

CALL NO. 320
CONTRACT ID. 153239
PIKE COUNTY
FED/STATE PROJECT NUMBER CB06 098 5113 000-002
DESCRIPTION ROCKHOUSE ROAD (CR 1113)
WORK TYPE ASPHALT PAVEMENT PATCHING
PRIMARY COMPLETION DATE 6/30/2016

#### **LETTING DATE:** September 25,2015

Sealed Bids will be received electronically through the Bid Express bidding service until 10:00 AM EASTERN DAYLIGHT TIME September 25,2015. Bids will be publicly announced at 10:00 AM EASTERN DAYLIGHT TIME.

NO PLANS ASSOCIATED WITH THIS PROJECT.

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

#### TABLE OF CONTENTS

#### PART I SCOPE OF WORK

- PROJECT(S), COMPLETION DATE(S), & LIQUIDATED DAMAGES
- CONTRACT NOTES
- STATE CONTRACT NOTES
- ASPHALT MIXTURE
- INCIDENTAL SURFACING
- COMPACTION OPTION B
- SHOULDERING BY COUNTY FORCES
- TYPICAL SECTION DIMENSIONS
- TRAFFIC CONTROL PLAN
- SKETCH MAP(S)
- TYPICAL SECTION(S)

#### PART II SPECIFICATIONS AND STANDARD DRAWINGS

- SPECIFICATIONS REFERENCE
- SUPPLEMENTAL SPECIFICATION
- STANDARD DRAWINGS THAT APPLY
- LANE CLOSURE TWO-LANE HIGHWAY

#### PART III EMPLOYMENT, WAGE AND RECORD REQUIREMENTS

- LABOR AND WAGE REQUIREMENTS
- EXECUTIVE BRANCH CODE OF ETHICS
- KENTUCKY EQUAL EMPLOYMENT OPPORTUNITY ACT OF 1978 LOCALITY 1,2,3,4 / STATE (UNDER 250,000)
- PROJECT WAGE RATES LOCALITY 1,2,3,4 / STATE

#### PART IV INSURANCE

#### PART V BID ITEMS

### PART I SCOPE OF WORK

#### **ADMINISTRATIVE DISTRICT - 12**

CONTRACT ID - 153239 CB06 098 5113 000-002

**COUNTY - PIKE** 

PCN - 1209811131510 CB06 098 5113 000-002

ROCKHOUSE ROAD (CR 1113) (MP 0.000) FROM KY 194 EXTENDING SOUTH TO 1.600 MILES SOUTH OF KY 194 AT THE BOTTOM OF THE HILL (MP 1.600), A DISTANCE OF 01.60 MILES.ASPHALT PAVEMENT PATCHING GEOGRAPHIC COORDINATES LATITUDE 37:26:59.00 LONGITUDE 82:07:54.00

#### **COMPLETION DATE(S):**

COMPLETED BY 06/30/2016

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/construction-procurement)

The Bidder must download the bid file located on the Bid Express website (www.bidx.com) to prepare a bid packet for submission to the Department. The bidder must submit electronically using Bid Express.

#### JOINT VENTURE BIDDING

Joint venture bidding is permissible. All companies in the joint venture must be prequalified in one of the work types in the Qualifications for Bidders for the project. The bidders must get a vendor ID for the joint venture from the Division of Construction Procurement and register the joint venture as a bidder on the project. Also, the joint venture must obtain a digital ID from Bid Express to submit a bid. 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.

#### SPECIAL NOTE FOR COMPOSITE OFFSET BLOCKS

Contrary to the Standard Drawings (2012 edition) the Cabinet will allow 6" composite offset blocks in lieu of wooden offset blocks, except as specified on proprietary end treatments and crash cushions. The composite blocks shall be selected from the Cabinet's List of Approved Materials.

### <u>REGISTRATION WITH THE SECRETARY OF STATE BY A FOREIGN</u> ENTITY

Pursuant to KRS 176.085(1)(b), an agency, department, office, or political subdivision of the Commonwealth of Kentucky shall not award a state contract to a person that is a foreign entity required by KRS 14A.9-010 to obtain a certificate of authority to transact business in the Commonwealth ("certificate") from the Secretary of State under KRS 14A.9-030 unless the person produces the certificate within fourteen (14) days of the bid or proposal opening. If the foreign entity is not required to obtain a certificate as provided in KRS 14A.9-010, the foreign entity should identify the applicable exception. Foreign entity is defined within KRS 14A.1-070.

For all foreign entities required to obtain a certificate of authority to transact business in the Commonwealth, if a copy of the certificate is not received by the contracting agency within the time frame identified above, the foreign entity's solicitation response shall be deemed non-responsive or the awarded contract shall be cancelled.

Businesses can register with the Secretary of State at https://secure.kentucky.gov/sos/ftbr/welcome.aspx.

#### SPECIAL NOTE FOR PROJECT QUESTIONS DURING ADVERTISEMENT

Questions about projects during the advertisement should be submitted in writing to the Division of Construction Procurement. This may be done by fax (502) 564-7299 or email to <a href="mailto:kytc.projectquestions@ky.gov">kytc.projectquestions@ky.gov</a>. The Department will attempt to answer all submitted questions. The Department reserves the right not to answer if the question is not pertinent or does not aid in clarifying the project intent.

The deadline for posting answers will be 3:00 pm Eastern Daylight Time, the day preceding the Letting. Questions may be submitted until this deadline with the understanding that the later a question is submitted, the less likely an answer will be able to be provided.

The questions and answers will be posted for each Letting under the heading "Questions & Answers" on the Construction Procurement website (<a href="www.transportation.ky.gov/contract">www.transportation.ky.gov/contract</a>). The answers provided shall be considered part of this Special Note and, in case of a discrepancy, will govern over all other bidding documents.

#### HARDWOOD REMOVAL RESTRICTIONS

The US Department of Agriculture has imposed a quarantine in Kentucky and several surrounding states, to prevent the spread of an invasive insect, the emerald ash borer.

Hardwood cut in conjunction with the project may not be removed from the state. Chipping or burning on site is the preferred method of disposal.

#### INSTRUCTIONS FOR EXCESS MATERIAL SITES AND BORROW SITES

Identification of excess material sites and borrow sites shall be the responsibility of the Contractor. The Contractor shall be responsible for compliance with all applicable state and federal laws and may wish to consult with the US Fish and Wildlife Service to seek protection under Section 10 of the Endangered Species Act for these activities.

#### **ACCESS TO RECORDS**

The contractor, as defined in KRS 45A.030 (9) agrees that the contracting agency, the Finance and Administration Cabinet, the Auditor of Public Accounts, and the Legislative Research Commission, or their duly authorized representatives, shall have access to any books, documents, papers, records, or other evidence, which are directly pertinent to this contract for the purpose of financial audit or program review. Records and other prequalification information confidentially disclosed as part of the bid process shall not be deemed as directly pertinent to the contract and shall be exempt from disclosure as provided in KRS 61.878(1)(c). The contractor also recognizes that any books, documents, papers, records, or other evidence, received during a financial audit or program review shall be subject to the Kentucky Open Records Act, KRS 61.870 to 61.884.

In the event of a dispute between the contractor and the contracting agency, Attorney General, or the Auditor of Public Accounts over documents that are eligible for production and review, the Finance and Administration Cabinet shall review the dispute and issue a determination, in accordance with Secretary's Order 11-004. (See attachment)

10/29/12

Steven L. Beshear Governor Lori H. Flanery Secretary

Room 383, Capitol Annex 702 Capital Avenue Frankfort, KY 40601-3462 (502) 564-4240 Fax (502) 564-6785

OFFICE OF THE SECRETARY

#### **SECRETARY'S ORDER 11-004**

#### FINANCE AND ADMINISTRATION CABINET

#### **Vendor Document Disclosure**

WHEREAS, in order to promote accountability and transparency in governmental operations, the Finance and Administration Cabinet believes that a mechanism should be created which would provide for review and assistance to an Executive Branch agency if said agency cannot obtain access to documents that it deems necessary to conduct a review of the records of a private vendor that holds a contract to provide goods and/or services to the Commonwealth; and

WHEREAS, in order to promote accountability and transparency in governmental operations, the Finance and Administration Cabinet believes that a mechanism should be created which would provide for review and assistance to an Executive Branch agency if said agency cannot obtain access to documents that it deems necessary during the course of an audit, investigation or any other inquiry by an Executive Branch agency that involves the review of documents; and

WHEREAS, KRS 42.014 and KRS 12.270 authorizes the Secretary of the Finance and Administration Cabinet to establish the internal organization and assignment of functions which are not established by statute relating to the Finance and Administration Cabinet; further, KRS Chapter 45A.050 and 45A.230 authorizes the Secretary of the Finance and Administration Cabinet to procure, manage and control all supplies and services that are procured by the Commonwealth and to intervene in controversies among vendors and state agencies; and

**NOW, THEREFORE**, pursuant to the authority vested in me by KRS 42.014, KRS 12.270, KRS 45A.050, and 45A.230, I, Lori H. Flanery, Secretary of the Finance and Administration Cabinet, do hereby order and direct the following:

- I. Upon the request of an Executive Branch agency, the Finance and Administration Cabinet ("FAC") shall formally review any dispute arising where the agency has requested documents from a private vendor that holds a state contract and the vendor has refused access to said documents under a claim that said documents are not directly pertinent or relevant to the agency's inquiry upon which the document request was predicated.
- II. Upon the request of an Executive Branch agency, the FAC shall formally review any situation where the agency has requested documents that the agency deems necessary to



- conduct audits, investigations or any other formal inquiry where a dispute has arisen as to what documents are necessary to conclude the inquiry.
- III. Upon receipt of a request by a state agency pursuant to Sections I & II, the FAC shall consider the request from the Executive Branch agency and the position of the vendor or party opposing the disclosure of the documents, applying any and all relevant law to the facts and circumstances of the matter in controversy. After FAC's review is complete, FAC shall issue a Determination which sets out FAC's position as to what documents and/or records, if any, should be disclosed to the requesting agency. The Determination shall be issued within 30 days of receipt of the request from the agency. This time period may be extended for good cause.
- IV. If the Determination concludes that documents are being wrongfully withheld by the private vendor or other party opposing the disclosure from the state agency, the private vendor shall immediately comply with the FAC's Determination. Should the private vendor or other party refuse to comply with FAC's Determination, then the FAC, in concert with the requesting agency, shall effectuate any and all options that it possesses to obtain the documents in question, including, but not limited to, jointly initiating an action in the appropriate court for relief.
- V. Any provisions of any prior Order that conflicts with the provisions of this Order shall be deemed null and void.

