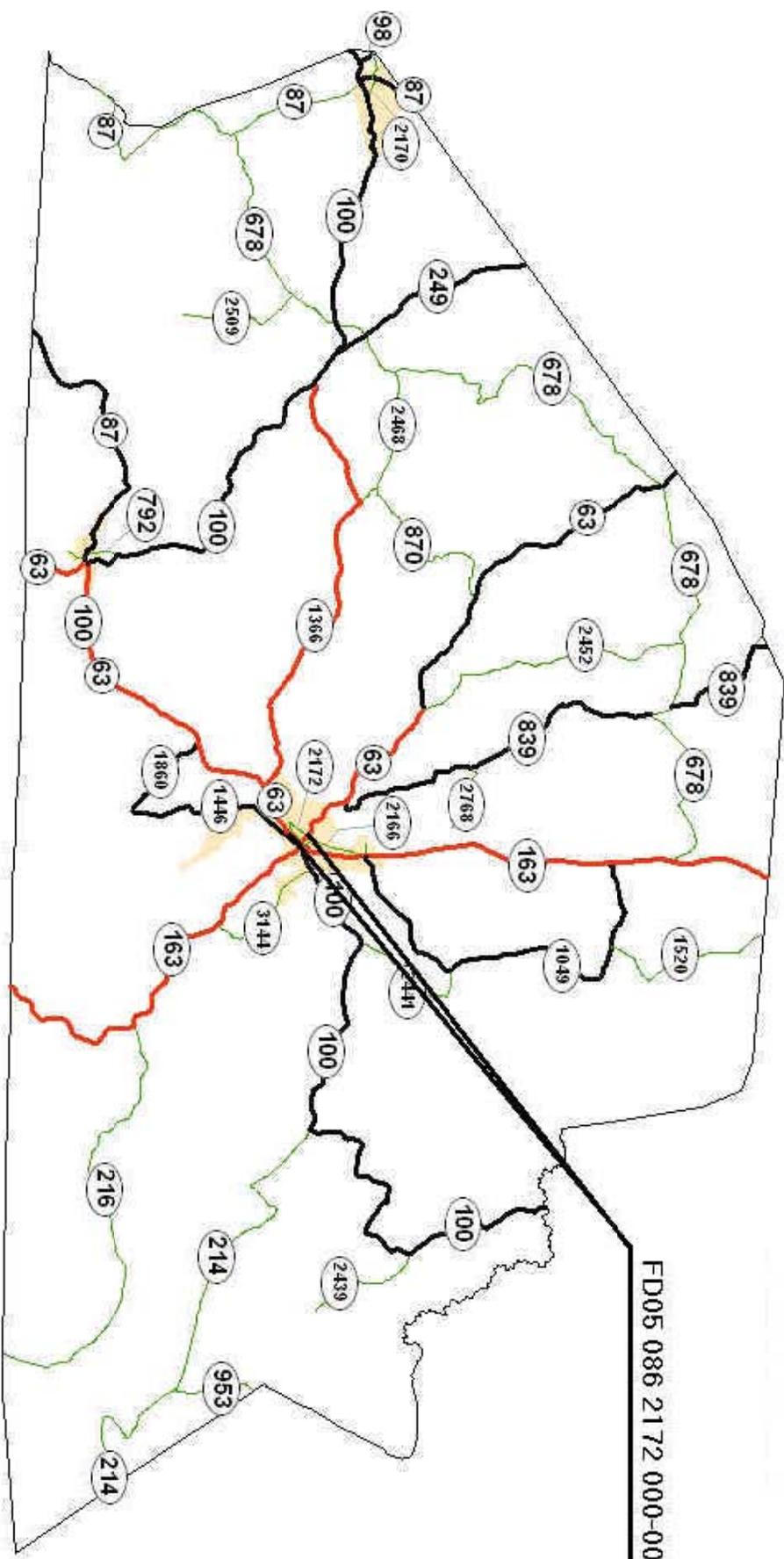
Treat pavement edges that traffic is not expected to cross, except accidentally, as follows:

Less than 2" - No protection required.

2" to 4" - Place plastic drums, vertical panels, or barricades every 50 feet. During daylight working hours only, the Engineer will allow the use of cones in lieu of barrels or drums. When work is not active in the drop-off area, wedge with asphalt mixture for leveling and wedging with a 1:1 or flatter slope in daylight hours, or 3:1 or flatter slope during nighttime hours.

Base Failures - Place plastic drums, vertical panels, or barricades every 25 feet. Place Type III barricades in front of open trench facing oncoming traffic in both directions. Backfill trench with asphalt base the same day it is excavated. When work is not active in the drop-off area, wedge with cuttings from trench with a 1:1 or flatter slope in daylight hours, or 3:1 or flatter slope during nighttime hours.

Pedestrians - Protect pedestrian traffic as directed by the Engineer.



