### Letting January 16, 2026

## Notice to Bidders, Specifications and Proposal



Contract No. 61L81
WILL County
Section 25-00080-00-RS (Romeoville)
Route MUN 502 (Remington Boulevard)
Project 25AM-770 ()
District 1 Construction Funds

Prepared by

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Checked by

# Illinois Department of Transportation

#### **NOTICE TO BIDDERS**

- 1. TIME AND PLACE OF OPENING BIDS. Electronic bids are to be submitted to the electronic bidding system (iCX-Integrated Contractors Exchange). All bids must be submitted to the iCX system prior to 12:00 p.m. January 16, 2026 at which time the bids will be publicly opened from the iCX SecureVault.
- 2. **DESCRIPTION OF WORK**. The proposed improvement is identified and advertised for bids in the Invitation for Bids as:

Contract No. 61L81
WILL County
Section 25-00080-00-RS (Romeoville)
Project 25AM-770 ()
Route MUN 502 (Remington Boulevard)
District 1 Construction Funds

Resurfacing Remington Road from Weber Road to Claar Boulevard in Romeoville.

- 3. **INSTRUCTIONS TO BIDDERS**. (a) This Notice, the invitation for bids, proposal and letter of award shall, together with all other documents in accordance with Article 101.09 of the Standard Specifications for Road and Bridge Construction, become part of the contract. Bidders are cautioned to read and examine carefully all documents, to make all required inspections, and to inquire or seek explanation of the same prior to submission of a bid.
  - (b) State law, and, if the work is to be paid wholly or in part with Federal-aid funds, Federal law requires the bidder to make various certifications as a part of the proposal and contract. By execution and submission of the proposal, the bidder makes the certification contained therein. A false or fraudulent certification shall, in addition to all other remedies provided by law, be a breach of contract and may result in termination of the contract.
- 4. AWARD CRITERIA AND REJECTION OF BIDS. This contract will be awarded to the lowest responsive and responsible bidder considering conformity with the terms and conditions established by the Department in the rules, Invitation for Bids and contract documents. The issuance of plans and proposal forms for bidding based upon a prequalification rating shall not be the sole determinant of responsibility. The Department reserves the right to determine responsibility at the time of award, to reject any or all proposals, to re-advertise the proposed improvement, and to waive technicalities.

By Order of the Illinois Department of Transportation

Gia Biagi, Secretary

#### **CONTRACT 61L8**

## INDEX FOR SUPPLEMENTAL SPECIFICATIONS AND RECURRING SPECIAL PROVISIONS

#### Adopted January 1, 2026

This index contains a listing of SUPPLEMENTAL SPECIFICATIONS, frequently used RECURRING SPECIAL PROVISIONS, and LOCAL ROADS AND STREETS RECURRING SPECIAL PROVISIONS.

ERRATA Standard Specifications for Road and Bridge Construction (Adopted 1-1-22) (Revised 1-1-26)

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#### RECURRING SPECIAL PROVISIONS

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#### LOCAL ROADS AND STREETS RECURRING SPECIAL PROVISIONS

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#### **BDE SPECIAL PROVISIONS**

The following special provisions indicated by an "X" are applicable to this contract. An  $^*$  indicates a new or revised special provision for the letting.

<u>F</u>	ile Name	Pg.		Special Provision Title	<b>Effective</b>	Revised
	80099			Accessible Pedestrian Signals (APS)	April 1, 2003	Jan. 1, 2022
	80274			Aggregate Subgrade Improvement	April 1, 2012	April 1, 2022
	80192			Automated Flagger Assistance Device	Jan. 1, 2008	April 1, 2023
	80173	72	$\boxtimes$	Bituminous Materials Cost Adjustments	Nov. 2, 2006	Aug. 1, 2017
	80426			Bituminous Surface Treatment with Fog Seal	Jan. 1, 2020	Jan. 1, 2022
*	80475		Ш	Bridge Deck Concrete Overlays	Jan. 1, 2026	
	80241		Ш	Bridge Demolition Debris	July 1, 2009	
	50531		Ц	Building Removal	Sept. 1, 1990	Aug. 1, 2022
	50261		Ц	Building Removal with Asbestos Abatement	Sept. 1, 1990	Aug. 1, 2022
*	80460	74		Cement, Finely Divided Minerals, Admixtures, Concrete, and Mortar	Jan. 1, 2025	Jan. 1, 2026
	80384	91		Compensable Delay Costs	June 2, 2017	April 1, 2019
	80198		닏	Completion Date (via calendar days)	April 1, 2008	
	80199		빝	Completion Date (via calendar days) Plus Working Days	April 1, 2008	
	80461		닐	Concrete Barrier	Jan. 1, 2025	
	80453		Ц	Concrete Sealer	Nov. 1, 2023	
4	80261	95		Construction Air Quality – Diesel Retrofit	June 1, 2010	Jan. 1, 2025
*	80476		뭐	Deck Slab Repair	Jan. 1, 2026	
	80029	0.7		Disadvantaged Business Enterprise Participation	Sept. 1, 2000	Jan. 2, 2025
	80467	97		Erosion Control Blanket	Aug. 1, 2025	A 4 0047
	80229		님	Fuel Cost Adjustment	April 1, 2009	Aug. 1, 2017
	80452		님	Full Lane Sealant Waterproofing System	Nov. 1, 2023	1 4 .0000
	80433		님	Green Preformed Thermoplastic Pavement Markings	Jan. 1, 2021	Jan. 1, 2022
	80471		$\mathbb{H}$	Guardrail	Nov. 1, 2025	
*	80472		H	High Friction Surface Treatment	Nov. 1, 2025	lam 4 0006
	80456	100	$\mathbb{H}$	Hot-Mix Asphalt	Jan. 1, 2024	Jan. 1, 2026
	80446	100		Hot-Mix Asphalt – Longitudinal Joint Sealant	Nov. 1, 2022	Aug. 1, 2023
*	80438 80477		H	Illinois Works Apprenticeship Initiative – State Funded Contracts	June 2, 2021	April 2, 2024
	80450		H	Longitudinal Tining Mechanically Stabilized Earth Retaining Walls	Jan. 1, 2026 Aug. 1, 2023	Aug. 1, 2025
*	80478		H	Modified Longitudinal Construction Joint	Jan. 1, 2026	Aug. 1, 2023
	80464	102		Pavement Marking	April 1, 2025	Nov. 1, 2025
	80468	102	H	Pavement Patching	Aug. 1, 2025	1407. 1, 2023
	80441	103		Performance Graded Asphalt Binder	Jan 1, 2023	
	80459	100	H	Preformed Plastic Pavement Marking	June 2, 2024	
	3426I		Ħ	Railroad Protective Liability Insurance	Dec. 1, 1986	Jan. 1, 2022
	80473		Ħ	Raised Reflective Pavement Markers	Nov. 1, 2025	0dii. 1, 2022
	80455	108	$\boxtimes$	Removal and Disposal of Regulated Substances	Jan. 1, 2024	April 1, 2024
	80474	.00	Ħ	Residential Driveway Temporary Signal	Nov. 1, 2025	7 (5111 1, 2021
	80445	110	$\boxtimes$	Seeding	Nov. 1, 2022	
	80457	116		Short Term and Temporary Pavement Markings	April 1, 2024	April 2, 2024
*	80462		Ħ	Sign Panels and Appurtenances	Jan. 1, 2025	Jan. 1, 2026
*	80479		Ħ	Sinusoidal Rumble Strips	Jan. 1, 2026	,
	80469		Ħ	Slope Wall	Aug. 1, 2025	
*	80448	120	$\boxtimes$	Source of Supply and Quality Requirements	Jan. 2, 2023	Jan. 1, 2026
	80340			Speed Display Trailer	April 2, 2014	Jan. 1, 2022
	80127			Steel Cost Adjustment	April 2, 2004	Nov. 1, 2025
*	80480			Structural Repair of Concrete	Jan. 1, 2026	
	80397	122	$\boxtimes$	Subcontractor and DBE Payment Reporting	April 2, 2018	
	80391	123	$\boxtimes$	Subcontractor Mobilization Payments	Nov. 2, 2017	April 1, 2019
	80463	124	$\boxtimes$	Submission of Bidders List Information	Jan. 2, 2025	Mar. 2, 2025
	80437	125	$\boxtimes$	Submission of Payroll Records	April 1, 2021	Nov. 2, 2023

File Name	<u>Pg.</u>	Special Provision Title	<b>Effective</b>	Revised
80435		Surface Testing of Pavements – IRI	Jan. 1, 20 <mark>21</mark>	Jan. 1, 2023
80465	127	☐ Surveying Services	April 1, 2025	
* 80481		☐ Temporary Concrete Barrier	Jan. 1, 2026	
80466		☐ Temporary Rumble Strips	April 1, 2025	
80470		☐ Traffic Signal Backplate	Aug. 1, 2025	
20338		☐ Training Special Provisions	Oct. 15, 1975	Sept. 2, 2021
80429		Ultra-Thin Bonded Wearing Course	April 1, 2020	Jan. 1, 2022
80439	128		Nov. 1, 2021	Nov. 1, 2022
80458		☐ Waterproofing Membrane System	Aug. 1, 2024	
80302		☐ Weekly DBE Trucking Reports	June 2, 2012	Jan. 2, 2025
80454		☐ Wood Sign Support	Nov. 1, 2023	
* 80427	129	Work Zone Traffic Control Devices	Mar. 2, 2020	Jan. 1, 2026
80071	132	☑ Working Days	Jan. 1, 2002	

#### STATE OF ILLINOIS

#### **SPECIAL PROVISIONS**

The following Special Provisions supplement the "Standard Specifications for the Road and Bridge Construction", adopted January 1, 2022 (hereinafter referred to as the Standard Specifications), the latest edition of the "Illinois Manual on Uniform Traffic Control Devices for Streets and Highways", and the "Manual of Test Procedures for Materials" in effect on the date of the invitation for bids, and the Supplemental Specifications and Recurring Special Provisions indicated on the Check Sheet included herein which apply to and govern the proposed improvement designated as IDOT #25-00080-00-RS; Job #C-91-181-25; Project #25AM(770); Contract #61L81, in Will County, and in case of conflict with any part, or parts, of said specifications, the said special provisions shall take precedence and shall govern.

#### **LOCATION OF PROJECT**

The project is located in the Village of Romeoville, Will County. The limits of the project are FAU 0502 (Remington Boulevard) Sta. 6+61.11 to Sta. 44+58.82 (Weber Road to Village Limits). Gross and net project length is 3798 feet (0.72 miles).

#### **DESCRIPTION OF PROJECT**

The work consists of HMA surface removal, resurfacing with hot-mix asphalt binder course and hot-mix asphalt surface course, class D patches, drainage and utility structure adjustments/reconstruction, restoration, pavement markings, and all incidental and collateral work necessary to complete the project as shown on the plans and as described herein.

#### TRAFFIC CONTROL PLAN

Effective: September 30, 1985 Revised: January 1, 2007

Traffic Control shall be according to the applicable sections of the Standard Specifications, the Supplemental Specifications, the "Illinois Manual on Uniform Traffic Control Devices for Streets and Highways", any special details and Highway Standards contained in the plans, and the Special Provisions contained herein.

Special attention is called to Article 107.09 of the Standard Specifications and the following Highway Standards, Details, Quality Standard for Work Zone Traffic Control Devices, Recurring Special Provisions and Special Provisions contained herein, relating to traffic control.

The Contractor shall contact the District One Bureau of Traffic at least 72 hours in advance of beginning work.

STANDARDS: 701001-02, 701006-05, 701011-04, 701301-04, 701311-03, 701501-06, 701502-09, 701701-10, 701901-11

<u>DISTRICT ONE DETAILS</u>: TC-10 Traffic Control and Protection for Side Roads, Intersections, and Driveways

TC-13 District One Typical Pavement Markings

TC-16 Short Term Pavement Marking Letters and Symbols

TC-22 Arterial Road Information Sign TC-26 Driveway Entrance Signing

SPECIAL PROVISIONS: Maintenance of Roadways

Temporary Information Signing Public Convenience and Safety

Short Term and Temporary Pavement Markings (BDE)

Vehicle and Equipment Warning Lights (BDE) Work Zone Traffic Control Devices (BDE)

#### **MAINTENANCE OF ROADWAYS**

Effective: September 30, 1985 Revised: November 1, 1996

Beginning on the date that work begins on this project, the Contractor shall assume responsibility for normal maintenance of all existing roadways within the limits of the improvement. This normal maintenance shall include all repair work deemed necessary by the Engineer but shall not include snow removal operations. Traffic control and protection for maintenance of roadways will be provided by the Contractor as required by the Engineer.

If items of work have not been provided in the contract, or otherwise specified for payment, such items, including the accompanying traffic control and protection required by the Engineer will be paid for in accordance with Article 109.04 of the Standard Specifications.

#### **TEMPORARY INFORMATION SIGNING**

Effective: November 13, 1996 Revised: January 29, 2020

#### Description.

This work shall consist of furnishing, installing, maintaining, relocating for various states of construction and eventually removing temporary informational signs. Included in this item may be ground mount signs, skid mount signs, truss mount signs, bridge mount signs, and overlay sign panels which cover portions of existing signs.

#### Materials.

Materials shall be according to the following Articles of Section 1000 - Materials:

	<u>ltem</u>	<u>Article/Section</u>
a.)	Sign Base (Note 1)	1090
b.)	Sign Face (Note 2)	1091
c.)	Sign Legends	1091
d.)	Sign Supports	1093
e.)	Overlay Panels (Note 3)	1090.02

Note 1. The Contractor may use 5/8 inch (16 mm) instead of 3/4 inch (19 mm) thick plywood.

- Note 2. The sign face material shall be in accordance with the Department's Fabrication of Highway Signs Policy.
- Note 3. The overlay panels shall be 0.08 inch (2 mm) thick.

#### **GENERAL CONSTRUCTION REQUIREMENTS**

#### Installation.

The sign sizes and legend sizes shall be verified by the Contractor prior to fabrication.

Signs which are placed along the roadway and/or within the construction zone shall be installed according to the requirements of Article 701.14 and Article 720.04. The signs shall be 7 ft (2.1 m) above the near edge of the pavement and shall be a minimum of 2 ft (600 mm) beyond the edge of the paved shoulder. A minimum of two (2) posts shall be used.

The attachment of temporary signs to existing bridges, sign structures or sign panels shall be approved by the Engineer. Any damage to the existing signs and/or structures due to the Contractor's operations shall be repaired or signs replaced, as determined by the Engineer, at the Contractor's expense.

#### Method of Measurement.

This work shall be measured for payment in square feet (square meters) edge to edge (horizontally and vertically).

All hardware, posts or skids, supports, bases for ground mounted signs, connections, which are required for mounting these signs will be included as part of this pay item.

#### Basis Of Payment.

This work shall be paid for at the contract unit price per square foot (square meter) for TEMPORARY INFORMATION SIGNING.

#### COORDINATION/SCHEDULING OF WORK

The Contractor shall be advised that the work of all subcontractors will be coordinated by the General Contractor and not by the Engineer.

All equipment must be removed off the Village streets during all holiday weekends as coordinated with the Village.

Placing Tack Coat on the streets must be done on the day of paving.

Prior to HMA surface removal, all curb removal and replacement and curb slot restoration must be completed.

Street sweeping will be required after grinding operations within 24 hours before paving.

Any irrigation systems, brick pavers, decorative rock, special corner landscaping, mailboxes, etc., within the ROW disturbed during construction will be the Contractors responsibility to repair and shall be included in the unit price for the various removal items.

Topsoil must be placed within four inches (4") of the finished grade within 10 calendar days of the concrete being poured.

The contractor is expected to inspect all locations before beginning work and have all material on hand to complete the project. No compensation will be had for inadequate inventory, shipping, trucking or re-stocking of materials.

#### **SAW CUT JOINTS**

The removal and/or replacement of any driveways, pavement, curb, sidewalk, etc. shall be accomplished by means of a saw cut joint, at the direction of the Engineer. This work will not be paid for separately but shall be included in the contract

unit price bid for the various removal items.

#### PATCHING LIMITATIONS

No pavement patching will be permitted after Friday at 3:00 PM until Monday at 7:00 AM of each and every week and no holes will be allowed to remain open overnight or over the weekend.

#### **TOPSOIL FURNISH AND PLACE, 4"**

This work shall consist of the furnishing and placing of four inches (4") of pulverized topsoil at all areas disturbed by the construction. All work shall be done in accordance with Sections 211 of the Standard Specifications with the exception of the timeframe. All topsoil must be placed to within four inches (4") of the finished grade within 10 calendar days of the concrete placement regardless of the schedule for the seeding replacement.

If, in the opinion of the Engineer, more surface area than necessary has been damaged, it shall be replaced by the Contractor as specified herein without additional compensation. The maximum width for restoration will be twenty-four inches (24") unless otherwise directed by the engineer.

The Contractor shall spread/place all clean excess organic fill excavated during the driveway removal and curb and gutter removal on site. Any excess fill shall be spread or placed at locations determined by the Engineer. This work will not be paid for separately but shall be included in the cost of the contract unit price for TOPSOIL FURNISH AND PLACE, 4".

This work, including the topsoil, pulverizing, etc. shall be paid for at the contract unit price per SQUARE YARD for TOPSOIL FURNISH AND PLACE, 4".

#### **SEEDING, CLASS 1A**

This work consists of preparing the ground in areas to be seeded, fertilizing the areas to be seeded, and furnishing and placing the seed (Class 1A) in areas disturbed due to construction or in locations directed by the Engineer. The work shall be in accordance with the applicable portions of Section 250 of the Standard Specifications.

270 pounds of fertilizer nutrients per acre shall be applied at a 1:1:1 ratio as follows:

Nitrogen Fertilizer Nutrient
 Phosphorus Fertilizer Nutrient
 Potassium Fertilizer Nutrient
 Dotacre
 Dotacre

Fertilizer shall be paid for at the contract unit price per POUND for [SPECIFIED TYPE] FERTILLIZER NUTRIENT.

Watering shall be as specified in Article 252.08 of the Standard Specifications and shall be the Contractor's responsibility to guarantee the growth of the seed regardless of the number of waterings required. All watering shall be considered included in the contract unit price for this item.

This work shall be measured in place and the area calculated in acres and shall be paid for at the Contract unit price bid per ACRE for SEEDING, CLASS 1A which price shall be full compensation for all labor, equipment, material and watering (regardless of the number of required waterings) to complete the work as specified in these special provisions.

The maximum pay width for restoration will be twenty-four inches (24") unless otherwise directed by the Engineer in the field.

#### AGGREGATE FOR TEMPORARY ACCESS

Access to driveways shall be maintained at all times. This work shall consist of providing temporary driveway/alley/roadway access during construction in accordance with Article 107.09 and 402.10 of the Standard Specifications. This work shall include furnishing, placing, removing, and disposing of excess aggregate.

Organized scheduling and prosecution of this work, with minimal disruption to residents, is critical to the success of this project. A maximum of 5 working days shall be allowed for driveways to be out of service during the construction of driveways. This 5-day period shall begin the first day a property is inaccessible. Construction of the aggregate base course and driveway pavement for the driveway shall be completed within 5 consecutive working days of initial inaccessibility.

This work will be paid for at the contract unit price per TON for AGGREGATE FOR TEMPORARY ACCESS which price shall include furnishing, placing, removing, and disposing of excess aggregate.

#### **COMBINATION CONCRETE CURB AND GUTTER, TYPE B-6.12**

This item shall consist of the replacement of combination concrete curb and gutter, type B-6.12 or in kind types to match existing conditions, in accordance with Section 606 of the Standard Specifications at locations as designated by the Engineer. The replaced curb and gutter shall be of the same type and size as the removed section unless otherwise directed by the Engineer but shall all be paid as this item. Curb depressions shall be included in the cost of this item at sidewalk ramp locations and driveways.

For those locations where the sidewalk/driveway is not to be removed, the back of curb shall match the existing grade of the sidewalk/driveway. All curb and gutter shall have saw cut contraction joints two inches (2") deep at twenty-foot (20') intervals. This saw cutting shall be done no later than 24 hours after the curb has been poured. Expansion and contraction joints shall be as directed by the Standard Specifications and the Standard Drawings.

The restoration behind the curb and gutter at locations where the parkway is not grass, and at drives, the surface shall be removed to a sawed joint (straight) and replaced in kind. The maximum pay width of restoration behind the curb shall be twenty-four inches (24"), unless shown otherwise on the plans or directed otherwise by the Engineer. All grassed areas disturbed by the removal and replacement of this item shall be restored in accordance with the TOPSOIL FURNISH AND PLACE, 4" and SEEDING, CLASS 1A special provision contained herein.

The abutting street in front of the curb and all driveways, carriage walks and sidewalks behind the curb shall be restored to their original condition with like material. The surfaces shall be removed by full depth sawed joints and one-half inch (1/2") preformed joint filler shall be used between new concrete and existing concrete; where concrete driveways, walks, etc. meet curbs; and between the curb and all steel castings. Where curb and gutter is removed at driveway locations, access to the property shall be maintained with temporary aggregate. When replacing curb near an inlet, all curbs must be drilled and dowelled using number 6 smooth rods and expansion material.

All existing pavement removed due to the removal and replacement of combination concrete curb and gutter shall be replaced with an eight-inch (8") patch in two (2) four-inch (4") lifts consisting of Hot-Mix Binder Course, IL-19.0, N70, up to the grinded surface elevation. For locations where curb & gutter is removed and replaced in an area that is not being resurfaced, the patch shall include a final two-inch Surface Course in addition to the Binder Courses. Saw cutting shall be required as directed by the Engineer to secure a straight joint and shall be paid for in the respective removal item. Concrete will not be allowed to fill in the gap between the new curb and existing pavement. The patch shall be a minimum of one and one half foot (1.5') wide.

The material, any temporary aggregate, rods, required expansion material and any labor and incidentals for a complete job shall be paid for at the contract unit price bid per FOOT of COMBINATION CONCRETE CURB AND GUTTER, TYPE B-6.12. The patching in front of the curb shall be considered included in the cost of this pay item.

#### FRAMES AND LIDS TO BE ADJUSTED (SPECIAL)

This work shall consist of the adjustment of frames and lids in pavement at those locations indicated in the plans or by the Engineer in the field. The General Contractor shall be responsible for coordinating this work with the subcontractor, not the Village or their authorized representative. This work shall be completed in accordance with the applicable portions of Section 602 of the Standard Specifications and District 1 Detail BD-08.

Any trench backfill needed to fill in the area around the adjusted or reconstructed structure will not be paid for separately, but considered included in the cost of the pay item.

Rubber adjusting rings as directed by the Engineer shall be fibrepolyurethane prepolymer composite adjusting rings as approved by the Engineer. Tapered adjusting rings shall be used where necessary to match the profile of the pavement. In order to minimize the number of rings used, thicker rings shall be used where practical (i.e. one 3-inch ring rather than three 1-inch rings). The Contractor shall examine and verify all adjustments in the field prior to ordering materials.

This work will be paid for at the contract unit price per EACH for FRAMES AND LIDS TO BE ADJUSTED (SPECIAL) and will include all equipment, labor, cleaning, patching, and material required to complete the work as specified above.

### <u>DRAINAGE & UTILITY STRUCTURES TO BE ADJUSTED OR RECONSTRUCTED OR SANITARY MANHOLES TO BE ADJUSTED</u>

This work shall consist of the adjustment and/or reconstruction of drainage structures at those locations as indicated in the plans or as directed by the Engineer in the field. The General Contractor shall be responsible for coordinating this work with the subcontractor, not the Village or their authorized representative. This work shall be completed in accordance with the applicable portions of Section 602 of the Standard Specifications.

Any trench backfill needed to fill in the area around the adjusted or reconstructed structure will not be paid for separately, but considered included in the cost of the pay item.

Rubber adjusting rings as directed by the Engineer shall be fibrepolyurethane prepolymer composite adjusting rings as approved by the Engineer. Tapered adjusting rings shall be used where necessary to match the profile of the pavement. In order to minimize the number of rings used, thicker rings shall be used where practical (i.e. one 3-inch ring rather than three 1-inch rings). The Contractor shall examine and verify all adjustments in the field prior to ordering materials.

Concrete will be required to fill the gap between the structure and the existing pavement in accordance with the district 1 special provision "Adjustments and Reconstructions" included herein. A full depth patch, consisting of PP-2 Concrete to within two inches (2") of the proposed surface elevation, will be required for adjustments/reconstructions and will be included in the cost of the pay item.

Any sanitary manhole adjustments shall be per Village specifications for internal and external chimney sealing, and joint sealing.

This work will be paid for at the contract unit price per EACH for DRAINAGE & UTILITY STRUCTURES TO BE ADJUSTED, DRAINAGE & UTILITY STRUCTURES TO BE RECONSTRUCTED, or SANITARY MANHOLES TO BE ADJUSTED and will include all equipment, labor, cleaning, patching, and material required to complete the work as specified above.

#### **STATUS OF UTILITIES (D1)**

Effective: June 1, 2016 Revised: January 1, 2020

Utility companies and/or municipal owners located within the construction limits of this project have provided the following information regarding their facilities and the proposed improvements. The tables below contain a description of specific conflicts to be resolved and/or facilities which will require some action on the part of the Department's contractor to proceed with work. Each table entry includes an identification of the action necessary and, if applicable, the estimated duration required for the resolution.

#### **UTILITIES TO BE ADJUSTED**

Conflicts noted below have been identified by following the suggested staging plan included in the contract. The company has been notified of all conflicts and will be required to obtain the necessary permits to complete their work; in some instances, resolution will be a function of the construction staging. The responsible agency must relocate, or complete new installations as noted below; this work has been deemed necessary to be complete for the Department's contractor to then work in the stage under which the item has been listed.

#### **Pre-Stage**

No conflicts to be resolved.

#### Stage 1

No conflicts to be resolved.

#### Stage 2

No conflicts to be resolved.

The following contact information is what was used during the preparation of the plans as provided by the Agency/Company responsible for resolution of the conflict.