#### SPECIAL NOTE FOR RECIPROCAL PREFERENCE

#### Reciprocal preference to be given by public agencies to resident bidders

By reference, KRS 45A.490 to 45A.494 are incorporated herein and in compliance regarding the bidders residency. Bidders who want to claim resident bidder status should complete the Affidavit for Claiming Resident Bidder Status along with their bid in the Expedite Bidding Program. Submittal of the Affidavit should be done along with the bid in Bid Express.

#### Contract ID: 153239 Page 11 of 54

#### ASPHALT MIXTURE

Unless otherwise noted, the Department estimates the rate of application for all asphalt mixtures to be 110 lbs/sy per inch of depth.

#### INCIDENTAL SURFACING

The Department has included in the quantities of asphalt mixtures established in the proposal estimated quantities required for resurfacing or surfacing mailbox turnouts, farm field entrances, residential and commercial entrances, curve widening, ramp gores and tapers, and road and street approaches, as applicable. Pave these areas to the limits as shown on Standard Drawing RPM-110-06 or as directed by the Engineer. In the event signal detectors are present in the intersecting streets or roads, pave the crossroads to the right of way limit or back of the signal detector, whichever is the farthest back of the mainline. Surface or resurface these areas as directed by the Engineer. The Department will not measure placing and compacting for separate payment but shall be incidental to the Contract unit price for the asphalt mixtures.

#### **OPTION B**

Be advised that the Department will control and accept compaction of asphalt mixtures furnished on this project under OPTION B in accordance with Sections 402 and 403.

Contract ID: 153239 Page 12 of 54

#### SPECIAL NOTE FOR SHOULDERING BY COUNTY FORCES

The County will complete the shoulders, including regrading, reshaping, adding, and compacting of suitable materials on the existing shoulders to provide proper template or foundation.

Notify the Engineer in writing, a minimum of two (2) weeks to beginning any work on the project. The Engineer will coordinate the County's shoulder operations with the Contractor's work.

1-3260 Shouldering by County 01/02/2012

Contract ID: 153239 Page 13 of 54

#### SPECIAL NOTE FOR TYPICAL SECTION DIMENSIONS

Consider the dimensions shown on the typical sections for pavement and shoulder widths and thickness' to be nominal or typical dimensions. The Engineer may direct or approve varying the actual dimensions to be constructed to fit existing conditions. Do not widen existing pavement or shoulders unless specified elsewhere in this proposal or directed by the engineer.

 $\begin{array}{c} 1\text{--}3725 \ Typical \ Section \ Dimensions} \\ 01/02/2012 \end{array}$ 

#### TRAFFIC CONTROL PLAN

#### TRAFFIC CONTROL GENERAL

Except as provided herein, traffic shall be maintained in accordance with the current editions of the Standard Specifications and Standard Drawings. 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.

The Contractor may maintain alternating one way traffic during construction if the surface width is 16 feet or greater. The clear lane width shall be a minimum of 8 feet. If traffic should be stopped due to construction operations, and a school bus on an official run arrives on the scene, the Contractor shall make provisions for the passage of the bus as quickly as possible.

#### LANE CLOSURES

Lane closures shall not be left in place during non-working hours.

#### PAVEMENT EDGE DROP-OFFS

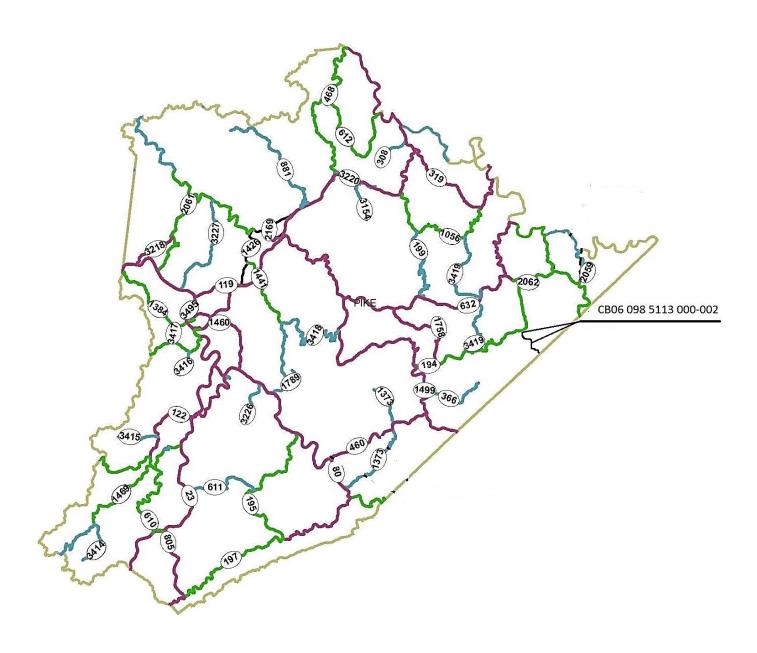
A pavement edge between opposing directions of traffic or lanes that traffic is expected to cross in a lane change situation shall not have an elevation difference greater than 1½". Warning signs (MUTCD W8-11 or W8-9A) shall be placed in advance of and at 1500 feet intervals throughout the drop-off area. Dual posting on both sides of the traveled way shall be required. All transverse transitions between resurfaced and unresurfaced areas which traffic may cross shall be wedged with asphalt mixture for leveling and wedging. The wedges shall be removed prior to placement of the final surface course.

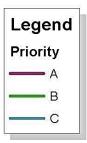
Pavement edges that traffic is not expected to cross, except accidentally, shall be treated as follows:

- Less than 2" No protection required.
- 2" to 4" Place plastic drums, vertical panels, or barricades every 50 feet. Cones may be used in place of plastic drums, panels, and barricades during daylight working hours. 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, when work is not active in the drop-off area.

SN 2lane TCP 01/01/2009

### **PIKE**

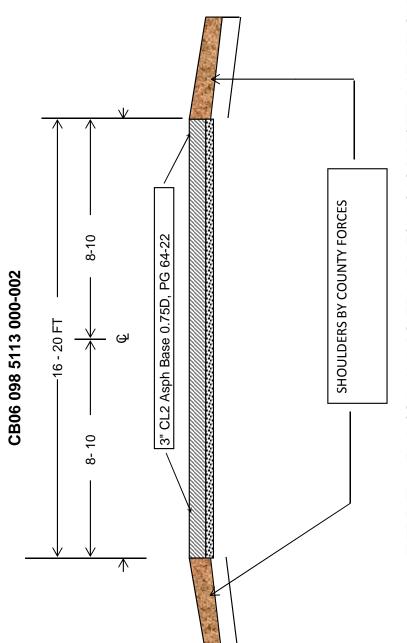






**TYPICAL SECTION** 

PIKE COUNTY - CR 1113



EXTREMELY HEAVY COAL HAUL ROUTE AND PATCHING AS DIRECTED BY THE ENGINEER

#### Contract ID: 153239 Page 17 of 54

#### **PART II**

#### SPECIFICATIONS AND STANDARD DRAWINGS

#### **SPECIFICATIONS REFERENCE**

Any reference in the plans or proposal to previous editions of the *Standard Specifications* for Road and Bridge Construction and Standard Drawings are superseded by Standard Specifications for Road and Bridge Construction, Edition of 2012 and Standard Drawings, Edition of 2012 with the 2012 Revision.

Contract ID: 153239 Page 19 of 54

Subsection:	102.15 Process Agent.			
Revision:	Replace the 1st paragraph with the following:			
Kevision.	Every corporation doing business with the Department shall submit evidence of compliance with			
	KRS Sections 14A.4-010, 271B.11-010, 271B.11-070, 271B.11-080, 271B.5-010 and 271B.16-			
	220, and file with the Department the name and address of the process agent upon whom process			
	may be served.			
Subsection:	105.13 Claims Resolution Process.			
Revision:	Delete all references to TC 63-34 and TC 63-44 from the subsection as these forms are no longer			
Ke vision.	available through the forms library and are forms generated within the AASHTO SiteManager			
	software.			
Subsection:	108.03 Preconstruction Conference.			
Revision:	Replace 8) Staking with the following:			
ite vision.	8) Staking (designated by a Professional Engineer or Land Surveyor licensed in the			
	Commonwealth of Kentucky.			
Subsection:	109.07.02 Fuel.			
Revision:	Revise item Crushed Aggregate Used for Embankment Stabilization to the following:			
	Crushed Aggregate			
	Used for Stabilization of Unsuitable Materials			
	Used for Embankment Stabilization			
	Delete the following item from the table.			
	Crushed Sandstone Base (Cement Treated)			
<b>Subsection:</b>	110.02 Demobilization.			
Revision:	Replace the first part of the first sentence of the second paragraph with the following:			
	Perform all work and operations necessary to accomplish final clean-up as specified in the first			
	paragraph of Subsection 105.12;			
<b>Subsection:</b>	112.03.12 Project Traffic Coordinator (PTC).			
Revision:	Replace the last paragraph of this subsection with the following:			
	Ensure the designated PTC has sufficient skill and experience to properly perform the task			
	assigned and has successfully completed the qualification courses.			
<b>Subsection:</b>	112.04.18 Diversions (By-Pass Detours).			
Revision:	Insert the following sentence after the 2nd sentence of this subsection.			
	The Department will not measure temporary drainage structures for payment when the contract			
	documents provide the required drainage opening that must be maintained with the diversion.			
	The temporary drainage structures shall be incidental to the construction of the diversion. If the			
	contract documents fail to provide the required drainage opening needed for the diversion, the			
	cost of the temporary drainage structure will be handled as extra work in accordance with section			
	109.04.			
	201.03.01 Contractor Staking.			
Revision:	Replace the first paragraph with the following: Perform all necessary surveying under the			
	general supervision of a Professional Engineer or Land Surveyor licensed in the Commonwealth			
	of Kentucky.			