DEPARTMENT OF HIGHWAYS
MAP OF
MONROE COUNTY

FD05 086 2172 000-002

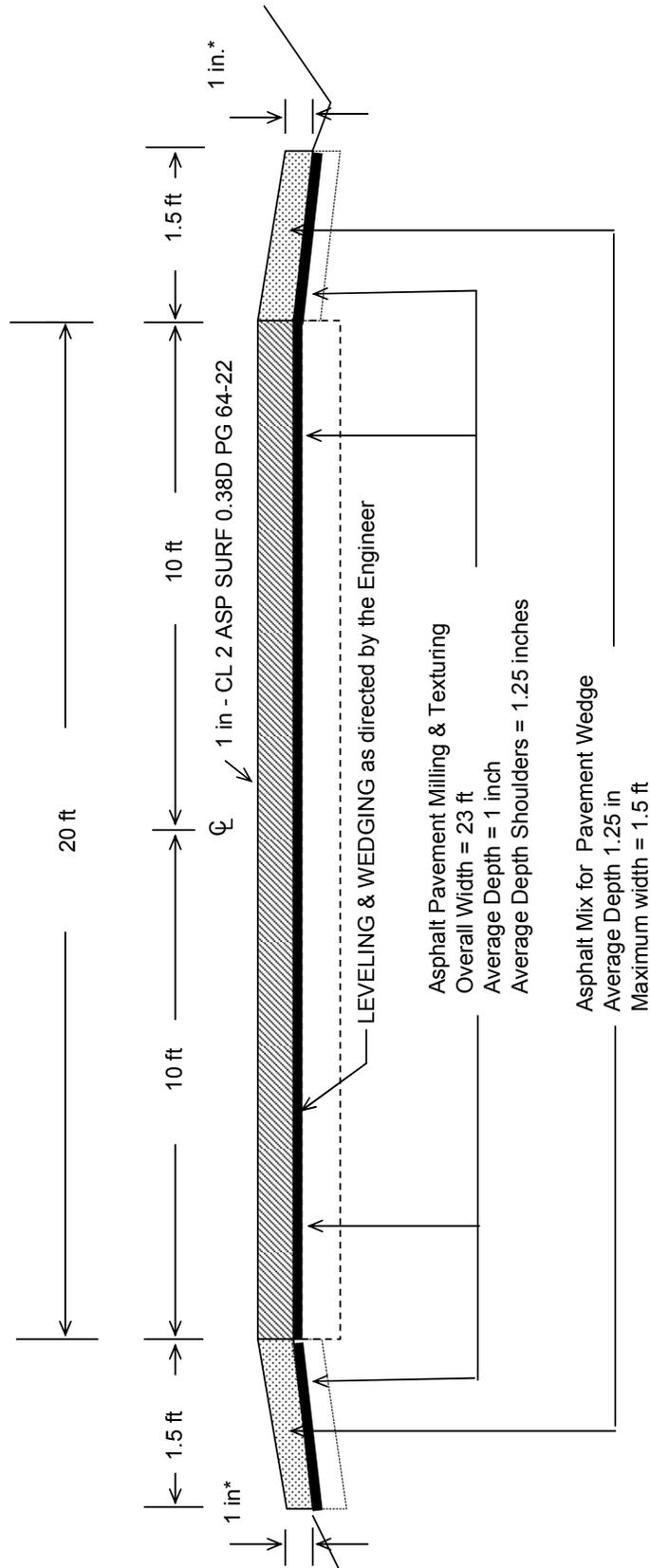


BASE FAILURE REPAIR LOCATION SUMMARY

MILEPOINT WIDTH LENGTH

0.24	20	20
0.33	10	40
0.55	10	40
0.59	20	20
0.74	20	20
0.80	10	40
0.84	20	20
0.92	20	20
0.96	20	20
1.01	20	20

TYPICAL SECTION



***1 Inch Maximum Drop-Off as Site Conditions Allow**

PART II
SPECIFICATIONS AND STANDARD DRAWINGS

SPECIFICATIONS REFERENCE

Any reference in the plans or proposal to the *Standard Specifications for Road and Bridge Construction, Edition of 2004*, and *Standard Drawings, Edition of 2000* are superseded by *Standard Specifications for Road and Bridge Construction, Edition of 2008* and *Standard Drawings, Edition of 2003 with the 2008 Revision*.

**Supplemental Specifications to The Standard Specifications
 for Road and Bridge Construction, 2008 Edition**
 (Effective with the March 27, 2009 Letting)

SUBSECTION:	102.07.01 General.
REVISION:	<p>Replace the first sentence with the following:</p> <p>Submit the Bid Proposal on forms furnished on the Department internet website (http://transportation.ky.gov/contract/), including the Bid Packet and disk created from the Expedite Bidding Program.</p>
SUBSECTION:	102.07.02 Computer Bidding.
REVISION:	<p>Replace the first paragraph with the following:</p> <p>Subsequent to ordering a Bid Proposal for a specific project, use the Department's Expedite Bidding Program on the internet website of the Department of Highways, Division of Construction Procurement (http://transportation.ky.gov/contract/). Download the bid file from the Department's website to prepare a Bid Proposal for submission to the Department. Include the completed Bid Packet produced by the Expedite Bidding Program in the Bid Proposal and submit it along with the disk created by said program.</p> <p>Replace the second paragraph with the following:</p> <p>In case of a dispute, the printed Bid Proposal and bid item sheets created by the Expedite Bidding Program take precedence over any bid submittal.</p>
SUBSECTION:	102.08 IRREGULAR BID PROPOSALS.
REVISION:	<p>Replace point four of the first paragraph with the following:</p> <p>4) fails to submit a disk created from the Expedite Bidding Program.</p> <p>Replace point one of the second paragraph with the following:</p> <p>1) when the Bid Proposal is on a form other than that furnished by the Department or printed from other than the Expedite Bidding Program, or when the form is altered or any part is detached; or</p>
SUBSECTION:	103.02 AWARD OF CONTRACT.
REVISION:	<p>Replace the first sentence of the third paragraph with the following:</p> <p>The Department will normally award the Contract within 10 working days after the date of receiving Bid Proposals unless the Department deems it best to hold the Bid Proposals of any or all bidders for a period not to exceed 60 calendar days for final disposition of award.</p>
SUBSECTION:	105.01.01 Authority of the Engineer.
REVISION:	<p>Insert the following after the third paragraph:</p> <p>The Engineer or his designee will perform all duties and responsibilities as stipulated in the Specifications or other documents to the best of his ability with the available resources.</p>
SUBSECTION:	105.13 CLAIM RESOLUTION PROCESS.
REVISION:	Delete the last paragraph from the section.
SUBSECTION:	106.10 FIELD WELDER CERTIFICATION REQUIREMENTS.
REVISION:	<p>Insert the following sentence before the first sentence of the first paragraph:</p> <p>All field welding must be performed by a certified welder unless otherwise noted.</p>
SUBSECTION:	112.03.12 Project Traffic Coordinator (PTC).
REVISION:	<p>Add the following at the end of the subsection:</p> <p>After October 1, 2008 the Department will require the PTC to have successfully completed the applicable qualification courses. Personnel that have not successfully completed the applicable courses by that date will not be considered qualified. Prior to October 1, 2008, conform to Subsection 108.06 A) and ensure the designated PTC has sufficient skill and experience to properly perform the task.</p>