Agency/Company	Name of contact	Phone	E-mail address
Responsible to			
Resolve Conflict			
ATT / DISTRIBUTION	Kari Martin	630-573-5789	g05256@att.com
ONEOK NORTH	Timothy Mikles	405-830-0156	tim.mikles@oneok.com
SYSTEM			5 0 1 11 100 51
COMED	Ryan Ordonez-		Ryan.Ordonez-Haggard@ComEd.com
	Haggard		
COMCAST	Thomas Munar		thomas_munar@comcast.com
VILLAGE OF		630-226-8440	
BOLINGBROOK	Luis Collazo	030-220-0440	lcollazo@bolingbrook.com
IL AMERICAN WATER	Elaina Gromada		Elaina.Gromada@amwater.com
MCI / VERIZON	Joe B. Chaney Jr.	312-617-2131	Joe.Chaney@Verizon.com
METRO FIBERNET	Lori Kemper	812-213-1050	Lori.kemper@metronet.com
NICOR GAS	Karey Johnson	224-471-9356	karejohn@southernco.com
VINAKOM	Issam Messali	312-778-9876	lssam.M@vinakom.com
COMMUNICATIONS			-

#### <u>UTILITIES TO BE WATCHED AND PROTECTED</u>

The areas of concern noted below have been identified by following the suggested staging plan included for the contract. The information provided is not a comprehensive list of all remaining utilities, but those which during coordination were identified as ones which might require the Department's contractor to take into consideration when making the determination of the means and methods that would be required to construct the proposed improvement. In some instances, the contractor will be responsible to notify the owner in advance of the work to take place so necessary staffing on the owner's part can be secured.

<u>Pre-Stage – and During Construction</u>

STAGE / LOCATION		DESCRIPTION	OWNER
Sta 10+50 to Sta 17+50	Communication	Underground communication line and underground conduit line – Watch and Protect	AT&T
Sta 6+61 to Sta 21+50	Electric	Underground electric lines. Watch and Protect - Please be certain that all workers follow the current OSHA rules and other applicable guidelines regarding working safely around electrical power lines.	ComEd
Sta 6+61 to Sta 44+59	Gas Main	Underground Gas Main – Watch and Protect	Nicor
Sta 11+00 to Sta 44+59	Communication	Underground communication lines – Watch and Protect	MCI/Verizon
Sta 6+61 to Sta 26+00 and Sta 40+00 to Sta 44+59	Communication	Underground communication lines – Watch and Protect	Comcast
Sta 16+00 to Sta 44+59	Communication	Underground communication line – Watch and Protect	Vinakom Communications

The following contact information is what was used during the preparation of the plans as provided by the owner of the facility.

Agency/Company Responsible to Resolve Conflict	Name of contact	Phone	E-mail address
ATT / DISTRIBUTION	Kari Martin	630-573-5789	g05256@att.com
ONEOK NORTH SYSTEM	Timothy Mikles	405-830-0156	tim.mikles@oneok.com
COMED	Ryan Ordonez-Haggard		Ryan.Ordonez-Haggard@ComEd.com
COMCAST	Thomas Munar		thomas_munar@comcast.com
VILLAGE OF BOLINGBROOK	Luis Collazo	630-226-8440	lcollazo@bolingbrook.com
IL AMERICAN WATER	Elaina Gromada		Elaina.Gromada@amwater.com
MCI / VERIZON	Joe B. Chaney Jr.	312-617-2131	Joe.Chaney@Verizon.com
METRO FIBERNET	Lori Kemper	812-213-1050	Lori.kemper@metronet.com
NICOR GAS	Karey Johnson	224-471-9356	karejohn@southernco.com
VINAKOM COMMUNICATIONS	Issam Messali	312-778-9876	Issam.M@vinakom.com

The above represents the best information available to the Department and is included for the convenience of the bidder. The days required for conflict resolution should be considered in the bid as this information has also been factored into the timeline identified for the project when setting the completion date. The applicable portions of the Standard Specifications for Road and Bridge Construction shall apply.

Estimated duration of time provided above for the first conflicts identified will begin on the date of the executed contract regardless of the status of the utility relocations. The responsible agencies will be working toward resolving subsequent conflicts in conjunction with contractor activities in the number of days noted.

The estimated relocation duration must be part of the progress schedule submitted by the contractor. A utility kickoff meeting will be scheduled between the Department, the Department's contractor and the utility companies when necessary. The Department's contractor is responsible for contacting J.U.L.I.E. prior to all excavation work.

AVAILABLE REPORTS Effective: July 1, 2021
□ No project specific reports were prepared.
When applicable, the following checked reports and record information is available for Bidders' reference upon request:
☐ Record structural plans
☐ Preliminary Site Investigation (PSI)
☐ Preliminary Environmental Site Assessment (PESA)
☐ Soils/Geotechnical Report
☐ Boring Logs
☑ Pavement Cores
☐ Location Drainage Study (LDS)
☐ Hydraulic Report
☐ Noise Analysis
☑ Other: LPC 663

Those seeking these reports should request access from: Will Dolan PE, Senior Project Manager Robinson Engineering Ltd.
Direct: (708) 210-5677
Email: wdolan@reltd.com

#### **PUBLIC CONVENIENCE AND SAFETY (D1)**

Effective: May 1, 2012 Revised: July 15, 2012

Add the following to the end of the fourth paragraph of Article 107.09:

"If the holiday is on a Saturday or Sunday, and is legally observed on a Friday or Monday, the length of Holiday Period for Monday or Friday shall apply."

Add the following sentence after the Holiday Period table in the fourth paragraph of Article 107.09:

"The Length of Holiday Period for Thanksgiving shall be from 5:00 AM the Wednesday prior to 11:59 PM the Sunday After"

Delete the fifth paragraph of Article 107.09 of the Standard Specifications:

"On weekends, excluding holidays, roadways with Average Daily Traffic of 25,000 or greater, all lanes shall be open to traffic from 3:00 P.M. Friday to midnight Sunday except where structure construction or major rehabilitation makes it impractical.

#### DRAINAGE AND INLET PROTECTION UNDER TRAFFIC (D1)

Effective: April 1, 2011 Revised: April 2, 2011

Add the following to Article 603.02 of the Standard Specifications:

- (j) Temporary Rubber Ramps (Note 2)

Note 1. The HMA shall have maximum aggregate size of

3/8 in. (95 mm).

Note 2. The rubber material shall be according to the

following.

Property	Test Method	Requirement
Durometer Hardness, Shore A	ASTM D 2240	75 ±15
Tensile Strength, psi (kPa)	ASTM D 412	300 (2000) min
Elongation, percent	ASTM D 412	90 min
Specific Gravity	ASTM D 792	1.0 – 1.3
Brittleness, °F (°C)	ASTM D 746	-40 (-40)"

Revise Article 603.07 of the Standard Specifications to read:

"603.07 Protection Under Traffic. After the casting has been adjusted and the Class PP concrete has been placed, the work shall be protected by a barricade and two lights according to Article 701.17€(3)b.

When castings are under traffic before the final surfacing operation has been started, properly sized temporary ramps shall be placed around the drainage and/or utility castings according to the following methods.

- (a) Temporary Asphalt Ramps. Temporary hot-mix asphalt ramps shall be placed around the casting, flush with its surface and decreasing to a featheredge in a distance of 2 ft (600 mm) around the entire surface of the casting.
- (b) Temporary Rubber Ramps. Temporary rubber ramps shall only be used on roadways with permanent posted speeds of 40 mph or less and when the height of the casting to be protected meets the proper sizing requirements for the rubber ramps as shown below.

Dimension	Requirement
Inside Opening	Outside dimensions of casting + 1 in. (25 mm)
Thickness at inside edge	Height of casting $\pm$ 1/4 in. (6 mm)
Thickness at outside edge	1/4 in. (6 mm) max.
Width, measured from inside opening to outside edge	8 1/2 in. (215 mm) min

Placement shall be according to the manufacturer's specifications.

Temporary ramps for castings shall remain in place until surfacing operations are undertaken within the immediate area of the structure. Prior to placing the surface course, the temporary ramp shall be removed. Excess material shall be disposed of according to Article 202.03."

#### **FRICTION AGGREGATE (D1)**

Effective: January 1, 2011 Revised: December 1, 2021

Revise Article 1004.03(a) of the Standard Specifications to read:

**"1004.03 Coarse Aggregate for Hot-Mix Asphalt (HMA).** The aggregate shall be according to Article 1004.01 and the following.

(a) Description. The coarse aggregate for HMA shall be according to the following table.

Use	Mixture	Aggregates Allowed
Class A	Seal or Cover	Allowed Alone or in Combination 5/:  Gravel Crushed Gravel Carbonate Crushed Stone Crystalline Crushed Stone Crushed Sandstone Crushed Slag (ACBF) Crushed Steel Slag Crushed Concrete
HMA Low ESAL	Stabilized Subbase or Shoulders	Allowed Alone or in Combination <sup>5/</sup> :  Gravel Crushed Gravel Carbonate Crushed Stone Crystalline Crushed Stone Crushed Sandstone Crushed Slag (ACBF) Crushed Steel Slag <sup>1/</sup> Crushed Concrete
HMA High ESAL Low ESAL	Binder IL-19.0 or IL-19.0L SMA Binder	Allowed Alone or in Combination 5/ 6/:  Crushed Gravel Carbonate Crushed Stone <sup>2/</sup> Crystalline Crushed Stone Crushed Sandstone Crushed Slag (ACBF) Crushed Concrete <sup>3/</sup>
HMA High ESAL Low ESAL	C Surface and Binder IL-9.5 IL-9.5FG or IL-9.5L	Allowed Alone or in Combination 5/:  Crushed Gravel Carbonate Crushed Stone <sup>2/</sup> Crystalline Crushed Stone Crushed Sandstone Crushed Slag (ACBF) Crushed Steel Slag <sup>4/</sup> Crushed Concrete <sup>3/</sup>

Use	Mixture	Aggregates Allowed			
HMA High ESAL	D Surface and Binder IL-9.5 or IL-9.5FG	Crushed Gravel	shed Stone (other than hed Stone tone ACBF)		
		Other Combinat	ions Allowed:		
		Up to	With		
		25% Limestone	Dolomite		
		50% Limestone	Any Mixture D aggregate other than Dolomite		
		75% Limestone	Crushed Slag (ACBF) or Crushed Sandstone		
HMA	E Surface	Allowed Alone or in Combination 5/6/:			
High ESAL	IL-9.5 SMA Ndesign 80 Surface	Crushed Gravel Crystalline Crus Crushed Sands Crushed Slag (A Crushed Steel S No Limestone.	hed Stone tone ACBF)		
		Other Combinat	ions Allowed:		
		Up to	With		
		50% Dolomite <sup>2/</sup>	Any Mixture E aggregate		
		75% Dolomite <sup>2/</sup>	Crushed Sandstone, Crushed Slag (ACBF), Crushed Steel Slag, or Crystalline Crushed Stone		

Use	Mixture Aggregates Allowed		
		75% Crushed Gravel <sup>2/</sup>	Crushed Sandstone, Crystalline Crushed Stone, Crushed Slag (ACBF), or Crushed Steel Slag
HMA High ESAL	F Surface IL-9.5 SMA Ndesign 80 Surface	Allowed Alone or  Crystalline Crush Crushed Sandsto Crushed Slag (Al Crushed Steel Sl No Limestone.	in Combination 5/6/: ned Stone one CBF)
		Other Combination	ons Allowed:
		Up to	With
		50% Crushed Gravel <sup>2/</sup> or Dolomite <sup>2/</sup>	Crushed Sandstone, Crushed Slag (ACBF), Crushed Steel Slag, or Crystalline Crushed Stone

- 1/ Crushed steel slag allowed in shoulder surface only.
- Carbonate crushed stone (limestone) and/or crushed gravel shall not be used in SMA Ndesign 80.
   Crushed concrete will not be permitted in SMA mixes.
- 4/ Crushed steel slag shall not be used as binder.
- 5/ When combinations of aggregates are used, the blend percent measurements shall be by volume."
- 6/ Combining different types of aggregate will not be permitted in SMA Ndesign 80."

#### HOT-MIX ASPHALT BINDER AND SURFACE COURSE (D1)

Effective: November 1, 2019 Revised: January 1, 2025

Revise Article 1004.03(c) to read:

"(c) Gradation. The coarse aggregate gradations shall be as listed in the following table.

Use	Size/Application	Gradation No.
Class A-1, A-2, & A-3	3/8 in. (10 mm) Seal CA 16 or CA 20	
Class A-1	1/2 in. (13 mm) Seal CA 15	
Class A-2 & A-3	Cover Coat	CA 14
	IL-19.0;	CA 11 <sup>1/</sup>
	Stabilized Subbase IL-19.0	
LIMA Libra FOAL	SMA 12.5 <sup>2/</sup>	CA 13 <sup>4</sup> , CA 14, or CA 16
HMA High ESAL	SMA 9.5 <sup>2/</sup>	CA 13 <sup>3/4/</sup> or CA 16 <sup>3/</sup>
	IL-9.5	CA 16, CM 13 <sup>4/</sup>
	IL-9.5FG	CA 16
	IL-19.0L	CA 11 <sup>1/</sup>
HMA Low ESAL	IL-9.5L	CA 16

- 1/ CA 16 or CA 13 may be blended with the CA 11.
- 2/ The coarse aggregates used shall be capable of being combined with the fine aggregates and mineral filler to meet the approved mix design and the mix requirements noted herein.
- 3/ The specified coarse aggregate gradations may be blended.
- 4/ CA 13 shall be 100 percent passing the 1/2 in. (12.5mm) sieve."

Revise Article 1004.03(e) of the Standard Specifications to read:

"(e) Absorption. For SMA the coarse aggregate shall also have water absorption ≤ 2.0 percent."

Revise the "High ESAL" portion of the table in Article 1030.01 to read:

"High ESAL	Binder Courses	IL-19.0, IL-9.5, IL-9.5FG, IL-4.75, SMA 12.5, Stabilized Subbase IL-19.0
nigii ESAL	Surface Courses	IL-9.5, IL-9.5FG, SMA 12.5, SMA 9.5"

Revise Note 2. and add Note 6 to Article 1030.02 of the Standard Specifications to read:

"Item Article/Section

(g)Performance Graded Asphalt Binder (Note 6)

1032

(h) Fibers (Note 2)

Note 2. A stabilizing additive such as cellulose or mineral fiber shall be added to the SMA mixture according to Illinois Modified AASHTO M 325. The stabilizing additive shall meet the Fiber Quality Requirements listed in Illinois Modified AASHTO M 325. Prior to approval and use of fibers, the Contractor shall submit a notarized certification by the producer of these materials stating they meet these requirements. Reclaimed Asphalt Shingles (RAS) may be used in Stone Matrix Asphalt (SMA) mixtures designed with an SBA polymer modifier as a fiber additive if the mix design with RAS included meets AASHTO T305 requirements. The RAS shall be from a certified source that produces either Type I or Type 2. Material shall meet requirements noted herein and the actual dosage rate will be determined by the Engineer.

Note 6. The asphalt binder shall be an SBS PG 76-28 when the SMA is used on a full-depth asphalt pavement and SBS PG 76-22 when used as an overlay, except where modified herein. The asphalt binder shall be a SBS PG 76-22 for IL-4.75, except where modified herein.."

Revise table in Article 1030.05(a) of the Standard Specifications to read:

	"MIXTURE COMPOSITION (% PASSING) 1/											
Sieve Size	IL-19.	.0 mm		MA 2.5	SMA	9.5	IL-9.	5mm	IL-9.	5FG	IL-4.7	5 mm
	min	max	min	max	min	max	min	max	min	max	min	max
1 1/2 in												
(37.5 mm)												
1 in.		400										
(25 mm)		100										
3/4 in.	00	400		400								
(19 mm)	90	100		100								
1/2 in.	75	89	80	100		100		100		100		100
(12.5 mm)	75	69	00	100		100		100		100		100
3/8 in.				65	90	100	90	100	90	100		100
(9.5 mm)				00	90	100	90	100	90	100		100
#4	40	60	20	30	36	ΕO	34	69	60	75 <sup>6/</sup>	90	100
(4.75 mm)	40	60	20	30	30	50	34	69	60	750	90	100
#8	20	42	16	24 4/	16	324/	34 5/	52 <sup>2/</sup>	45	606/	70	90
(2.36 mm)	20	42	10	Z4 */	16	327	34 °	3Z <sup>2</sup>	45	60%	70	90
#16	4.5	20					40	20	0.5	40		C.F.
(1.18 mm)	15	30					10	32	25	40	50	65
#30			40	40	40	40			4.5	20		
(600 μm)			12	16	12	18			15	30		
#50	•	4.5						4.5	•	4.5	4.5	00
(300 µm)	6	15					4	15	8	15	15	30
#100												
(150 µm)	4	9					3	10	6	10	10	18
#200												
(75 μm)	3.0	6.0	7.0	9.0 3/	7.5	9.5 3/	4.0	6.0	4.0	6.5	7.0	9.0 3/
#635						_						
(20 µm)			≤	3.0	≤ 3	3.0						
Ratio												
Dust/Asphalt		1.0		1.5		1.5		1.0		1.0		1.0
Binder												

- 1/ Based on percent of total aggregate weight.
- 2/ The mixture composition shall not exceed 44 percent passing the #8 (2.36 mm) sieve for surface courses with Ndesign = 90.
- 3/ Additional minus No. 200 (0.075 mm) material required by the mix design shall be mineral filler, unless otherwise approved by the Engineer.
- 4/ When establishing the Adjusted Job Mix Formula (AJMF) the percent passing the #8 (2.36 mm) sieve shall not be adjusted above the percentage stated on the table.
- 5/ When establishing the Adjusted Job Mix Formula (AJMF) the percent passing the #8 (2.36 mm) sieve shall not be adjusted below 34 percent.
- 6/ When the mixture is used as a binder, the maximum shall be increased by 0.5 percent passing."

Revise Article 1030.05(b) of the Standard Specifications to read:

(b) Volumetric Requirements. The target value for the air voids of the HMA shall be 4.0 percent, for IL-4.75 and SMA mixtures it shall be 3.5 percent and for Stabilized Subbase it shall be 3.0 percent at the design number of gyrations. The voids in the mineral aggregate (VMA) and voids filled with asphalt binder (VFA) of the HMA design shall be based on the nominal maximum size of the aggregate in the mix and shall conform to the following requirements.

	Voids in the Mineral Aggregate (VMA), % Minimum for Ndesign					
Mix Design	30	50	70	80	90	
IL-19.0		13.5	13.5		13.5	
IL-9.5		15.0	15.0			
IL-9.5FG		15.0	15.0			
IL-4.75 <sup>1/</sup>		18.5				
SMA-12.5 <sup>1/2/5/</sup>				17.03//16.04/		
SMA-9.5 <sup>1/2/5/</sup>				17.03//16.04/		
IL-19.0L	13.5					
IL-9.5L	15.0					

- 1/ Maximum draindown shall be 0.3 percent according to Illinois Modified AASHTO T 305.
- 2/ The draindown shall be determined at the JMF asphalt binder content at the mixing temperature plus 30°F.
- 3/ Applies when specific gravity of coarse aggregate is  $\geq 2.760$ .
- 4/ Applies when specific gravity of coarse aggregate is < 2.760.
- 5/ For surface course, the coarse aggregate can be crushed steel slag, crystalline crushed stone or crushed sandstone. For binder course, coarse aggregate shall be crushed stone (dolomite), crushed gravel, crystalline crushed stone, or crushed sandstone"

Revise the last paragraph of Article 1102.01 (a) (5) of the Standard Specifications to read:

"IL-4.75 and Stone Matrix Asphalt (SMA) mixtures which contain aggregate having absorptions greater than or equal to 2.0 percent, or which contain steal slag sand, shall have minimum surge bin storage plus haul time of 1.5 hours."

Revise the first and second paragraphs of Articles 1030.06(c)(2) of the Standard Specifications to read:

"(2) Personnel. The Contractor shall provide a QC Manager who shall have overall responsibility and authority for quality control. This individual shall maintain active certification as a Hot-Mix Asphalt Level II technician.

In addition to the QC Manager, the Contractor shall provide sufficient personnel to perform the required visual inspections, sampling, testing, and documentation in a timely manner. Mix designs shall be developed by personnel with an active certification as a Hot-Mix Asphalt Level III technician. Technicians performing mix design testing and plant sampling/testing shall maintain active certification as a Hot-Mix Asphalt Level I technician. The Contractor may provide a technician trainee who has successfully completed the Department's "Hot-Mix Asphalt Trainee Course" to assist in the activities completed by a Hot-Mix Asphalt

Level I technician for a period of one year after the course completion date. The Contractor may also provide a Gradation Technician who has successfully completed the Department's "Gradation Technician Course" to run gradation tests only under the supervision of a Hot-Mix Asphalt Level II Technician. The Contractor shall provide a Hot-Mix Asphalt Density Tester who has successfully completed the Department's "Nuclear Density Testing" course to run all nuclear density tests on the job site."

Add Article 1030.06(d)(3) to the Standard Specifications to read:

"(3) The Contractor shall take possession of any Department unused backup or dispute resolution HMA mixture samples or density specimens upon notification by the Engineer. The Contractor shall collect the HMA mixture samples or density specimens from the location designated by the Engineer. The HMA mixture samples or density specimens may be added to RAP stockpiles according to Section 1031."

Revise the second paragraph of Articles 1030.07(a)(11) and 1030.08(a)(9) of the Standard Specifications to read:

"When establishing the target density, the HMA maximum theoretical specific gravity (Gmm) will be based on the running average of four available Department test results for that project. If less than four Gmm test results are available, an average of all available Department test results for that project will be used. The initial Gmm will be the last available Department test result from a QMP project. If there is no available Department test result from a QMP project, the Department mix design verification test result will be used as the initial Gmm."

Revise the following table and notes in Article 1030.09 (c) of the Standard Specifications to read:

CONTROL LIMITS						
Parameter	IL-19.0, IL-9.5, IL-9.5FG, IL-19.0L, IL- 9.5L		SMA-	•	IL-4.75	
	Individual Test	Moving Avg. of 4	Individual Test	Moving Avg. of 4	Individual Test	Moving Avg. of 4
% Passing: 1/						
1/2 in. (12.5 mm)	±6%	±4%	±6%	± 4 %		
3/8 in. (9.5mm)			±4%	±3%		
# 4 (4.75 mm)	± 5 %	±4%	±5%	±4%		
# 8 (2.36 mm)	±5%	±3%	±4%	± 2 %		
# 16 (1.18 mm)			±4%	± 2 %	±4%	±3%
# 30 (600 µm)	±4%	± 2.5 %	±4%	± 2.5 %		
Total Dust Content # 200 (75 µm)	± 1.5 %	± 1.0 %			± 1.5 %	± 1.0 %
Asphalt Binder Content	± 0.3 %	± 0.2 %	± 0.2 %	± 0.1 %	± 0.3 %	± 0.2 %
Air Voids 2/	± 1.2 %	± 1.0 %	± 1.2 %	± 1.0 %	± 1.2 %	± 1.0 %
Field VMA 3/	-0.7 %	-0.5 %	-0.7 %	-0.5 %	-0.7 %	-0.5 %

<sup>1/</sup> Based on washed ignition oven or solvent extraction gradation.

- 2/ The air voids target shall be a value equal to or between 3.2 % and 4.8 %.
- 3/ Allowable limit below minimum design VMA requirement.

Revise Article 1030.09(g)(2) of the Standard Specifications to read:

"(2) The Contractor shall complete split verification sample tests listed in the Limits of Precision table in Article 1030.09(h)(1)."

In the Supplemental Specifications, replace the revision for the end of the third paragraph of Article 1030.09(h)(2) with the following:

"When establishing the target density, the HMA maximum theoretical specific gravity (Gmm) will be the Department mix design verification test result."

Add after third sentence of Article 1030.09(b) to read:

"If the Contractor and Engineer agree the nuclear density test method is not appropriate for the mixture, cores shall be taken at random locations determined according to the QC/QA document "Determination of Random Density Test Site Locations". Core densities shall be determined using the Illinois Modified AASHTO T 166 or T 275 procedure."

Revise Table 1 and Note 4/ of Table 1 in Article 406.07(a) of the Standard Specifications to read:

	Breakdown/Intermediate Roller (one of the following)	Final Roller (one or more of the following)	Density Requirement
IL-9.5, IL-9.5FG, IL- 19.0 <sup>1/</sup>	V <sub>D</sub> , P , T <sub>B</sub> , 3W, O <sub>T</sub> , O <sub>B</sub>	$V_S$ , $T_B$ , $T_{F_s}O_T$	As specified in Section 1030
IL-4.75 and SMA <sup>3/4/</sup>	T <sub>B,</sub> 3W, O <sub>T</sub>	T <sub>F</sub> , 3W	As specified in Section 1030
Mixtures on Bridge Decks <sup>2/</sup>	Тв	T <sub>F</sub>	As specified in Articles 582.05 and 582.06.

<sup>&</sup>quot;4/ The Contractor shall provide a minimum of two steel-wheeled tandem rollers (T<sub>B</sub>), and/or three-wheel (3W) rollers for breakdown, except one of the (T<sub>B</sub>) or (3W) rollers shall be 84 inches (2.14 m) wide and a weight of 315 pound per linear inch (PLI) (5.63 kg/mm) and one of the (T<sub>B</sub>) or (3W) rollers can be substituted for an oscillatory roller (O<sub>T</sub>). T<sub>F</sub> rollers shall be a minimum of 280 lb/in. (50 N/mm). The 3W and T<sub>B</sub> rollers shall be operated at a uniform speed not to exceed 3 mph (5 km/h), with the drive roll for T<sub>B</sub> rollers nearest the paver and maintain an effective rolling distance of not more than 150 ft (45 m) behind the paver."

Add the following after the fourth paragraph of Article 406.13 (b):

"The plan quantities of SMA mixtures shall be adjusted using the actual approved binder and surface Mix Design's  $G_{mb}$ ."

Revise first paragraph of Article 1030.10 of the Standard Specifications to read:

"A test strip of 300 ton (275 metric tons), except for SMA mixtures it will be 400 ton (363 metric ton), will be required for each mixture on each contract at the beginning of HMA production for each construction year according to the Manual of Test Procedures for Materials "Hot Mix Asphalt Test Strip Procedures". At the request of the Producer, the Engineer

may waive the test strip if previous construction during the current construction year has demonstrated the constructability of the mix using Department test results."

Revise fourth paragraph of Article 1030.10 of the Standard Specifications to read:

"When a test strip is constructed, the Contractor shall collect and split the mixture according to the document "Hot-Mix Asphalt Test Strip Procedures". The Engineer, or a representative, shall deliver split sample to the District Laboratory for verification testing. The Contractor shall complete mixture tests stated in Article 1030.09(a). Mixture sampled shall include enough material for the Department to conduct mixture tests detailed in Article 1030.09(a) and in the document "Hot-Mix Asphalt Mixture Design Verification Procedure" Section 3.3. The mixture test results shall meet the requirements of Articles 1030.05(b) and 1030.05(d), except Hamburg wheel tests will only be conducted on High ESAL mixtures during production."