Contract ID: 153239 Page 20 of 54

Subsections	201.04.01 Contractor Staking.				
Revision:					
Revision:	Replace the last sentence of the paragraph with the following: Complete the general layout of				
	the project under the supervision of a Professional Engineer or Land Surveyor licensed in the				
G 1 4	Commonwealth of Kentucky.				
202200000	206.04.01 Embankment-in-Place.				
Revision:	Replace the fourth paragraph with the following: The Department will not measure <b>suitable</b>				
	excavation included in the original plans that is disposed of for payment and will consider it				
	incidental to Embankment-in-Place.				
	208.02.01 Cement.				
Revision:	Replace paragraph with the following:				
	Select Type I or Type II cement conforming to Section 801. Use the same type cement				
	throughout the work.				
	208.03.06 Curing and Protection.				
Revision:	Replace the fourth paragraph with the following:				
	Do not allow traffic or equipment on the finished surface until the stabilized subgrade has cured				
	for a total of 7-days with an ambient air temperature above 40 degrees Fahrenheit. A curing day				
	consists of a continuous 24-hour period in which the ambient air temperature does not fall below				
	40 degrees Fahrenheit. Curing days will not be calculated consecutively, but must total seven (7)				
	, 24-hour days with the ambient air temperature remaining at or above 40 degrees Fahrenheit				
	before traffic or equipment will be allowed to traverse the stabilized subgrade. The Department				
	may allow a shortened curing period when the Contractor requests. The Contractor shall give the				
	Department at least 3 day notice of the request for a shortened curing period. The Department				
	will require a minimum of 3 curing days after final compaction. The Contractor shall furnish				
	cores to the treated depth of the roadbed at 500 feet intervals for each lane when a shortened				
	curing time is requested. The Department will test cores using an unconfined compression test.				
	Roadbed cores must achieve a minimum strength requirement of 80 psi.				
<b>Subsection:</b>	208.03.06 Curing and Protection.				
Revision:	Replace paragraph eight with the following:				
	At no expense to the Department, repair any damage to the subgrade caused by freezing.				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	A) Seed Mixtures for Permanent Seeding.				
<b>Revision:</b>	Revise <b>Seed Mix Type I</b> to the mixture shown below:				
	50% Kentucky 31 Tall Fescue (Festuca arundinacea)				
	35% Hard Fescue (Festuca (Festuca longifolia)				
	10% Ryegrass, Perennial (Lolium perenne)				
	5% White Dutch Clover (Trifolium repens)				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	A) Seed Mixtures for Permanent Seeding.				
Number:	2)				
Revision:	Replace the paragraph with the following:				
	Permanent Seeding on Slopes Greater than 3:1 in Highway Districts 4, 5, 6, and 7. Apply seed				
	mix Type II at a minimum application rate of 100 pounds per acre. If adjacent to a golf course				
	replace the crown vetch with Kentucky 31 Tall Fescue.				

#### Contract ID: 153239 Page 21 of 54

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	212.03.03 Permanent Seeding and Protection.				
Part:	A) Seed Mixtures for Permanent Seeding.				
Number:					
Revision:	Replace the paragraph with the following:				
	Permanent Seeding on Slopes Greater than 3:1 in Highway Districts 1, 2, 3, 8, 9, 10, 11, and 12.				
	Apply seed mix Type III at a minimum application rate of 100 pounds per acre. If adjacent to				
	crop land or golf course, replace the Sericea Lespedeza with Kentucky 31 Fescue.				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	B) Procedures for Permanent Seeding.				
<b>Revision:</b>	Delete the first sentence of the section.				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	B) Procedures for Permanent Seeding.				
<b>Revision:</b>	Replace the second and third sentence of the section with the following:				
	Prepare a seedbed and apply an initial fertilizer that contains a minimum of 100 pounds of				
	nitrogen, 100 pounds of phosphate, and 100 pounds of potash per acre. Apply agricultural				
	limestone to the seedbed when the Engineer determines it is needed. When required, place				
	agricultural limestone at a rate of 3 tons per acre.				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	D) Top Dressing.				
<b>Revision:</b>	Change the title of part to D) Fertilizer.				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	D) Fertilizer.				
<b>Revision:</b>	Replace the first paragraph with the following:				
	Apply fertilizer at the beginning of the seeding operation and after vegetation is established. Use				
	fertilizer delivered to the project in bags or bulk. Apply initial fertilizer to all areas prior to the				
	seeding or sodding operation at the application rate specified in 212.03.03 B). Apply 20-10-10				
	fertilizer to the areas after vegetation has been established at a rate of 11.5 pounds per 1,000				
	square feet. Obtain approval from the Engineer prior to the 2nd fertilizer application. Reapply				
	fertilizer to any area that has a streaked appearance. The reapplication shall be at no additional				
	cost to the Department. Re-establish any vegetation severely damaged or destroyed because of				
	an excessive application of fertilizer at no cost to the Department.				
<b>Subsection:</b>	212.03.03 Permanent Seeding and Protection.				
Part:	D) Fertilizer.				
<b>Revision:</b>	Delete the second paragraph.				
<b>Subsection:</b>	212.04.04 Agricultural Limestone.				
<b>Revision:</b>	Replace the entire section with the following:				
	The Department will measure the quantity of agricultural limestone in tons.				
<b>Subsection:</b>	212.04.05 Fertilizer.				
Revision:	Replace the entire section with the following:				
	The Department will measure fertilizer used in the seeding or sodding operations for payment.				
	The Department will measure the quantity by tons.				

<b>Subsection:</b>	212.05 PAYMENT.					
	Delete the following item code:					
	Code Pay Item Pay Unit					
	05966 Topdressing Fertilizer Ton					
<b>Subsection:</b>	212.05 PAYMENT.					
Revision:	Add the following pay items:					
	Code Pay Item Pay Unit					
	05963 Initial Fertilizer Ton					
	05964 20-10-10 Fertilizer Ton					
	05992 Agricultural Limestone Ton					
<b>Subsection:</b>	213.03.02 Progress Requirements.					
<b>Revision:</b>	Replace the last sentence of the third paragraph with the following: Additionally, the					
	Department will apply a penalty equal to the liquidated damages when all aspects of work are not					
	coordinated in an acceptable manner within 7 calendar days after written notification.					
<b>Subsection:</b>	213.03.05 Temporary Control Measures.					
Part:	E) Temporary Seeding and Protection.					
Revision:	Delete the second sentence of the first paragraph.					
<b>Subsection:</b>	304.02.01 Physical Properties.					
Table:	Required Geogrid Properties					
	Replace all references to Test Method "GRI-GG2-87" with ASTM D 7737.					
<b>Subsection:</b>	402.03.02 Contractor Quality Control and Department Acceptance.					
Part:	B) Sampling.					
Revision:	Replace the second sentence with the following:					
	The Department will determine when to obtain the quality control samples using the random-					
	number feature of the mix design submittal and approval spreadsheet. The Department will					
	randomly determine when to obtain the verification samples required in Subsections 402.03.03					
	and 402.03.04 using the Asphalt Mixture Sample Random Tonnage Generator.					
	402.03.02 Contractor Quality Control and Department Acceptance.					
Part:	D) Testing Responsibilities.					
Number:	3) VMA.					
<b>Revision:</b>	Add the following paragraph below Number 3) VMA:					
	Retain the AV/VMA specimens and one additional corresponding G <sub>mm</sub> sample for 5 working					
	days for mixture verification testing by the Department. For Specialty Mixtures, retain a mixture					
	sample for 5 working days for mixture verification testing by the Department. When the					
	Department's test results do not verify that the Contractor's quality control test results are within					
	the acceptable tolerances according to Subsection 402.03.03, retain the samples and specimens					
Subsection:	from the affected sublot(s) for the duration of the project. 402.03.02 Contractor Quality Control and Department Acceptance.					
Part:	D) Testing Responsibilities.					
Number:	4) Density.					
Revision:	Replace the second sentence of the Option A paragraph with the following:					
IXC VISIUII.	Perform coring by the end of the following work day.					
	1 croim coming by the cha of the ronowing work day.					

Contract ID: 153239 Page 23 of 54

### Supplemental Specifications to the Standard Specifications for Road and Bridge Construction, 2012 Edition Effective with the July 31, 2015 Letting

402.03.02 Contractor Quality Control and Department Acceptance. **Subsection:** D) Testing Responsibilities. Part: Number: 5) Gradation. **Revision:** Delete the second paragraph. 402.03.02 Contractor Quality Control and Department Acceptance. **Subsection:** H) Unsatisfactory Work. Part: Number: 1) Based on Lab Data. **Revision:** Replace the second paragraph with the following: When the Engineer determines that safety concerns or other considerations prohibit an immediate shutdown, continue work and the Department will make an evaluation of acceptability according to Subsection 402.03.05. 402.03.03 Verification. **Subsection: Revision:** Replace the first paragraph with the following: **402.03.03 Mixture Verification.** For volumetric properties, the Department will perform a minimum of one verification test for AC, AV, and VMA according to the corresponding procedures as given in Subsection 402.03.02. The Department will randomly determine when to obtain the verification sample using the Asphalt Mixture Sample Random Tonnage Generator. For specialty mixtures, the Department will perform one AC and one gradation determination per lot according to the corresponding procedures as given in Subsection 402.03.02. However, Department personnel will not perform AC determinations according to KM 64-405. The Contractor will obtain a quality control sample at the same time the Department obtains the mixture verification sample and perform testing according to the procedures given in Subsection 402.03.02. If the Contractor's quality control sample is verified by the Department's test results within the tolerances provided below, the Contractor's sample will serve as the quality control sample for the affected sublot. The Department may perform the mixture verification test on the Contractor's equipment or on the Department's equipment. 402.03.03 Verification. **Subsection:** Part: A) Evaluation of Sublot(s) Verified by Department. Replace the third sentence of the second paragraph with the following: **Revision:** When the paired t-test indicates that the Contractor's data and Department's data are possibly not from the same population, the Department will investigate the cause for the difference according to Subsection 402.03.05 and implement corrective measures as the Engineer deems appropriate. **Subsection:** 402.03.03 Verification. B) Evaluation of Sublots Not Verified by Department. Part: Replace the third sentence of the first paragraph with the following: **Revision:** When differences between test results are not within the tolerances listed below, the Department

will resolve the discrepancy according to Subsection 402.03.05.