**Supplemental Specifications to The Standard Specifications
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SUBSECTION:	213.03.03 Inspection and Maintenance.												
REVISION:	Insert the following paragraph after the second paragraph: <p>When the Contractor is required to obtain the KPDES permit, it is their responsibility to ensure compliance with the inspection and maintenance requirements of the permit. The Engineer will perform verification inspections a minimum of once per month and within 7 days of a ½ inch or greater rainfall event. The Engineer will document these inspections using Form TC 63-61 A. The Engineer will provide copies of the inspection only when improvements to the BMP's are required. Verification inspections performed by the Engineer do not relieve the Contractor of any responsibility for compliance with the KPDES permit. Initiate corrective action within 24 hours of any noted deficiency and complete the work within 5 days.</p>												
SUBSECTION:	213.03.05 Temporary Control Measures.												
PART:	F) Temporary Mulch.												
REVISION:	Replace the last sentence with the following: <p>Place temporary mulch to an approximate 2-inch loose depth (2 tons per acre) and anchor it into the soil by mechanically crimping it into the soil surface or applying tackifier to provide a protective cover. Regardless of the anchoring method used, ensure the protective cover holds until disturbance is required or permanent controls are in installed.</p>												
SUBSECTION:	303.05 PAYMENT.												
REVISION:	Replace the second paragraph of the section with the following: <p>The Department will make payment for Drainage Blanket-Type II (ATDB) according to the Lot Pay Adjustment Schedule for Specialty Mixtures in Section 402.</p>												
SUBSECTION:	402.05.02 Asphalt Mixtures and Mixtures with RAP.												
REVISION:	Replace the paragraph with the following: <p>The Department will pay for the mixture at the Contract unit bid price and apply a Lot Pay Adjustment for each lot placed based on the degree of compliance with the specified tolerances. Using the appropriate Lot Pay Adjustment Schedule, the Department will assign a pay value for the applicable properties within each subplot and average the subplot pay values to determine the pay value for a given property for each lot. The Department will apply the Lot Pay Adjustment for each lot to a defined unit price of \$50.00 per ton. The Department will calculate the Lot Pay Adjustment using all possible incentives and disincentives but will not allow the overall pay value for a lot to exceed 1.00.</p>												
SUBSECTION:	402.05.02 Asphalt Mixtures and Mixtures with RAP.												
PART:	Lot Pay Adjustment Schedule, Compaction Option A, Base and Binder Mixtures												
TABLES:	VMA												
REVISION:	Replace the VMA table with the following:												
<table border="1"> <thead> <tr> <th colspan="2">VMA</th> </tr> <tr> <th>Pay Value</th> <th>Deviation From Minimum</th> </tr> </thead> <tbody> <tr> <td>1.00</td> <td>≥ min. VMA</td> </tr> <tr> <td>0.95</td> <td>0.1-0.5 below min.</td> </tr> <tr> <td>0.90</td> <td>0.6-1.0 below min.</td> </tr> <tr> <td>⁽¹⁾</td> <td>> 1.0 below min.</td> </tr> </tbody> </table>		VMA		Pay Value	Deviation From Minimum	1.00	≥ min. VMA	0.95	0.1-0.5 below min.	0.90	0.6-1.0 below min.	⁽¹⁾	> 1.0 below min.
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SUBSECTION:	402.05.02 Asphalt Mixtures and Mixtures With RAP.																							
PART:	Lot Pay Adjustment Schedule, Compaction Option A, Surface Mixtures																							
TABLES:	VMA																							
REVISION:	Replace the VMA table with the following:																							
<table border="1" style="margin: auto;"> <tr><th colspan="2">VMA</th></tr> <tr><th>Pay Value</th><th>Deviation From Minimum</th></tr> <tr><td>1.00</td><td>≥ min. VMA</td></tr> <tr><td>0.95</td><td>0.1-0.5 below min.</td></tr> <tr><td>0.90</td><td>0.6-1.0 below min.</td></tr> <tr><td>⁽¹⁾</td><td>> 1.0 below min.</td></tr> </table>		VMA		Pay Value	Deviation From Minimum	1.00	≥ min. VMA	0.95	0.1-0.5 below min.	0.90	0.6-1.0 below min.	⁽¹⁾	> 1.0 below min.											
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SUBSECTION:	403.03.03 Preparation of Mixture.																							
PART:	C) Mix Design Criteria.																							
NUMBER:	1) Preliminary Mix Design.																							
REVISION:	Replace the last two sentences of the paragraph and table with the following:																							
<p>Complete the volumetric mix design at the appropriate number of gyrations as given in the table below for the number of 20-year ESAL's. The Department will define the relationship between ESAL classes, as given in the bid items for Superpave mixtures, and 20-year ESAL ranges as follows:</p> <table border="1" style="margin: auto;"> <thead> <tr> <th rowspan="2">Class</th> <th rowspan="2">ESAL's (millions)</th> <th colspan="3">Number of Gyration</th> </tr> <tr> <th>$N_{initial}$</th> <th>N_{design}</th> <th>N_{max}</th> </tr> </thead> <tbody> <tr> <td>2</td> <td>< 3.0</td> <td>6</td> <td>50</td> <td>75</td> </tr> <tr> <td>3</td> <td>3.0 to < 30.0</td> <td>7</td> <td>75</td> <td>115</td> </tr> <tr> <td>4</td> <td>≥ 30.0</td> <td>8</td> <td>100</td> <td>160</td> </tr> </tbody> </table>		Class	ESAL's (millions)	Number of Gyration			$N_{initial}$	N_{design}	N_{max}	2	< 3.0	6	50	75	3	3.0 to < 30.0	7	75	115	4	≥ 30.0	8	100	160
Class	ESAL's (millions)			Number of Gyration																				
		$N_{initial}$	N_{design}	N_{max}																				
2	< 3.0	6	50	75																				
3	3.0 to < 30.0	7	75	115																				
4	≥ 30.0	8	100	160																				
SUBSECTION:	403.03.09 Leveling and Wedging, and Scratch Course.																							
PART:	A) Leveling and Wedging.																							
REVISION:	Replace the first sentence of the first paragraph with the following:																							
<p>Conform to the gradation requirements (control points) of AASHTO M 323 for base, binder, or surface as the Engineer directs.</p>																								
SUBSECTION:	403.03.09 Leveling and Wedging, and Scratch Course.																							
PART:	B) Scratch Course.																							
REVISION:	Replace the second sentence of the first paragraph with the following:																							
<p>Conform to the gradation requirements (control points) of AASHTO M 323 for base, binder, or surface as the Engineer directs.</p>																								