#### HOT-MIX ASPHALT – MIXTURE DESIGN VERIFICATION AND PRODUCTION (D1)

Effective: January 1, 2019 Revised: December 1, 2021

Add to Article 1030.05 (d)(3) of the Standard Specifications to read:

"During mixture design, prepared samples shall be submitted to the District laboratory by the Contractor for verification testing. The required testing, and number and size of prepared samples submitted, shall be according to the following tables.

High ESAL – Required Samples for Verification Testing			
Mixture Hamburg Wheel and I-FIT Testing 1/ 2/			
Binder total of 3 - 160 mm tall bricks			
Surface			

Low ESAL – Required Samples for Verification Testing			
Mixture I-FIT Testing 1/2/			
Binder 1 - 160 mm tall brick			
Surface 2 - 160 mm tall bricks			

- 1/ The compacted gyratory bricks for Hamburg wheel and I-FIT testing shall be 7.5  $\pm$  0.5 percent air voids.
- 2/ If the Contractor does not possess the equipment to prepare the 160 mm tall brick(s), twice as many 115 mm tall compacted gyratory bricks will be acceptable.

Revise the fourth paragraph of Article 1030.10 of the Standard Specifications to read:

"When a test strip is not required, each HMA mixture shall still be sampled on the first day of production: I-FIT and Hamburg wheel testing for High ESAL; I-FIT testing for Low ESAL. Within two working days after sampling the mixture, the Contractor shall deliver gyratory cylinders to the District laboratory for Department verification testing. The High ESAL mixture test

results shall meet the requirements of Articles 1030.05(d)(3) and 1030.05(d)(4). The Low ESAL mixture test results shall meet the requirements of Article 1030.05(d)(4). The required number and size of prepared samples submitted for the Hamburg wheel and I-FIT testing shall be according to the "High ESAL - Required Samples for Verification Testing" table in Article 1030.05(d)(3) above."

Add the following to the end of Article 1030.10 of the Standard Specifications to read:

"Mixture sampled during first day of production shall include approximately 60 lb (27 kg) of additional material for the Department to conduct Hamburg wheel testing and approximately 80 lb (36 kg) of additional material for the Department to conduct I-FIT testing. Within two working days after sampling, the Contractor shall deliver prepared samples to the District laboratory for verification testing. The required number and size of prepared samples submitted for the Hamburg wheel and I-FIT testing shall be according to the "High ESAL - Required Samples for Verification Testing" table in Article 1030.05(d)(3) above."

#### ADJUSTMENTS AND RECONSTRUCTIONS (D1)

Effective: March 15, 2011 Revised: October 1, 2021

Revise the first paragraph of Article 602.04 to read:

**"602.04 Concrete.** Cast-in-place concrete for structures shall be constructed of Class SI concrete according to the applicable portions of Section 503. Cast-in-place concrete for pavement patching around adjustments and reconstructions shall be constructed of Class PP-2 concrete, unless otherwise noted in the plans, according to the applicable portions of Section 1020."

Revise the third, fourth and fifth sentences of the second paragraph of Article 602.11(c) to read:

"Castings shall be set to the finished pavement elevation so that no subsequent adjustment will be necessary, and the space around the casting shall be filled with Class PP-2 concrete, unless otherwise noted in the plans, to the elevation of the surface of the base course or binder course. HMA surface or binder course material shall not be allowed. The pavement may be opened to traffic according to Article 701.17(e)(3)b."

Revise Article 603.05 to read:

**"603.05** Replacement of Existing Flexible Pavement. After the castings have been adjusted, the surrounding space shall be filled with Class PP-2 concrete, unless otherwise noted in the plans, to the elevation of the surface of the base course or binder course. HMA surface or binder course material shall not be allowed. The pavement may be opened to traffic according to Article 701.17(e)(3)b."

Revise Article 603.06 to read:

"603.06 Replacement of Existing Rigid Pavement. After the castings have been adjusted, the pavement and HMA that was removed, shall be replaced with Class PP-2 concrete, unless otherwise noted in the plans, not less than 9 in. (225 mm) thick. The pavement may be opened to traffic according to Article 701.17(e)(3)b.

The surface of the Class PP concrete shall be constructed flush with the adjacent surface."

Revise the first sentence of Article 603.07 to read:

"603.07 Protection Under Traffic. After the casting has been adjusted and the Class PP concrete has been placed, the work shall be protected by a barricade and two lights according to Article 701.17(e)(3)b."

### State of Illinois Department of Transportation Bureau of Local Roads and Streets

#### SPECIAL PROVISION FOR INSURANCE

Effective: February 1, 2007 Revised: August 1, 2007

All references to Sections or Articles in this specification shall be construed to mean specific Section or Article of the Standard Specifications for Road and Bridge Construction, adopted by the Department of Transportation.

The Contractor shall name the following entities as additional insured under the Contractor's general liability insurance policy in accordance with Article 107.27:
The entities listed above and their officers, employees, and agents shall be indemnified and held harmless in accordance with Article 107.26.

# State of Illinois DEPARTMENT OF TRANSPORTATION Bureau of Local Roads & Streets SPECIAL PROVISION FOR

LOCAL QUALITY ASSURANCE/ QUALITY MANAGEMENT QC/QA Effective: January 1, 2022

Replace the first five paragraphs of Article 1030.06 of the Standard Specifications with the following:

"1030.06 Quality Management Program. The Quality Management Program (QMP) will be Quality Control / Quality Assurance (QC/QA) according to the following."

Delete Article 1030.06(d)(1) of the Standard Specifications.

Revise Article 1030.09(g)(3) of the Standard Specifications to read:

"(3) If core testing is the density verification method, the Contractor shall provide personnel and equipment to collect density verification cores for the Engineer. Core locations will be determined by the Engineer following the document "Hot-Mix Asphalt QC/QA Procedure for Determining Random Density Locations" at density verification intervals defined in Article 1030.09(b). After the Engineer identifies a density verification location and prior to opening to traffic, the Contractor shall cut a 4 in. (100 mm) diameter core. With the approval of the Engineer, the cores may be cut at a later time."

Revise Article 1030.09(h)(2) of the Standard Specifications to read:

"(2) After final rolling and prior to paving subsequent lifts, the Engineer will identify the random density verification test locations. Cores or nuclear density gauge testing will be used for density verification. The method used for density verification will be as selected below.

	Density Verification Method
	Cores
	Nuclear Density Gauge (Correlated when
,	paving ≥ 3,000 tons per mixture)

Density verification test locations will be determined according to the document "Hot-Mix Asphalt QC/QA Procedure for Determining Random Density Locations". The density testing interval for paving wider than or equal to 3 ft (1 m) will be 0.5 miles (800 m) for lift thicknesses of 3 in. (75 mm) or less and 0.2 miles (320 m) for lift thicknesses greater than 3 in. (75 mm). The density testing interval for paving less than 3 ft (1 m) wide will be 1 mile (1,600 m). If a day's paving will be less than the prescribed density testing interval, the length of the day's paving will be the interval for that day. The density testing interval for mixtures used for patching will be 50 patches with a minimum of one test per mixture per project.

If core testing is the density verification method, the Engineer will witness the Contractor coring, and secure and take possession of all density samples at the

density verification locations. The Engineer will test the cores collected by the Contractor for density according to Illinois Modified AASHTO T 166 or AASHTO T 275.

If nuclear density gauge testing is the density verification method, the Engineer will conduct nuclear density gauge tests. The Engineer will follow the density testing procedure detailed in the document "Illinois Modified ASTM D 2950, Standard Test Method for Density of Bituminous Concrete In-Place by Nuclear Method".

A density verification test will be the result of a single core or the average of the nuclear density tests at one location. The results of each density test must be within acceptable limits. The Engineer will promptly notify the Contractor of observed deficiencies."

Revise the seventh paragraph and all subsequent paragraphs in Section D. of the document "Hot-Mix Asphalt QC/QA Initial Daily Plant and Random Samples" to read:

"Mixtures shall be sampled from the truck at the plant by the Contractor following the same procedure used to collect QC mixture samples (Section A). This process will be witnessed by the Engineer who will take custody of the verification sample. Each sample bag with a verification mixture sample will be secured by the Engineer using a locking ID tag. Sample boxes containing the verification mixture sample will be sealed/taped by the Engineer using a security ID label."



# Illinois Environmental Protection Agency

2520 West Iles Avenue • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3397

# Uncontaminated Soil Certification by Licensed Professional Engineer or Licensed Professional Geologist

for Use of Uncontaminated Soil as Fill in a CCDD or Uncontaminated Soil Fill Operation LPC-663

Revised in accordance with 35 Ill. Adm. Code 1100, as

Revised in accordance with 35 III. Adm. Code 1100, as amended by PCB R2012-009 (eff. Aug. 27, 2012)

This certification form is to be used by professional engineers and professional geologists to certify, pursuant to 35 III. Adm. Code 1100.205(a)(1)(B), that soil (i) is uncontaminated soil and (ii) is within a pH range of 6.26 to 9.0. If you have questions about this form, please telephone the Bureau of Land Permit Section at 217/524-3300.

This form may be completed online, saved locally, printed and signed, and submitted to prospective clean construction or demolition debris (CCDD) fill operations or uncontaminated soil fill operations.

I. Source Locati	on Information n of the source of the u	acontaminated soil	\	
`	ngton Boulevard Roadv		,	umber, if available: 815-886-1870
<u> </u>			Office I florie IV	umber, ii available. <u>010-000-1070</u>
•	n (address, including กเ Road to 350' South of C	•		
City: Romeov		State: IL	Zip Code: 60446	
County: Will		Township: Plain	field	
· —	nate center of site in dec			 places (e.g., 40.67890, -90.12345):
Latitude: 41.6699	Longitude: -	• •	,	,
(Decimal D Identify how the lat/lo	Degrees) ong data were determine	(-Decimal Degrees		
◯ GPS ◯ Map	Interpolation ( ) Photo	Interpolation C	Survey Other	
Coordinates for the p	oroject area were obtair	ed from the attach	ed ERIS Report.	
IEPA Site Number(s)	, if assigned: BOL:		BOW:	BOA:
Approximate Start Da	ate (mm/dd/yyyy): <u>Ma</u>	y 1, 2026	_ Approximate End Da	ate (mm/dd/yyyy): Aug 28, 2026
Estimated Volume of	f debris (cu. Yd.): <u>15</u>		_	
II Owner/Onera	tor Information fo	Source Site		
Site Owner		ocaroc onc	Site Operator	
Name:	Villag	e of Romeoville	Name:	CONTRACTOR TO BE AWARDED
Street Address:	615	Anderson Drive	Street Address:	
PO Box:			PO Box:	
City:	Romeoville	State: IL	City:	 State:
Zip Code:	60446 Phone:	815-886-1870	Zip Code:	Phone:
Contact:	Chris Drey - Public	: Works Director	Contact:	
Email if available		(i)romeoville ora	Email. if available:	

This Agency is authorized to require this information under Section 4 and Title X of the Environmental Protection Act (415 ILCS 5/4, 5/39). Failure to disclose this information may result in: a civil penalty of not to exceed \$50,000 for the violation and an additional civil penalty of not to exceed \$10,000 for each day during which the violation continues (415 ILCS 5/42). This form has been approved by the Forms Management Center.

#### Latitude: 41.66990

Longitude: - 88.11873

#### **Uncontaminated Soil Certification**

#### III. Basis for Certification and Attachments

For each item listed below, reference the attachments to this form that provide the required information.

A Description of the soil sample points and how they were determined to be sufficient in number and appropriately located 35 III. Adm. Code 1100.610(a)]:

2 grab soil samples (S1 0-1'; S2 0-1') were collected behind the existing curb that will be removed/replaced at 2 ROW locations. The samples are representative of the soil that will be excavated. The soil samples were tested for appropriate petroleum indicator contaminants of concern based on the adjacent PIPs. Additional soil samples to be collected prior to construction.

b. Analytical soil testing results to show that soil chemical constituents comply with the maximum allowable concentrations established pursuant to 35 III. Adm. Code Part 1100, Subpart F and that the soil pH is within the range of 6.25 to 9.0,including the documentation of chain of custody control, a copy of the lab analysis; the accreditation status of the laboratory performing the analysis; and certification by an authorized agent of the laboratory that the analysis has been performed in accordance with the Agency's rules for the accreditation of environmental and the scope of the accreditation [35 III. Adm. Code 1100.201 (g), 1100.205(a), 1100.610]:

S1 0-1' and S2 0-1' were tested by an accredited laboratory for VOCs, SVOCs, RCRA 8 Total Metals and pH. Soil sample S2 0'-1' was reported to meet the objectives of the IEPA MAC Table dated 8/27/12. Sample S1 0-1' is contaminated with SVOCs. Attachments: Draft Site Plan & Aerial Map with sample locations & CCDD exclusion area, analytical tables and laboratory report.

IV.	Certification	Statement,	Signature	and Seal	of Licensed	Professional	Engineer	or Licensed
Pro	ofessional Ge	ologist						

I, Karl F. Newman, P.G. (name of licensed professional engineer or geologist) certify under penalty of law that the information submitted, including but not limited to, all attachments and other information, is to the best of my knowledge and belief, true, accurate and complete. In accordance with the Environmental Protection Act [415 ILCS 5/22.51 or 22.51a] and 35 III. Adm. Code 1100.205(a), I certify that the soil from this site is uncontaminated soil. I also certify that the soil pH is within the range of 6.25 to 9.0. In addition, I certify that the soil has not been removed from the site as part of a cleanup or removal of contaminants. All necessary documentation is attached.

Any person who knowingly makes a false, fictitious, or fraudulent material statement, orally or in writing, to the Illinois EPA commits a Class 4 felony. A second or subsequent offense after conviction is a Class 3 felony. (415 ILCS 5/44(h))

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Licensed Professional Engineer or

Licensed Professional Geologist Signature:

Jun 19, 2025

Date:

KARL F NEWMAN 196-000152

P.E or L.P.G. Seal:

IL 532-2922 LPC 663 Rev. 2/2025





#### PROJECT AREA AERIAL MAP

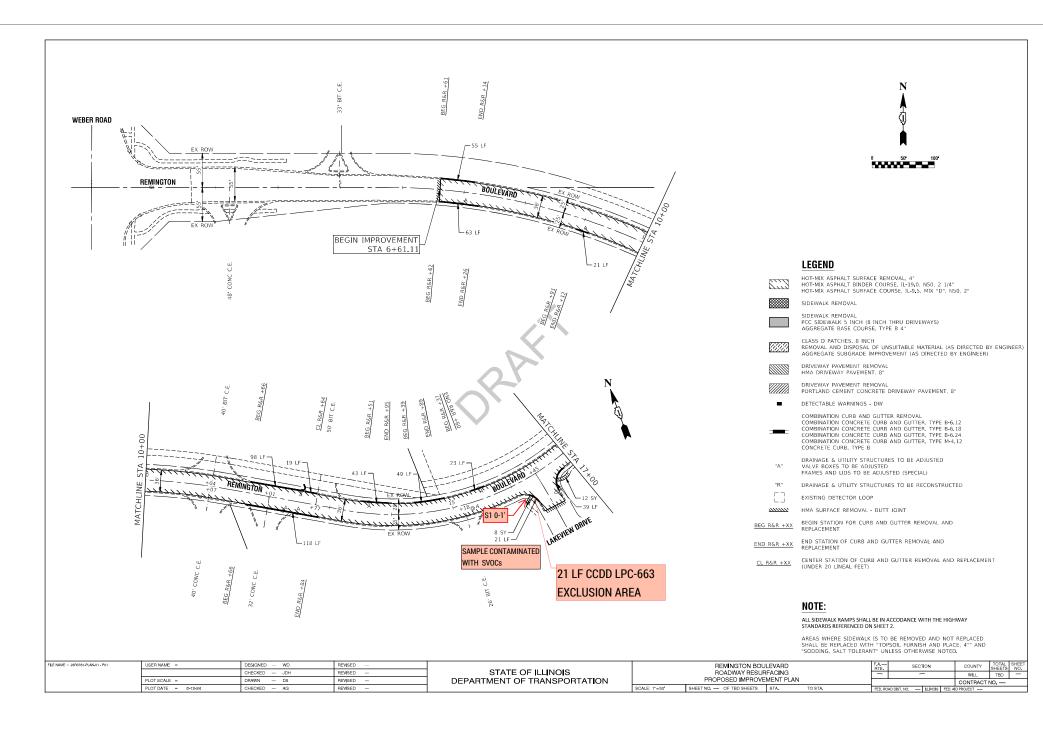
Remington Boulevard Roadway Resurfacing 500' East of Weber Road to 350' South of Claar Boulevard Romeoville, Will County, Illinois 60446

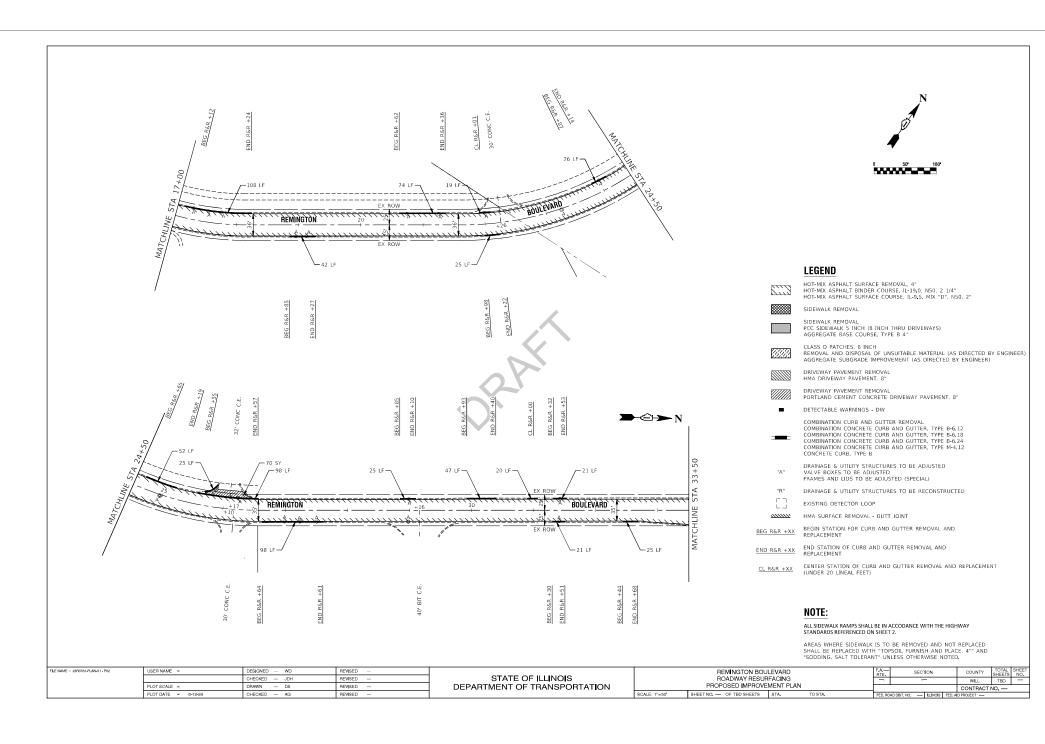


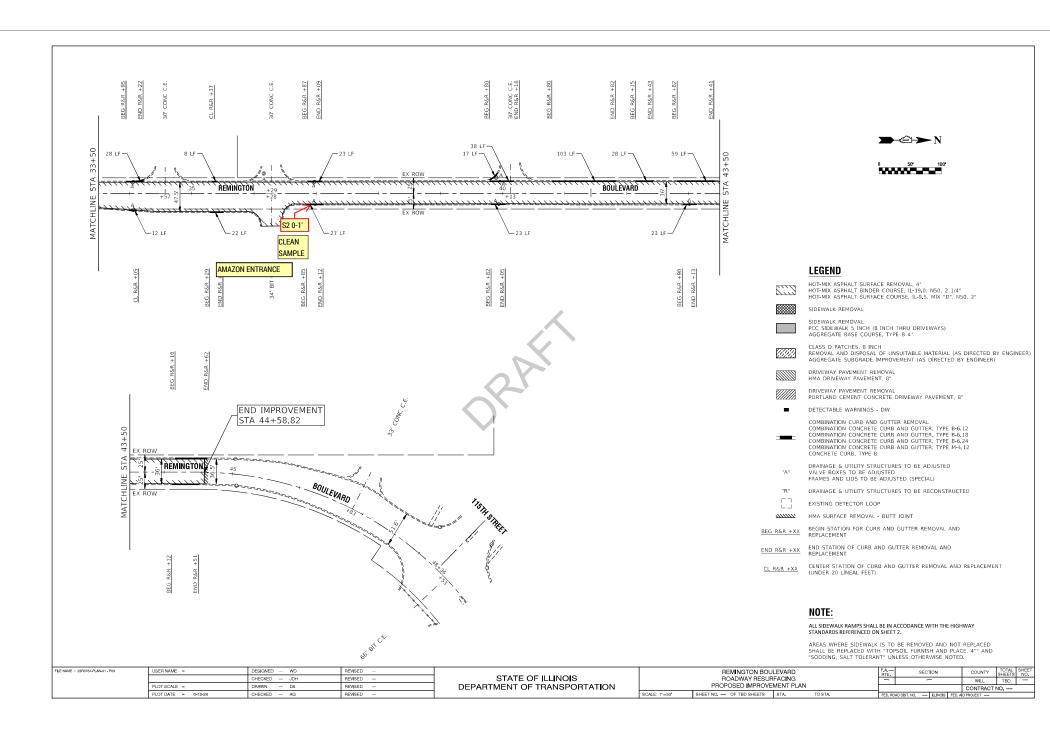
PROJECT NUMBER: 23-R0761

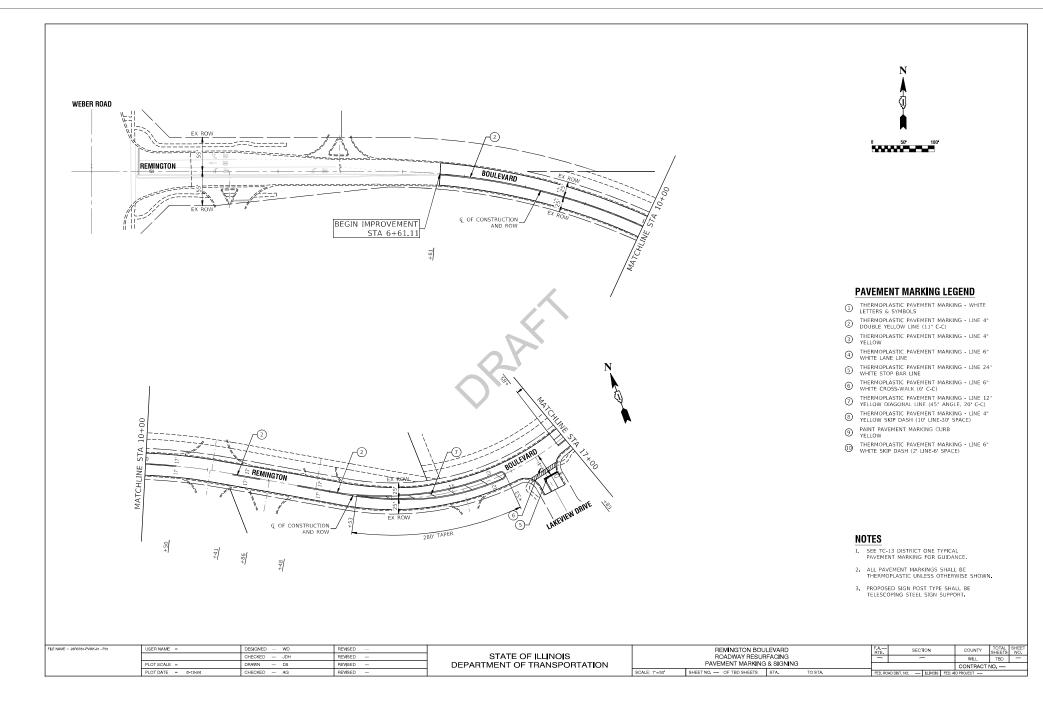
ESRI Online Aerial Map

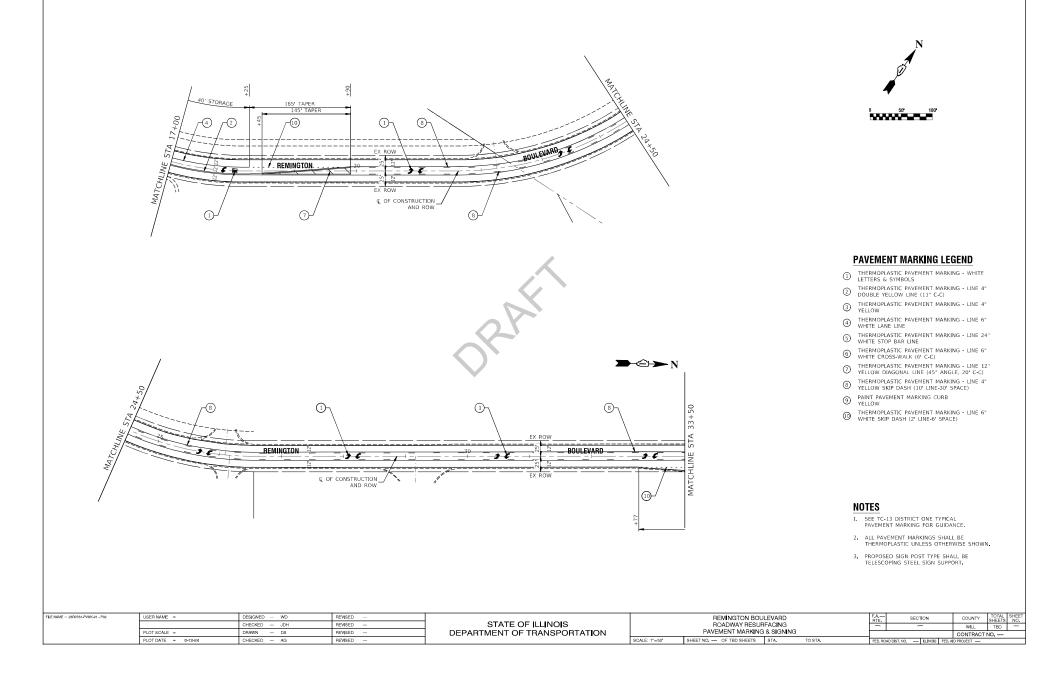


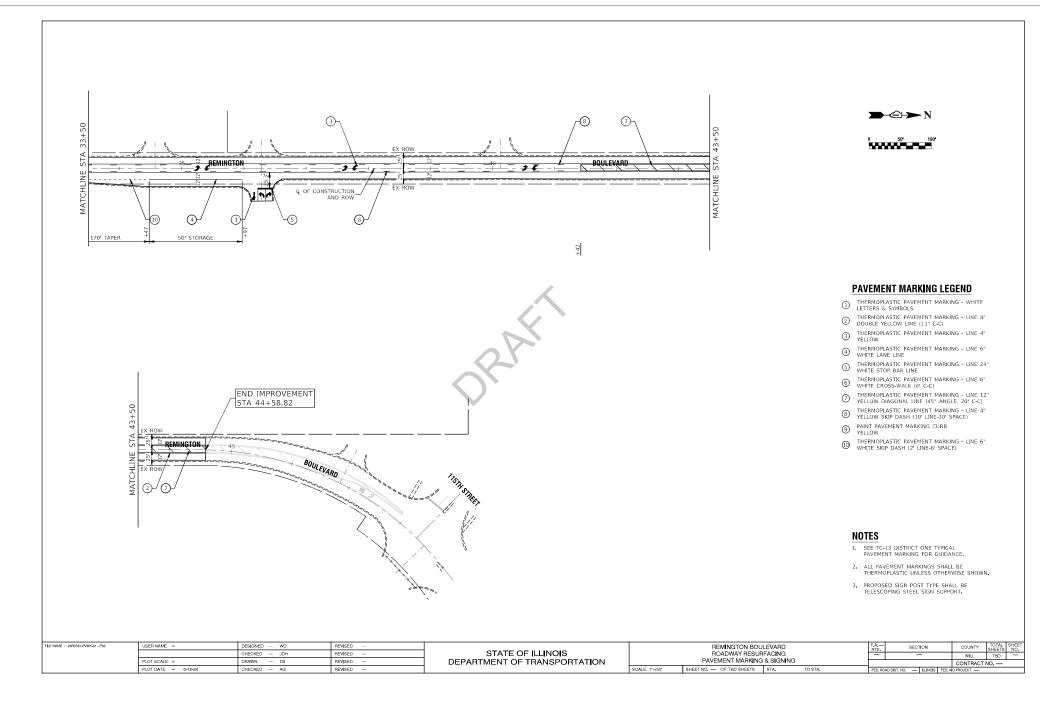












SAMPLE DATE: June 11, 2025 LAB: First Environmental Laboratories, Inc. MATRIX: Soil