Contract ID: 153239 Page 24 of 54

Crrhanations	402 02 02 Varification				
	<ul><li>402.03.03 Verification.</li><li>B) Evaluation of Sublots Not Verified by Department.</li></ul>				
	Replace the third sentence of the second paragraph with the following:				
	When the $F$ -test or $t$ -test indicates that the Contractor's data and Department's data are possibly				
	not from the same population, the Department will investigate the cause for the difference				
	according to Subsection 402.03.05 and implement corrective measures as the Engineer deems				
	appropriate.				
	402.03.03 Verification.				
	C) Test Data Patterns.				
	Replace the second sentence with the following:				
	When patterns indicate substantial differences between the verified and non-verified sublots, the				
	Department will perform further comparative testing according to subsection 402.03.05.				
	402.03 CONSTRUCTION.				
	Add the following subsection: 402.03.04 Testing Equipment and Technician Verification.				
	For mixtures with a minimum quantity of 20,000 tons and for every 20,000 tons thereafter, the				
	Department will obtain an additional verification sample at random using the Asphalt Mixture				
	Sample Random Tonnage Generator in order to verify the integrity of the Contractor's and				
	Department's laboratory testing equipment and technicians. The Department will obtain a				
	mixture sample of at least 150 lb at the asphalt mixing plant according to KM 64-425 and split it				
	according to AASHTO R 47. The Department will retain one split portion of the sample and				
-	provide the other portion to the Contractor. At a later time convenient to both parties, the				
	Department and Contractor will simultaneously reheat the sample to the specified compaction				
	temperature and test the mixture for AV and VMA using separate laboratory equipment				
	according to the corresponding procedures given in Subsection 402.03.02. The Department will				
	evaluate the differences in test results between the two laboratories. When the difference				
	between the results for AV or VMA is not within $\pm 2.0$ percent, the Department will investigate				
	and resolve the discrepancy according to Subsection 402.03.05.				
Subsection: 4	402.03.04 Dispute Resolution.				
<b>Revision:</b>	Change the subsection number to 402.03.05.				
	402.05 PAYMENT.				
Part:	Lot Pay Adjustment Schedule Compaction Option A Base and Binder Mixtures				
Table:	AC				
	Replace the Deviation from JMF(%) that corresponds to a Pay Value of 0.95 to ±0.6.				
	403.02.10 Material Transfer Vehicle (MTV).				
	Replace the first sentence with the following:				
[	In addition to the equipment specified above, provide a MTV with the following minimum				
-	characteristics:				
Subsection: 4	412.02.09 Material Transfer Vehicle (MTV).				
	Replace the paragraph with the following:				
	Provide and utilize a MTV with the minimum characteristics outlined in section 403.02.10.				

#### Contract ID: 153239 Page 25 of 54

Revision:  Replace the first paragraph with the following:  Use a MTV when placing SMA mixture in the driving lanes. The MTV is not required on and/or shoulders unless specified in the contract. When the Engineer determines the use of MTV is not practical for a portion of the project, the Engineer may waive its requirement for the specified in the contract.					
Use a MTV when placing SMA mixture in the driving lanes. The MTV is not required on and/or shoulders unless specified in the contract. When the Engineer determines the use of					
and/or shoulders unless specified in the contract. When the Engineer determines the use of	Replace the first paragraph with the following:				
	amps				
MTV is not practical for a portion of the project, the Engineer may waive its requirement to	the				
in the procedure for a portion of the project, the Engineer may warve its requirement in	or that				
portion of pavement by a letter documenting the waiver.					
Subsection: 412.04 MEASUREMENT.	412.04 MEASUREMENT.				
<b>Revision:</b> Add the following subsection:					
412.04.03. Material Transfer Vehicle (MTV). The Department will not measure the MTV	for				
payment and will consider its use incidental to the asphalt mixture.					
<b>Subsection:</b> 501.03.05 Weather Limitations and Protection.					
<b>Revision:</b> Replace the reference to Subsection 501.03.19 in Paragraph 5, with Subsection 501.03.20					
Subsection: 501.03.19 Surface Tolerances and Testing Surface.					
Part: B) Ride Quality.					
<b>Revision:</b> Add the following to the end of the first paragraph:					
The Department will specify if the ride quality requirements are Category A or Category E					
ride quality is specified in the Contract. Category B ride quality requirements shall apply v	hen				
the Department fails to classify which ride quality requirement will apply to the Contract.					
Subsection:   603.03.06 Cofferdams.					
	Replace the seventh sentence of paragraph one with the following:				
Submit drawings that are stamped by a Professional Engineer licensed in the Commonwea	lth of				
Kentucky.					
Subsection: 605.03.04 Tack Welding.					
<b>Revision:</b> Insert the subsection and the following:					
605.03.04 Tack Welding. The Department does not allow tack welding.					
Subsection:   606.03.17 Special Requirements for Latex Concrete Overlays.					
Part: A) Existing Bridges and New Structures.					
Number: 1) Prewetting and Grout-Bond Coat.					
<b>Revision:</b> Add the following sentence to the last paragraph: Do not apply a grout-bond coat on bridge	e				
decks prepared by hydrodemolition.					
Subsection: 609.03 Construction.					
Revision: Replace Subsection 609.03.01 with the following:					
609.03.01 A) Swinging the Spans. Before placing concrete slabs on steel spans or precast	•,				
concrete release the temporary erection supports under the bridge and swing the span free	on its				
supports.					
609.03.01 B) Lift Loops. Cut all lift loops flush with the top of the precast beam once the					
is placed in the final location and prior to placing steel reinforcement. At locations where	11It				
loops are cut, paint the top of the beam with galvanized or epoxy paint.					

Contract ID: 153239 Page 26 of 54

Subsection:	611.03.02 Precast Unit Construction.						
Revision:	Replace the first sentence of the subsection with the following:						
Kevision.	Construct units according to ASTM C1577, replacing Table 1 (Design Requirements for						
	Precast Concrete Box Sections Under Earth, Dead and HL-93 Live Load Conditions) with						
	KY Table 1 (Precast Culvert KYHL-93 Design Table), and Section 605 with the following						
	exceptions and additions:						
Subsection:	613.03.01 Design.						
Number:	2)						
Revision:	Replace "AASHTO Standard Specifications for Highway Bridges" with "AASHTO LRFD						
Kevision.	Bridge Design Specifications"						
Subsection:	615.06.02						
Revision:							
Kevision.	Add the following sentence to the end of the subsection.  The ends of units shall be normal to walls and centerline except exposed edges shall be beveled						
	34 inch.						
Subsection:	615.06.03 Placement of Reinforcement in Precast 3-Sided Units.						
Revision: Subsection:	Replace the reference of 6.6 in the section to 615.06.06. 615.06.04 Placement of Reinforcement for Precast Endwalls.						
Revision: Subsection:	Replace the reference of 6.7 in the section to 615.06.07. 615.06.06 Laps, Welds, and Spacing for Precast 3-Sided Units.						
Revision:	Replace the subsection with the following:  Tension splices in the circumferential reinforcement shall be made by lapping. Laps may not be						
Subsection:	tack welded together for assembly purposes. For smooth welded wire fabric, the overlap shall meet the requirements of AASHTO 2012 Bridge Design Guide Section 5.11.2.5.2 and AASHTO 2012 Bridge Design Guide Section 5.11.2.5.1 and Section 5.11.2.1. For shall be measured between the outer most longitudinal wires of each fabric sheet. For deformed billet-steel bars, the overlap shall meet the requirements of AASHTO 2012 Bridge Design Guide Section 5.11.2.1. For splices other than tension splices, the overlap shall be a minimum of 12" for welded wire fabric or deformed billet-steel bars. The spacing center to center of the circumferential wires in a wire fabric sheet shall be no less than 2 inches and no more than 4 inches. The spacing center to center of the longitudinal wires shall not be more than 8 inches. The spacing center to center of the longitudinal distribution steel for either line of reinforcing in the top slab shall be not more than 16 inches.  615.06.07 Laps, Welds, and Spacing for Precast Endwalls.						
Revision:	Replace the subsection with the following:  Splices in the reinforcement shall be made by lapping. Laps may not be tack welded together for assembly purposes. For smooth welded wire fabric, the overlap shall meet the requirements of AASHTO 2012 Bridge Design Guide Section 5.11.2.5.2 and AASHTO 2012 Bridge Design Guide Section 5.11.6.3. For deformed welded wire fabric, the overlap shall meet the requirements of AASHTO 2012 Bridge Design Guide Section 5.11.2.5.1 and AASHTO 2012 Bridge Design Guide Section 5.11.2.5.1 and AASHTO 2012 Bridge Design Guide Section 5.11.2.1. The spacing center-to-center of the wire fabric sheet shall not be less than 2 inches or more than 8 inches.						

Contract ID: 153239 Page 27 of 54

<b>Subsection:</b>	615.08.01 Type of Test Specimen.			
<b>Revision:</b>	Replace the subsection with the following:			
	Start-up slump, air content, unit weight, and temperature tests will be performed each day on the			
	first batch of concrete. Acceptable start-up results are required for production of the first unit.			
	After the first unit has been established, random acceptance testing is performed daily for each			
	50 yd <sup>3</sup> (or fraction thereof). In addition to the slump, air content, unit weight, and temperature			
	tests, a minimum of one set of cylinders shall be required each time plastic property testing is			
	performed.			
<b>Subsection:</b>	615.08.02 Compression Testing.			
Revision:	Delete the second sentence.			
<b>Subsection:</b>	615.08.04 Acceptability of Core Tests.			
Revision:	Delete the entire subsection.			
<b>Subsection:</b>	615.12 Inspection.			
<b>Revision:</b>	Add the following sentences to the end of the subsection: Units will arrive at jobsite with the			
	"Kentucky Oval" stamped on the unit which is an indication of acceptable inspection at the			
	production facility. Units shall be inspected upon arrival for any evidence of damage resulting			
	from transport to the jobsite.			
<b>Subsection:</b>	701.04.16 Deduction for Pipe Deflection.			
Revision:	Insert the following at the end of the paragraph:			
	The section length is determined by the length of the pipe between joints where the failure			
	occurred.			
<b>Subsection:</b>	716.02.02 Paint.			
Revision:	Replace sentence with the following: Conform to Section 821.			
<b>Subsection:</b>	716.03 CONSTRUCTION.			
Revision:	Replace bullet 5) with the following: 5) AASHTO Standard Specifications for Structural			
	Supports for Highway Signs, Luminaires, and Traffic Signals, 2013-6th Edition with current			
	interims,			
	716.03.02 Lighting Standard Installation.			
Revision:	Replace the second sentence with the following:			
	Regardless of the station and offset noted, locate all poles/bases behind the guardrail a minimum			
	of four feet from the front face of the guardrail to the front face of the pole base.			
	716.03.02 Lighting Standard Installation.			
Part:	A) Conventional Installation.			
Revision:	Replace the third sentence with the following: Orient the transformer base so the door is			
	positioned on the side away from on-coming traffic.			
	716.03.02 Lighting Standard Installation.			
Part:	A) Conventional Installation.			
Number:	1) Breakaway Installation and Requirements.			
Revision:	Replace the first sentence with the following: For breakaway supports, conform to Section 12 of			
	the AASHTO Standard Specifications for Structural Supports for Highway Signs, Luminaires,			
G 1	and Traffic Signals, 2013-6th Edition with current interims.			
	716.03.02 Lighting Standard Installation.			
Part:	B) High Mast Installation			
Revision:	Replace the first sentence with the following: Install each high mast pole as noted on plans.			