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SUBSECTION:	410.01 DESCRIPTION.														
REVISION:	Delete the second sentence of the paragraph.														
SUBSECTION:	410.03.01 Corrective Work.														
REVISION:	Replace the last sentence of the paragraph with the following: Provide a final surface comparable to the adjacent pavement that does not require corrective work in respect to texture, appearance, and skid resistance.														
SUBSECTION:	410.03.02 Ride Quality.														
PART:	B) Requirements.														
NUMBER:	1) Category A.														
REVISION:	Replace the last sentence of the first paragraph with the following: At the Department's discretion, a pay deduction of \$1200 per 0.1-lane-mile section may be applied in lieu of corrective work.														
SUBSECTION:	410.03.02 Ride Quality.														
PART:	B) Requirements.														
NUMBER:	2) Category B.														
REVISION:	Replace the second and third sentence of the first paragraph with the following: When the IRI is greater than 90 for a 0.1-mile section, perform corrective work, or remove and replace the pavement to achieve the specified IRI. At the Department's discretion, a pay deduction of \$750 per 0.1-lane-mile section may be applied in lieu of corrective work.														
SUBSECTION:	410.05 PAYMENT.														
REVISION:	Add the following sentence to the end of the first paragraph: The sum of the pay value adjustments for ride quality shall not exceed \$0 for the project as a whole.														
SUBSECTION:	413.05.02 CL3 SMA BASE 1.00D PG76-22.														
REVISION:	Insert the following sentence between the first and second sentence of the first paragraph: The Department will calculate the Lot Pay Adjustment using all possible incentives and disincentives but will not allow the overall pay value for a lot to exceed 1.00.														
SUBSECTION:	413.05.02 CL3 SMA BASE 1.00D PG 76-22.														
TABLE:	JOINT DENSITY TABLE														
REVISION:	Replace the joint density table with the following:														
	<table border="1"> <thead> <tr> <th colspan="2">LANE DENSITY</th> </tr> <tr> <th>Pay Value</th> <th>Test Result (%)</th> </tr> </thead> <tbody> <tr> <td align="center">1.05</td> <td align="center">95.0-96.5</td> </tr> <tr> <td align="center">1.00</td> <td align="center">93.0-94.9</td> </tr> <tr> <td align="center">0.95</td> <td align="center">92.0-92.9 or 96.6-97.0</td> </tr> <tr> <td align="center">0.90</td> <td align="center">91.0-91.9 or 97.1-97.5</td> </tr> <tr> <td align="center">⁽¹⁾</td> <td align="center">< 91.0 or > 97.5</td> </tr> </tbody> </table>	LANE DENSITY		Pay Value	Test Result (%)	1.05	95.0-96.5	1.00	93.0-94.9	0.95	92.0-92.9 or 96.6-97.0	0.90	91.0-91.9 or 97.1-97.5	⁽¹⁾	< 91.0 or > 97.5
LANE DENSITY															
Pay Value	Test Result (%)														
1.05	95.0-96.5														
1.00	93.0-94.9														
0.95	92.0-92.9 or 96.6-97.0														
0.90	91.0-91.9 or 97.1-97.5														
⁽¹⁾	< 91.0 or > 97.5														
SUBSECTION:	413.05.03 CL3 SMA SURF 0.50A PG76-22 and CL3 SMA SURF 0.38A PG76-22.														
REVISION:	Insert the following sentence between the first and second sentence of the first paragraph: The Department will calculate the Lot Pay Adjustment using all possible incentives and disincentives but will not allow the overall pay value for a lot to exceed 1.00.														

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SUBSECTION:	413.05.03 CL3 SMA SURF 0.50A PG76-22 and CL3 SMA SURF 0.38A PG76-22.			
TABLE:	JOINT DENSITY TABLE			
REVISION:	Replace the joint density table with the following:			
	DENSITY			
	Pay Value	Lane Density Test Result (%)	Joint Density Test Result (%)	
	1.05	95.0-96.5	92.0-96.0	
	1.00	93.0-94.9	90.0-91.9	
	0.95	92.0-92.9 or 96.6-97.0	89.0-89.9 or 96.1-96.5	
	0.90	91.0-91.9 or 97.1-97.5	88.0-88.9 or 96.6-97.0	
	0.75	----	< 88.0 or > 97.0	
	⁽¹⁾	< 91.0 or > 97.5	----	
SUBSECTION:	501.05.02 Ride Quality.			
REVISION:	Remove the last sentence of the first paragraph.			
SUBSECTION:	501.05.02 Ride Quality.			
TABLE:	RIDE QUALITY ADJUSTMENT SCHEDULES.			
REVISION:	Replace the Ride Quality Adjustment Schedule table with the following:			
	RIDE QUALITY ADJUSTMENT SCHEDULES			
	CATEGORY A PROJECTS		CATEGORY B PROJECTS	
	IRI	Pay Value Adjustment⁽¹⁾	IRI	Pay Value Adjustment⁽¹⁾
	60 to 80	0	66 to 85	0
	81	-\$30	86	-\$20
	82	-\$70	87	-\$45
	83	-\$120	88	-\$80
	84	-\$180	89	-\$120
	85	-\$250	90	-\$170
	86	-\$330	91	-\$220
	87	-\$420	92	-\$280
	88	-\$520	93	-\$350
	89	-\$630	94	-\$420
	90	-\$750	95	-\$500
	91 or higher	corrective work ⁽²⁾	96 or higher	corrective work ⁽³⁾
	⁽¹⁾ Contractor may correct areas to prevent a negative pay value adjustment. ⁽²⁾ When it is in the best interest of the Department, a minimum pay value deduction of \$1200 per 0.1-lane-mile section may be applied in lieu of corrective work. ⁽³⁾ When it is in the best interest of the Department, a minimum pay value deduction of \$750 per 0.1-lane-mile section may be applied in lieu of corrective work.			
SUBSECTION:	505.03.04 Detectable Warnings.			
REVISION:	Replace the first sentence with the following:			
	Install detectable warning pavers at all sidewalk ramps and on all commercial entrances according to the Standard Drawings.			