ANALYTE	MAXIMUM ALLOWABLE CONCENTRATIONS	SAMPLE IDE	NTIFICATION
ANALTIE	(MACs)	S1 0-1'	S2 0-1'
VOLATILE ORGANIC COMPOUNDS (VOCs)			
ACETONE	25	0.203	ND
BENZENE	0.03	ND	ND
BROMODICHLOROMETHANE	0.6	ND	ND
BROMOFORM	0.8	ND	ND
BROMOMETHANE		ND	ND
2-BUTANONE (METHYL ETHYL KETONE)	17	ND	ND
CARBON DISULFIDE	9	ND	ND
CARBON TETRACHLORIDE	0.07	ND	ND
CHLOROBENZENE	1	ND	ND
CHLORODIBROMOMETHANE	0.4	ND	ND
CHLOROETHANE		ND	ND
CHLOROFORM	0.3	ND	ND
CHLOROMETHANE		ND	ND
1,1-DICHLOROETHANE	23	ND	ND
1,2-DICHLOROETHANE	0.02	ND	ND
1,1-DICHLOROETHENE	0.06	ND	ND
CIS-1,2-DICHLOROETHENE	0.4	ND	ND
TRANS-1,2-DICHLOROETHENE	0.7	ND	ND
1,2-DICHLOROPROPANE	0.03	ND	ND
CIS-1,3-DICHLOROPROPANE	0.005	ND	ND
TRANS-1,3-DICHLOROPROPENE	0.005	ND	ND
ETHYLBENZENE	13	ND	ND
2-HEXANONE		ND	ND
METHYL TERTIARY-BUTYL ETHER (MTBE)	0.32	ND	ND
4-METHYL-2-PENTANONE (MIBK)		ND	ND
METHYLENE CHLORIDE	0.02	ND	ND
STYRENE	4	ND	ND
1,1,2,2-TETRACHLOROETHANE		ND	ND
TETRACHLOROETHENE (PERCHLOROETHYLENE)	0.06	ND	ND
TOLUENE	12	ND	ND
1,1,1-TRICHLOROETHANE	2	ND	ND
1,1,2-TRICHLOROETHANE	0.02	ND	ND
TRICHLOROETHENE	0.06	ND	ND
VINYL ACETATE	10	ND ND	ND ND
VINYL CHLORIDE	0.01	ND	ND
XYLENES (TOTAL)	5.6	ND ND	ND

ALL RESULTS ARE EXPRESSED IN PARTS-PER-MILLION (mg/kg) CONCENTRATIONS.

THE SAMPLE RESULTS WERE COMPARED TO THE SUMMARY OF MAXIMUM ALLOWABLE CONCENTRATIONS (MAC) OF CHEMICAL CONSTITUENTS IN UNCONTAMINATED SOILS USED AS FILL MATERIAL AT REGULATED FILL OPERATIONS (35 ILLINOIS ADMINISTRATIVE CODE (IAC) 1100. SUBPART F) DATED AUGUST 27, 2012

ND: ANALYTE NOT DETECTED ABOVE THE REPORTING LIMIT OF THE LABORATORY

<sup>---:</sup> NO REMEDIATION OBJECTIVE ESTABLISHED BY THE IEPA FOR THIS CHEMICAL.

THE LABORATORY REPORTING LIMITS AND THE SW-846 TEST METHODS USED ARE PROVIDED IN THE LABORATORY REPORT.

SAMPLE DATE: June 11, 2025 LAB: First Environmental Laboratories, Inc. MATRIX: Soil

500' East of Weber Road to 250' South of Claar Boulevard, Romeoville, Will County, IL 60446 REL 23-R0761

ANALYTE	MAXIMUM ALLOWABLE CONCENTRATIONS	SAMPLE IDENTIFICATION		
, <u>-</u>	(MACs)	\$1 0-1'	S2 0-1'	
SEMI-VOLATILE ORGANIC COMPOUNDS (SVOCs)				
ACENAPHTHENE	570	ND	ND	
ACENAPHTHYLENE		ND	ND	
ANTHRACENE	12,000	0.746	ND	
BENZIDINE	_	ND	ND	
BENZO(a)ANTHRACENE (within Chicago corporate limits) <sup>a</sup>	1.1			
BENZO(a)ANTHRACENE (within MSA excluding Chicago) <sup>a</sup>	1.8	3.57	0.619	
BENZO(a)ANTHRACENE (within non-MSA or outside populated area) a	0.9			
BENZO(a)PYRENE (within Chicago corporate limits) <sup>a</sup>	1.3			
BENZO(a)PYRENE (within MSA excluding Chicago) <sup>a</sup>	2.1	3.54	0.737	
BENZO(a)PYRENE (within non-MSA) a	0.98			
BENZO(a)PYRENE (outside a populated area) <sup>a</sup>	0.09			
BENZO(b)FLUORANTHENE (within Chicago corporate limits) <sup>a</sup>	1.5			
BENZO(b)FLUORANTHENE (within MSA excluding Chicago) <sup>a</sup>	2.1	5.44	1.29	
BENZO(b)FLUORANTHENE (within non-MSA or outside populated area) a	0.9			
BENZO(k)FLUORANTHENE	9	1.55	0.371	
BENZO(g,h,i)PERYLENE		2.95	0.795	
BENZOIC ACID	400	ND	ND	
BENZYL ALCOHOL	_	ND	ND	
BIS(2-CHLOROETHOXY)METHANE		ND	ND	
BIS(2-CHLOROETHYL)ETHER	0.66	ND	ND	
BIS(2-CHLOROISOPROPYL)ETHER		ND	ND	
BIS(2-ETHYLHEXYL)PHTHALATE	46	ND	ND	
4-BROMOPHENYL-PHENYLETHER		ND	ND	
BUTYLBENZYLPHTHALATE	930	ND	ND	
CARBAZOLE	0.6	0.489	ND	
4-CHLOROANILINE	0.7	ND	ND	
4-CHLORO-3-METHYLPHENOL	_	ND	ND	
2-CHLORONAPTHALENE		ND	ND	
2-CHLOROPHENOL	1.5	ND	ND	
4-CHLOROPHENYL-PHENYLETHER		ND	ND	
CHRYSENE	88	4.21	0.869	
DIBENZO(a,h)ANTHRACENE (within Chicago corporate limits) <sup>a</sup>	0.20	1.21	0.003	
DIBENZO(a,h)ANTHRACENE (within MSA excluding Chicago) <sup>a</sup>	0.42	0.56	0.127	
DIBENZO(a,h)ANTHRACENE (within non-MSA) a	0.15	0.00	0.121	
DIBENZO(a,h)ANTHRACENE (wtside populated area) a	0.13			
DIBENZO(a,II)ANTITINACEINE (buiside populateu alea)  DIBENZOFURAN	0.09	ND	ND	
1,2-DICHLOROBENZENE	17	ND	ND ND	
1,2-DICHLOROBENZENE	——————————————————————————————————————	ND ND	ND ND	
L RESULTS ARE EXPRESSED IN PARTS-PER-MILLION (mg/kg) CONCENTRATIONS.		IND.	שויו	

THE SAMPLE RESULTS WERE COMPARED TO THE SUMMARY OF MAXIMUM ALLOWABLE CONCENTRATIONS (MAC) OF CHEMICAL CONSTITUENTS IN UNCONTAMINATED SOILS

USED AS FILL MATERIAL AT REGULATED FILL OPERATIONS (35 ILLINOIS ADMINISTRATIVE CODE (IAC) 1100.SUBPART F) DATED AUGUST 27, 2012

<sup>---:</sup> NO REMEDIATION OBJECTIVE ESTABLISHED BY THE IEPA FOR THIS CHEMICAL.

ND: ANALYTE NOT DETECTED ABOVE THE REPORTING LIMIT OF THE LABORATORY

THE LABORATORY REPORTING LIMITS AND THE SW-846 TEST METHODS USED ARE PROVIDED IN THE LABORATORY REPORT.

THE LOCATION OF THE CCDD FILL SITE DETERMINES THE ALLOWABLE CONCENTRATION.

500' East of Weber Road to 250' South of Claar Boulevard, Romeoville, Will County, IL 60446

REL 23-R0761

SAMPLE DATE: June 11, 2025 LAB: First Environmental Laboratories, Inc. MATRIX: Soil

ANALYTE	MAXIMUM ALLOWABLE CONCENTRATIONS	SAMPLE IDE	TIFICATION	
SEMI-VOLATILE ORGANIC COMPOUNDS (SVOCs)	(MACs)	S1 0-1'	S2 0-1'	
1,4-DICHLOROBENZENE	2	ND	ND	
3,3'-DICHLOROBENZIDINE	1.3	ND	ND	
2,4-DICHLOROPHENOL	0.48	ND	ND	
DIETHYLPHTHALTE	470	ND	ND	
2,4-DIMETHYLPHENOL	9	ND	ND	
DIMETHYLPHTHALATE	-	ND	ND	
Di-n-BUTYLPHTHALATE	2,300	ND	ND	
4,6-DINITRO-2-METHYLPHENOL		ND	ND	
2,4-DINITROPHENOL	3.3	ND	ND	
2,4-DINITROTOLUENE	0.25	ND	ND	
2,6-DINITROTOLUENE	0.26	ND	ND	
DI-n-OCTYLPHTHALATE	1,600	ND	ND	
FLUORANTHENE	3,100	10.6	1.89	
FLUORENE	560	ND	ND	
HEXACHLOROBENZENE	0.4	ND	ND	
HEXACHLOROBUTADIENE	_	ND	ND	
HEXACHLOROCYCLOPENTADIENE	1.1	ND	ND	
HEXACHLOROETHANE	0.5	ND	ND	
INDENO(1,2,3-cd)PYRENE (within MSA excluding Chicago) <sup>a</sup>	1.6	3.25	0.849	
INDENO(1,2,3-cd)PYRENE (within Chicago corporate limits	0.9			
or within a populated area in a non-MSA or oustide populated area) <sup>a</sup>				
ISOPHORONE	8	ND	ND	
2-METHYLNAPHTHALENE	_	ND	ND	
2-METHYLPHENOL	15	ND	ND	
3&4-METHYPHENOL	_	ND	ND	
NAPHTHALENE	1.8	ND	ND	
2-NITROANILINE	_	ND	ND	
3-NITROANILINE		ND	ND	
4-NITROANILINE	_	ND	ND	
NITROBENZENE	0.26	ND	ND	
2-NITROPHENOL	_	ND	ND	
4-NITROPHENOL	_	ND	ND	
N-NITROSO-DI-n-PROPYLAMINE	0.0018	ND	ND	
n-NITROSODIMETHYLAMINE	_	ND	ND	
n-NITROSODIPHENYLAMINE	1	ND	ND	
PENTACHLOROPHENOL	0.02	ND	ND	
PHENANTHRENE	_	5.47	0.671	
PHENOL	100	ND	ND	
PYRENE	2,300	7.37	1.39	
PYRIDINE	<u> </u>	ND	ND	
1,2,4-TRICHLOROBENZENE	5	ND	ND	
2,4,5-TRICHLOROPHENOL	26	ND	ND	
2,4,6-TRICHLOROPHENOL	0.66	ND	ND	

ALL RESULTS ARE EXPRESSED IN PARTS-PER-MILLION (mg/kg) CONCENTRATIONS.

THE SAMPLE RESULTS WERE COMPARED TO THE SUMMARY OF MAXIMUM ALLOWABLE CONCENTRATIONS (MAC) OF CHEMICAL CONSTITUENTS IN UNCONTAMINATED SOILS

USED AS FILL MATERIAL AT REGULATED FILL OPERATIONS (35 ILLINOIS ADMINISTRATIVE CODE (IAC) 1100.SUBPART F) DATED AUGUST 27, 2012

<sup>--:</sup> NO REMEDIATION OBJECTIVE ESTABLISHED BY THE IEPA FOR THIS CHEMICAL.

ND: ANALYTE NOT DETECTED ABOVE THE REPORTING LIMIT OF THE LABORATORY

THE LABORATORY REPORTING LIMITS AND THE SW-846 TEST METHODS USED ARE PROVIDED IN THE LABORATORY REPORT.

THE LOCATION OF THE CCDD FILL SITE DETERMINES THE ALLOWABLE CONCENTRATION.

#### SITE: Remington Boulevard Roadway Resurfacing

500' East of Weber Road to 250' South of Claar Boulevard, Romeoville, Will County, IL 60446

REL 23-R0761

SAMPLE DATE: June 11, 2025 LAB: First Environmental Laboratories, Inc. MATRIX: Soil

ANALYTE	MAXIMUM ALLOWABLE CONCENTRATIONS	SAMPLE IDENTIFICATION		
	(MACs)	S1 0-1'	S2 0-1'	
рН	6.25 to 9.0	7.83	8.90	
TOTAL METALS				
ARSENIC (within MSA) <sup>u</sup>	13	4.8	9.8	
ARSENIC (within non-MSA) <sup>a</sup>	11.3			
BARIUM <sup>c</sup>	1,500	102	90.6	
CADMIUM <sup>©</sup>	5.2	ND	ND	
CHROMIUM (TOTAL) <sup>C</sup>	21	14.1	16.3	
LEAD <sup>c</sup>	107	17.5	22.4	
SELENIUM <sup>C</sup>	1.3	ND	ND	
SILVER <sup>©</sup>	4.4	ND	ND	
MERCURY (ionic) <sup>c</sup>	0.89	ND	ND	
MERCURY (elemental)	0.1			
	SOIL COMPONENT OF GROUNDWATER INGESTION-CLASS I - RESIDENTIAL			
TCLP/SPLP METALS	(mg/L)			
ARSENIC*				
BARIUM	2			
CADMIUM	0.005			
CHROMIUM	0.1			
LEAD	0.0075			
SELENIUM	0.05			
SILVER	0.05			
MERCURY	0.002			

ALL RESULTS ARE EXPRESSED IN PARTS-PER-MILLION (mg/kg) CONCENTRATIONS.

THE SAMPLE RESULTS WERE COMPARED TO THE SUMMARY OF MAXIMUM ALLOWABLE CONCENTRATIONS (MAC) OF CHEMICAL CONSTITUENTS IN UNCONTAMINATED SOILS
USED AS FILL MATERIAL AT REGULATED FILL OPERATIONS (35 ILLINOIS ADMINISTRATIVE CODE (IAC) 1100.SUBPART F) DATED AUGUST 27, 2012

---: NO REMEDIATION OBJECTIVE ESTABLISHED BY THE IEPA FOR THIS CHEMICAL.

ND: ANALYTE NOT DETECTED ABOVE THE REPORTING LIMIT OF THE LABORATORY

THE LABORATORY REPORTING LIMITS AND THE SW-846 TEST METHODS USED ARE PROVIDED IN THE LABORATORY REPORT.

AS AN ALTERNATIVE TO THE MAC VALUE, COMPLIANCE VERIFICATION MAY BE DETERMINED BY COMPARING SOIL SAMPLE EXTRACTION RESULTS (TCLP/SPLP) FOR THIS CONSTITUENT TO THE RESPECTIVE TACO CLASS I SOIL COMPONENT OF THE GROUNDWATER INGESTION EXPOSURE ROUTE OBJECTIVES (35 IAC 742.APPENDIX B, TABLE A)

THE LOCATION OF THE CCDD FILL SITE DETERMINES THE ALLOWABLE CONCENTRATION.

 $^{
m e}$  ALTERNATIVE SPLP/TCLP VALUES CANNOT BE USED FOR ARSENIC. THE MAC OBJECTIVE MUST BE USED FOR TOTAL ARSENIC.



June 18, 2025

Ms. Erin Curley **ROBINSON ENGINEERING, LTD**10045 West Lincoln Highway

Frankfort, IL 60423

Project ID: Remington Blvd Roadway Resurfacing

First Environmental File ID: 25-5106

Date Received: June 11, 2025

Dear Ms. Erin Curley:

The above referenced project was analyzed as directed on the enclosed chain of custody record.

All Quality Control criteria as outlined in the methods and current IL ELAP/NELAP have been met unless otherwise noted. QA/QC documentation and raw data will remain on file for future reference. Our accreditation number is 100292 and our current certificate is number:

1002922025-14: effective 01/16/25 through 02/28/2026.

I thank you for the opportunity to be of service to you and look forward to working with you again in the future. Should you have any questions regarding any of the enclosed analytical data or need additional information, please contact me at (630) 778-1200.

Sincerely,

Ryan Gerrick

Project Manager



#### **Case Narrative**

#### ROBINSON ENGINEERING, LTD

Lab File ID: 25-5106

Project ID: Remington Blvd Roadway Resurfacing

Date Received: June 11, 2025

All quality control criteria, as outlined in the methods, have been met except as noted below or on the following analytical report.

The results in this report apply to the samples in the following table:

Laboratory Sample ID	Client Sample Identifier	Date/Time Collected
25-5106-001	S1, 0-1'	6/11/2025 11:25
25-5106-002	S2, 0-1'	6/11/2025 11:45

#### **Sample Batch Comments:**

Sample acceptance criteria were met.



### **Case Narrative**

#### ROBINSON ENGINEERING, LTD

Lab File ID: 25-5106

Project ID: Remington Blvd Roadway Resurfacing

Date Received: June 11, 2025

All quality control criteria, as outlined in the methods, have been met except as noted below or on the following analytical report.

The following is a definition of flags that may be used in this report:

Flag	Description	Flag	Description		
A	Method holding time is 15 minutes from collection. Lab analysis was performed as soon as possible.				
В	Analyte was found in the method blank.	L	LCS recovery outside control limits.		
<	Analyte not detected at or above the reporting limit.	M	MS recovery outside control limits; LCS acceptable.		
С	Sample received in an improper container for this test.	P	Chemical preservation pH adjusted in lab.		
D	Surrogates diluted out; recovery not available.	Q	Result was determined by a GC/MS database search.		
Е	Estimated result; concentration exceeds calibration range.	S	Analysis was subcontracted to another laboratory.		
G	Surrogate recovery outside control limits.	T	Result is less than three times the MDL value.		
Н	Analysis or extraction holding time exceeded.	W	Reporting limit elevated due to sample matrix.		
I	ICVS % rec outside 95-105% but within 90-110%				
J	Estimated result; concentration is less than routine RL but greater than MDL.	N	Analyte is not part of our NELAC accreditation or accreditation may not be available for this parameter.		
RL	Routine Reporting Limit (Lowest amount that can be detected when routine weights/volumes are used without dilution.)	ND	Analyte was not detected using a library search routine; No calibration standard was analyzed.		



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:25Sample ID:S1, 0-1'Date Received:06/11/25Sample No:25-5106-001Date Reported:06/18/25

Analyte	Result	R.L.	Units	Flags
Solids, Total Analysis Date: 06/13/25	Method: 2540G 2011			
Total Solids	87.78		%	
<b>Volatile Organic Compounds</b> Analysis Date: 06/16/25	Method: 5035A/8260B			
Acetone	203	200	ug/kg	
Benzene	< 5.0	5.0	ug/kg	
Bromodichloromethane	< 5.0	5.0	ug/kg	
Bromoform	< 5.0	5.0	ug/kg	
Bromomethane	< 10.0	10.0	ug/kg	
2-Butanone (MEK)	< 100	100	ug/kg	
Carbon disulfide	< 5.0	5.0	ug/kg	
Carbon tetrachloride	< 5.0	5.0	ug/kg	
Chlorobenzene	< 5.0	5.0	ug/kg	
Chlorodibromomethane	< 5.0	5.0	ug/kg	
Chloroethane	< 10.0	10.0	ug/kg	
Chloroform	< 5.0	5.0	ug/kg	
Chloromethane	< 10.0	10.0	ug/kg	
1,1-Dichloroethane	< 5.0	5.0	ug/kg	
1,2-Dichloroethane	< 5.0	5.0	ug/kg	
1,1-Dichloroethene	< 5.0	5.0	ug/kg	
cis-1,2-Dichloroethene	< 5.0	5.0	ug/kg	
trans-1,2-Dichloroethene	< 5.0	5.0	ug/kg	
1,2-Dichloropropane	< 5.0	5.0	ug/kg	
cis-1,3-Dichloropropene	< 4.0	4.0	ug/kg	
trans-1,3-Dichloropropene	< 4.0	4.0	ug/kg	
Ethylbenzene	< 5.0	5.0	ug/kg	
2-Hexanone	< 10.0	10.0	ug/kg	
Methyl-tert-butylether (MTBE)	< 5.0	5.0	ug/kg	
4-Methyl-2-pentanone (MIBK)	< 10.0	10.0	ug/kg	
Methylene chloride	< 20.0	20.0	ug/kg	
Styrene	< 5.0	5.0	ug/kg	
1,1,2,2-Tetrachloroethane	< 5.0	5.0	ug/kg	
Tetrachloroethene	< 5.0	5.0	ug/kg	
Toluene	< 5.0	5.0	ug/kg	
1,1,1-Trichloroethane	< 5.0	5.0	ug/kg	
1,1,2-Trichloroethane	< 5.0	5.0	ug/kg	
Trichloroethene	< 5.0	5.0	ug/kg	



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:25Sample ID:S1, 0-1'Date Received:06/11/25Sample No:25-5106-001Date Reported:06/18/25

Analyte	Result	R.L.	Units	Flags
Volatile Organic Compounds Analysis Date: 06/16/25	Method: 5035A/8260B			
Vinyl acetate	< 10.0	10.0	ug/kg	
Vinyl chloride	< 10.0	10.0	ug/kg	
Xylene, Total	< 5.0	5.0	ug/kg	

Xylene, Total		< 5.0	5.0	ug/kg
Semi-Volatile Compounds Analysis Date: 06/15/25	Method: 8270C		<b>Preparation M</b> Preparation Dat	
Acenaphthene		< 330	330	ug/kg
Acenaphthylene		< 330	330	ug/kg
Anthracene		746	330	ug/kg
Benzidine		< 330	330	ug/kg
Benzo(a)anthracene		3,570	330	ug/kg
Benzo(a)pyrene		3,540	90	ug/kg
Benzo(b)fluoranthene		5,440	330	ug/kg
Benzo(k)fluoranthene		1,550	330	ug/kg
Benzo(ghi)perylene		2,950	330	ug/kg
Benzoic acid		< 330	330	ug/kg
Benzyl alcohol		< 330	330	ug/kg
bis(2-Chloroethoxy)methane		< 330	330	ug/kg
bis(2-Chloroethyl)ether		< 330	330	ug/kg
bis(2-Chloroisopropyl)ether		< 330	330	ug/kg
bis(2-Ethylhexyl)phthalate		< 330	330	ug/kg
4-Bromophenyl phenyl ether		< 330	330	ug/kg
Butyl benzyl phthalate		< 330	330	ug/kg
Carbazole		489	330	ug/kg
4-Chloroaniline		< 330	330	ug/kg
4-Chloro-3-methylphenol		< 330	330	ug/kg
2-Chloronaphthalene		< 330	330	ug/kg
2-Chlorophenol		< 330	330	ug/kg
4-Chlorophenyl phenyl ether		< 330	330	ug/kg
Chrysene		4,210	330	ug/kg
Dibenzo(a,h)anthracene		560	90	ug/kg
Dibenzofuran		< 330	330	ug/kg
1,2-Dichlorobenzene		< 330	330	ug/kg
1,3-Dichlorobenzene		< 330	330	ug/kg
1,4-Dichlorobenzene		< 330	330	ug/kg
3,3'-Dichlorobenzidine		< 660	660	ug/kg
2,4-Dichlorophenol		< 330	330	ug/kg



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:25Sample ID:S1, 0-1'Date Received:06/11/25Sample No:25-5106-001Date Reported:06/18/25

