

SECTION 1.08 - PROSECUTION AND PROGRESS

Article 1.08.01 – Transfer of Work or Contract: *Add the following after the last paragraph:*

The Contractor shall pay the subcontractor for work performed within thirty (30) days after the Contractor receives payment for the work performed by the subcontractor. Also, any retained monies on a subcontractor's work shall be paid to the subcontractor within thirty (30) days after satisfactory completion of all the subcontractor's work.

For the purpose of this Item, satisfactory completion shall have been accomplished when:

- (1) The subcontractor has fulfilled the contract requirements of both the Department and the subcontract for the subcontracted work, including the completion of any specified material and equipment testing requirement or plant establishment period and the submission of all submittals (i.e.: certified payrolls, material samples and certifications, required state and federal submissions, etc.) required by the specifications and the Department, and
- (2) The work done by the subcontractor has been inspected and approved by the Department and the final quantities of the subcontractor's work have been determined and agreed upon.

If the Contractor determines that a subcontractor's work is not complete, the Contractor shall notify the subcontractor and the Engineer, in writing, of the reasons why the subcontractor's work is not complete. This written notification shall be provided to the subcontractor and the Engineer within twenty-one (21) days of the subcontractor's request for release of retainage.

The Engineer will institute administrative procedures to expedite the determination of final quantities for the subcontractor's satisfactorily completed work.

The inspection and approval of a subcontractor's work does not eliminate the Contractor's responsibilities for all the work as defined in Article 1.07.12, "Contractor's Responsibility for Work."

The inspection and approval of the subcontractor's work does not release the subcontractor from its responsibility for maintenance and other periods of subcontractor responsibility specified for the subcontractor's items of work. Failure of a subcontractor to meet its maintenance, warranty and/or defective work responsibilities may result in a finding that the subcontractor is non-responsible on future subcontract assignments.

For any dispute regarding prompt payment or release of retainage, the alternate dispute resolution provisions of this article shall apply.

The above requirements are also applicable to all sub-tier subcontractors and the above provisions shall be made a part of all subcontract agreements.

Failure of the Contractor to comply with the provisions of this section may result in a finding that the Contractor is non-responsible on future projects.

Article 1.08.04 - Limitation of Operations - Add the following:

In order to provide for traffic operations as outlined in the Special Provision “Maintenance and Protection of Traffic,” the Contractor will not be permitted to perform any work which will interfere with the described traffic operations on all project roadways as follows:

All Roadways – Replace with the following:

STROBEL ROAD RE-CONSTRUCTION WORK ZONES

DANIELS FARM ROAD and STROBEL INTERSECTION & STROBEL ROAD WORK AREA DANIELS FARM ROAD TO CHATHAM DRIVE

- 1) Roadway reconstruction work must occur over school summer vacation months. Drainage work can occur during school year.

Summer road work hours are as follows:

- a) Contractor is allowed to start work at 7:00 am.
- b) Contractor must maintain two lanes of traffic from 7:00 to 9:30 AM.
- c) Contractor must maintain 1 lane of alternating traffic from 9:30 am to 4:30 pm on Daniels Farm Road. Contractor is allowed to shut down Strobel road from 8:00am to 4:30pm
- d) Contractor must reclaim Daniels Farm Road on a weekend over school summer vacation months and pave binder course within 4 days of reclaiming. All manholes catch basins and valve covers must be flush with asphalt base course and raised during surface course paving operations.
- e) Contractor can reclaim Strobel road during the week over school summer vacation months and pave binder course within 4 days of reclaiming. All manholes catch basins and valves must be flush with asphalt base course and raised during surface course paving operations.

For work outside of school summer vacation months:

- 2) Contractor is allowed to start work at 8:00 am.
- 3) Contractor must maintain two lanes of traffic from 8:00 to 9:30 AM.
- 4) Contractor must maintain 1 lane of alternating traffic from 9:30 am to 2:00 pm.
- 5) Contractor is not allowed to work in the roadway on Strobel Road from Daniels Farm to Midland Road from 2:00pm to 3:00pm during school dismissal.
- 6) Contractor must maintain 1 lane of alternating of traffic from 3:00 to 4:30 pm.
- 7) Contractor must reclaim Daniels Farm Road on a weekend over school summer vacation months and pave binder course within 4 days of reclaiming.
- 8) Contractor must reclaim Strobel road over school summer vacation months and pave binder course within 4 days of reclaiming.
- 9) 1 day a month during the school year, school opens at 9:00 am, no work can occur until 9:00am during those days. Dates will be finalized as part of school scheduling and forward to contractor during construction.