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SUBSECTION:	505.04.04 Detectable Warnings.						
REVISION:	Replace the paragraph with the following: The Department will measure the quantity in square feet. All retrofit applications for maintenance projects will require the removal of existing sidewalks to meet the requirements of the standard drawings applicable to the project. The cost associated with the removal of the existing sidewalk will be incidental to the detectable warnings bid item or incidental to the bid item for the construction of the concrete sidewalk unless otherwise noted.						
SUBSECTION:	505.05 PAYMENT.						
REVISION:	Add the following to the bid item table: <table border="1"> <thead> <tr> <th><u>Code</u></th> <th><u>Pay Item</u></th> <th><u>Pay Unit</u></th> </tr> </thead> <tbody> <tr> <td>23158ES505</td> <td>Detectable Warnings</td> <td>Square Foot</td> </tr> </tbody> </table>	<u>Code</u>	<u>Pay Item</u>	<u>Pay Unit</u>	23158ES505	Detectable Warnings	Square Foot
<u>Code</u>	<u>Pay Item</u>	<u>Pay Unit</u>					
23158ES505	Detectable Warnings	Square Foot					
SUBSECTION:	509.01 DESCRIPTION.						
REVISION:	Replace the second paragraph with the following: The Department may allow the use of similar units that conform to the National Cooperative Highway Research Program (NCHRP) 350 Test Level 3 (TL-3) requirements and the typical features depicted by the Standard Drawings. Obtain the Engineers approval prior to use. Ensure the barrier wall shape, length, material, drain slot dimensions and locations typical features are met and the reported maximum deflection is 3 feet or less from the NCHRP 350 TL-3 for Test 3 – 11 (pickup truck impacting at 60 mph at a 25-degree angle.)						
SUBSECTION:	601.03.02 Concrete Producer Responsibilities.						
REVISION:	Add the following to the first paragraph: If a concrete plant becomes unqualified during a project and there are no other qualified plants in the region, the Department will provide qualified personnel to witness and ensure the producer follows the required specifications. The Department will assess the Contractor a \$100 per hour charge for this service.						
SUBSECTION:	606.02.11 Coarse Aggregate.						
REVISION:	Replace with the following: Conform to Section 805, size No. 8 or 9-M.						
SUBSECTION:	609.04.06 Joint Sealing.						
REVISION:	Replace Subsection 601.04 with the following: Subsection 606.04.08.						
SUBSECTION:	609.05 Payment.						
REVISION:	Replace the Pay Unit for Joint Sealing with the following: See Subsection 606.05.						

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SUBSECTION:	701.03.08 Testing of Pipe.						
REVISION:	Replace and rename the subsection with the following:						
	<p>701.03.08 Inspection of Pipe. The engineer will visually inspect all pipe. The Department will require camera/video inspection on a minimum of 50 percent of the linear feet of all installed pipe structures. Conduct camera/video inspection according to KM 64-114. The pipe to be installed under pavement will be selected first. If the total linear feet of pipe under pavement is less than 50 percent of the linear feet of all pipe installed, the Engineer will randomly select installations from the remaining pipe structures on the project to provide for the minimum inspection requirement. The pipe will be selected in complete runs (junction-junction or headwall-headwall) until the total linear feet of pipe to be inspected is at least 50 percent of the total linear feet of all installed pipe on the project.</p> <p>Unless the Engineer directs otherwise, schedule the inspections no sooner than 30 days after completing the installation and completion of earthwork to within 1 foot of the finished subgrade. When final surfacing conflicts with the 30-day minimum, conduct the inspections prior to placement of the final surface. The contractor must ensure that all pipe are free and clear of any debris so that a complete inspection is possible.</p> <p>Notify the Engineer immediately if distresses or locations of improper installation are discovered. When camera testing shows distresses or improper installation in the installed pipe, the Engineer may require additional sections to be tested. Provide the video and report to the Engineer when testing is complete in accordance with KM 64-114.</p> <p>Pipes that exhibit distress or signs of improper installation may necessitate repair or removal as the Engineer directs. These signs include, but are not limited to: deflection, cracking, joint separation, sagging or other interior damage. If corrugated metal or thermoplastic pipes exceed the deflection and installation thresholds indicated in the table below, provide the Department with an evaluation of each location conducted by a Professional Engineer addressing the severity of the deflection, structural integrity, environmental conditions, design service life, and an evaluation of the factor of safety using Section 12, "Buried Structures and Tunnel Liners," of the AASHTO LRFD Bridge Design Specifications. Based on the evaluation, the Department may allow the pipe to remain in place at a reduced unit price as shown in the table below. Provide 5 business days for the Department to review the evaluation. When the pipe shows deflection of 10 percent or greater, remove and replace the pipe. When the camera/video or laser inspection results are called into question, the Department may require direct measurements or mandrel testing.</p> <p>The Cabinet may elect to conduct Quality Assurance verifications of any pipe inspections.</p>						
SUBSECTION:	701.04.07 Testing.						
REVISION:	Replace and rename the subsection with the following:						
	<p>701.04.07 Pipeline Video Inspection. The Department will measure the quantity in linear feet along the pipe invert of the structure inspected. When inspection above the specified 50 percent is performed due to a disagreement or suspicion of additional distresses and the Department is found in error, the Department will measure the quantity as Extra Work according to Subsection 104.03. However, if additional distresses or non-conformance is found, the Department will not measure the additional inspection for payment.</p>						
SUBSECTION:	701.05 PAYMENT.						
REVISION:	Add the following pay item to the list of pay items:						
	<table border="0"> <thead> <tr> <th><u>Code</u></th> <th><u>Pay Item</u></th> <th><u>Pay Unit</u></th> </tr> </thead> <tbody> <tr> <td>23131ER701</td> <td>Pipeline Video Inspection</td> <td>Linear Foot</td> </tr> </tbody> </table>	<u>Code</u>	<u>Pay Item</u>	<u>Pay Unit</u>	23131ER701	Pipeline Video Inspection	Linear Foot
<u>Code</u>	<u>Pay Item</u>	<u>Pay Unit</u>					
23131ER701	Pipeline Video Inspection	Linear Foot					