Analyte		Result	R.L.	Units	Flags
Semi-Volatile Compounds Analysis Date: 06/15/25	Method: 8270C		<b>Preparation</b> Preparation D		0C
Diethyl phthalate		< 330	330	ug/kg	
2,4-Dimethylphenol		< 330	330	ug/kg	
Dimethyl phthalate		< 330	330	ug/kg	
Di-n-butyl phthalate		< 330	330	ug/kg	
4,6-Dinitro-2-methylphenol		< 1,600	1600	ug/kg	
2,4-Dinitrophenol		< 1,600	1600	ug/kg	
2,4-Dinitrotoluene		< 250	250	ug/kg	
2,6-Dinitrotoluene		< 260	260	ug/kg	
Di-n-octylphthalate		< 330	330	ug/kg	
Fluoranthene		10,600	330	ug/kg	
Fluorene		< 330	330	ug/kg	
Hexachlorobenzene		< 330	330	ug/kg	
Hexachlorobutadiene		< 330	330	ug/kg	
Hexachlorocyclopentadiene		< 330	330	ug/kg	
Hexachloroethane		< 330	330	ug/kg	
Indeno(1,2,3-cd)pyrene		3,250	330	ug/kg	
sophorone		< 330	330	ug/kg	
2-Methylnaphthalene		< 330	330	ug/kg	
2-Methylphenol		< 330	330	ug/kg	
3 & 4-Methylphenol		< 330	330	ug/kg	
Naphthalene		< 330	330	ug/kg	
2-Nitroaniline		< 1,600	1600	ug/kg	
3-Nitroaniline		< 1,600	1600	ug/kg	
1-Nitroaniline		< 1,600	1600	ug/kg	
Nitrobenzene		< 260	260	ug/kg	
2-Nitrophenol		< 1,600	1600	ug/kg	
1-Nitrophenol		< 1,600	1600	ug/kg	
n-Nitrosodi-n-propylamine		< 90	90	ug/kg	
n-Nitrosodimethylamine		< 330	330	ug/kg	
n-Nitrosodiphenylamine		< 330	330	ug/kg	
Pentachlorophenol		< 330	330	ug/kg	
Phenanthrene		5,470	330	ug/kg	
Phenol		< 330	330	ug/kg	
Pyrene		7,370	330	ug/kg	
Pyridine		< 330	330	ug/kg	
1,2,4-Trichlorobenzene		< 330	330	ug/kg	
2,4,5-Trichlorophenol		< 330	330	ug/kg	



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:25Sample ID:S1, 0-1'Date Received:06/11/25Sample No:25-5106-001Date Reported:06/18/25

Analyte		Result	R.L.	Units	Flags
Semi-Volatile Compounds Analysis Date: 06/15/25	Method: 8270C			Method 3540 Date: 06/12/25	OC
2,4,6-Trichlorophenol		< 330	330	ug/kg	
Total Metals Analysis Date: 06/17/25	Method: 6010C			<b>Method 3050</b> Date: 06/16/25	)B
Arsenic		4.8	1.0	mg/kg	
Barium		102	0.5	mg/kg	
Cadmium		< 0.5	0.5	mg/kg	
Chromium		14.1	0.5	mg/kg	
Lead		17.5	0.5	mg/kg	
Selenium		< 1.0	1.0	mg/kg	
Silver		< 0.2	0.2	mg/kg	
<b>Total Mercury</b> Analysis Date: 06/17/25	Method: 7471B				
Mercury		< 0.05	0.05	mg/kg	
pH @ 25°C, 1:2 Analysis Date: 06/13/25 10:00	Method: 9045D				
pH @ 25°C, 1:2		7.83		Units	



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:45Sample ID:S2, 0-1'Date Received:06/11/25Sample No:25-5106-002Date Reported:06/18/25

Analyte	Result	R.L.	Units	Flags
Solids, Total Analysis Date: 06/13/25	Method: 2540G 2011			
Total Solids	83.03		%	
<b>Volatile Organic Compounds</b> Analysis Date: 06/16/25	Method: 5035A/8260B			
Acetone	< 200	200	ug/kg	
Benzene	< 5.0	5.0	ug/kg	
Bromodichloromethane	< 5.0	5.0	ug/kg	
Bromoform	< 5.0	5.0	ug/kg	
Bromomethane	< 10.0	10.0	ug/kg	
2-Butanone (MEK)	< 100	100	ug/kg	
Carbon disulfide	< 5.0	5.0	ug/kg	
Carbon tetrachloride	< 5.0	5.0	ug/kg	
Chlorobenzene	< 5.0	5.0	ug/kg	
Chlorodibromomethane	< 5.0	5.0	ug/kg	
Chloroethane	< 10.0	10.0	ug/kg	
Chloroform	< 5.0	5.0	ug/kg	
Chloromethane	< 10.0	10.0	ug/kg	
1,1-Dichloroethane	< 5.0	5.0	ug/kg	
1,2-Dichloroethane	< 5.0	5.0	ug/kg	
1,1-Dichloroethene	< 5.0	5.0	ug/kg	
cis-1,2-Dichloroethene	< 5.0	5.0	ug/kg	
trans-1,2-Dichloroethene	< 5.0	5.0	ug/kg	
1,2-Dichloropropane	< 5.0	5.0	ug/kg	
cis-1,3-Dichloropropene	< 4.0	4.0	ug/kg	
trans-1,3-Dichloropropene	< 4.0	4.0	ug/kg	
Ethylbenzene	< 5.0	5.0	ug/kg	
2-Hexanone	< 10.0	10.0	ug/kg	
Methyl-tert-butylether (MTBE)	< 5.0	5.0	ug/kg	
4-Methyl-2-pentanone (MIBK)	< 10.0	10.0	ug/kg	
Methylene chloride	< 20.0	20.0	ug/kg	
Styrene	< 5.0	5.0	ug/kg	
1,1,2,2-Tetrachloroethane	< 5.0	5.0	ug/kg	
Tetrachloroethene	< 5.0	5.0	ug/kg	
Toluene	< 5.0	5.0	ug/kg	
1,1,1-Trichloroethane	< 5.0	5.0	ug/kg	
1,1,2-Trichloroethane	< 5.0	5.0	ug/kg	
Trichloroethene	< 5.0	5.0	ug/kg	



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:45Sample ID:S2, 0-1'Date Received:06/11/25Sample No:25-5106-002Date Reported:06/18/25

Analyte	Result	R.L.	Units	Flags
Volatile Organic Compounds Analysis Date: 06/16/25	Method: 5035A/8260B			
Vinyl acetate	< 10.0	10.0	ug/kg	
Vinyl chloride	< 10.0	10.0	ug/kg	
Xylene, Total	< 5.0	5.0	ug/kg	

Xylene, Total		<	5.0	5.0	ug/kg
Semi-Volatile Compounds Analysis Date: 06/15/25	Method: 8270C			<b>Preparation M</b> Preparation Dat	
Acenaphthene		<	330	330	ug/kg
Acenaphthylene		<	330	330	ug/kg
Anthracene		<	330	330	ug/kg
Benzidine		<	330	330	ug/kg
Benzo(a)anthracene			619	330	ug/kg
Benzo(a)pyrene			737	90	ug/kg
Benzo(b)fluoranthene			1,290	330	ug/kg
Benzo(k)fluoranthene			371	330	ug/kg
Benzo(ghi)perylene			795	330	ug/kg
Benzoic acid		<	330	330	ug/kg
Benzyl alcohol		<	330	330	ug/kg
bis(2-Chloroethoxy)methane		<	330	330	ug/kg
bis(2-Chloroethyl)ether		<	330	330	ug/kg
bis(2-Chloroisopropyl)ether		<	330	330	ug/kg
bis(2-Ethylhexyl)phthalate		<	330	330	ug/kg
4-Bromophenyl phenyl ether		<	330	330	ug/kg
Butyl benzyl phthalate		<	330	330	ug/kg
Carbazole		<	330	330	ug/kg
4-Chloroaniline		<	330	330	ug/kg
4-Chloro-3-methylphenol		<	330	330	ug/kg
2-Chloronaphthalene		<	330	330	ug/kg
2-Chlorophenol		<	330	330	ug/kg
4-Chlorophenyl phenyl ether		<	330	330	ug/kg
Chrysene			869	330	ug/kg
Dibenzo(a,h)anthracene			127	90	ug/kg
Dibenzofuran		<	330	330	ug/kg
1,2-Dichlorobenzene		<	330	330	ug/kg
1,3-Dichlorobenzene		<	330	330	ug/kg
1,4-Dichlorobenzene		<	330	330	ug/kg
3,3'-Dichlorobenzidine		<	660	660	ug/kg
2,4-Dichlorophenol		<	330	330	ug/kg



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:45Sample ID:S2, 0-1'Date Received:06/11/25Sample No:25-5106-002Date Reported:06/18/25

Analyte		Result	R.L.	Units	Flags
Semi-Volatile Compounds Analysis Date: 06/15/25	Method: 8270C		<b>Preparation</b> Preparation D		0C
Diethyl phthalate		< 330	330	ug/kg	
2,4-Dimethylphenol		< 330	330	ug/kg	
Dimethyl phthalate		< 330	330	ug/kg	
Di-n-butyl phthalate		< 330	330	ug/kg	
4,6-Dinitro-2-methylphenol		< 1,600	1600	ug/kg	
2,4-Dinitrophenol		< 1,600	1600	ug/kg	
2,4-Dinitrotoluene		< 250	250	ug/kg	
2,6-Dinitrotoluene		< 260	260	ug/kg	
Di-n-octylphthalate		< 330	330	ug/kg	
Fluoranthene		1,890	330	ug/kg	
Fluorene		< 330	330	ug/kg	
Hexachlorobenzene		< 330	330	ug/kg	
Hexachlorobutadiene		< 330	330	ug/kg	
Hexachlorocyclopentadiene		< 330	330	ug/kg	
Hexachloroethane		< 330	330	ug/kg	
ndeno(1,2,3-cd)pyrene		849	330	ug/kg	
sophorone		< 330	330	ug/kg	
2-Methylnaphthalene		< 330	330	ug/kg	
2-Methylphenol		< 330	330	ug/kg	
3 & 4-Methylphenol		< 330	330	ug/kg	
Naphthalene		< 330	330	ug/kg	
2-Nitroaniline		< 1,600	1600	ug/kg	
3-Nitroaniline		< 1,600	1600	ug/kg	
4-Nitroaniline		< 1,600	1600	ug/kg	
Nitrobenzene		< 260	260	ug/kg	
2-Nitrophenol		< 1,600	1600	ug/kg	
1-Nitrophenol		< 1,600	1600	ug/kg	
n-Nitrosodi-n-propylamine		< 90	90	ug/kg	
n-Nitrosodimethylamine		< 330	330	ug/kg	
n-Nitrosodiphenylamine		< 330	330	ug/kg	
Pentachlorophenol		< 330	330	ug/kg	
Phenanthrene		671	330	ug/kg	
Phenol		< 330	330	ug/kg	
Pyrene		1,390	330	ug/kg	
Pyridine		< 330	330	ug/kg	
1,2,4-Trichlorobenzene		< 330	330	ug/kg	
2,4,5-Trichlorophenol		< 330	330	ug/kg	
-		51		2 2	



### **Analytical Report**

Client:ROBINSON ENGINEERING, LTDDate Collected:06/11/25Project ID:Remington Blvd Roadway ResurfacingTime Collected:11:45Sample ID:S2, 0-1'Date Received:06/11/25Sample No:25-5106-002Date Reported:06/18/25

Analyte		Result	R.L.	Units	Flags
Semi-Volatile Compounds Analysis Date: 06/15/25	Method: 8270C		_	Method 3540 Date: 06/12/25	OC
2,4,6-Trichlorophenol		< 330	330	ug/kg	
Total Metals Analysis Date: 06/17/25	Method: 6010C			Method 3050 Date: 06/16/25	)B
Arsenic		9.8	1.0	mg/kg	
Barium		90.6	0.5	mg/kg	
Cadmium		< 0.5	0.5	mg/kg	
Chromium		16.3	0.5	mg/kg	
Lead		22.4	0.5	mg/kg	
Selenium		< 1.0	1.0	mg/kg	
Silver		< 0.2	0.2	mg/kg	
<b>Total Mercury</b> Analysis Date: 06/17/25	Method: 7471B				
Mercury		< 0.05	0.05	mg/kg	
pH @ 25°C, 1:2 Analysis Date: 06/13/25 10:00	Method: 9045D				
рН @ 25°C, 1:2		8.90		Units	

### **CHAIN OF CUSTODY RECORD**

Page 1	of 1	Pgs
	_	



1600 Shore Road, Suite D Naperville, IL 60563

Phone: (630)778-1200 \* Fax (630)778-1233 E-Mail: firstinfo@firstenv.com

E-Mail: firstinfo@firstenv.com IEPA Accreditation #100292 www.firstenv.com

Company Name: Robinson Engineering	ng, Ltd.				
Street Address: 10045 W. Lincoln High	hway				
City: Frankfort		State:	IL	Zip:	60423
Phone: 815-523-7925	e-Mail: ecurley@	reltd.	com		
Send Report To: Erin Curley		Ha	ardcopy:	]	PDF e-Mail:
Sampled By: Dan Domino					

roject I.D. Reming O. #_Romeoville	ton Boulevard Roadway , IL 60446	Resurfacing	VOCs	SVOCs	RCRA 8 Total Metals					HOLD-Do not analyze	Enter analyses required on the lines Place an "X" in the box below to ind samples require what analysis.	to the left. icate which
Date/Time Taken	Sample Description	Matrix*	>	S	X	표			ì	Ħ	Comments	Lab LD.
11/15/1125	S1 0-1'	S	1	1	1	7					25 -510	001
711/25/145	S2 0-1'	S	1	1	1	1						-002
11 0//			-									
									-	T		men ma
										$\neg$		THE PARTY
										$\neg$		
		- P										
FOR LAB USE ONLY: Cooler Temperature: 0.1- Received within 6 hrs of the cooler Present: YesN	6°C Yes No Y °C Sar	R LAB COURIER USE OF mple Refrigerated: Yes_trigerator Temperature:	No	°C		Mat	rix Code	Kev: DV	<b>V</b> -drinkin	na v	CDD   NPDES LUST SDW vater GW-groundwater WW- wastewater SL-sludge WIPE-wipe O-other	Α
lotes and Special Instru	ctions											
								7				
elinquished By: Ma	rdder Dom	Date/Time: 0	11/24	5 12	30 R	eceived	Зу:	11		-(	Date/Time: 6/	1/15 12
elinquished By:		Date/Time:				eceived 1	211.	V.		- 3	Date/Time:	11 d



THIS ERIS SUMMARY REPORT INCLUDES THE FIRST 18 PAGES OF A 108 PAGE REPORT. IF REQUESTED THE 108 PAGE REPORT CAN BE PROVIDED.

Project Property: Remington Boulevard Roadway

Resurfacing

Remington Boulevard Romeoville IL 60490

**Project No:** 23-*R*0761

Report Type: Screen Report
Order No: 25022800182

Requested by: Robinson Engineering

Date Completed: February 28, 2025

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Order No: 25022800182

## **Executive Summary**

|--|

Project Property: Remington Boulevard Roadway Resurfacing

Remington Boulevard Romeoville IL 60490

**Project No:** 23-R0761

Coordinates:

 Latitude:
 41.66990737

 Longitude:
 -88.11873821

 UTM Northing:
 4,613,731.99

 UTM Easting:
 406,870.77

 UTM Zone:
 16T

Elevation: 655 FT

**Order Information:** 

Order No: 25022800182

Date Requested: February 28, 2025

Requested by: Robinson Engineering

Report Type: Screen Report

Historicals/Products:

ERIS Xplorer
Excel Add-On

Excel Add-On

Order No: 25022800182

# **Executive Summary: Report Summary**

Database	Searched	Project Property	Within 0.125mi	Total						
Standard Environmental Records		, reperty	·							
Federal										
NPL	Υ	0	0	0						
PROPOSED NPL	Υ	0	0	0						
DELETED NPL	Υ	0	0	0						
SEMS	Υ	0	0	0						
ODI	Υ	0	0	0						
SEMS ARCHIVE	Υ	0	0	0						
CERCLIS	Υ	0	0	0						
IODI	Υ	0	0	0						
CERCLIS NFRAP	Υ	0	0	0						
CERCLIS LIENS	Υ	0	0	0						
RCRA CORRACTS	Υ	0	0	0						
RCRA TSD	Υ	0	0	0						
RCRA LQG	Υ	0	1	1						
RCRA SQG	Υ	0	0	0						
RCRA VSQG	Υ	0	2	2						
RCRA NON GEN	Υ	0	1	1						
RCRA CONTROLS	Υ	0	0	0						
FED ENG	Υ	0	0	0						
FED INST	Υ	0	0	0						
LUCIS	Υ	0	0	0						
NPL IC	Υ	0	0	0						
ERNS 1982 TO 1986	Υ	0	0	0						
ERNS 1987 TO 1989	Υ	0	0	0						
ERNS	Υ	0	1	1						
FED BROWNFIELDS	Υ	0	0	0						
FEMA UST	Υ	0	0	0						

Database	Searched	Project Property	Within 0.125mi	Total
FRP	Υ	0	0	0
DELISTED FRP	Y	0	0	0
HIST GAS STATIONS	Y	0	0	0
REFN	Y	0	0	0
BULK TERMINAL	Υ	0	0	0
SEMS LIEN	Υ	0	0	0
SUPERFUND ROD	Υ	0	0	0
State				
SSU	Y	0	0	0
DELISTED SSU	Υ	0	0	0
SWF/LF	Υ	0	0	0
SWF/LF SPECIAL	Υ	0	0	0
NIPC	Υ	0	0	0
CCDD	Υ	0	0	0
LUST	Υ	0	0	0
LUST DOCUMENT	Υ	0	0	0
DELISTED LUST	Υ	0	0	0
LUST TRUST	Υ	0	0	0
UST	Υ	0	0	0
AST	Υ	1	1	2
DELISTED TANK	Υ	0	0	0
ENG	Υ	0	0	0
INST	Υ	0	0	0
AUL	Υ	0	0	0
SRP	Υ	0	0	0
REM ASSESS	Υ	0	0	0
BROWNFIELDS	Υ	0	0	0
BROWN MBRGP	Υ	0	0	0
Tribal				
INDIAN LUST	Υ	0	0	0
INDIAN UST	Υ	0	0	0
DELISTED INDIAN LST	Υ	0	0	0
DELISTED INDIAN UST	Y	0	0	0

County

No County databases were selected to be included in the search.

#### **Additional Environmental Records**

Federal

Database	Searched	Project Property	Within 0.125mi	Total
OSC RESPONSE	Υ	0	0	0
PFAS GHG	Υ	0	0	0
FINDS/FRS	Υ	1	9	10
TRIS	Υ	0	0	0
PFAS NPL	Υ	0	0	0
PFAS FED SITES	Υ	0	0	0
PFAS SSEHRI	Υ	0	0	0
PFAS ERNS	Υ	0	0	0
PFAS NPDES	Υ	0	0	0
PFAS TRI	Υ	0	0	0
PFAS WATER	Υ	0	0	0
PFAS TSCA	Υ	0	0	0
PFAS E-MANIFEST	Υ	0	0	0
PFAS IND	Υ	0	1	1
HMIRS	Υ	0	0	0
NCDL	Υ	0	0	0
TSCA	Υ	0	0	0
HIST TSCA	Υ	0	0	0
FTTS ADMIN	Υ	0	0	0
FTTS INSP	Υ	0	0	0
PRP	Υ	0	0	0
SCRD DRYCLEANER	Υ	0	0	0
ICIS	Υ	0	1	1
FED DRYCLEANERS	Υ	0	0	0
DELISTED FED DRY	Υ	0	0	0
FUDS	Υ	0	0	0
FUDS MRS	Υ	0	0	0
FORMER NIKE	Υ	0	0	0
PIPELINE INCIDENT	Υ	0	0	0
MLTS	Υ	0	0	0
HIST MLTS	Υ	0	0	0
MINES	Υ	0	0	0
SMCRA	Υ	0	0	0
MRDS	Υ	0	0	0
LM SITES	Υ	0	0	0
ALT FUELS	Υ	0	0	0
CONSENT DECREES	Υ	0	0	0
AFS	Υ	0	1	1
SSTS	Υ	0	0	0
PCBT	Υ	0	0	0

Database	Searched	Project Property	Within 0.125mi	Total	
PCB	Υ	0	0	0	
POWER PLANTS	Y	0	1	1	
State					
SPILLS	Y	1	1	2	
SPILL OER	Υ	0	0	0	
PFAS SPILLS	Υ	0	0	0	
DRYCLEANERS	Υ	0	1	1	
DELISTED DRYCLEANERS	Υ	0	0	0	
IEPA DOCS	Y	0	1	1	
CDL	Y	0	0	0	
TIER 2	Y	0	7	7	
AIR PERMITS	Y	0	2	2	
UIC	Y	0	0	0	
MEDICAL WASTE	Y	0	0	0	
COMPOST	Υ	0	0	0	
Tribal	No Tribal a	dditional environ	mental reco	ord sources	available for this Stat

Total:

No County additional environmental record sources available for this State.

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Order No: 25022800182

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3

erisinfo.com | Environmental Risk Information Services

County

# Executive Summary: Site Report Summary - Project Property

Map Key	DB	Company/Site Name	Address	Direction	Distance (mi/ft)	Elev Diff (ft)	Page Number
1	SPILLS	Port to Port	1180 Remington Blvd, Retention Pond Bolingbrook IL Incident No: H-2011-0415	ENE	0.00 / 0.00	2	<u>21</u>
<u>2</u>	FINDS/FRS	WINDHAM LAKES BUSINESS PARK	SWC REMINGTON & LAKEVIEW ROMEOVILLE IL 60446 Registry ID: 110018400746	SSW	0.00 / 0.00	-4	<u>23</u>
<u>3</u>	AST	Remington Distro	1204 REMINGTON Boulevard ROMEOVILLE IL 60446 <i>Type   Tank: Tank - Above Ground</i>	SW I Bulk   TANK#1	0.00 / 0.00	-3	2 <u>3</u>

# Executive Summary: Site Report Summary - Surrounding Properties

Map Key	DB	Company/Site Name	Address	Direction	Distance (mi/ft)	Elev Diff (ft)	Page Number
<u>4</u> '	RCRA LQG	AMAZON.COM SERVICES LLC - MDW6	1125 REMINGTON BLVD ROMEOVILLE IL 60446	NNE	0.01 / 43.71	26	<u>24</u>
			EPA Handler ID   Recycler Activity	?: ILR00019302	9   NO		
<u>5</u>	FINDS/FRS	ULTA BEAUTY ANNEX DIST CENTER	1198 ARBOR DR ROMEOVILLE IL 60446	SSW	0.01 / 65.82	-4	<u>41</u>
			Registry ID: 110043865181				
<u>5</u>	RCRA NON GEN	ULTA BEAUTY ANNEX DIST CENTER	1198 ARBOR DR ROMEOVILLE IL 60446	SSW	0.01 / 65.82	-4	<u>42</u>
			EPA Handler ID   Recycler Activity	?: ILR00016707	2   NO		
<u>6</u>	ERNS		1204 REMINGTON BLVD. ROMEOVILLE IL 60446	SW	0.02 / 95.92	-2	<u>45</u>
			NRC Report No: 1333835				
<u>7</u>	FINDS/FRS	HENDRICKSON ADVANCED TECH	1217 W REMINGTON BLVD ROMEOVILLE IL 60446	SW	0.03 / 132.86	-3	<u>47</u>
			Registry ID: 110061093070				
<u>8</u> .	RCRA VSQG	QUAD LOGISTICS SERVICES LLC	1290 REMMINGTON BLVD BOLINGBROOK IL 60490	WSW	0.04 / 214.74	1	<u>48</u>
			EPA Handler ID   Recycler Activity	?: ILR00013499	99   NO		
<u>9</u> ·	SPILLS	Port to Port	Retention Pond, 1180 W. Remington Romeoville IL <i>Incident No:</i> H-2011-0412	SSE	0.05 / 262.78	-3	<u>51</u>
<u>10</u>	RCRA VSQG	STANT CORP	1355 LAKEVIEW DR ROMEOVILLE IL 60446	SSW	0.07 / 382.77	-4	<u>52</u>
			EPA Handler ID   Recycler Activity	?: ILR00017740	02   NO		
<u>10</u>	FINDS/FRS	STANT CORP	1355 LAKEVIEW DR ROMEOVILLE IL 60446	SSW	0.07 / 382.77	-4	<u>54</u>
			Registry ID: 110055424358				
<u>10</u>	AIR PERMITS	WeatherTech Direct LLC	1355 Lakeview Dr Romeoville IL 60446	SSW	0.07 / 382.77	-4	<u>55</u>
<u>10</u>	TIER 2	WeatherTech Direct, LLC	1355 Lakeview Drive Romeoville IL 60446	SSW	0.07 / 382.77	-4	<u>56</u>
	_		CONTROL IL COTTO		002.11		
<u>10</u>	FINDS/FRS	WEATHERTECH DIRECT LLC	1355 LAKEVIEW DR ROMEOVILLE IL 60446 <i>Registry ID:</i> 110071176573	SSW	0.07 / 382.77	-4	<u>57</u>

Map Key	DB	Company/Site Name	Address	Direction	Distance (mi/ft)	Elev Diff (ft)	Page Number
<u>11</u>	PFAS IND	QUAD LOGISTICS SERVICES LLC	BOLINGBROOK IL	W	0.08 / 439.84	1	<u>57</u>
<u>12</u>	FINDS/FRS	QUAD LOGISTICS SERVICES LLC	1290 REMINGTON BLVD BOLINGBROOK IL 60490- 3297 Registry ID: 110022439486	WSW	0.09 / 449.94	2	<u>59</u>
<u>12</u>	ICIS	QUAD LOGISTICS SERVICES LLC	1290 REMINGTON BLVD BOLINGBROOK IL 60440 Registry ID: 110022439486	WSW	0.09 / 449.94	2	<u>59</u>
<u>12</u>	AIR PERMITS	Quad Logistics Services LLC	1290 Remington Blvd Bolingbrook IL 60440-3297	WSW	0.09 / 449.94	2	<u>59</u>
<u>12</u>	IEPA DOCS	Quad Logistics Services LLC	1290 Remington Blvd Bolingbrook IL 60440-3297	wsw	0.09 / 449.94	2	<u>60</u>
<u>12</u>	AFS	QUAD LOGISTICS SERVICES LLC	1290 REMINGTON BLVD BOLINGBROOK IL 60440	wsw	0.09 / 449.94	2	<u>61</u>
<u>13</u>	POWER PLANTS	Amazon MDW6 Solar Project	1125 W Remington Blvd. Romeoville IL 60446	NE	0.10 / 507.40	12	<u>62</u>
<u>14</u>	AST	AMAZON	1125 REMINGTON Boulevard ROMEOVILLE IL 60446 Type   Tank: Tank - Above Ground	NE TANK#1-1001	0.10 / 537.18	2	<u>63</u>
<u>14</u> .	FINDS/FRS	AMAZON.COM SERVICES LLC - MDW6	1125 REMINGTON BLVD ROMEOVILLE IL 60446 Registry ID: 110069513903	NE	0.10 / 537.18	2	<u>63</u>
<u>14</u> '	TIER 2	Amazon.com Services, LLC - MDW6	1125 Remington Blvd Romeoville IL 60446	NE	0.10 / 537.18	2	<u>64</u>
<u>14</u>	TIER 2	MDW6	1125 REMINGTON BLVD ROMEOVILLE IL 60446	NE	0.10 / 537.18	2	<u>65</u>
<u>14</u>	TIER 2	AMAZON.COM.DEDC LLC (MDW6)	1125 Remington Blvd Romeoville IL 60446	NE	0.10 / 537.18	2	<u>69</u>
<u>14</u>	TIER 2	Amazon.com Services, Inc. (MDW6)	1125 Remington Blvd Romeoville IL 60446	NE	0.10 / 537.18	2	<u>70</u>
<u>14</u>	FINDS/FRS	AMAZON MDW6 SOLAR PROJECT	1125 W REMINGTON BLVD. ROMEOVILLE IL 60446	NE	0.10 / 537.18	2	<u>71</u>

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Order No: 25022800182

Map Key	DB	Company/Site Name	Address	Direction	Distance (mi/ft)	Elev Diff (ft)	Page Number
			Registry ID: 110071219188				
<u>14</u>	FINDS/FRS	AMAZON MDW6 SOLAR PROJECT	IL <i>Registry ID:</i> 110071232736	NE	0.10 / 537.18	2	<u>71</u>
<u>14</u>	TIER 2	MDW6-Amazon	1125 W REMINGTON BLVD ROMEOVILLE IL 60446	NE	0.10 / 537.18	2	<u>72</u>
<u>15</u>	FINDS/FRS	ORIX INDUSTRIAL ROMEOVILLE LLC	WEBER RD & REMINGTON BLVD ROMEOVILLE IL 60446 Registry ID: 110018318337	WSW	0.11 / 567.57	-5	<u>74</u>
<u>16</u>	DRYCLEANERS	S & K CLEANERS	1055 SOUTH WEBER ROAD SUITE C BOLINGBROOK IL 60490	W	0.12 / 614.72	-3	<u>74</u>
<u>17</u>	TIER 2	GEA Farm Technologies, Inc.	1385 N. Weber Rd ROMEOVILLE IL 60446	WSW	0.12 / 624.83	-5	<u>75</u>

Order No: 25022800182

# Executive Summary: Summary by Data Source

# **Standard**

#### **Federal**

# **RCRA LQG - RCRA Generator List**

A search of the RCRA LQG database, dated Oct 21, 2024 has found that there are 1 RCRA LQG site(s) within approximately 0.25 miles of the project property.