Contract ID: 153239 Page 28 of 54

#### Supplemental Specifications to the Standard Specifications for Road and Bridge Construction, 2012 Edition Effective with the July 31, 2015 Letting

**Subsection:** 716.03.02 Lighting Standard Installation.

Part: Number:

B) High Mast Installation 2) Concrete Base Installation

**Revision:** 

Modification of Chart and succeeding paragraphs within this section:

Drilled Shaft Depth Data							
	_		3:1 Ground		Fround	1.5:1	Ground
Level Ground		Slope		Slope		Slo	pe <sup>(2)</sup>
Soil	Rock	Soil	Rock	Soil	Rock	Soil	Rock
17 ft	7 ft	19 ft	7 ft	20 ft	7 ft	(1)	7 ft

Steel Requirements Vertical Bars Ties or Spiral Spacing or Size Total Size Pitch 16 #10

- (1): Shaft length is 22' for cohesive soil only. For cohesionless soil, contact geotechnical branch for design.
- (2): Do not construct high mast drilled shafts on ground slopes steeper than 1.5:1 without the approval of the Division of Traffic.

If rock is encountered during drilling operations and confirmed by the engineer to be of sound quality, the shaft is only required to be further advanced into the rock by the length of rock socket shown in the table. The total length of the shaft need not be longer than that of soil alone. Both longitudinal rebar length and number of ties or spiral length shall be adjusted accordingly.

If a shorter depth is desired for the drilled shaft, the contractor shall provide, for the state's review and approval, a detailed column design with individual site specific soil and rock analysis performed and approved by a Professional Engineer licensed in the Commonwealth of Kentucky.

Spiral reinforcement may be substituted for ties. If spiral reinforcement is used, one and onehalf closed coils shall be provided at the ends of each spiral unit. Subsurface conditions consisting of very soft clay or very loose saturated sand could result in soil parameters weaker than those assumed. Engineer shall consult with the geotechnical branch if such conditions are encountered.

The bottom of the drilled hole shall be firm and thoroughly cleaned so no loose or compressible materials are present at the time of the concrete placement. If the drilled hole contains standing water, the concrete shall be placed using a tremie to displace water. Continuous concrete flow will be required to insure full displacement of any water.

The reinforcement and anchor bolts shall be adequately supported in the proper positions so no movement occurs during concrete placement. Welding of anchor bolts to the reinforcing cage is unacceptable, templates shall be used. Exposed portions of the foundation shall be formed to create a smooth finished surface. All forming shall be removed upon completion of foundation construction.

**Subsection:** 716.03.03 Trenching.

Part:

A) Trenching of Conduit for Highmast Ducted Cables.

**Revision:** 

Add the following after the first sentence: If depths greater than 24 inches are necessary, obtain the Engineer's approval and maintain the required conduit depths coming into the junction boxes. No payment for additional junction boxes for greater depths will be allowed.

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	716.03.03 Trenching.			
Part:	B) Trenching of Conduit for Non-Highmast Cables.			
Revision:	Add the following after the second sentence: If depths greater than 24 inches are necessary for			
	either situation listed previously, obtain the Engineer's approval and maintain the required			
	conduit depths coming into the junction boxes. No payment for additional junction boxes for			
	greater depths will be allowed.			
	716.03.10 Junction Boxes.			
Revision:	Replace subsection title with the following: Electrical Junction Box.			
	716.04.07 Pole with Secondary Control Equipment.			
Revision:	Replace the paragraph with the following:			
	The Department will measure the quantity as each individual unit furnished and installed. The			
	Department will not measure mounting the cabinet to the pole, backfilling, restoration, any			
	necessary hardware to anchor pole, or electrical inspection fees, and will consider them			
	incidental to this item of work. The Department will also not measure furnishing and installing			
	electrical service conductors, specified conduits, meter base, transformer, service panel, fused			
	cutout, fuses, lighting arrestors, photoelectrical control, circuit breaker, contactor, manual switch,			
	ground rods, and ground wires and will consider them incidental to this item of work.			
<b>Subsection:</b>	716.04.08 Lighting Control Equipment.			
<b>Revision:</b>	Replace the paragraph with the following:			
	The Department will measure the quantity as each individual unit furnished and installed. The			
	Department will not measure constructing the concrete base, excavation, backfilling, restoration,			
	any necessary anchors, or electrical inspection fees, and will consider them incidental to this item			
	of work. The Department will also not measure furnishing and installing electrical service			
	conductors, specified conduits, meter base, transformer, service panel, fused cutout, fuses,			
	lighting arrestors, photoelectrical control, circuit breakers, contactor, manual switch, ground			
	rods, and ground wires and will consider them incidental to this item of work.			
<b>Subsection:</b>	716.04.09 Luminaire.			
<b>Revision:</b>	Replace the first sentence with the following:			
	The Department will measure the quantity as each individual unit furnished and installed.			
<b>Subsection:</b>	716.04.10 Fused Connector Kits.			
Revision:	Replace the first sentence with the following:			
	The Department will measure the quantity as each individual unit furnished and installed.			
<b>Subsection:</b>	716.04.13 Junction Box.			
Revision:	Replace the subsection title with the following: Electrical Junction Box Type Various.			
<b>Subsection:</b>	716.04.13 Junction Box.			
Part:	A) Junction Electrical.			
Revision:	Rename A) Junction Electrical to the following: A) Electrical Junction Box.			
<b>Subsection:</b>	716.04.14 Trenching and Backfilling.			
<b>Revision:</b>	Replace the second sentence with the following:			
	The Department will not measure excavation, backfilling, underground utility warning tape (if			
	required), the restoration of disturbed areas to original condition, and will consider them			
	incidental to this item of work.			
	The second of th			

Subsection	716.04.18 Remove Lighting.						
Revision:	Replace the paragraph with the following:						
Te vision.	The Department will measure the quantity as a lump sum for the removal of lighting equipment.						
	The Department will not measure the disposal of all equipment and materials off the project by						
	the contractor. The Department also will not measure the transportation of the materials and will						
	consider them incidental to this item of work.						
Subsection:	716.04.20 Bore and Jack Conduit.						
Revision:	Replace the paragraph with the following: The Department will measure the quantity in linear						
	feet. This item shall include all work necessary for boring and installing conduit under an						
	existing roadway. Construction methods shall be in accordance with Sections 706.03.02,						
	paragraphs 1, 2, and 4.						
<b>Subsection:</b>	716.05 PAYMENT.						
Revision:	Replace items 04810-04811, 20391NS835 and, 20392NS835 under <u>Code</u> , <u>Pay Item</u> , and <u>Pay</u>						
	<u>Unit</u> with the following:						
	Code Pay Item Pay Unit						
	04810 Electrical Junction Box Each						
	04811 Electrical Junction Box Type B Each						
	20391NS835 Electrical Junction Box Type A Each						
	20392NS835 Electrical Junction Box Type C Each						
<b>Subsection:</b>	723.02.02 Paint.						
Revision:	Replace sentence with the following: Conform to Section 821.						
	723.03 CONSTRUCTION.						
Revision:	Replace bullet 5) with the following: 5) AASHTO Standard Specifications for Structural						
	Supports for Highway Signs, Luminaires, and Traffic Signals, 2013-6th Edition with current						
~ -	interims,						
	723.03.02 Poles and Bases Installation.						
Revision:	Replace the first sentence with the following:						
	Regardless of the station and offset noted, locate all poles/bases behind the guardrail a minimum						
Subsection:	of four feet from the front face of the guardrail to the front face of the pole base.  723.03.02 Poles and Bases Installation.						
Part:	A) Steel Strain and Mastarm Poles Installation						
Revision:	Replace the second paragraph with the following: For concrete base installation, see Section						
IXC VISIUII.	716.03.02, B), 2), Paragraphs 2-7. Drilled shaft depth shall be based on the soil conditions						
	encountered during drilling and slope condition at the site. Refer to the design chart below:						
Subsection:	723.03.02 Poles and Bases Installation.						
Part:	B) Pedestal or Pedestal Post Installation.						
Revision:	Replace the fourth sentence of the paragraph with the following: For breakaway supports,						
	conform to Section 12 of the AASHTO Standard Specifications for Structural Supports for						
	Highway Signs, Luminaires, and Traffic Signals, 2013-6th Edition with current interims.						

	723.03.03 Trenching.				
Part:	A) Under Roadway.				
Revision:	Add the following after the second sentence: If depths greater than 24 inches are necessary,				
	obtain the Engineer's approval and maintain ether required conduit depths coming into the				
	junction boxes. No payment for additional junction boxes for greater depths will be allowed.				
<b>Subsection:</b>	723.03.11 Wiring Installation.				
<b>Revision:</b>	Add the following sentence between the fifth and sixth sentences: Provide an extra two feet of				
	loop wire and lead-in past the installed conduit in poles, pedestals, and junction boxes.				
<b>Subsection:</b>	723.03.12 Loop Installation.				
<b>Revision:</b>	Replace the fourth sentence of the 2nd paragraph with the following: Provide an extra two feet of				
	loop wire and lead-in past the installed conduit in poles, pedestals, and junction boxes.				
<b>Subsection:</b>	723.04.02 Junction Box.				
<b>Revision:</b>	Replace subsection title with the following: Electrical Junction Box Type Various.				
<b>Subsection:</b>	723.04.03 Trenching and Backfilling.				
Revision:	Replace the second sentence with the following: The Department will not measure excavation,				
	backfilling, underground utility warning tape (if required), the restoration of disturbed areas to				
	original condition, and will consider them incidental to this item of work.				
<b>Subsection:</b>	723.04.10 Signal Pedestal.				
Revision:	Replace the second sentence with the following: The Department will not measure excavation,				
	concrete, reinforcing steel, specified conduits, fittings, ground rod, ground wire, backfilling,				
	restoring disturbed areas, or other necessary hardware and will consider them incidental to this				
	item of work.				
	723.04.15 Loop Saw Slot and Fill.				
Revision:	Replace the second sentence with the following: The Department will not measure sawing,				
	cleaning and filling induction loop saw slot, loop sealant, backer rod, and grout and will consider				
	them incidental to this item of work.				
	723.04.16 Pedestrian Detector.				
Revision:	Replace the paragraph with the following: The Department will measure the quantity as each				
	individual unit furnished, installed and connected to pole/pedestal. The Department will not				
	measure installing R10-3e (with arrow) sign, furnishing and installing mounting hardware for				
	sign and will consider them incidental to this item of work.				
	723.04.18 Signal Controller- Type 170.				
Revision:	Replace the second sentence with the following: The Department will not measure constructing				
	the concrete base or mounting the cabinet to the pole, connecting the signal and detectors,				
	excavation, backfilling, restoration, any necessary pole mounting hardware, electric service, or				
	electrical inspection fees and will consider them incidental to this item of work. The Department				
	will also not measure furnishing and connecting the induction of loop amplifiers, pedestrian				
	isolators, load switches, model 400 modem card; furnishing and installing electrical service				
	conductors, specified conduits, anchors, meter base, fused cutout, fuses, ground rods, ground				
	wires and will consider them incidental to this item of work.				