- 10) Structures must not be elevated during construction. Contractor must keep all manhole covers, catch basin tops and valve covers flush or buried until top surface of asphalt is installed. Catch basin tops shall be flush with roadway during construction.
- 11) Contractor must maintain 1 open lane at all times for emergency vehicles.

STROBEL ROAD WORK ZONE CHATHAM DRIVE TO GRAY ROCK ROAD & STROBEL ROAD WORK ZONE GRAY ROCK ROAD TO BOOTH HILL ROAD

- 1) All Cut and Fill areas requiring full road reconstruction must occur over summer vacation months.
- 2) Utilize temporary lights for alternating traffic to replace the culvert over the school summer months.
- 3) a) Contractor first must prep shoulder areas to allow Utility Companies to relocate utility poles and wires in all Strobel Road work zones. Contractor must protect the existing poles from vehicular traffic (All Strobel Road work zones).
b) Contractor must coordinate their own work around the utility company as to not interrupt the utility companies from relocating their utility pole and not charge Town for time delay (All Strobel Road work zones).
- 4) Contractor is allowed to start work at 7:00 am.
- 5) Contractor must allow vehicular traffic one way towards High School until 8:30 am (at the discretion of the traffic control).
- 6) Contractor must allow vehicular traffic until 8:30 am. Contractor is allowed to shut down roadway for vehicular travel and utilize detour route at 8:30AM to 4:30 PM.
- 7) Contractor must maintain 1 open lane at all times for emergency vehicles.
- 8) Contractor must maintain 1 open lane for school buses to travel through the project to pick up and drop off students at their respective bus stops in the work area (all Strobel Road work zones) at all times.
- 9) Roadway must be open to two traffic at the end of each day. However, Contractor shall install "Strobel Road under construction, Use Alternate route" sign on either end of each work zone at the ends of each day.
- 10) Roadway may be closed for overnight for a 1-week period. However, refer to item above for emergency and school bus traffic.
- 11) Contractor must install temporary asphalt at the end of each day for utility trench work (all Strobel Road work zones).
- 12) Contractor must install asphalt (full width) at the end of each week for roadway as part of re-profiling roadway.
- 13) Contractor/Town must coordinate with Traffic Authority for officer supervision during construction. An officer at each end of detour may be required as determined by Traffic Authority.
- 14) Structures must not be elevated during construction. Contractor must keep all manhole covers flush or buried until top surface of asphalt is installed. Catch basin tops and valve covers shall be flush with roadway during construction.
- 15) During the installation of the Stone Masonry Facing on the Retaining Walls and the Culvert Parapet Walls, the contractor must contain work to the shoulder area and maintain two lanes of traffic.

Note: Please coordinate with the Town of Trumbull if night work will be allowed.

Additional Lane Closure Restrictions – Replace with the following:

It is anticipated that work on adjacent projects may be ongoing simultaneously with this project. The Contractor shall be aware of those projects and anticipate that coordination will be required to maintain proper traffic flow at all times on all project roadways, in a manner consistent with these specifications and acceptable to the Engineer.

The Contractor will not be allowed to perform any work that will interfere with traffic operations on a roadway when traffic operations are being restricted on that same roadway, unless there is at least a one-mile clear area length where the entire roadway is open to traffic or the closures have been coordinated and are acceptable to the Engineer. The one-half mile clear area length shall be measured from the end of the first work area to the beginning of the signing pattern for the next work area.

Replace 1.08.13 – “Termination of the Contractor's Responsibility” with the following:

1.08.08 - Extension of Time:

Delete the sixth paragraph, “If an approved extension of Contract time... the following April 1”.

Article 1.08.09 - Failure to Complete Work on Time:

Delete the second paragraph, "If the last day...the project is substantially completed" and replace it with "Liquidated damages as specified in the Contract shall be assessed against the Contractor per calendar day from that day until the date on which the project is substantially completed."

1.08.13 - Acceptance of Work and Termination of the Contractor's Responsibility:

The Contractor's responsibility for non-administrative Project work will be considered terminated when the final inspection has been held, any required additional work and final cleaning-up have been completed, all final operation and maintenance manuals have been submitted, and all of the Contractor's equipment and construction signs have been removed from the Project site. When these requirements have been met to the satisfaction of the Engineer, the Commissioner will accept the work by certifying in writing to the Contractor, that the non-administrative Project work has been satisfactorily completed.