<b>Equal/Higher Elevation</b>	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
AMAZON.COM SERVICES LLC - MDW6	1125 REMINGTON BLVD ROMEOVILLE IL 60446	NNE	0.01 / 43.71	<u>4</u>
	EPA Handler ID   Recycler Activity?: ILR000193029   NO			

#### RCRA VSQG - RCRA Very Small Quantity Generators List

A search of the RCRA VSQG database, dated Oct 21, 2024 has found that there are 2 RCRA VSQG site(s) within approximately 0.25 miles of the project property.

<b>Equal/Higher Elevation</b>	<u>Address</u>	<b>Direction</b>	Distance (mi/ft)	<u>Map Key</u>
QUAD LOGISTICS SERVICES LLC	1290 REMMINGTON BLVD BOLINGBROOK IL 60490	WSW	0.04 / 214.74	<u>8</u>
	EPA Handler ID   Recycler Activity?: ILR000134999   NO			
Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
STANT CORP	1355 LAKEVIEW DR ROMEOVILLE IL 60446	SSW	0.07 / 382.77	<u>10</u>
	EPA Handler ID   Recycler Activity?:  L	R000177402   NO		

#### RCRA NON GEN - RCRA Non-Generators

A search of the RCRA NON GEN database, dated Oct 21, 2024 has found that there are 1 RCRA NON GEN site(s) within approximately 0.25 miles of the project property.

Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
ULTA BEAUTY ANNEX DIST CENTER	1198 ARBOR DR ROMEOVILLE IL 60446	SSW	0.01 / 65.82	<u>5</u>
EPA Handler ID   Recycler Activity?: ILR000167072   NO				

#### **ERNS** - Emergency Response Notification System

A search of the ERNS database, dated Oct 15, 2024 has found that there are 1 ERNS site(s) within approximately 0.02 miles of the project property.

Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
	1204 REMINGTON BLVD. ROMEOVILLE IL 60446	SW	0.02 / 95.92	<u>6</u>

**NRC Report No**: 1333835

#### **State**

# **AST** - Aboveground Storage Tanks (AST)

A search of the AST database, dated Nov 1, 2024 has found that there are 2 AST site(s) within approximately 0.25 miles of the project property.

<b>Equal/Higher Elevation</b>	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
AMAZON	1125 REMINGTON Boulevard ROMEOVILLE IL 60446	NE	0.10 / 537.18	<u>14</u>
	Type   Tank: Tank - Above Ground   TAN	IK#1-1001		
Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
Remington Distro	1204 REMINGTON Boulevard ROMEOVILLE IL 60446	SW	0.00 / 0.00	<u>3</u>
	Type   Tank: Tank - Above Ground Bulk	TANK#1-190		

# Non Standard

# **Federal**

#### FINDS/FRS - Facility Registry Service/Facility Index

A search of the FINDS/FRS database, dated Aug 1, 2024 has found that there are 10 FINDS/FRS site(s) within approximately 0.02 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
QUAD LOGISTICS SERVICES LLC	1290 REMINGTON BLVD BOLINGBROOK IL 60490-3297	WSW	0.09 / 449.94	<u>12</u>
	Registry ID: 110022439486			
AMAZON MDW6 SOLAR PROJECT	IL	NE	0.10 / 537.18	<u>14</u>
	Registry ID: 110071232736			
AMAZON MDW6 SOLAR PROJECT	1125 W REMINGTON BLVD. ROMEOVILLE IL 60446	NE	0.10 / 537.18	<u>14</u>
	Registry ID: 110071219188			
AMAZON.COM SERVICES LLC - MDW6	1125 REMINGTON BLVD ROMEOVILLE IL 60446	NE	0.10 / 537.18	<u>14</u>
	Registry ID: 110069513903			

Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
WINDHAM LAKES BUSINESS PARK	SWC REMINGTON & LAKEVIEW ROMEOVILLE IL 60446	SSW	0.00 / 0.00	<u>2</u>
	Registry ID: 110018400746			
ULTA BEAUTY ANNEX DIST CENTER	1198 ARBOR DR ROMEOVILLE IL 60446	SSW	0.01 / 65.82	<u>5</u>
	Registry ID: 110043865181			
HENDRICKSON ADVANCED TECH	1217 W REMINGTON BLVD ROMEOVILLE IL 60446	SW	0.03 / 132.86	7
	Registry ID: 110061093070			
WEATHERTECH DIRECT LLC	1355 LAKEVIEW DR ROMEOVILLE IL 60446	SSW	0.07 / 382.77	<u>10</u>
	Registry ID: 110071176573			
STANT CORP	1355 LAKEVIEW DR ROMEOVILLE IL 60446	SSW	0.07 / 382.77	<u>10</u>
	Registry ID: 110055424358			
ORIX INDUSTRIAL ROMEOVILLE LLC	WEBER RD & REMINGTON BLVD ROMEOVILLE IL 60446	WSW	0.11 / 567.57	<u>15</u>
	Registry ID: 110018318337			

#### **PFAS IND** - PFAS Industry Sectors

A search of the PFAS IND database, dated Dec 16, 2024 has found that there are 1 PFAS IND site(s) within approximately 0.50 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
QUAD LOGISTICS SERVICES LLC	BOLINGBROOK IL	W	0.08 / 439.84	<u>11</u>

### **ICIS** - Integrated Compliance Information System (ICIS)

A search of the ICIS database, dated Apr 13, 2024 has found that there are 1 ICIS site(s) within approximately 0.02 miles of the project property.

<b>Equal/Higher Elevation</b>	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
QUAD LOGISTICS SERVICES LLC	1290 REMINGTON BLVD BOLINGBROOK IL 60440	WSW	0.09 / 449.94	<u>12</u>
	Registry ID: 110022439486			

#### AFS - Air Facility System

A search of the AFS database, dated Oct 17, 2014 has found that there are 1 AFS site(s) within approximately 0.02 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
QUAD LOGISTICS SERVICES LLC	1290 REMINGTON BLVD BOLINGBROOK IL 60440	WSW	0.09 / 449.94	<u>12</u>

#### **POWER PLANTS - Power Plants**

A search of the POWER PLANTS database, dated Apr 15, 2024 has found that there are 1 POWER PLANTS site(s) within approximately 0.12 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
Amazon MDW6 Solar Project	1125 W Remington Blvd. Romeoville IL 60446	NE	0.10 / 507.40	<u>13</u>

#### **State**

#### **SPILLS** - Spills and Incidents

Equal/Higher Flaveties

A search of the SPILLS database, dated Dec 10, 2024 has found that there are 2 SPILLS site(s) within approximately 0.12 miles of the project property.

Direction

Distance (milft) Man Kay

Order No: 25022800182

Equal/Higher Elevation	<u>Address</u>	Direction	Distance (mi/ft)	<u>wap Key</u>
Port to Port	1180 Remington Blvd, Retention Pond Bolingbrook IL	ENE	0.00 / 0.00	<u>1</u>
	Incident No: H-2011-0415			
Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
Port to Port	Retention Pond, 1180 W. Remington Romeoville IL	SSE	0.05 / 262.78	9
	Incident No: H-2011-0412			

#### **DRYCLEANERS** - Dry Cleaning Facilities

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A search of the DRYCLEANERS database, dated Feb 6, 2025 has found that there are 1 DRYCLEANERS site(s) within approximately 0.25 miles of the project property.

Lower Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
S & K CLEANERS	1055 SOUTH WEBER ROAD SUITE C BOLINGBROOK IL 60490	W	0.12 / 614.72	<u>16</u>

#### **IEPA DOCS** - IEPA Document Explorer

A search of the IEPA DOCS database, dated Jul 23, 2024 has found that there are 1 IEPA DOCS site(s) within approximately 0.02 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
Quad Logistics Services LLC	1290 Remington Blvd Bolingbrook IL 60440-3297	WSW	0.09 / 449.94	<u>12</u>

#### TIER 2 - Tier 2 Report

A search of the TIER 2 database, dated May 10, 2023 has found that there are 7 TIER 2 site(s) within approximately 0.12 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	Map Key
MDW6-Amazon	1125 W REMINGTON BLVD ROMEOVILLE IL 60446	NE	0.10 / 537.18	<u>14</u>
AMAZON.COM.DEDC LLC (MDW6)	1125 Remington Blvd Romeoville IL 60446	NE	0.10 / 537.18	<u>14</u>
MDW6	1125 REMINGTON BLVD ROMEOVILLE IL 60446	NE	0.10 / 537.18	<u>14</u>
Amazon.com Services, LLC - MDW6	1125 Remington Blvd Romeoville IL 60446	NE	0.10 / 537.18	<u>14</u>
Amazon.com Services, Inc. (MDW6)	1125 Remington Blvd Romeoville IL 60446	NE	0.10 / 537.18	<u>14</u>
Lower Elevation	<u>Address</u>	Direction	Distance (mi/ft)	Map Key
WeatherTech Direct, LLC	1355 Lakeview Drive Romeoville IL 60446	SSW	0.07 / 382.77	<u>10</u>
GEA Farm Technologies, Inc.	1385 N. Weber Rd ROMEOVILLE IL 60446	WSW	0.12 / 624.83	<u>17</u>

# **AIR PERMITS - Air Permits**

A search of the AIR PERMITS database, dated Jul 23, 2024 has found that there are 2 AIR PERMITS site(s) within approximately 0.25 miles of the project property.

Equal/Higher Elevation	<u>Address</u>	<u>Direction</u>	Distance (mi/ft)	<u>Map Key</u>
Quad Logistics Services LLC	1290 Remington Blvd Bolingbrook IL 60440-3297	WSW	0.09 / 449.94	<u>12</u>

**Lower Elevation** 

WeatherTech Direct LLC

<u>Address</u>

1355 Lakeview Dr Romeoville IL 60446 **Direction** 

SSW

Distance (mi/ft)

Map Key

0.07 / 382.77

10



### **BITUMINOUS MATERIALS COST ADJUSTMENTS (BDE)**

Effective: November 2, 2006 Revised: August 1, 2017

<u>Description</u>. Bituminous material cost adjustments will be made to provide additional compensation to the Contractor, or credit to the Department, for fluctuations in the cost of bituminous materials when optioned by the Contractor. The bidder shall indicate with their bid whether or not this special provision will be part of the contract.

The adjustments shall apply to permanent and temporary hot-mix asphalt (HMA) mixtures, bituminous surface treatments (cover and seal coats), and preventative maintenance type surface treatments that are part of the original proposed construction, or added as extra work and paid for by agreed unit prices. The adjustments shall not apply to bituminous prime coats, tack coats, crack filling/sealing, joint filling/sealing, or extra work paid for at a lump sum price or by force account.

Method of Adjustment. Bituminous materials cost adjustments will be computed as follows.

 $CA = (BPI_P - BPI_L) \times (\%AC_V / 100) \times Q$ 

Where: CA = Cost Adjustment, \$.

BPI<sub>P</sub> = Bituminous Price Index, as published by the Department for the month the work is performed, \$/ton (\$/metric ton).

BPI<sub>L</sub> = Bituminous Price Index, as published by the Department for the month prior to the letting for work paid for at the contract price; or for the month the agreed unit price letter is submitted by the Contractor for extra work paid for by agreed unit price, \$/ton (\$/metric ton).

 $^{\circ}$ AC $_{V}$  = Percent of virgin Asphalt Cement in the Quantity being adjusted. For HMA mixtures, the  $^{\circ}$  AC $_{V}$  will be determined from the adjusted job mix formula. For bituminous materials applied, a performance graded or cutback asphalt will be considered to be 100% AC $_{V}$  and undiluted emulsified asphalt will be considered to be 65% AC $_{V}$ .

Q = Authorized construction Quantity, tons (metric tons) (see below).

For HMA mixtures measured in square yards: Q, tons = A x D x ( $G_{mb}$  x 46.8) / 2000. For HMA mixtures measured in square meters: Q, metric tons = A x D x ( $G_{mb}$  x 1) / 1000. When computing adjustments for full-depth HMA pavement, separate calculations will be made for the binder and surface courses to account for their different  $G_{mb}$  and %  $AC_{V.}$ 

For bituminous materials measured in gallons: Q, tons =  $V \times 8.33$  lb/gal x SG / 2000 For bituminous materials measured in liters: Q, metric tons =  $V \times 1.0$  kg/L x SG / 1000

Where: A = Area of the HMA mixture, sq yd (sq m).

D = Depth of the HMA mixture, in. (mm).

 $G_{mb}$  = Average bulk specific gravity of the mixture, from the approved mix design.

V = Volume of the bituminous material, gal (L).

SG = Specific Gravity of bituminous material as shown on the bill of lading.

<u>Basis of Payment</u>. Bituminous materials cost adjustments may be positive or negative but will only be made when there is a difference between the BPI<sub>L</sub> and BPI<sub>P</sub> in excess of five percent, as calculated by:

Percent Difference =  $\{(BPI_L - BPI_P) \div BPI_L\} \times 100$ 

Bituminous materials cost adjustments will be calculated for each calendar month in which applicable bituminous material is placed; and will be paid or deducted when all other contract requirements for the work placed during the month are satisfied. The adjustments shall not apply during contract time subject to liquidated damages for completion of the entire contract.

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### CEMENT, FINELY DIVIDED MINERALS, ADMIXTURES, CONCRETE, AND MORTAR (BDE)

Effective: January 1, 2025 Revised: January 1, 2026

Revise the first paragraph of Article 285.05 of the Standard Specifications to read:

"285.05 Fabric Formed Concrete Revetment Mat. The grout shall consist of a mixture of cement, fine aggregate, and water so proportioned and mixed as to provide a pumpable slurry. Fly ash or ground granulated blast furnace (GGBF) slag, and concrete admixtures may be used at the option of the Contractor. The grout shall have an air content of not less than 6.0 percent nor more than 9.0 percent of the volume of the grout. The mix shall obtain a compressive strength of 2500 psi (17,000 kPa) at 28 days according to Article 1020.09."

Revise Article 302.02 of the Standard Specifications to read:

"302.02 Materials. Materials shall be according to the following.

	Item	Article/Section
(a)	Cement	1001
(b)	Water	1002
(c)	Hydrated Lime	1012.01
(d)	By-Product, Hydrated Lime	
(e)	By-Product, Non-Hydrated Lime	1012.03
(f)	Lime Slurry	1012.04
(g)	Fly Ash	1010
(h)	Soil for Soil Modification (Note 1)	1009.01
(i)	Bituminous Materials (Note 2)	1032

Note 1. This soil requirement only applies when modifying with lime (slurry or dry).

Note 2. The bituminous materials used for curing shall be emulsified asphalt RS-2, CRS-2, HFE 90, or HFE 150; rapid curing liquid asphalt RC-70; or medium curing liquid asphalt MC-70 or MC-250."

Revise Article 312.07(c) of the Standard Specifications to read:

Add Article 312.07(i) of the Standard Specifications to read:

"(i) Ground Granulated Blast Furnace (GGBF) Slag ......1010"

Revise the first paragraph of Article 312.09 of the Standard Specifications to read:

"312.09 Proportioning and Mix Design. At least 60 days prior to start of placing CAM II, the Contractor shall submit samples of materials to be used in the work for proportioning and testing. The mixture shall contain a minimum of 200 lb (120 kg) of cement per cubic yard (cubic meter). Cement may be replaced with fly ash or ground granulated blast furnace (GGBF) slag according to Article 1020.05(c)(1) or 1020.05(c)(2), respectively, however the minimum cement content in the mixture shall be 170 lbs/cu yd (101 kg/cu m). Blends of coarse and fine aggregates will be permitted, provided the volume of fine aggregate does not exceed the volume of coarse aggregate. The Engineer will determine the proportions of materials for the mixture according to the "Portland Cement Concrete Level III Technician Course" manual. However, the Contractor may substitute their own mix design. Article 1020.05(a) shall apply, and a Level III PCC Technician shall develop the mix design."

Revise Article 352.02 of the Standard Specifications to read:

# "352.02 Materials. Materials shall be according to the following.

Item	Article/Section
(a) Cement (Note 1)	1001
(b) Soil for Soil-Cement Base Course	
(c) Water	1002
(d) Bituminous Materials (Note 2)	

Note 1. Bulk cement may be used for the traveling mixing plant method if the equipment for handling, weighing, and spreading the cement is approved by the Engineer.

Note 2. The bituminous materials used for curing shall be emulsified asphalt RS-2, CRS-2, HFE 90, or HFE 150; rapid curing liquid asphalt RC-70; or medium curing liquid asphalt MC-70 or MC-250."

Revise Article 404.02 of the Standard Specifications to read:

#### "404.02 Materials. Materials shall be according to the following.

Item	Article/Section
(a) Cement	1001
(b) Water	
(c) Fine Aggregate	
(d) Bituminous Material (Tack Coat)	1032.06
(e) Emulsified Asphalts (Note 1) (Note 2)	1032.06
(f) Fiber Modified Joint Sealer	1050.05
(g) Additives (Note 3)	

Note 1. When used for slurry seal, the emulsified asphalt shall be CQS-1h according to Article 1032.06(b).

Note 2. When used for micro-surfacing, the emulsified asphalt shall be CQS-1hP according to Article 1032.06(e).

Note 3. Additives may be added to the emulsion mix or any of the component materials to provide the control of the quick-traffic properties. They shall be included as part of the mix design and be compatible with the other components of the mix.

Revise the last sentence of the fourth paragraph of Article 404.08 of the Standard Specifications to read:

"When approved by the Engineer, the sealant may be dusted with fine sand, cement, or mineral filler to prevent tracking."

Revise Note 2 of Article 516.02 of the Standard Specifications to read:

"Note 2. The sand-cement grout mix shall be according to Section 1020 and shall be a 1:1 blend of sand and cement comprised of a Type I, IL, or II cement at 185 lb/cu yd (110 kg/cu m). The maximum water cement ratio shall be sufficient to provide a flowable mixture with a typical slump of 10 in. (250 mm)."

Revise Note 2 of Article 543.02 of the Standard Specifications to read:

"Note 2. The grout mixture shall be 6.50 hundredweight/cu yd (385 kg/cu m) of cement plus fine aggregate and water. Fly ash or ground granulated blast furnace (GGBF) slag may replace a maximum of 5.25 hundredweight/cu yd (310 kg/cu m) of the cement. The water/cement ratio, according to Article 1020.06, shall not exceed 0.60. An air-entraining admixture shall be used to produce an air content, according to Article 1020.08, of not less than 6.0 percent nor more than 9.0 percent of the volume of the grout. The Contractor shall have the option to use a water-reducing or high range water-reducing admixture."

Revise Article 583.01 of the Standard Specifications to read:

"583.01 Description. This work shall consist of placing cement mortar along precast, prestressed concrete bridge deck beams as required for fairing out any unevenness between adjacent deck beams prior to placing of waterproofing membrane and surfacing."

Revise Article 583.02(a) of the Standard Specifications to read:

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Revise the first paragraph of Article 583.03 of the Standard Specifications to read:

**"583.03 General.** This work shall only be performed when the air temperature is 45 °F (7 °C) and rising. The mixture for cement mortar shall consist of three parts sand to one part cement by volume. The amount of water shall be no more than that necessary to produce a workable, plastic mortar."

Revise Article 606.02(h) of the Standard Specifications to read:

"(h) Fibers (Note 1) .......1014"

Revise Note 1 in Article 606.02(h) of the Standard Specifications to read:

"Note 1. Fibers, when required, shall only be used in the concrete mixture for slipform applications."

Revise the third paragraph in Article 606.10 of the Standard Specifications to read:

"Welded wire fabric shall be  $6 \times 6$  in. (150 x 150 mm) mesh, #4 gauge (5.74 mm),  $58 \times 100$  lb (26 kg) per 100 sq ft (9 sq m)."

Revise Article 1001.01(d) of the Standard Specifications to read:

"(d) Rapid Hardening Cement. Rapid hardening cement shall be according to the Bureau of Materials Policy Memorandum "Portland or Blended Cement Acceptance Procedure for Qualified and Non-Qualified Plants", and ASTM C 1600, Type URH, Type VRH, or Type RH-CAC. It shall be used according to Article 1020.04 or when approved by the Engineer. The Contractor shall submit a report from the manufacturer or an independent lab that contains results for testing according to ASTM C 1600 which shows the cement meets the requirements of either Type URH, Type VRH, or Type RH-CAC. Test data shall be less than 1 year old from the date of submittal.

Revise Article 1001.01(e) of the Standard Specifications to read:

"(e) Other Cements. Other cements shall be according to the Bureau of Materials Policy Memorandum "Portland or Blended Cement Acceptance Procedure for Qualified and Non-Qualified Plants", and ASTM C 1157 or ASTM C 1600, as applicable. Other cements shall be used according to Article 1020.04 or when approved by the Engineer. For cements according to ASTM C 1157, the Contractor shall submit a report from the manufacturer or an independent lab that contains results of tests which shows the cement meets the requirements Type GU, HE, MS, MH, or LH. For cements according to ASTM C 1600, the Contractor shall submit a report from the manufacturer or an independent lab that contains results of tests which shows the cement meets the requirements Type MRH or GRH. Test data shall be less than 1 year old from the date of submittal."

Revise Article 1002.02 of the Standard Specifications to read:

"1002.02 Quality. Water used with cement in concrete or mortar and water used for curing concrete shall be clean, clear, and free from sugar. In addition, water shall be tested and evaluated for acceptance according to one of the following options.

OPTION 1.

- (a) Acceptable limits for acidity and alkalinity when tested according to ITP T 26.
- (b) Acceptable limits for solids when tested according to the following.

(1) Organic (ITP T 26)	0.02% max.
(2) Inorganic (ITP T 26)	
(3) Sulfate (SO4) (ASTM D 516-82)	
(4) Chloride (ASTM D 512)	

- (c) The following tests shall be performed on the water sample and on deionized water. The same cement and sand shall be used for both tests.
  - (1) Unsoundness (ASTM C 151).

\*To neutralize 200 ml sample.

- (2) Initial and Final Set Time (ASTM C 266).
- (3) Strength (ASTM C 109).

The test results for the water sample shall not deviate from the test results for the deionized water, except as allowed by the precision in the test method.

OPTION 2. Water shall meet the requirements ASTM C 1602 Tables 1 and 2 as outlined in Sections 5.1, 5.2, and 5.4."

Revise Note 2/ in Article 1003.01(b) of the Standard Specifications to read:

"2/ Applies only to sand. Sand exceeding the colorimetric test standard of 11 (Illinois Modified AASHTO T 21) will be checked for mortar making properties according to Illinois Modified ASTM C 87 and shall develop a compressive strength at the age of 14 days when using Type I, IL, or II cement of not less than 95 percent of the comparable standard.

Revise the second sentence of Article 1003.02(e)(1) of the Standard Specifications to read:

"The test will be performed with Type I, IL, or II portland cement having a total equivalent alkali content (Na<sub>2</sub>O + 0.658K<sub>2</sub>O) of 0.90 percent or greater."

Revise the first sentence of the second paragraph of Article 1003.02(e)(3) of the Standard Specifications to read:

"The ASTM C 1293 test shall be performed with Type I, IL, or II portland cement having a total equivalent alkali content (Na<sub>2</sub>O + 0.658K<sub>2</sub>O) of 0.80 percent or greater."

Revise the second sentence of Article 1004.02(g)(1) of the Standard Specifications to read:

"The test will be performed with Type I, IL, or II portland cement having a total equivalent alkali content (Na<sub>2</sub>O + 0.658K<sub>2</sub>O) of 0.90 percent or greater."

Add the following Section to the Standard Specifications.

#### **"SECTION 1014. FIBERS FOR CONCRETE**

**1014.01 General.** Fibers used in concrete shall be Type II or Type III (polyolefin or carbon) according to ASTM C 1116. The testing required for Type II fibers or Type III polyolefin fibers shall be performed by an independent lab a minimum of once every five years, and the test results provided to the Department. Manufacturers of Type III carbon fibers shall provide materials certification documentation not more than 6 years old a minimum of once every 5 years to the Department. The Department will maintain a qualified product list. The method of inclusion of fibers into concrete mixtures shall be according to the manufacturer's specifications.

At the discretion of the Engineer, the concrete mixture shall be evaluated in a field demonstration for fiber clumping, ease of placement, and ease of finishing. The field demonstration shall consist of a minimum 2 cu yd (1.5 cu m) trial batch placed in a 12 ft x 12 ft  $(3.6 \text{ m} \times 3.6 \text{ m})$  slab.