<b>Subsection:</b>	723.04.20 Install Signal Controller - Type 170.
Revision:	Replace the paragraph with the following: The Department will measure the quantity as each
110 ( 101011)	individual unit installed. The Department will not measure constructing the concrete base or
	mounting the cabinet to the pole, connecting the signal and detectors, and excavation,
	backfilling, restoration, any necessary pole mounting hardware, electric service, or electrical
	inspection fees and will consider them incidental to this item of work. The Department will also
	not measure connecting the induction loop amplifiers, pedestrian, isolators, load switches, model
	400 modem card; furnishing and installing electrical service conductors, specified conduits,
	anchors, meter base, fused cutout, fuses, ground rods, ground wires and will consider them
	incidental to this item of work.
<b>Subsection:</b>	723.04.22 Remove Signal Equipment.
Revision:	Replace the paragraph with the following: The Department will measure the quantity as a lump
	sum removal of signal equipment. The Department will not measure the return of control
	equipment and signal heads to the Department of Highways as directed by the District Traffic
	Engineer. The Department also will not measure the transportation of materials of the disposal
	of all other equipment and materials off the project by the contractor and will consider them
	incidental to this item of work.
<b>Subsection:</b>	723.04.28 Install Pedestrian Detector Audible.
<b>Revision:</b>	Replace the second sentence with the following: The Department will not measure installing sign
	R10-3e (with arrow) and will consider it incidental to this item of work.
<b>Subsection:</b>	723.04.29 Audible Pedestrian Detector.
<b>Revision:</b>	Replace the second sentence with the following: The Department will not measure furnishing
	and installing the sign R10-3e (with arrow) and will consider it incidental to this item of work.
<b>Subsection:</b>	723.04.30 Bore and Jack Conduit.
<b>Revision:</b>	Replace the paragraph with the following: The Department will measure the quantity in linear
	feet. This item shall include all work necessary for boring and installing conduit under an
	existing roadway. Construction methods shall be in accordance with Sections 706.03.02,
	paragraphs 1, 2, and 4.
	723.04.31 Install Pedestrian Detector.
<b>Revision:</b>	Replace the paragraph with the following: The Department will measure the quantity as each
	individual unit installed and connected to pole/pedestal. The Department will not measure
	installing sign R 10-3e (with arrow) and will consider it incidental to this item of work.
Subsection:	723.04.32 Install Mast Arm Pole.
Revision:	Replace the second sentence with the following: The Department will not measure arms, signal
	mounting brackets, anchor bolts, or any other necessary hardware and will consider them
G 1	incidental to this item of work.
Subsection:	723.04.33 Pedestal Post.
Revision:	Replace the second sentence with the following: The Department will not measure excavation,
	concrete, reinforcing steel, anchor bolts, conduit, fittings, ground rod, ground wire, backfilling,
	restoration, or any other necessary hardware and will consider them incidental to this item of
	work.

Subsection	723.04.36 Traffic Signal Pole Base.
Revision:	Replace the second sentence with the following: The Department will not measure excavation,
Kevision:	·
	reinforcing steel, anchor bolts, specified conduits, ground rods, ground wires, backfilling, or
G 1	restoration and will consider them incidental to this item of work.
	723.04.37 Install Signal Pedestal.
Revision:	Replace the second sentence with the following: The Department will not measure excavation,
	concrete, reinforcing steel, anchor bolts, specified conduits, fittings, ground rod, ground wire,
	backfilling, restoration, or any other necessary hardware and will consider them incidental to this
	item of work.
	723.04.38 Install Pedestal Post.
Revision:	Replace the second sentence with the following: The Department will not measure excavation,
	concrete, reinforcing steel, anchor bolts, specified conduits, fittings, ground rod, ground wire,
	backfilling, restoration, or any other necessary hardware and will consider them incidental to this
	item of work.
	723.05 PAYMENT.
Revision:	Replace items 04810-04811, 20391NS835 and, 20392NS835 under <u>Code</u> , <u>Pay Item</u> , and <u>Pay</u>
	<u>Unit</u> with the following:
	Code Pay Item Pay Unit
	04810 Electrical Junction Box Each
	04811 Electrical Junction Box Type B Each
	20391NS835 Electrical Junction Box Type A Each
	20392NS835 Electrical Junction Box Type C Each
	804.01.02 Crushed Sand.
Revision:	Delete last sentence of the section.
<b>Subsection:</b>	804.01.06 Slag.
Revision:	Add subsection and following sentence.
	Provide blast furnace slag sand where permitted. The Department will allow steel slag sand only
	in asphalt surface applications.
<b>Subsection:</b>	804.04 Asphalt Mixtures.
Revision:	Replace the subsection with the following:
	Provide natural, crushed, conglomerate, or blast furnace slag sand, with the addition of filler as
	necessary, to meet gradation requirements. The Department will allow any combination of
	natural, crushed, conglomerate or blast furnace slag sand when the combination is achieved using
	cold feeds at the plant. The Engineer may allow other fine aggregates.
<b>Subsection:</b>	806.03.01 General Requirements.
Revision:	Replace the second sentence of the paragraph with the following:
	Additionally, the material must have a minimum solubility of 99.0 percent when tested according
	to AASHTO T 44 and PG 76-22 must exhibit a minimum recovery of 60 percent, with a $J_{NR}$
	(nonrecoverable creep compliance) between 0.1 and 0.5, when tested according to AASHTO TP
	70.
	<u>I</u>

Subsection	806.03.01 General Requirements.
	PG Binder Requirements and Price Adjustment Schedule
	Replace the Elastic Recovery, % <sup>(3)</sup> (AASHTO T301) and all corresponding values in the table
l l	with the following:
	Test         Specification         100% Pay         90% Pay         80% Pay         70% Pay         50% Pay           MSCR recovery, $%^{(3)}$ 60 Min.         ≥58         56         55         54         <53
	(AASHTO TP 70)
<b>Subsection:</b>	806.03.01 General Requirements.
Table:	PG Binder Requirements and Price Adjustment Schedule
Superscript:	(3)
Revision:	Replace (3) with the following:
	Perform testing at 64°C.
<b>Subsection:</b>	813.04 Gray Iron Castings.
<b>Revision:</b>	Replace the reference to "AASHTO M105" with "ASTM A48".
<b>Subsection:</b>	813.09.02 High Strength Steel Bolts, Nuts, and Washers.
Number:	A) Bolts.
<b>Revision:</b>	Delete first paragraph and "Hardness Number" Table. Replace with the following:
	A) Bolts. Conform to ASTM A325 (AASHTO M164) or ASTM A490 (AASHTO 253) as
	applicable.
	814.04.02 Timber Guardrail Posts.
	Third paragraph, replace the reference to "AWPA C14" with "AWPA U1, Section B, Paragraph
	4.1".
	814.04.02 Timber Guardrail Posts.
	Replace the first sentence of the fourth paragraph with the following:
	Use any of the species of wood for round or square posts covered under AWPA U1.
10 0110 10 0 0 0 0 0 0 0 0 0 0 0 0 0 0	814.04.02 Timber Guardrail Posts.
	Fourth paragraph, replace the reference to "AWPA C2" with "AWPA U1, Section B, Paragraph
	4.1".
	814.04.02 Timber Guardrail Posts.
-	Delete the second sentence of the fourth paragraph. 814.05.02 Composite Plastic.
	1) Add the following to the beginning of the first paragraph: Select composite offset blocks
	conforming to this section and assure blocks are from a manufacturer included on the
	Department's List of Approved Materials.
	2) Delete the last paragraph of the subsection.
	816.07.02 Wood Posts and Braces.
	First paragraph, replace the reference to "AWPA C5" with "AWPA U1, Section B, Paragraph
	4.1".
<b>Subsection:</b>	816.07.02 Wood Posts and Braces.
Revision:	Delete the second sentence of the first paragraph.
<b>Subsection:</b>	818.07 Preservative Treatment.

<b>Subsection:</b>	834.14 Lighting Poles.
<b>Revision:</b>	Replace the first sentence with the following: Lighting pole design shall be in accordance with
	loading and allowable stress requirements of the AASHTO Standard Specifications for Structural
	Supports for Highway Signs, Luminaires, and Traffic Signals, 2013-6th Edition with current
	interims, with the exception of the following: The Cabinet will waive the requirement stated in
	the first sentence of Section 5.14.6.2 – Reinforced Holes and Cutouts for high mast poles (only).
	The minimum diameter at the base of the pole shall be 22 inches for high mast poles (only).
Subsection	834.14.03 High Mast Poles.
Revision:	Remove the second and fourth sentence from the first paragraph.
Subsection	834.14.03 High Mast Poles.
Revision:	Replace the third paragraph with the following: Provide calculations and drawings that are
Kevision.	stamped by a Professional Engineer licensed in the Commonwealth of Kentucky.
Subsection:	834.14.03 High Mast Poles.
Revision:	Replace paragraph six with the following: Provide a pole section that conforms to ASTM A 595
TTC VIDIOII.	grade A with a minimum yield strength of 55 KSI or ASTM A 572 with a minimum yield
	strength of 55 KSI. Use tubes that are round or 16 sided with a four inch corner radius, have a
	constant linear taper of .144 in/ft and contain only one longitudinal seam weld. Circumferential
	welded tube butt splices and laminated tubes are not permitted. Provide pole sections that are
	telescopically slip fit assembled in the field to facilitate inspection of interior surface welds and
	the protective coating. The minimum length of the telescopic slip splices shall be 1.5 times the
	inside diameter of the exposed end of the female section. Use longitudinal seam welds as
	commended in Section 5.15 of the AASHTO 2013 Specifications. The thickness of the
	transverse base shall not be less than 2 inches. Plates shall be integrally welded to the tubes with
	a telescopic welded joint or a full penetration groove weld with backup bar. The handhole cover
	shall be removable from the handhole frame. One the frame side opposite the hinge, provide a
	mechanism on the handhole cover/frame to place the Department's standard padlock as specified
	in Section 834.25. The handhole frame shall have two stainless studs installed opposite the hinge
	to secure the handhole cover to the frame which includes providing stainless steel wing nuts and
	washers. The handhole cover shall be manufactured from 0.25 inch thick galvanized steel
	(ASTM A 153) and have a neoprene rubber gasket that is permanently secured to the handhole
	frame to insure weather-tight protection. The hinge shall be manufactured from 7-guage
	stainless steel to provide adjustability to insure weather-tight fit for the cover. The minimum
	clear distance between the transverse plate and the bottom opening of the handhole shall not be
	less than the diameter of the bottom tube of the pole but needs to be at least 15 inches. Provide
	products that are hot-dip galvanized to the requirements of either ASTM A123 (fabricated
	products) or ASTM A 153 (hardware items).
<b>Subsection:</b>	834.16 ANCHOR BOLTS.
Revision:	Insert the following sentence at the beginning of the paragraph: The anchor bolt design shall
	follow the NCHRP Report 494 Section 2.4 and NCHRP 469 Appendix A Specifications.

