



**Matthew G. Bevin**  
Governor

**COMMONWEALTH OF KENTUCKY  
TRANSPORTATION CABINET**  
Frankfort, Kentucky 40622  
[www.transportation.ky.gov/](http://www.transportation.ky.gov/)

**Greg Thomas**  
Secretary

May 14, 2019

CALL NO. 205  
CONTRACT ID NO. 195106  
ADDENDUM # 1

Subject: CLAY-LESLIE-HARLAN COUNTIES, 121GR19D106- STP BRZ  
Letting May 24, 2019

(1)Revised - Special Notes - Page 30 of 203

Proposal revisions are available at <http://transportation.ky.gov/Construction-Procurement/>.

If you have any questions, please contact us at 502-564-3500.

Sincerely,

A handwritten signature in black ink that reads "Rachel Mills".

Rachel Mills, P.E.  
Director  
Division of Construction Procurement

RM:mr  
Enclosures



An Equal Opportunity Employer M/F/D

### Special Note

#### For Additional Environmental Commitments

11-10008.00	Clay	026C00070N
11-10011.00	Harlan	048B00048N
11-10031.00	Leslie	066C00023N

In addition to other environmental commitments listed in this contract, the following commitments also apply, as this is a federally-funded undertaking as defined in Section 106 of the National Historic Preservation Act, [36 CFR 800.16\(z\)](#):

- 1) The Contractor shall not go beyond the limits specified as “archaeologically cleared” or “Archaeology Area of Potential Effect (APE),” and shall avoid areas identified as “Do Not Disturb.” If no limits are shown on the plans, the Contractor shall adhere to the stipulations in the project-specific CAP. If there is no CAP, the Contractor shall confine all construction work to the previously disturbed area within the existing right of way.

If the Contractor seeks to use an area outside the APE—whether within the right-of-way and/or through agreement with a property owner—for construction purposes such as laydown yards, vehicle parking, borrow areas, waste areas, etc., the Contractor shall seek approval of the KYTC Section Supervisor. The Section Supervisor shall then coordinate with Bridging Kentucky Construction Liaison to identify the steps needed to fulfill the requirements of Section 106 with regard to archaeological and historical investigations and clearances. The presence of a potentially significant site or resource could be rational for denying approval of the site’s use.

- 2) In the event that human remains are encountered during project activities, all work should be immediately stopped in the area. The area should be cordoned off, and, in accordance with KRS 72.020, the county coroner and local law enforcement must be contacted immediately. Upon confirmation that the human remains are not of forensic interest, the unanticipated discovery must be reported to Nicolas Laracuente at the Kentucky Heritage Council at (502) 892-3614 and George Crothers at the Office of State Archaeology at (859) 257-1944.

For guidance regarding inadvertent discovery and treatment of human remains, refer to the KYTC’s [Right of Way Guidance Manual](#) (Section ROW-1202), and the Advisory Council on Historic Preservation’s (ACHP) [Policy Statement Regarding Treatment of Human Remains and Grave Goods](#) (adopted by ACHP February 23, 2007).

- 3) If, during the implementation of The Project, a previously unidentified historic/archaeological property is discovered or a previously identified historic/archaeological property is affected in an unanticipated manner, the contractor shall (1) call KYTC DEA archaeologists at (502) 564-7250, (2) call SHPO archaeologists at (502) 892-3614, and (3) ensure that all work within a reasonable area of the discovery shall cease until such time as a treatment plan can be developed and implemented.