- **1014.02** Concrete Gutter, Curb, Median and Paved Ditch. Fibers shall be Type III. Fibers shall have a minimum length of 1/2 in. (13 mm) and a maximum length of 0.75 in. (19 mm). The maximum dosage rate in the concrete mixture shall not exceed 1.5 lb/cu yd (0.9 kg/cu m). The minimum dosage rate shall be per the manufacturer's recommendation.
- **1014.03 Concrete Inlay or Overlay.** Fibers shall be Type III. Fibers shall have a minimum length of 1.0 in. (25 mm), a maximum length of 2 1/2 in. (63 mm), and a maximum aspect ratio (length divided by the equivalent diameter of the fiber) of 150. The maximum dosage rate shall not exceed 5.0 lb/cu yd (3.0 kg/cu m). The minimum dosage rate shall be per the manufacturer's recommendation.
- 1014.04 Bridge Deck Fly Ash, Ground Granulated Blast Furnace (GGBF) Slag, High Reactivity Metakaolin, or Microsilica (Silica Fume) Concrete Overlay. Fibers shall be Type III. The dosage rate shall be a minimum of 3.0 lb/cu yd (1.8 kg/cu m), unless a field demonstration according to Article 1014.01 indicates that a lower dosage rate is necessary. Based on the results of the field demonstration, the Department has the option to reduce the dosage rate of fibers, but the dosage will not be reduced to less than 2.0 lb / cu yd (1.2 kg/cu m).
- **1014.05 Bridge Deck Latex Concrete Overlay.** Fibers shall be Type II or III. Fibers shall have a minimum length of 0.75 in. (19 mm), a maximum length of 1.75 in. (45 mm), and an aspect ratio (length divided by the equivalent diameter of the fiber) of between 70 and 100. The dosage rate shall be a minimum of 3.0 lb/cu yd (1.8 kg/cu m), unless a field demonstration according to Article 1014.01 indicates that a lower dosage rate is necessary. Based on the results of the field

demonstration, the Department has the option to reduce the dosage rate of fibers, but the dosage will not be reduced to less than 2.0 lb/cu yd (1.2 kg/cu m)."

Add the following Section to the Standard Specifications:

#### **"SECTION 1015. HIGH PERFORMANCE SHOTCRETE**

1015.01 Packaged Shotcrete With Aggregate. The packaged shotcrete with aggregate shall be a pre-blended dry combination of materials for the wet-mix shotcrete method according to ASTM C 1480, Type FA or CA, Grade FR, Class I. The fibers shall be Type III according to Article 1014.01. The cement and finely divided minerals in the mixture shall be a minimum 6.65 cwt/cu yd (395 kg/cu m), and the portland cement shall not be below 4.70 cwt/cu yd (279 kg/cu m). Microsilica is required in the mixture and shall be a minimum of 5 percent by weight (mass) of cementitious material, and a maximum of 10 percent. Strength requirements shall be according to ASTM C 1480 except that the strength at 28 days shall be at least 4000 psi (27,500 kPa). Strength testing shall be according to ASTM C 1140. The air content as shot shall be 4.0 – 8.0 percent when tested according to AASHTO T 152, and the coarse aggregate shall be a maximum size of 1/2 in. (12.5 mm).

The packaged shotcrete shall have a water soluble chloride ion content of less than 0.15% by weight of cementitious material when tested according to ASTM C 1218 or AASHTO T 260.

The testing according to ASTM C 1480, ASTM C 1140, AASHTO 152, and ASTM C 1218 or AASHTO T 260 shall be performed by an independent lab a minimum of once every 5 years, and the test results shall be provided to the Department. The Department will maintain a qualified product list. Batching and mixing shall be per the manufacturer's recommendations.

**1015.02 Packaged Shotcrete Without Aggregate.** The packaged shotcrete that does not include pre-blended aggregate shall be according to Article 1015.01, except the added aggregate shall be according to Articles 1003.02 and 1004.02. The aggregate gradation shall be according to the manufacturer. The Department will maintain a qualified product list. Batching and mixing shall be per the manufacturer's recommendations."

Revise Section 1017 of the Standard Specifications to read:

# "SECTION 1017. PACKAGED, DRY, COMBINED MATERIALS FOR MORTAR AND CONCRETE

**1017.01 Mortar.** The mortar shall be high-strength according to ASTM C 387 and shall have a minimum 80.0 percent relative dynamic modulus of elasticity when tested according to AASHTO T 161. For prestressed concrete applications, the mortar shall have a water-soluble chloride ion content of less than 0.06 percent by weight of cementitious material when tested according to ASTM C 1218 or AASHTO T 260; and for non-prestressed concrete applications, the water soluble chloride content shall be less than 0.15 percent by weight of cementitious material. The testing according to ASTM C 387, AASHTO T 161, and either ASTM C 1218 or AASHTO T 260 shall be performed by an independent lab a minimum of once every five years, and the test results

shall be provided to the Department. The Department will maintain a qualified product list. Mixing of the high-strength mortar shall be according to the manufacturer's specifications.

**1017.02 Concrete.** The materials, testing, and preparation of aggregate for the "high slump" packaged concrete mixture shall be according to ASTM C 387. The mixture shall be air entrained, the slump shall be 5-10 in. (125-250 mm), and the coarse aggregate shall be a maximum size of 1/2 in. (12.5 mm). Strength requirements shall be according to ASTM C 387 except that the strength at 28 days shall be at least 4000 psi (27,500 kPa). The "high slump" packaged concrete mixture shall have a water soluble chloride ion content of less than 0.15% by weight of cementitious material when tested according to ASTM C 1218 or AASHTO T 260. The testing according to ASTM C 387, and either ASTM C 1218 or AASHTO T 260 shall be performed by an independent lab a minimum of once every 5 years, and the test results shall be provided to the Department. The Department will maintain a qualified product list. Mixing shall be per the manufacturer's recommendations.

1017.02 Self-Consolidating Concrete. The materials, testing, and preparation of aggregate for the "self-consolidating concrete" packaged concrete mixture shall be according to ASTM C 387. The mixture shall be air entrained, it should be uniformly graded, and the coarse aggregate shall be a maximum size of 1/2 in. (12.5 mm). Strength requirements shall be according to ASTM C 387 except that the strength at 28 days shall be at least 4000 psi (27,500 Pa). Slump flow range shall be 22 in. (550 mm) minimum to 28 in. (700 mm) maximum when tested according to AASHTO T 347. The visual stability index shall be a maximum of 1 when tested according to AASHTO T 351. At the option of the manufacturer, either the J-Ring value shall be a maximum of 2 in. (50 mm) when tested according to AASHTO T 419. The hardened visual stability index shall be a maximum of 1 when tested according to AASHTO R 81.

The "self -consolidating concrete" packaged concrete mixture shall have a water soluble chloride ion content of less than 0.15 percent by weight of cementitious material when tested according to ASTM C 1218 or AASHTO T 260.

The testing according to ASTM C 387, AASHTO T 347, AASHTO T 351, AASHTO T 419, AASHTO R 81, ASTM C 1218 and AASHTO T 260 shall be performed by an independent lab a minimum of once every 5 years, and the test results shall be provided to the Department. The Department will maintain a qualified product list. Mixing shall be per the manufacturer's recommendations."

Revise Article 1018.01 of the Standard Specifications to read:

"1018.01 Requirements. The rapid hardening mortar or concrete shall be according to ASTM C 928 and shall have successfully completed and remain current with the AASHTO Product Eval and Audit Rapid Hardening Concrete Patching Materials (RHCP) testing program. R1, R2, or R3 concrete shall be air entrained, the slump shall be 5-10 in. (125-250 mm), and the coarse aggregate shall be a maximum size of 1/2 in. (12.5 mm). For prestressed concrete applications, the mortar or concrete shall have a water-soluble chloride ion content of less than 0.06 percent by weight of cementitious material when tested according to ASTM C 1218 or AASHTO T 260;

and for non-prestressed concrete applications, the water soluble chloride content shall be less than 0.15 percent by weight of cementitious material. The Department will maintain a qualified product list. Mixing of the mortar or concrete shall be according to the manufacturer's specifications.."

Revise Article 1019.02 of the Standard Specifications to read:

"1019.02 Materials. Materials shall be according to the following.

Item	Article/Section
(a) Cement	1001
(b) Water	1002
(c) Fine Aggregate for Controlled Low-Strength Material (CLSM)	
(d) Fly Ash	1010
(e) Ground Granulated Blast Furnace (GGBF) Slag	1010
(f) Admixtures (Note 1)	

Note 1. The air-entraining admixture may be in powder or liquid form. The air content produced by the admixture shall be 15-25 percent when incorporated into Mix 2 or an equivalent mixture as determined by the Department and tested according to AASHTO T 121 or AASHTO T 152. The testing according to AASHTO T 121 or AASHTO T 152 shall be performed by an independent lab a minimum of once every five years, and the test results shall be provided to the Department. The Department will maintain a qualified product list."

Revise the third paragraph of Article 1019.04 of the Standard Specifications to read:

"The Engineer will instruct the Contractor to adjust the proportions of the mix design in the field as needed to meet the design criteria, provide adequate flowability, maintain proper solid suspension, or other criteria established by the Engineer."

Revise Article 1019.05 of the Standard Specifications to read:

"1019.05 Department Mix Design. The Department mix design shall be Mix 1, 2, or 3 and shall be proportioned to yield approximately one cubic yard (cubic meter).

Mix 1	
Cement	50 lb (30 kg)
Fly Ash – Class C or F, and/or GGBF Slag	125 lb (74 kg)
Fine Aggregate – Saturated Surface Dry	2900 lb (1720 kg)
Water	50-65 gal (248-322 L)
Air Content	No air is entrained

Mi	ix 2
Cement	125 lb (74 kg)

Fine Aggregate – Saturated Surface Dry	2500 lb (1483 kg)
Water	35-50 gal (173-248 L)
Air Content	15-25 %

Mix 3	
Cement	40 lb (24 kg)
Fly Ash – Class C or F, and/or GGBF Slag	125 lb (74 kg)
Fine Aggregate – Saturated Surface Dry	2500 lb (1483 kg)
Water	35-50 gal (179-248 L)
Air Content	15-25 %"

Revise Article 1020.04, Table 1, Note (8) of the Standard Specifications to read:

"(8) In addition to the Type III portland cement, 100 lb/cu yd of ground granulated blast-furnace slag and 50 lb/cu yd of microsilica (silica fume) shall be used. For an air temperature greater than 85 °F, the Type III portland cement may be replaced with Type I, IL, or II portland cement."

Revise Article 1020.04, Table 1 (Metric), Note (8) of the Standard Specifications to read:

"(8) In addition to the Type III portland cement, 60 kg/cu m of ground granulated blast-furnace slag and 30 kg/cu m of microsilica (silica fume) shall be used. For an air temperature greater than 30 °C, the Type III portland cement may be replaced with Type I, IL, or II portland cement."

Revise Note 9 of Table 1 of Article 1020.04 of the Standard Specifications to read:

"(9) The cement shall be a rapid hardening according to Article 1001.01(d). Minimum or maximum cement factor may be adjusted when approved by the Engineer."

Revise the second paragraph of Article 1020.05(a) of the Standard Specifications to read:

"For a mix design using a portland-pozzolan cement, portland blast-furnace slag cement, portland-limestone cement, or replacing portland cement with finely divided minerals per Articles 1020.05(c) and 1020.05(d), the Contractor may submit a mix design with a minimum portland cement content less than 400 lbs/cu yd (237 kg/cu m), but not less than 375 lbs/cu yd (222 kg/cu m), if the mix design is shown to have a minimum relative dynamic modulus of elasticity of 80 percent determined according to AASHTO T 161. Testing shall be performed by an independent laboratory accredited by AASHTO re:source for Portland Cement Concrete."

Revise the first sentence of the first paragraph of Article 1020.05(b) of the Standard Specifications to read:

"Corrosion inhibitors and concrete admixtures shall be according to the qualified product lists."

Delete the fourth and fifth sentences of the second paragraph of Article 1020.05(b) of the Standard Specifications.

Revise Article 1020.05(b)(5) of the Standard Specifications to read:

"(5) For Class PP-4 concrete, a high range water-reducing admixture, retarder, and/or hydration stabilizer may be used in addition to the air-entraining admixture. The Contractor also has the option to use a water-reducing admixture with the high range water-reducing admixture. An accelerator shall not be used. A mobile portland cement concrete plant shall be used to produce the patching mixture.

For PP-5 concrete, a non-chloride accelerator, high range water-reducing admixture, retarder, hydration stabilizer, and/or air-entraining admixture may be used. The accelerator, high range water-reducing admixture, retarder, hydration stabilizer, and/or air-entraining admixture shall be per the Contractor's recommendation and dosage. The qualified product list of concrete admixtures shall not apply. A mobile portland cement concrete plant shall be used to produce the patching mixture."

Revise second paragraph of Article 1020.05(b)(10) of the Standard Specifications to read:

"When calcium nitrite is used, it shall be added at the rate of 4 gal/cu yd (20 L/cu m) and shall be added to the mix immediately after all compatible admixtures have been introduced to the batch. Other corrosion inhibitors shall be added per the manufacturer's specifications."

Delete the third paragraph of Article 1020.05(b)(10) of the Standard Specifications.

Revise Article 1020.15(b)(1)c. of the Standard Specifications to read:

"c. The minimum portland cement content in the mixture shall be 375 lbs/cu yd (222 kg/cu m). When the total of organic processing additions, inorganic processing additions, and limestone addition exceed 5.0 percent in the cement, the minimum portland cement content in the mixture shall be 400 lbs/cu yd (237 kg/cu m). For a drilled shaft, foundation, footing, or substructure, the minimum portland cement may be reduced to as low as 330 lbs/cu yd (196 kg/cu m) if the concrete has adequate freeze/thaw durability. The Contractor shall provide freeze/thaw test results according to AASHTO T 161, and the relative dynamic modulus of elasticity of the mix design shall be a minimum of 80 percent. Testing shall be performed by an independent laboratory accredited by AASHTO re:source for Portland Cement Concrete. Freeze/thaw testing will not be required for concrete that will not be exposed to freezing and thawing conditions as determined by the Engineer."

Revise Article 1021.01 of the Standard Specifications to read:

"1021.01 General. Admixtures shall be furnished in liquid or powder form ready for use. The admixtures shall be delivered in the manufacturer's original containers, bulk tank trucks or such containers or tanks as are acceptable to the Engineer. Delivery shall be accompanied by a ticket which clearly identifies the manufacturer, the date of manufacture, and trade name of the material. Containers shall be readily identifiable as to manufacturer, the date of manufacture, and trade name of the material they contain.

Concrete admixtures shall be on one of the Department's qualified product lists. Unless otherwise noted, admixtures shall have successfully completed and remain current with the AASHTO Product Eval and Audit Concrete Admixture (CADD) testing program. For admixture submittals to the Department; the product brand name, manufacturer name, admixture type or types, an electronic link to the product's technical data sheet, and the NTPEP testing number which contains an electronic link to all test data shall be provided. In addition, a letter shall be submitted certifying that no changes have been made in the formulation of the material since the most current round of tests conducted by AASHTO Product Eval and Audit. After 28 days of testing by AASHTO Product Eval and Audit, air-entraining admixtures may be provisionally approved and used on Departmental projects. For all other admixtures, unless otherwise noted, the time period after which provisionally approved status may be earned is 6 months.

The manufacturer shall include the following in the submittal to the AASHTO Product Eval and Audit CADD testing program: the manufacturing range for specific gravity, the midpoint and manufacturing range for residue by oven drying, and manufacturing range of pH. The submittal shall also include an infrared spectrophotometer trace no more than five years old.

For air-entraining admixtures according to Article 1021.02, the specific gravity allowable manufacturing range established by the manufacturer shall be according to AASHTO M 194. For residue by oven drying and pH, the allowable manufacturing range and test methods shall be according to AASHTO M 194.

For admixtures according to Articles 1021.03, 1021.04, 1021.05, 1021.06, 1021.07, and 1021.08, the pH allowable manufacturing range established by the manufacturer shall be according to ASTM E 70. For specific gravity and residue by oven drying, the allowable manufacturing range and test methods shall be according to AASHTO M 194.

All admixtures, except chloride-based accelerators, shall contain a maximum of 0.3 percent chloride by weight (mass) as determined by an appropriate test method. To verify the test result, the Department will use Illinois Modified AASHTO T 260, Procedure A, Method 1.

Prior to final approval of an admixture, the Engineer reserves the right to request a sample for testing. The test and reference concrete mixtures tested by the Engineer will contain a cement content of 5.65 cwt/cu yd (335 kg/cu m). For freeze-thaw testing, the Department will perform the test according to Illinois Modified AASHTO T 161. The flexural strength test will be performed according to AASHTO T 177. If the Engineer decides to test the admixture, the manufacturer shall submit AASHTO T 197 water content and set time test results on the standard cement used by the Department. The manufacturer may select their lab or an independent lab to perform this testing. The laboratory is not required to be accredited by AASHTO.

Random field samples may be taken by the Department to verify an admixture meets specification. A split sample will be provided to the manufacturer if requested. Admixtures that do not meet specification requirements or an allowable manufacturing range established by the manufacturer shall be replaced with new material."

Revise Article 1021.03 of the Standard Specifications to read:

- "1021.03 Retarding and Water-Reducing Admixtures. The admixture shall be according to the following.
  - (a) Retarding admixtures shall be according to AASHTO M 194, Type B (retarding) or Type D (water-reducing and retarding).
  - (b) Water-reducing admixtures shall be according to AASHTO M 194, Type A.
  - (c) High range water-reducing admixtures shall be according to AASHTO M 194, Type F (high range water-reducing) or Type G (high range water-reducing and retarding)."

Revise Article 1021.05 of the Standard Specifications to read:

"1021.05 Self-Consolidating Admixtures. Self-consolidating admixture systems shall consist of either a high range water-reducing admixture only or a high range water-reducing admixture combined with a separate viscosity modifying admixture. The one or two component admixture system shall be capable of producing a concrete that can flow around reinforcement and consolidate under its own weight without additional effort and without segregation.

High range water-reducing admixtures shall be according to AASHTO M 194, Type F.

Viscosity modifying admixtures shall be according to AASHTO M 194, Type S (specific performance)."

Revise Article 1021.06 of the Standard Specifications to read:

"1021.06 Rheology-Controlling Admixture. Rheology-controlling admixtures shall be capable of producing a concrete mixture with a lower yield stress that will consolidate easier for slipform applications used by the Contractor. Rheology-controlling admixtures shall be according to AASHTO M 194, Type S (specific performance)."

Revise Article 1021.07 of the Standard Specifications to read:

- "1021.07 Corrosion Inhibitor. The corrosion inhibitor shall be according to one of the following.
  - (a) Calcium Nitrite. Corrosion inhibitors shall contain a minimum 30 percent calcium nitrite by weight (mass) of solution and shall comply with either the requirements of AASHTO

M 194, Type C (accelerating) or the requirements of ASTM C 1582. The corrosion inhibiting performance requirements of ASTM C 1582 shall not apply.

(b) Other Materials. The corrosion inhibitor shall be according to ASTM C 1582.

For submittals requiring testing according to ASTM M 194, Type C (accelerating), the admixture shall meet the requirements of the AASHTO Product Eval and Audit CADD testing program according to Article 1021.01.

For submittals requiring testing according to ASTM C 1582, a report prepared by an independent laboratory accredited by AASHTO re:source for portland cement concrete shall be provided. The report shall show the results of physical tests conducted no more than five years prior to the time of submittal, according to applicable specifications. However, ASTM G 109 test information specified in ASTM C 1582 is not required to be from an independent accredited lab. All other information in ASTM C 1582 shall be from an independent accredited lab. Test data and other information required to be submitted to AASHTO Product Eval and Audit according to Article 1021.01, shall instead be submitted directly to the Department."

Add Article 1021.08 of the Standard Specifications as follows:

"1021.08 Other Specific Performance Admixtures. Other specific performance admixtures shall, at a minimum, be according to AASHTO M 194, Type S (specific performance). The Department also reserves the right to require other testing, as determined by the Engineer, to show evidence of specific performance characteristics.

Initial testing according to AASHTO M 194 may be conducted under the AASHTO Product Eval and Audit CADD testing program according to Article 1021.01, or by an independent laboratory accredited by AASHTO re:source for Portland Cement Concrete. In either case, test data and other information required to be submitted to AASHTO Product Eval and Audit according to Article 1021.01, shall also be submitted directly to the Department. The independent accredited lab report shall show the results of physical tests conducted no more than five years prior to the time of submittal, according to applicable specifications."

Add Article 1021.09 of the Standard Specifications as follows:

"1021.09 Latex Admixtures. The latex admixture shall be a uniform, homogeneous, non-toxic, film-forming, polymeric emulsion in water to which all stabilizers have been added at the point of manufacture. The latex admixture shall not contain any chlorides and shall contain 46-49 percent solids.

In lieu of meeting the requirements of Article 1021.01, the Contractor shall submit a manufacturer's certification that the latex emulsion meets the requirements of FHWA Research Report RD-78-35, Chapter VI. The certificate shall include the date of manufacture of the latex admixture, batch or lot number, quantity represented, manufacturer's name, and the location of the manufacturing plant. The latex emulsion shall be sampled and tested in accordance with RD-78-35, Chapter VII, Certification Program.

The latex admixture shall be packaged and stored in containers and storage facilities which will protect the material from freezing and from temperatures above 85°F (30°C). Additionally, the material shall not be stored in direct sunlight and shall be shaded when stored outside of buildings during moderate temperatures."

Revise Article 1024.01 of the Standard Specifications to read:

"1024.01 Requirements for Grout. The grout shall be proportioned by dry volume, thoroughly mixed, and shall have a minimum temperature of 50 °F (10 °C). Water shall not exceed the minimum needed for placement and finishing.

Materials for the grout shall be according to the following.

Item	Article/Section
(a) Cement	1001
(b) Water	1002
(c) Fine Aggregate	1003.02
(d) Fly Ash	1010
(e) Ground Granulated Blast Furnace (GGBF) Slag	1010
(f) Concrete Admixtures	

Revise Note 1 of Article 1024.02 of the Standard Specifications to read:

"Note 1. Nonshrink grout shall be according to ASTM C 1107.

For prestressed concrete applications, the nonshrink grout shall have a water soluble chloride ion content of less than 0.06 percent by weight of cementitious material when tested according to ASTM C 1218 or AASHTO T 260; and for non-prestressed concrete applications, the water soluble chloride ion content shall be less than 0.15 percent by weight of cementitious material. The testing according to ASTM 1107, and either ASTM C 1218 or AASHTO T 260 shall be performed by an independent lab a minimum of once every five years, and the test results shall be provided to the Department. The Department will maintain a qualified product list. Mixing of the nonshrink grout shall be according to the manufacturer's specifications."

Revise Article 1029.02 of the Standard Specifications to read:

"1029.02 Materials. Materials shall be according to the following.

Item	Article/Section
(a) Cement	1001
(b) Fly Ash	1010
(c) Ground Granulated Blast Furnace (GGBF) Slag	1010
(d) Water	1002
(e) Fine Aggregate	
(f) Concrete Admixtures	1021

# (g) Foaming Agent (Note 1)

Note 1. The manufacturer shall submit infrared spectrophotometer trace and test results indicating the foaming agent meets the requirements of ASTM C 869 in order to be on the Department's qualified product list. Submitted data/results shall not be more than five years old."

Revise the second paragraph of Article 1103.03(a)(4) the Standard Specifications to read:

"The dispenser system shall provide a visual indication that the liquid admixture is actually entering the batch, such as via a transparent or translucent section of tubing or by independent check with an integrated secondary metering device. If approved by the Engineer, an alternate indicator may be used for admixtures dosed at rates of 25 oz/cwt (1630 mL/100 kg) or greater, such as accelerating admixtures, corrosion inhibitors, and viscosity modifying admixtures."

Revise Article 1103.04 of the Standard Specifications to read:

"1103.04 Mobile Portland Cement Concrete Plants. The mobile concrete plant shall be according to AASHTO M 241 and the Bureau of Materials Policy Memorandum "Approval of Volumetric Mobile Mixers for Concrete". The mixer shall be capable of carrying sufficient unmixed materials to produce not less than 6 cu yd (4.6 cu m) of concrete."

Revise the first two sections of Check Sheet #11 "Subsealing of Concrete Pavements" of the Recurring Special Provisions to read:

"<u>Description</u>. This work shall consist of filling voids beneath rigid and composite pavements with cement grout.

<u>Materials</u>. Materials shall be according to the following Articles/Sections of the Standard Specifications:

Item	Article/Section
(a) Cement	1001
(b) Water	1002
(c) Fly Ash	
(d) Ground Granulated Blast Furnace (GGBF) Slag	1010
(e) Admixtures	
(f) Packaged Rapid Hardening Mortar or Concrete	

Revise the Materials section of Check Sheet #28 "Portland Cement Concrete Inlay or Overlay" of the Recurring Special Provisions to read:

"<u>Materials</u>. Materials shall be according to the following Articles/Sections of the Standard Specifications.

Item	Article/Section
(a) Portland Cement Concrete (Note 1)	1020
(b) Fibers for Concrete	
c) Protective Coat	1023.01

Note 1. Class PV concrete shall be used, except the cement factor for central mixed concrete shall be 6.05 cwt/cu yd (360 kg/cu m). A cement factor reduction according to Article 1020.05(b)(8) of the Standard Specifications will be permitted. CA 5 shall not be used and CA 7 may only be used for overlays that are a minimum of 4.5 in. (113 mm) thick. The Class PV concrete shall have a minimum flexural strength of 550 psi (3800 kPa) or a minimum compressive strength of 3000 psi (20,700 kPa) at 14 days."

#### **COMPENSABLE DELAY COSTS (BDE)**

Effective: June 2, 2017 Revised: April 1, 2019

Revise Article 107.40(b) of the Standard Specifications to read:

- "(b) Compensation. Compensation will not be allowed for delays, inconveniences, or damages sustained by the Contractor from conflicts with facilities not meeting the above definition; or if a conflict with a utility in an unanticipated location does not cause a shutdown of the work or a documentable reduction in the rate of progress exceeding the limits set herein. The provisions of Article 104.03 notwithstanding, compensation for delays caused by a utility in an unanticipated location will be paid according to the provisions of this Article governing minor and major delays or reduced rate of production which are defined as follows.
  - (1) Minor Delay. A minor delay occurs when the work in conflict with the utility in an unanticipated location is completely stopped for more than two hours, but not to exceed two weeks.
  - (2) Major Delay. A major delay occurs when the work in conflict with the utility in an unanticipated location is completely stopped for more than two weeks.
  - (3) Reduced Rate of Production Delay. A reduced rate of production delay occurs when the rate of production on the work in conflict with the utility in an unanticipated location decreases by more than 25 percent and lasts longer than seven calendar days."