Contract ID: 153239 Page 36 of 54

Cubactions	834.17.01 Conventional.
Revision:	Add the following sentence after the second sentence: Provide a waterproof sticker mounted on
	the bottom of the housing that is legible from the ground and indicates the wattage of the fixture
	by providing the first two numbers of the wattage.
	834.21.01 Waterproof Enclosures.
Revision:	Replace the last five sentences in the second paragraph with the following sentences:
	Provide a cabinet door with a louvered air vent, filter-retaining brackets and an easy to clean
	metal filter. Provide a cabinet door that is keyed with a factory installed standard no. 2 corbin
	traffic control key. Provide a light fixture with switch and bulb. Use a 120-volt fixture and
	utilize a L.E.D. bulb (equivalent to 60 watts minimum). Fixture shall be situated at or near the
	top of the cabinet and illuminate the contents of the cabinet. Provide a 120 VAC GFI duplex
	receptacle in the enclosure with a separate 20 amp breaker.
Subsection:	835.07 Traffic Poles.
<b>Revision:</b>	Replace the first sentence of the first paragraph with the following: Pole diameter and wall
	thickness shall be calculated in accordance with the AASHTO Standard Specifications for
	Structural Supports for Highway Signs, Luminaires, and Traffic Signals, 2013-6th Edition with
	current interims.
<b>Subsection:</b>	835.07 Traffic Poles.
Revision:	*Replace the first sentence of the fourth paragraph with the following: Ensure transverse plates
	have a thickness ≥ 2 inches.
	*Add the following sentence to the end of the fourth paragraph: The bottom pole diameter shall
	not be less than 16.25 inches.
<b>Subsection:</b>	835.07 Traffic Poles.
Revision:	Replace the third sentence of the fifth paragraph with the following: For anchor bolt design, pole
	forces shall be positioned in such a manner to maximize the force on any individual anchor bolt
	regardless of the actual anchor bolt orientation with the pole.
<b>Subsection:</b>	835.07 Traffic Poles.
Revision:	Replace the first and second sentence of the sixth paragraph with the following:
	The pole handhole shall be 25 inches by 6.5 inches. The handhole cover shall be removable
	from the handhole frame. On the frame side opposite the hinge, provide a mechanism on the
	handhole cover/frame to place the Department's standard padlock as specified in Section 834.25.
	The handhole frame shall have two stainless studs installed opposite the hinge to secure the
	handhole cover to the frame which includes providing stainless steel wing nuts and washers. The
	handhole cover shall be manufactured from 0.25 inch thick galvanized steel (ASTM 153) and
	have a neoprene rubber gasket that is permanently secured to the handhole frame to insure
	weather-tight protection. The hinge shall be manufactured from 7 gauge stainless steel to
	provide adjustability to insure a weather-tight fit for the cover. The minimum clear distance
	between the transverse plate and the bottom opening of the handhole shall not be less than the
	diameter of the bottom tube but needs to be at least 12 inches.
	diameter of the bottom thoe out needs to be at least 12 menes.

# Supplemental Specifications to the Standard Specifications for Road and Bridge Construction, 2012 Edition Effective with the July 31, 2015 Letting

<b>Subsection:</b>	835.07 Traffic Poles.						
Revision:	*Replace the first sentence of the last paragraph with the following: Provide calculations and						
	drawings that are stamped by a Professional Engineer licensed in the Commonwealth of						
	Kentucky.						
	*Replace the third sentence of the last paragraph with the following: All tables referenced in						
	835.07 are found in the AASHTO Standard Specifications for Structural Supports for Highway						
	Signs, Luminaires, and Traffic Signals, 2013-6th Edition with current interims.						
<b>Subsection:</b>	: 835.07.01 Steel Strain Poles.						
Revision:	Replace the second sentence of the second paragraph with the following:						
	The detailed analysis shall be certified by a Professional Engineer licensed in the Commonwealth						
	of Kentucky.						
<b>Subsection:</b>	835.07.01 Steel Strain Poles.						
<b>Revision:</b>	Replace number 7. after the second paragraph with the following: 7. Fatigue calculations should						
	be shown for all fatigue related connections. Provide the corresponding detail, stress category						
	and example from table 11.9.3.1-1.						
<b>Subsection:</b>	835.07.02 Mast Arm Poles.						
Revision:	Replace the second sentence of the fourth paragraph with the following: The detailed analysis						
	shall be certified by a Professional Engineer licensed in the Commonwealth of Kentucky.						
<b>Subsection:</b>	835.07.02 Mast Arm Poles.						
Revision:	Replace number 7) after the fourth paragraph with the following: 7) Fatigue calculations should						
	be shown for all fatigue related connections. Provide the corresponding detail, stress category						
	and example from table 11.9.3.1-1.						
	835.07.03 Anchor Bolts.						
Revision:	Add the following to the end of the paragraph: There shall be two steel templates (one can be						
	used for the headed part of the anchor bolt when designed in this manner) provided per pole.						
	Templates shall be contained within a 26.5 inch diameter. All templates shall be fully galvanized						
	(ASTM A 153).						
	835.16.05 Optical Units.						
Revision:	Replace the 3rd paragraph with the following:						
	The list of certified products can be found on the following website: http://www.intertek.com.						
	835.19.01 Pedestrian Detector Body.						
Revision:	Replace the first sentence with the following: Provide a four holed pole mounted aluminum						
C14:	rectangular housing that is compatible with the pedestrian detector.						
Table: Revision:	TYPE I FABRIC GEOTEXTILES FOR SLOPE PROTECTION AND CHANNEL LINING						
Kevision:	Add the following to the chart:						
	Property Minimum Value <sup>(1)</sup> Test Method						
	CBR Puncture (lbs) 494 ASTM D6241						
	Permittivity (1/s) 0.7 ASTM D4491						
	<u> </u>						

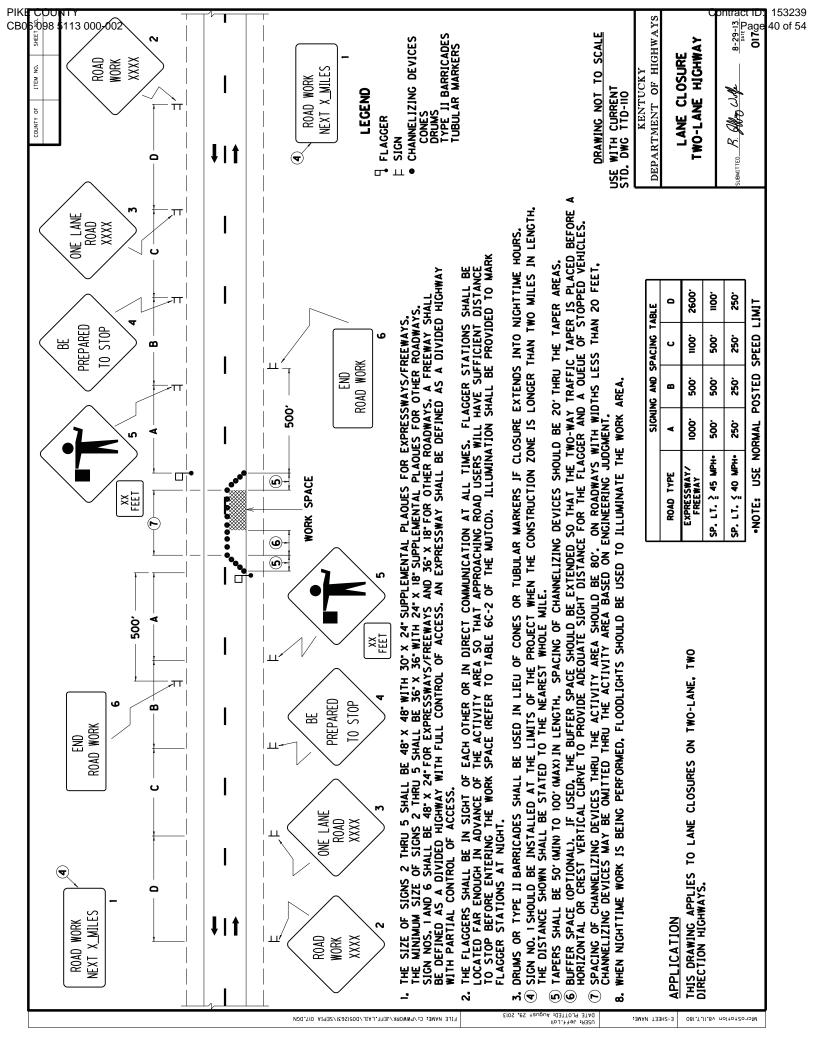
Contract ID: 153239 Page 38 of 54

# Supplemental Specifications to the Standard Specifications for Road and Bridge Construction, 2012 Edition Effective with the July 31, 2015 Letting

<b>Subsection:</b>	843.01.01 Geotextile Fabri	c.					
Table:	TYPE II FABRIC GEOTEXTILES FOR UNDERDRAINS						
Revision:	Add the following to the chart:						
	<u>Property</u> <u>Minimum Value<sup>(1)</sup></u> <u>Test Method</u>						
	CBR Puncture (lbs)	Puncture (lbs) 210 ASTM D6241					
	Permittivity (1/s)	0.5	ASTM D4491				
Subsection:	: 843.01.01 Geotextile Fabric.						
Table:	TYPE III FABRIC GEOTEXTILES FOR SUBGRADE OR EMBANKMENT STABILIZATION						
Revision:	Add the following to the ch	nart:					
	<u>Property</u>	Minimum Value <sup>(1)</sup>	Test Method				
	CBR Puncture (lbs)	370 ASTM D624					
	Permittivity (1/s)	0.05	ASTM D4491				
<b>Subsection:</b>	843.01.01 Geotextile Fabric.						
Table:	TYPE IV FABRIC GEOTEXTILES FOR EMBANKMENT DRAINAGE BLANKETS AND						
	PAVEMENT EDGE DRA	- 11 <del>-</del>					
Revision:	Add the following to the chart:						
	<u>Property</u> <u>Minimum Value<sup>(1)</sup></u> <u>T</u>		Test Method				
	CBR Puncture (lbs)	309	ASTM D6241				
	Permittivity (1/s)	0.5	ASTM D4491				
<b>Subsection:</b>	843.01.01 Geotextile Fabri	с.					
Table:	TYPE V HIGH STRENGT	TH GEOTEXTILE FABRIC					
<b>Revision:</b>	Make the following changes to the chart:						
	Property Minimum Value <sup>(1)</sup> Test Method						
	CBR Puncture (lbs) 618 ASTM D624						
	Apparent Opening Size U.S. #40 <sup>(3)</sup> ASTM D4751						
	(3) Maximum average roll value.						
<u> </u>							