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SUBSECTION:	701.05 PAYMENT										
TABLE:	PIPE DEFLECTION DETERMINED BY CAMERA TESTING										
REVISION:	Replace this table with the following table and note:										
	<table border="1"> <thead> <tr> <th colspan="2">PIPE DEFLECTION</th> </tr> <tr> <th>Amount of Deflection (%)</th> <th>Payment</th> </tr> </thead> <tbody> <tr> <td>0.0 to 5.0</td> <td>100% of the Unit Bid Price</td> </tr> <tr> <td>5.1 to 9.9</td> <td>50% of the Unit Bid Price ⁽¹⁾</td> </tr> <tr> <td>10 or greater</td> <td>Remove and Replace</td> </tr> </tbody> </table>	PIPE DEFLECTION		Amount of Deflection (%)	Payment	0.0 to 5.0	100% of the Unit Bid Price	5.1 to 9.9	50% of the Unit Bid Price ⁽¹⁾	10 or greater	Remove and Replace
PIPE DEFLECTION											
Amount of Deflection (%)	Payment										
0.0 to 5.0	100% of the Unit Bid Price										
5.1 to 9.9	50% of the Unit Bid Price ⁽¹⁾										
10 or greater	Remove and Replace										
	⁽¹⁾ Provide Structural Analysis as indicated above. Based on the structural analysis, pipe may be allowed to remain in place at the reduced unit price.										
SUBSECTION:	701.05 PAYMENT										
TABLE:	PIPE DEFLECTION DETERMINED BY MANDREL TESTING										
REVISION:	Delete this table.										
SUBSECTION:	805.01 GENERAL.										
REVISION:	Replace the second paragraph with the following: The Department's List of Approved Materials includes the Aggregate Source List, the list of Class A and Class B Polish-Resistant Aggregate Sources, and the Concrete Restriction List.										
SUBSECTION:	805.04 CONCRETE.										
REVISION:	Replace the "AASHTO T 160" reference in first sentence of the third paragraph with "KM 64-629"										
SUBSECTION:	805.15 GRADATION ACCEPTANCE OF NON-SPECIFICATION COARSE AGGREGATE.										
TABLE:	AGGREGATE SIZE USE										
PART:	Cement Concrete Structures and Incidental Construction										
REVISION:	Replace "9-M for Waterproofing Overlays" with "8 or 9-M for Waterproofing Overlays"										
SUBSECTION:	805.16 SAMPLING AND TESTING.										
REVISION:	Replace the "AASHTO T 160" method with the "KM 64-629" method for the Concrete Beam Expansion Test. Replace the "ASTM D 3042" method with the "KM 64-625" method for Insoluble Residue.										
SUBSECTION:	810.04.01 Coating Requirements.										
REVISION:	Replace the "Subsection 806.07" references with "Subsection 806.06"										
SUBSECTION:	837.03 APPROVAL.										
REVISION:	Replace the last sentence with the following: The Department will sample and evaluate for approval each lot of thermoplastic material delivered for use per contract prior to installation of the thermoplastic material. Do not allow the installation of thermoplastic material until it has been approved by the Division of Materials. Allow the Department a minimum of 10 working days to evaluate and approve thermoplastic material.										
SUBSECTION:	837.03.01 Composition.										
REVISION:	COMPOSITION Table: Replace <table border="1"> <tr> <td>Lead Chromate</td> <td>0.0 max.</td> <td>4.0 min.</td> </tr> </table> with <table border="1"> <tr> <td>Heavy Metals Content</td> <td colspan="2">Comply with 40 CFR 261</td> </tr> </table>	Lead Chromate	0.0 max.	4.0 min.	Heavy Metals Content	Comply with 40 CFR 261					
Lead Chromate	0.0 max.	4.0 min.									
Heavy Metals Content	Comply with 40 CFR 261										

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SUBSECTION: 805.15 GRADATION ACCEPTANCE OF NON-SPECIFICATION COARSE AGGREGATE.
REVISION: Replace the "SIZES OF COARSE AGGREGATES" table in with the following:

SIZES OF COARSE AGGREGATES																	
Aggregate Size	Sieve Nominal ⁽³⁾ Maximum Aggregate Size	AMOUNTS FINER THAN EACH LABORATORY SIEVE (SQUARE OPENINGS) PERCENTAGE BY WEIGHT															
		4 inch	3 1/2 inch	3 inch	2 1/2 inch	2 inch	1 1/2 inch	1 inch	3/4 inch	1/2 inch	3/8 inch	No. 4	No. 8	No. 16	No. 30	No. 100	No. 200
1	3 1/2 inch	100	90-100		25-60		0-15		0-5								
2	2 1/2 inch			100	90-100		0-15		0-5								
23	2 inch			100	40-90		0-15		0-5								
3	2 inch		100		90-100		0-15		0-5								
357	2 inch		100		95-100		35-70		10-30								
4	1 1/2 inch				100		90-100		20-55		0-5						
467	1 1/2 inch				100		95-100		35-70		10-30		0-5				
5	1 inch						100		20-55		0-5						
57	1 inch						100		90-100		0-10						
610	1 inch						100		95-100		25-60		0-10	0-5			
67	3/4 inch						100		85-100		40-75		15-40				
68	3/4 inch						100		90-100		20-55		0-10	0-5			
710	3/4 inch						100		90-100		30-65		5-25	0-10	0-5		
78	1/2 inch						100		80-100		30-75		0-30				
8	3/8 inch						100		100		90-100		5-25	0-10	0-5		
9-M	3/8 inch						100		100		85-100		10-30	0-10	0-5		
10 ⁽²⁾	No. 4										100		75-100	0-25	0-5		
11 ⁽²⁾	No. 4										100		85-100			10-30	
DENSE GRADED AGGREGATE ⁽¹⁾	3/4 inch										100		40-90	10-40		0-5	
CRUSHED STONE BASE ⁽¹⁾	1 1/2 inch				100		90-100		60-95		30-70		15-55		5-20		0-8

⁽¹⁾ Gradation performed by wet sieve KM 64-620 or AASHTO T 11/T 27.

⁽²⁾ Sizes shown for convenience and are not to be considered as coarse aggregates.

⁽³⁾ Nominal Maximum Size is the largest sieve on the gradation table for an aggregate size on which any material may be retained.

Note: The Department will allow blending of same source/same type aggregate when precise procedures are used such as cold feed, belt, or equivalent and combining of sizes or types of aggregate using the weigh hopper at concrete plants or controlled feed belts at the pugmill to obtain designated sizes.

STANDARD DRAWINGS THAT APPLY

CURVE WIDENING AND SUPERELEVATION TRANSITIONS.....	RGS-001-06
MISCELLANEOUS STANDARDS PART 1	RGX-001-05
APPROACHES, ENTRANCES, AND MAILBOX TURNOUTS.....	RPM-110-05
LANE CLOSURE TWO-LANE HIGHWAY CASE I.....	TTC-100-01
LANE CLOSURE TWO-LANE HIGHWAY CASE II.....	TTC-105-01
SHOULDER CLOSURE.....	TTC-135-01
POST SPLICING DETAIL.....	TTD-110-01
PAVEMENT CONDITION WARNING SIGNS.....	TTD-125
MOBILE OPERATION FOR PAINT STRIPING CASE II.....	TTS-105-01

PART III

EMPLOYMENT, WAGE AND RECORD REQUIREMENTS

TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS

LABOR AND WAGE REQUIREMENTS APPLICABLE TO OTHER THAN FEDERAL-AID SYSTEM PROJECTS

- I. Application
- II. Nondiscrimination of Employees (KRS 344)
- III. Payment of Predetermined Minimum Wages
- IV. Statements and Payrolls

I. APPLICATION

1. 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's organization shall be construed to include only workmen employed and paid directly by the contractor and equipment owned or rented by him, with or without operators.

2. The contractor shall insert in each of his subcontracts all of the stipulations contained in these Required Provisions and such other stipulations as may be required.

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

II. NONDISCRIMINATION OF EMPLOYEES

AN ACT OF THE KENTUCKY
GENERAL ASSEMBLY TO PREVENT
DISCRIMINATION IN EMPLOYMENT
KRS CHAPTER 344
EFFECTIVE JUNE 16, 1972

The contract on this project, in accordance with KRS Chapter 344, provides that during the performance of this contract, the contractor agrees as follows:

1. The contractor shall not fail or refuse to hire, or shall not discharge any individual, or otherwise discriminate against an individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, disability or age (between forty and seventy); or limit, segregate, or classify his employees in any way which would deprive or tend to deprive an individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's race, color, religion, national origin, sex, disability or age (between forty and seventy). The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.

2. The contractor shall not print or publish or cause to be printed or published a notice or advertisement relating to employment by such an employer or membership in or any classification or referral for employment by the employment agency, indicating any preference, limitation, specification, or discrimination, based on race, color, religion, national origin, sex, disability or age (between forty and seventy), except that such notice or advertisement may indicate a preference, limitation, or specification based on religion, or national origin when religion, or national origin is a bona fide occupational qualification for employment.

3. If the contractor is in control of apprenticeship or other training or retraining, including on-the-job training programs, he shall not discriminate against an individual

because of his race, color, religion, national origin, sex, disability or age (between forty and seventy), in admission to, or employment in any program established to provide apprenticeship or other training.

4. The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representative of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for non-compliance.

III. PAYMENT OF PREDETERMINED MINIMUM WAGES

1. These special provisions are supplemented elsewhere in the contract by special provisions which set forth certain predetermined minimum wage rates. The contractor shall pay not less than those rates.

2. The minimum wage determination schedule shall be posted by the contractor, in a manner prescribed by the Department of Highways, at the site of the work in prominent places where it can be easily seen by the workers.

IV. STATEMENTS AND PAYROLLS

1. All contractors and subcontractors affected by the terms of KRS 337.505 to 337.550 shall keep full and accurate payroll records covering all disbursements of wages to their employees to whom they are required to pay not less than the prevailing rate of wages. Payrolls and basic records relating thereto will be maintained during the course of the work and preserved for a period of one (1) year from the date of completion of this contract.

2. The payroll records shall contain the name, address and social security number of each employee, his correct classification, rate of pay, daily and weekly number of hours worked, itemized deductions made and actual wages paid.

3. The contractor shall make his daily records available at the project site for inspection by the State Department of Highways contracting office or his authorized representative.

Periodic investigations shall be conducted as required to assure compliance with the labor provisions of the contract. Interrogation of employees and officials of the contractor shall be permitted during working hours.

Aggrieved workers, Highway Managers, Assistant District Engineers, Resident Engineers and Project Engineers shall report all complaints and violations to the Division of Contract Procurement.

The contractor shall be notified in writing of apparent violations. The contractor may correct the reported violations and notify the Department of Highways of the action taken or may request an informal hearing. The request for hearing shall be in writing within ten (10) days after receipt of the notice of the reported violation. The contractor may submit

records and information which will aid in determining the true facts relating to the reported violations.

Any person or organization aggrieved by the action taken or the findings established as a result of an informal hearing by the Division of Contract Procurement may request a formal hearing.

4. 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 payments, the contractor shall make all necessary arrangements for them to be cashed and shall give information regarding such arrangements.

5. 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.

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

7. 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.

8. Every employee on the project covered by this contract shall be an employee of either the prime contractor or an approved subcontractor.

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

10. No individual shall be employed as a laborer or mechanic 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 Covered employee may be employed on the work except in accordance with the classification set forth in the schedule mentioned above; provided, however, that in the event additional classifications are required, application shall be made by the contractor to the Department of Highways and (1) the Department shall request appropriate classifications and rates from the proper agency, or (2) if there is urgent need for additional classification to avoid undue delay in the work, the contractor may employ such workmen at rates deemed comparable to rates established for similar classifications provided he has made written application through the Department of Highways, addressed to the proper agency, for the supplemental rates. The contractor shall retroactively adjust, upon receipt of the supplemental rates schedule, the wages of any employee paid less than the established rate and may adjust the wages of any employee overpaid.