# STANDARD DRAWINGS THAT APPLY

ROADWAY	
~GENERAL~	
MISCELLANEOUS STANDARDS	
MISCELLANEOUS STANDARDS PART 1	RGX-001-05
~PAVEMENT~  MEDIANS, CURBS, APPROACHES, ENTRANCES, ETC.  APPROACHES, ENTRANCES, AND MAIL BOX TURNOUT	RPM-110-06
TRAFFIC ~TEMPORARY~	
DEVICES POST SPLICING DETAIL	TTD-110-01



# **PART III**

# EMPLOYMENT, WAGE AND RECORD REQUIREMENTS

PIKE COUNTY CB06 098 5113 000-002

#### Contract ID: 153239 Page 42 of 54

# 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 administrating 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 workweek 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

#### Contract ID: 153239 Page 44 of 54

#### **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.

#### Contract ID: 153239 Page 46 of 54

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

WORKERS	MINIMUM
HOURLY RAT	ГЕ\$10.10

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

On June 8, 2015, Executive Order 2015-370, Minimum Wage for State Employees and the Commonwealth's Service Providers, was issued. This Executive Order concerns the minimum wage paid to State Employees and individuals providing a service through a contract to the Commonwealth. This applies to only contracts for services or contracts for a commodity where a service is also a part of the contract. An example of a contract for a commodity where a service is also a part would be the purchase of a generator which includes installation.

The contractor and all subcontractors therein, shall pay to any worker directly performing a service called for in the contract, and to any person who provides a service ancillary thereto for at least 20% of his or her working time in any given work week, a minimum of \$10.10 per hour, or \$4.90 per hour for tipped employees, for those hours worked in connection with the contract.

This supersedes the Federal Minimum Wage of \$7.25.

Federal-State Sheet 1 of 1

# EMPLOYEE RIGHTS UNDER THE FAIR LABOR STANDARDS ACT

THE UNITED STATES DEPARTMENT OF LABOR WAGE AND HOUR DIVISION

# FEDERAL MINIMUM WAGE

Pursuant to Executive Order 2015-0370, State Minimum Wage

will be **\$10.10** per hour

\$7.25

**PER HOUR** 

**BEGINNING JULY 24, 2009** 

## **OVERTIME PAY**

At least  $1\frac{1}{2}$  times your regular rate of pay for all hours worked over 40 in a workweek.

## **CHILD LABOR**

PIKE COUNTY CB06 098 5113 000-002 An employee must be at least **16** years old to work in most non-farm jobs and at least **18** to work in non-farm jobs declared hazardous by the Secretary of Labor.

Youths **14** and **15** years old may work outside school hours in various non-manufacturing, non-mining, non-hazardous jobs under the following conditions:

Contract ID: 153239 Page 47 of 54

#### No more than

- 3 hours on a school day or 18 hours in a school week;
- 8 hours on a non-school day or 40 hours in a non-school week.

Also, work may not begin before **7 a.m.** or end after **7 p.m.**, except from June 1 through Labor Day, when evening hours are extended to **9 p.m.** Different rules apply in agricultural employment.

#### **TIP CREDIT**

Employers of "tipped employees" must pay a cash wage of at least \$2.13 per hour if they claim a tip credit against their minimum wage obligation. If an employee's tips combined with the employer's cash wage of at least \$2.13 per hour do not equal the minimum hourly wage, the employer must make up the difference. Certain other conditions must also be met.

## **ENFORCEMENT**

The Department of Labor may recover back wages either administratively or through court action, for the employees that have been underpaid in violation of the law. Violations may result in civil or criminal action.

Employers may be assessed civil money penalties of up to \$1,100 for each willful or repeated violation of the minimum wage or overtime pay provisions of the law and up to \$11,000 for each employee who is the subject of a violation of the Act's child labor provisions. In addition, a civil money penalty of up to \$50,000 may be assessed for each child labor violation that causes the death or serious injury of any minor employee, and such assessments may be doubled, up to \$100,000, when the violations are determined to be willful or repeated. The law also prohibits discriminating against or discharging workers who file a complaint or participate in any proceeding under the Act.

# ADDITIONAL INFORMATION

- Certain occupations and establishments are exempt from the minimum wage and/or overtime pay provisions.
- Special provisions apply to workers in American Samoa and the Commonwealth of the Northern Mariana Islands.
- Some state laws provide greater employee protections; employers must comply with both.
- The law requires employers to display this poster where employees can readily see it.
- Employees under 20 years of age may be paid \$4.25 per hour during their first 90 consecutive calendar days of employment with an employer.
- Certain full-time students, student learners, apprentices, and workers with disabilities may be paid less than the minimum wage under special certificates issued by the Department of Labor.



Contract ID: 153239 Page 48 of 54



#### **EXECUTIVE ORDER**

Secretary of State Frankfort Kentucky

2015-370 June 8, 2015

# MINIMUM WAGE FOR STATE EMPLOYEES AND THE COMMONWEALTH'S SERVICE PROVIDERS

WHEREAS, it is indisputable that all citizens and residents of the Commonwealth of Kentucky have the inherent and inalienable rights to enjoy their lives and liberty and to seek and pursue their safety and happiness; and

WHEREAS, the current required minimum wage of \$7.25 per hour for hourly workers and \$2.13 for tipped employees as established by state and federal law for all the employers in the Commonwealth is no longer sufficient to provide workers the means to achieve those inherent and inalienable rights; and

WHEREAS, studies consistently and overwhelmingly show that an increase in the minimum wage does not negatively impact collective employment, but instead results in faster job growth; and

WHEREAS, minimum wage workers are not typically teenagers working parttime but are adults trying to make ends meet – statistics show that 87.5% of minimum wage workers are adults over the age of 20 and that nearly the same percentage work at least 20 hours a week; and

WHEREAS, the Commonwealth of Kentucky commits significant resources to its employees and to the acquisition of services to be performed under contract; and

WHEREAS, it is the policy of this administration to increase efficiency and cost savings in work performed for the Commonwealth of Kentucky; and

Contract ID: 153239 Page 49 of 54



#### **EXECUTIVE ORDER**

Secretary of State
Frankfort
Kentucky

WHEREAS, requiring a higher wage to be paid to those working for and on behalf of the Commonwealth of Kentucky will lead to increased morale, productivity, and quality of the work performed and an accompanying decrease in turnover, training, and supervisory costs; and

WHEREAS, increasing the pay of the lowest-paid workers will enable them to be more self-sufficient and to move toward realizing the dream of a better life which is too often unachievable with their current wages; and

WHEREAS, economic forces necessitate a more competitive wage to attract and retain the best workers in the improved Kentucky job market; and

**WHEREAS**, Federal contracting rules now require that workers under certain federally funded state contracts be paid a minimum wage of \$10.10 per hour and \$4.90 per hour for tipped workers; and

**WHEREAS**, all individuals providing services to the Commonwealth should be paid the same minimum wage regardless of the identity of his or her employer:

NOW, THEREFORE, I, Steven L. Beshear, Governor of the Commonwealth of Kentucky, by virtue of the authority vested in me by Sections 69 and 81 of the Constitution of Kentucky and by Chapter 12 of the Kentucky Revised Statutes, do hereby DECLARE, ORDER and DIRECT that:

- 1. As of the effective date of this order, all Executive Branch employees shall be paid no less than \$10.10 per hour, or \$4.90 per hour for those workers who are "tipped employees" as defined by KRS 337.010(2)(d).
- All contracts entered into or renewed by Executive Branch agencies with effective dates on or after the effective date of this order shall provide for a minimum wage of:
  - A. \$10.10 per hour for ordinary workers; and
  - B. \$4.90 per hour for workers who are "tipped employees" as defined by KRS 337.010(2)(d).



#### **EXECUTIVE ORDER**

# **Secretary of State**

Frankfort Kentucky

- 3. The increased minimum wage requirements of this order shall apply to any worker directly performing the service called for in a contract and shall also apply to any person who spends at least 20% of his or her working time in a given work week providing a service ancillary to the services called for in a contract.
- 4. Nothing in this order shall excuse noncompliance with any other Federal or State law, including prevailing wage laws, or any applicable law or municipal ordinance establishing a minimum wage higher than the minimum wage established under this order.
- 5. This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the Commonwealth of Kentucky, its agencies, officers, or employees, and is not applicable to public universities.
- 6. All employers in the Commonwealth, both public and private, are strongly encouraged to implement policies consistent with the terms of this order.
- 7. All Executive Branch agencies, in conjunction with the Governor's Executive Cabinet, shall take all steps necessary to implement this order.

This order is effective July 1, 2015.

STEVEN L. BESHEAR, GOVERNOR

\* Commonwealth of Kentucky

ALISON LUNDER (A) GRIMI Secretary of State

# **PART IV**

# **INSURANCE**

#### Contract ID: 153239 Page 52 of 54

#### **INSURANCE**

The Contractor shall procure and maintain the following insurance in addition to the insurance required by law:

- 1) Commercial General Liability-Occurrence form not less than \$2,000,000 General aggregate, \$2,000,000 Products & Completed Aggregate, \$1,000,000 Personal & Advertising, \$1,000,000 each occurrence.
- 2) Automobile Liability- \$1,000,000 per accident
- 3) Employers Liability:
  - a) \$100,000 Each Accident Bodily Injury
  - b) \$500,000 Policy limit Bodily Injury by Disease
  - c) \$100,000 Each Employee Bodily Injury by Disease
- 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) KENTUCKY 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.

The cost of insurance is incidental to all contract items. All subcontractors must meet the same minimum insurance requirements.

# PART V

# **BID ITEMS**

Contract ID: 153239 Page 54 of 54

#### **PROPOSAL BID ITEMS**

153239

Page 1 of 1

**Report Date** 9/1/15

Section: 0001 - PAVING

LINE	BID CODE	ALT DESCRIPTION	QUANTITY	UNIT	<b>UNIT PRIC</b>	FP	AMOUNT
0010	00221	CL2 ASPH BASE 0.75D PG64-22	2,235.00	TON		\$	
0020	02562	TEMPORARY SIGNS	150.00	SQFT		\$	
0030	02650	MAINTAIN & CONTROL TRAFFIC CR 1113	1.00	LS		\$	

Section: 0002 - DEMOBILIZATION

LINE	BID CODE	ALT DESCRIPTION	QUANTITY	UNIT	<b>UNIT PRIC</b>	FP	AMOUNT
0040	02569	DEMOBILIZATION	1.00	LS		\$	