11. No contractor or subcontractor contracting for any part of the contract work which may require or involve the employment of laborers or mechanics shall require or permit any laborer or mechanic in any work-week in which he is employed on such work, to work in excess of eight hours in any calendar day or in excess of forty hours in such work-week unless such laborer or mechanic receives compensation at a rate not less than one and one half times his basic rate of pay for all hours worked in excess of eight hours in any calendar day or in excess of forty hours in such work-week. A laborer, workman or mechanic and an employer may enter into a written agreement or a collective bargaining agreement to work more than eight (8) hours a calendar day but not more than ten (10) hours a calendar day for the straight time hourly rate. This agreement shall be in writing and shall be executed prior to the employee working in excess of eight (8) hours, but not more than ten (10) hours, in any one (1) calendar day.

12. Payments to the contractor may be suspended or withheld due to failure of the contractor to pay any laborer or

mechanic employed or working on the site of the work, all or part of the wages required under the terms of the contract. The Department may suspend or withhold payments only after the contractor has been given written notice of the alleged violation and the contractor has failed to comply with the wage determination of the Department of Highways.

13. Contractors and subcontractors shall comply with the sections of Kentucky Revised Statutes, Chapter 337 relating to contracts for Public Works.

Revised 2-16-95

EXECUTIVE BRANCH CODE OF ETHICS

In the 1992 regular legislative session, the General Assembly passed and Governor Brereton Jones signed Senate Bill 63 (codified as KRS 11A), the Executive Branch Code of Ethics, which states, in part:

KRS 11A.040 (6) provides:

No present or former public servant shall, within six (6) months of following termination of his office or employment, accept employment, compensation or other economic benefit from any person or business that contracts or does business with the state in matters in which he was directly involved during his tenure. This provision shall not prohibit an individual from returning to the same business, firm, occupation, or profession in which he was involved prior to taking office or beginning his term of employment, provided that, for a period of six (6) months, he personally refrains from working on any matter in which he was directly involved in state government. This subsection shall not prohibit the performance of ministerial functions, including, but not limited to, filing tax returns, filing applications for permits or licenses, or filing incorporation papers.

KRS 11A.040 (8) states:

A former public servant shall not represent a person in a matter before a state agency in which the former public servant was directly involved, for a period of one (1) year after the latter of:

- a) The date of leaving office or termination of employment; or
- b) The date the term of office expires to which the public servant was elected.

This law is intended to promote public confidence in the integrity of state government and to declare as public policy the idea that state employees should view their work as a public trust and not as a way to obtain private benefits.

If you have worked for the executive branch of state government within the past six months, you may be subject to the law's prohibitions. The law's applicability may be different if you hold elected office or are contemplating representation of another before a state agency.

Also, if you are affiliated with a firm which does business with the state and which employs former state executive-branch employees, you should be aware that the law may apply to them.

In case of doubt, the law permits you to request an advisory opinion from the Executive Branch Ethics Commission, Room 136, Capitol Building, 700 Capitol Avenue, Frankfort, Kentucky 40601; telephone (502) 564-7954.

Kentucky Equal Employment Opportunity Act of 1978

The requirements of the Kentucky Equal Employment Opportunity Act of 1978 (KRS 45.560-45.640) shall not apply to this Contract.

**TRANSPORTATION CABINET
DIVISION OF CONSTRUCTION PROCUREMENT
COMPLIANCE SECTION
PROJECT WAGE RATES**

**WORKERS.....MINIMUM HOURLY
RATE.....\$6.55**

Note: Parts III and IV of **“Labor and Wage Requirements Applicable to Other Than Federal-Aid System Projects”** do not apply to this project.

PART IV
INSURANCE

INSURANCE

The Contractor shall carry the following insurance in addition to the insurance required by law:

1. Contractor's Public Liability Insurance not less than \$100,000.00 for damages arising out of bodily injuries to or death to one person. Not less than \$300,000.00 for damages arising out of bodily injuries to or death to two or more persons.
2. Contractor's Property Damages Liability Insurance. Not less than \$100,000.00 for all damages arising out of injury or destruction of property in any one accident. Not less than \$300,000.00 for all damages during the policy period.
3. Contractor's Protective Public Liability and Property Damage Insurance. The contractor shall furnish evidence with respect to operations performed for him by subcontractors that he carries in his own behalf for the above stipulated amounts.
4. The insurance required above must be evidenced by a Certificate of Insurance and this Certificate of Insurance must contain one of the following statements:
 - a. "policy contains no deductible clauses."
 - b. "policy contains _____ (amount) deductible property damage clause but company will pay claim and collect the deductible from the insured."
5. WORKMEN'S COMPENSATION INSURANCE. The contractor shall furnish evidence of coverage of all his employees or give evidence of self-insurance by submitting a copy of a certificate issued by the Workmen's Compensation Board.

PART V
BID ITEMS

CONTRACT ID: 092002
COUNTY: MONROE
PROPOSAL: FD05 086 2172 000-002

PAGE: 1
LETTING: 03/27/09
CALL NO: 315

LINE NO	ITEM	DESCRIPTION	APPROXIMATE QUANTITY	UNIT	UNIT PRICE	AMOUNT
SECTION 0001 ROADWAY						
0010	00077	AGGREGATE FOR MAILBOX TURNOUTS	100.000	TON		
0020	00190	LEVELING & WEDGING PG64-22	265.000	TON		
0030	00212	CL2 ASPH BASE 1.00D PG64-22	100.000	TON		
0040	00263	ASPHALT MIX FOR PAVEMENT WEDGE	135.000	TON		
0050	00301	CL2 ASPH SURF 0.38D PG64-22	770.000	TON		
0060	02014	BARRICADE-TYPE III	6.000	EACH		
0070	02562	SIGNS	400.000	SQFT		
0080	02650	MAINTAIN & CONTROL TRAFFIC	(1.00)	LS		
0090	02676	MOBILIZATION FOR MILL & TEXT	(1.00)	LS		
0100	02677	ASPHALT PAVE MILLING & TEXTURING	1,000.000	TON		
0110	06510	PAVE STRIPING-TEMP PAINT-4 IN	13,000.000	LF		
0120	06514	PAVE STRIPING-PERM PAINT-4 IN	8,550.000	LF		
SECTION 0002 DEMOBILIZATION						
0130	02569	DEMOBILIZATION		LUMP		
		TOTAL BID				