Revise Article 107.40(c) of the Standard Specifications to read:

- "(c) Payment. Payment for Minor, Major, and Reduced Rate of Production Delays will be made as follows.
  - (1) Minor Delay. Labor idled which cannot be used on other work will be paid for according to Article 109.04(b)(1) and (2) for the time between start of the delay and the minimum remaining hours in the work shift required by the prevailing practice in the area.
    - Equipment idled which cannot be used on other work, and which is authorized to standby on the project site by the Engineer, will be paid for according to Article 109.04(b)(4).
  - (2) Major Delay. Labor will be the same as for a minor delay.

Equipment will be the same as for a minor delay, except Contractor-owned equipment will be limited to two weeks plus the cost of move-out to either the

Contractor's yard or another job and the cost to re-mobilize, whichever is less. Rental equipment may be paid for longer than two weeks provided the Contractor presents adequate support to the Department (including lease agreement) to show retaining equipment on the job is the most economical course to follow and in the public interest.

(3) Reduced Rate of Production Delay. The Contractor will be compensated for the reduced productivity for labor and equipment time in excess of the 25 percent threshold for that portion of the delay in excess of seven calendar days. Determination of compensation will be in accordance with Article 104.02, except labor and material additives will not be permitted.

Payment for escalated material costs, escalated labor costs, extended project overhead, and extended traffic control will be determined according to Article 109.13."

Revise Article 108.04(b) of the Standard Specifications to read:

- "(b) No working day will be charged under the following conditions.
  - (1) When adverse weather prevents work on the controlling item.
  - (2) When job conditions due to recent weather prevent work on the controlling item.
  - (3) When conduct or lack of conduct by the Department or its consultants, representatives, officers, agents, or employees; delay by the Department in making the site available; or delay in furnishing any items required to be furnished to the Contractor by the Department prevents work on the controlling item.
  - (4) When delays caused by utility or railroad adjustments prevent work on the controlling item.
  - (5) When strikes, lock-outs, extraordinary delays in transportation, or inability to procure critical materials prevent work on the controlling item, as long as these delays are not due to any fault of the Contractor.
  - (6) When any condition over which the Contractor has no control prevents work on the controlling item."

Revise Article 109.09(f) of the Standard Specifications to read:

"(f) Basis of Payment. After resolution of a claim in favor of the Contractor, any adjustment in time required for the work will be made according to Section 108. Any adjustment in the costs to be paid will be made for direct labor, direct materials, direct equipment, direct jobsite overhead, direct offsite overhead, and other direct costs allowed by the resolution. Adjustments in costs will not be made for interest charges, loss of anticipated profit, undocumented loss of efficiency, home office overhead and unabsorbed overhead

other than as allowed by Article 109.13, lost opportunity, preparation of claim expenses and other consequential indirect costs regardless of method of calculation.

The above Basis of Payment is an essential element of the contract and the claim cost recovery of the Contractor shall be so limited."

Add the following to Section 109 of the Standard Specifications.

"109.13 Payment for Contract Delay. Compensation for escalated material costs, escalated labor costs, extended project overhead, and extended traffic control will be allowed when such costs result from a delay meeting the criteria in the following table.

Contract Type	Cause of Delay	Length of Delay
Working Days	Article 108.04(b)(3) or Article 108.04(b)(4)	No working days have been charged for two consecutive weeks.
Completion Date	Article 108.08(b)(1) or Article 108.08(b)(7)	The Contractor has been granted a minimum two week extension of contract time, according to Article 108.08.

Payment for each of the various costs will be according to the following.

- (a) Escalated Material and/or Labor Costs. When the delay causes work, which would have otherwise been completed, to be done after material and/or labor costs have increased, such increases will be paid. Payment for escalated material costs will be limited to the increased costs substantiated by documentation furnished by the Contractor. Payment for escalated labor costs will be limited to those items in Article 109.04(b)(1) and (2), except the 35 percent and 10 percent additives will not be permitted.
- (b) Extended Project Overhead. For the duration of the delay, payment for extended project overhead will be paid as follows.
  - (1) Direct Jobsite and Offsite Overhead. Payment for documented direct jobsite overhead and documented direct offsite overhead, including onsite supervisory and administrative personnel, will be allowed according to the following table.

Original Contract Amount	Supervisory and Administrative Personnel
Up to \$5,000,000	One Project Superintendent
Over \$ 5,000,000 - up to \$25,000,000	One Project Manager, One Project Superintendent or Engineer, and One Clerk
Over \$25,000,000 - up to \$50,000,000	One Project Manager, One Project Superintendent, One Engineer, and

	One Clerk
Over \$50,000,000	One Project Manager,
	Two Project Superintendents,
	One Engineer, and
	One Clerk

- (2) Home Office and Unabsorbed Overhead. Payment for home office and unabsorbed overhead will be calculated as 8 percent of the total delay cost.
- (c) Extended Traffic Control. Traffic control required for an extended period of time due to the delay will be paid for according to Article 109.04.

When an extended traffic control adjustment is paid under this provision, an adjusted unit price as provided for in Article 701.20(a) for increase or decrease in the value of work by more than ten percent will not be paid.

Upon payment for a contract delay under this provision, the Contractor shall assign subrogation rights to the Department for the Department's efforts of recovery from any other party for monies paid by the Department as a result of any claim under this provision. The Contractor shall fully cooperate with the Department in its efforts to recover from another party any money paid to the Contractor for delay damages under this provision."

80384

#### **CONSTRUCTION AIR QUALITY - DIESEL RETROFIT (BDE)**

Effective: June 1, 2010 Revised: January 1, 2025

The reduction of emissions of particulate matter (PM) for off-road equipment shall be accomplished by installing retrofit emission control devices. The term "equipment" refers to diesel fuel powered devices rated at 50 hp and above, to be used on the jobsite in excess of seven calendar days over the course of the construction period on the jobsite (including rental equipment).

Contractor and subcontractor diesel powered off-road equipment assigned to the contract shall be retrofitted according to the table below.

Horsepower Range	Model Year and Older
50-99	2003
100-299	2002
300-599	2000
600-749	2001
750 and up	2005

The retrofit emission control devices shall achieve a minimum PM emission reduction of 50 percent and shall be:

- a) Included on the U.S. Environmental Protection Agency (USEPA) Verified Retrofit Technology List (<a href="https://www.epa.gov/verified-diesel-tech/verified-technologies-list-clean-diesel">https://www.epa.gov/verified-diesel-tech/verified-technologies-list-clean-diesel</a>),
  - or verified by the California Air Resources Board (CARB) (http://www.arb.ca.gov/diesel/verdev/vt/cvt.htm); or
- b) Retrofitted with a non-verified diesel retrofit emission control device if verified retrofit emission control devices are not available for equipment proposed to be used on the project, and if the Contractor has obtained a performance certification from the retrofit device manufacturer that the emission control device provides a minimum PM emission reduction of 50 percent.

Note: Large cranes (Crawler mounted cranes) which are responsible for critical lift operations are exempt from installing retrofit emission control devices if such devices adversely affect equipment operation.

Diesel powered off-road equipment with engine ratings of 50 hp and above, which are unable to be retrofitted with verified emission control devices or if performance certifications are not available which will achieve a minimum 50 percent PM reduction, may be granted a waiver by the Department if documentation is provided showing good faith efforts were made by the Contractor to retrofit the equipment.

Construction shall not proceed until the Contractor submits a certified list of the diesel powered off-road equipment that will be used, and as necessary, retrofitted with emission control devices. The list(s) shall include (1) the equipment number, type, make, Contractor/rental company name; and (2) the emission control devices make, model, USEPA or CARB verification number, or performance certification from the retrofit device manufacturer. Equipment reported as fitted with emissions control devices shall be made available to the Engineer for visual inspection of the device installation, prior to being used on the jobsite.

The Contractor shall submit an updated list of retrofitted off-road construction equipment as retrofitted equipment changes or comes on to the jobsite. The addition or deletion of any diesel powered equipment shall be included on the updated list.

If any diesel powered off-road equipment is found to be in non-compliance with any portion of this special provision, the Engineer will issue the Contractor a diesel retrofit deficiency deduction.

Any costs associated with retrofitting any diesel powered off-road equipment with emission control devices shall be considered as included in the contract unit prices bid for the various items of work involved and no additional compensation will be allowed. The Contractor's compliance with this notice and any associated regulations shall not be grounds for a claim.

#### **Diesel Retrofit Deficiency Deduction**

When the Engineer determines that a diesel retrofit deficiency exists, a daily monetary deduction will be imposed for each calendar day or fraction thereof the deficiency continues to exist. The calendar day(s) will begin when the time period for correction is exceeded and end with the Engineer's written acceptance of the correction. The daily monetary deduction will be \$1,000.00 for each deficiency identified.

The deficiency will be based on lack of diesel retrofit emissions control.

If a Contractor accumulates three diesel retrofit deficiency deductions for the same piece of equipment in a contract period, the Contractor will be shutdown until the deficiency is corrected. Such a shutdown will not be grounds for any extension of the contract time, waiver of penalties, or be grounds for any claim.

80261

#### **EROSION CONTROL BLANKET (BDE)**

Effective: August 1, 2025

Revise Article 251.02 of the Standard Specifications to read:

"251.02 Materials. Materials shall be according to the following.

Item	Article/Section
(a) Compost	1081.05(b)
(b) Mulch	1081.06(a)
(c) Chemical Mulch Binder	1081.06(a)(3)
(d) Chemical Compost Binder	
(e) Erosion Control Blanket	1081.10(a)
(f) Wildlife Friendly Erosion Control Blanket	1081.10(b)
(g) Wire Staples	1081.10(c)
(h) Wood Stakes	1081.10(d)
(i) Turf Reinforcement Mat	

Revise the first and second sentences of Article 251.04 of the Standard Specifications to read:

**"251.04 Erosion Control Blanket.** All erosion control blanket materials shall be placed on the areas specified within 24 hours of seed placement."

Revise the second paragraph of Article 251.04 of the Standard Specifications to read:

"After the area has been properly shaped, fertilized (when applicable), and seeded, the blanket shall be laid out flat, evenly, and smoothly, without stretching the material. The erosion control blanket shall be placed according to the manufacture's recommendations."

Revise the second sentence of Article 251.06(b) of the Standard Specifications to read:

"Erosion control blanket, wildlife friendly erosion control blanket, and turf reinforcement mat will be measured for payment in square yards (square meters)."

Revise Article 251.07 of the Standard Specifications to read:

"251.07 Basis of Payment. This work will be paid for at the contract unit price per acre (hectare) for MULCH, of the method specified; and at the contract unit price per square yard (square meter) for EROSION CONTROL BLANKET, WILDLIFE FRIENDLY EROSION CONTROL BLANKET, or TURF REINFORCEMENT MAT."

Revise first sentence of Article 280.04(h) of the Standard Specifications to read:

"This system consists of temporarily installing erosion control blanket or wildlife friendly erosion control blanket over areas that are to be reworked during a later construction phase."

Revise Article 280.08(g) of the Standard Specifications to read:

"(g) Temporary Erosion Control Blanket. Temporary erosion control blanket will be paid for at the contract unit price per square yard (square meter) for TEMPORARY EROSION CONTROL BLANKET or TEMPORARY WILDLIFE FRIENDLY EROSION CONTROL BLANKET.

The work of removing, storing, and reinstalling the blanket over areas to be reworked more than once will not be paid for separately but shall be included in the cost of the temporary erosion control blanket or temporary wildlife friendly erosion control blanket."

Revise Article 1081.10 of the Standard Specifications to read:

"1081.10 Erosion Control Blankets. The manufacturer shall furnish a certificate with each shipment stating the amount of product furnished and that the material complies with these requirements.

(a) Erosion Control Blanket. Erosion control blanket shall be covered on top and bottom, also known as double net, with a 100 percent biodegradable woven, natural fiber or jute net meeting the following.

Material	Minimum Value
Excelsior	80%
Straw	100%
Coconut or Coir	100% Coconut or Coir
Straw/Coconut or Coir	70% Straw / 30% Coconut or Coir

- (b) Wildlife Friendly Erosion Control Blanket. Wildlife friendly erosion control blanket shall be according to Article 1081.10(a) except the netting shall be loose weave, also known as leno weave or gauze weave, with a moveable joint.
- (c) Wire Staples. Staples shall be made from No. 11 gauge or heavier uncoated black carbon steel wire, a minimum of 1 in. (25 mm) wide at the top and a minimum overall length of 8 in. (200 mm).
- (d) Wood Stakes. Hardwood blanket anchors shall be nominally 7 in. (180 mm) long from neck of hook to tip of anchor. The anchor shall have a minimum 1/2 in. (13 mm) curving hook to hold the blanket in place.
- (e) Turf Reinforcement Mat (TRM). The TRM shall be comprised of non-degradable, ultraviolet stabilized synthetic fibers, filaments, netting, and/or wire mesh processed into

a three-dimensional reinforced mat. The mats may include degradable material to assist with vegetation establishment. Soil filled mats will not be allowed.

The TRM shall meet the following physical and performance properties:

Property	Value	Test Method	
Tensile Strength, lb/ft (kN/m)	150 (2.19) min.	ASTM D 6818	
UV Stability, (% Tensile Retained)	80 min.	ASTM D 4355 (1000 Hour Exposure)	
Resiliency, (% Thickness Retained)	80 min.	ASTM D 6524	
Allowable Shear Stress, lb/sq ft (Pa) 1/	8 (384)	ECTC approved test method and independent laboratory	

<sup>1/</sup> Minimum shear stress the TRM (fully vegetated) can sustain without physical damage or excess erosion (> 1/2 in. (13 mm) soil loss) during a 30 minute flow event in large scale testing.

For TRMs containing degradable components, all property values shall be obtained on the non-degradable portion of the matting alone."

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### **HOT-MIX ASPHALT – LONGITUDINAL JOINT SEALANT (BDE)**

Effective: November 1, 2022 Revised: August 1, 2023

Add the following after the second sentence in the eighth paragraph of Article 406.06(h)(2) of the Standard Specifications:

"If rain is forecasted and traffic is to be on the LJS or if pickup/tracking of the LJS material is likely, the LJS shall be covered immediately following its application with FA 20 fine aggregate mechanically spread uniformly at a rate of  $1.5 \pm 0.5$  lb/sq yd  $(0.75 \pm 0.25$  kg/sq m). Fine aggregate landing outside of the LJS shall be removed prior to application of tack coat."

Add the following after the first sentence in the ninth paragraph of Article 406.06(h)(2) of the Standard Specifications:

"LJS half-width shall be applied at a width of  $9 \pm 1$  in. (225  $\pm$  25 mm) in the immediate lane to be placed with the outside edge flush with the joint of the next HMA lift. The vertical face of any longitudinal joint remaining in place shall also be coated."

Add the following after the eleventh paragraph of Article 406.06(h)(2) of the Standard Specifications:

"LJS Half-Width Application Rate, lb/ft (kg/m) 1/				
Lift Thickness, in. (mm)	Coarse Graded Mixture (IL-19.0, IL-19.0L, IL-9.5, IL-9.5L, IL-4.75)	Fine Graded Mixture (IL-9.5FG)	SMA Mixture (SMA-9.5, SMA-12.5)	
<sup>3</sup> ⁄ <sub>4</sub> (19)	0.44 (0.66)			
1 (25)	0.58 (0.86)			
1 ¼ (32)	0.66 (0.98)	0.44 (0.66)		
1 ½ (38)	0.74 (1.10)	0.48 (0.71)	0.63 (0.94)	
1 ¾ (44)	0.82 (1.22)	0.52 (0.77)	0.69 (1.03)	
2 (50)	0.90 (1.34)	0.56 (0.83)	0.76 (1.13)	
≥ 2 ¼ (60)	0.98 (1.46)			

<sup>1/</sup> The application rate includes a surface demand for liquid. The thickness of the LJS may taper from the center of the application to a lesser thickness on the edge of the application, provided the correct width and application rate are maintained."

Revise the second paragraph of Article 406.13(b) of the Standard Specifications to read:

Add the following to the end of the second paragraph of Article 406.14 of the Standard Specifications:

<sup>&</sup>quot;Aggregate for covering tack, LJS, or FLS will not be measured for payment."

"Longitudinal joint sealant (LJS) half-width will be paid for at the contract unit price per foot (meter) for LONGITUDINAL JOINT SEALANT, HALF-WIDTH."

## **PAVEMENT MARKING (BDE)**

Effective: April 1, 2025

Revised: November 1, 2025

Revise the fourth sentence of the fourth paragraph of Article 780.05 of the Standard Specifications to read:

"Grooves for letters and symbols shall be cut in a rectangular shape or in the shape of the proposed marking so the entire marking will fit within the limits of the grooved area."

Revise the last sentence of the third paragraph of Article 780.08 of the Standard Specifications to read:

"The Contractor shall install the preformed plastic pavement markings according to the manufacturer's recommendations."

Revise the second sentence of the first paragraph of Article 780.13 of the Standard Specifications to read:

"In addition, thermoplastic, preformed plastic, epoxy, preformed thermoplastic, polyurea, and modified urethane pavement markings will be inspected following a winter performance period that extends from November 15 to April 1 of the next year."

## PERFORMANCE GRADED ASPHALT BINDER (BDE)

Effective: January 1, 2023

Revise Article 1032.05 of the Standard Specifications to read:

"1032.05 Performance Graded Asphalt Binder. These materials will be accepted according to the Bureau of Materials Policy Memorandum, "Performance Graded Asphalt Binder Qualification Procedure." The Department will maintain a qualified producer list. These materials shall be free from water and shall not foam when heated to any temperature below the actual flash point. Air blown asphalt, recycle engine oil bottoms (ReOB), and polyphosphoric acid (PPA) modification shall not be used.

When requested, producers shall provide the Engineer with viscosity/temperature relationships for the performance graded asphalt binders delivered and incorporated in the work.

(a) Performance Graded (PG) Asphalt Binder. The asphalt binder shall meet the requirements of AASHTO M 320, Table 1 "Standard Specification for Performance Graded Asphalt Binder" for the grade shown on the plans and the following.

Test	Parameter
Small Strain Parameter (AASHTO PP 113) BBR, ΔTc, 40 hrs PAV (40 hrs continuous or 2 PAV at 20 hrs)	-5 °C min.

(b) Modified Performance Graded (PG) Asphalt Binder. The asphalt binder shall meet the requirements of AASHTO M 320, Table 1 "Standard Specification for Performance Graded Asphalt Binder" for the grade shown on the plans.

Asphalt binder modification shall be performed at the source, as defined in the Bureau of Materials Policy Memorandum, "Performance Graded Asphalt Binder Qualification Procedure."

Modified asphalt binder shall be safe to handle at asphalt binder production and storage temperatures or HMA construction temperatures. Safety Data Sheets (SDS) shall be provided for all asphalt modifiers.

(1) Polymer Modification (SB/SBS or SBR). Elastomers shall be added to the base asphalt binder to achieve the specified performance grade and shall be either a styrene-butadiene diblock, triblock copolymer without oil extension, or a styrenebutadiene rubber. The polymer modified asphalt binder shall be smooth, homogeneous, and be according to the requirements shown in Table 1 or 2 for the grade shown on the plans.

Table 1 - Requirements for Styrene-Butadiene Copolymer (SB/SBS)  Modified Asphalt Binders			
Test	Asphalt Grade SB/SBS PG 64-28 SB/SBS PG 70-22	Asphalt Grade SB/SBS PG 64-34 SB/SBS PG 70-28 SB/SBS PG 76-22 SB/SBS PG 76-28	
Separation of Polymer ITP, "Separation of Polymer from Asphalt Binder" Difference in °F (°C) of the softening point between top and bottom portions	4 (2) max.	4 (2) max.	
TESTS ON RESIDUE FROM ROLLING THIN FILM OVEN TEST (AASHTO T 240)			
Elastic Recovery ASTM D 6084, Procedure A, 77 °F (25 °C), 100 mm elongation, % 60 min. 70 min.			

Table 2 - Requirements for Styrene-Butadiene Rubber (SBR) Modified Asphalt Binders			
Test	Asphalt Grade SBR PG 64-28 SBR PG 70-22	Asphalt Grade SB/SBS PG 64-34 SB/SBS PG 70-28 SBR PG 76-22 SBR PG 76-28	
Separation of Polymer			
ITP, "Separation of Polymer from Asphalt Binder"			
Difference in °F (°C) of the softening			
point between top and bottom portions	4 (2) max.	4 (2) max.	
Toughness	, ,	, ,	
ASTM D 5801, 77 °F (25 °C),			
20 in./min. (500 mm/min.), inlbs (N-m)	110 (12.5) min.	110 (12.5) min.	
Tenacity ASTM D 5801, 77 °F (25 °C),			
20 in./min. (500 mm/min.), inlbs (N-m)	75 (8.5) min.	75 (8.5) min.	
TESTS ON RESIDUE FROM ROLLING THIN FILM OVEN TEST (AASHTO T 240)			
Elastic Recovery			
ASTM D 6084, Procedure A,			
77 °F (25 °C), 100 mm elongation, %	40 min.	50 min.	

(2) Ground Tire Rubber (GTR) Modification. GTR modification is the addition of recycled ground tire rubber to liquid asphalt binder to achieve the specified performance grade. GTR shall be produced from processing automobile and/or truck tires by the ambient

grinding method or micronizing through a cryogenic process. GTR shall not exceed 1/16 in. (2 mm) in any dimension and shall not contain free metal particles, moisture that would cause foaming of the asphalt, or other foreign materials. A mineral powder (such as talc) meeting the requirements of AASHTO M 17 may be added, up to a maximum of four percent by weight of GTR to reduce sticking and caking of the GTR particles. When tested in accordance with Illinois Modified AASHTO T 27 "Standard Method of Test for Sieve Analysis of Fine and Coarse Aggregates" or AASHTO PP 74 "Standard Practice for Determination of Size and Shape of Glass Beads Used in Traffic Markings by Means of Computerized Optical Method", a 50 g sample of the GTR shall conform to the following gradation requirements.

Sieve Size	Percent Passing
No. 16 (1.18 mm)	100
No. 30 (600 µm)	95 ± 5
No. 50 (300 µm)	> 20

GTR modified asphalt binder shall be tested for rotational viscosity according to AASHTO T 316 using spindle S27. GTR modified asphalt binder shall be tested for original dynamic shear and RTFO dynamic shear according to AASHTO T 315 using a gap of 2 mm.

The GTR modified asphalt binder shall meet the requirements of Table 3.

Table 3 - Requirements for Ground Tire Rubber (GTR)  Modified Asphalt Binders			
Test  Asphalt Grade GTR PG 64-28 GTR PG 70-22 GTR PG 70-22 GTR PG 70-28			
TESTS ON RESIDUE FROM ROLLING THIN FILM OVEN TEST (AASHTO T 240)			
Elastic Recovery ASTM D 6084, Procedure A, 77 °F (25 °C), 100 mm elongation, % 60 min. 70 min.			

(3) Softener Modification (SM). Softener modification is the addition of organic compounds, such as engineered flux, bio-oil blends, modified vegetable oils, glycol amines, and fatty acid derivatives, to the base asphalt binder to achieve the specified performance grade. Softeners shall be dissolved, dispersed, or reacted in the asphalt binder to enhance its performance and shall remain compatible with the asphalt binder with no separation. Softeners shall not be added to modified PG asphalt binder as defined in Articles 1032.05(b)(1) or 1032.05(b)(2).

An Attenuated Total Reflectance-Fourier Transform Infrared spectrum (ATR-FTIR) shall be collected for both the softening compound as well as the softener modified

asphalt binder at the dose intended for qualification. The ATR-FTIR spectra shall be collected on unaged softener modified binder, 20-hour Pressurized Aging Vessel (PAV) aged softener modified binder, and 40-hour PAV aged softener modified binder. The ATR-FTIR shall be collected in accordance with Illinois Test Procedure 601. The electronic files spectral files (in one of the following extensions or equivalent: \*.SPA, \*.SPG, \*.IRD, \*.IFG, \*.CSV, \*.SP, \*.IRS, \*.GAML, \*.[0-9], \*.IGM, \*.ABS, \*.DRT, \*.SBM, \*.RAS) shall be submitted to the Central Bureau of Materials.

Softener modified asphalt binders shall meet the requirements in Table 4.

Table 4 - Requirements for Softener Modified Asphalt Binders		
	Asphalt Grade	
	SM PG 46-28 SM P	G 46-34
Test	SM PG 52-28 SM P	G 52-34
	SM PG 58-22 SM P	G 58-28
	SM PG 64-22	
Small Strain Parameter (AASHTO PP 113)	-5°C min.	
BBR, ΔTc, 40 hrs PAV (40 hrs		
continuous or 2 PAV at 20 hrs)		
Large Strain Parameter (Illinois Modified		
AASHTO T 391) DSR/LAS Fatigue		
Property, Δ G* peak τ, 40 hrs PAV		
(40 hrs continuous or 2 PAV at 20 hrs)		

The following grades may be specified as tack coats.

Asphalt Grade	Use
PG 58-22, PG 58-28, PG 64-22	Tack Coat"

Revise Article 1031.06(c)(1) and 1031.06(c)(2) of the Standard Specifications to read:

"(1) RAP/RAS. When RAP is used alone or RAP is used in conjunction with RAS, the percentage of virgin ABR shall not exceed the amounts listed in the following table.

HMA Mixtures - RAP/RAS Maximum ABR % 1/2/				
Ndesign Binder Surface Polymer Modified Binder or Surface <sup>3/</sup>				
30	30	30	10	
50	25	15	10	
70	15	10	10	
90	10	10	10	

1/ For Low ESAL HMA shoulder and stabilized subbase, the RAP/RAS ABR shall not exceed 50 percent of the mixture.

- 2/ When RAP/RAS ABR exceeds 20 percent, the high and low virgin asphalt binder grades shall each be reduced by one grade (i.e. 25 percent ABR would require a virgin asphalt binder grade of PG 64-22 to be reduced to a PG 58-28).
- 3/ The maximum ABR percentages for ground tire rubber (GTR) modified mixes shall be equivalent to the percentages specified for SBS/SBR polymer modified mixes.
- (2) FRAP/RAS. When FRAP is used alone or FRAP is used in conjunction with RAS, the percentage of virgin asphalt binder replacement shall not exceed the amounts listed in the following table.

HMA Mixtures - FRAP/RAS Maximum ABR % 1/2/			
Ndesign	Polymer Modified Binder or Surface <sup>3/</sup>		
30	55	45	15
50	45	40	15
70	45	35	15
90	45	35	15
SMA			25
IL-4.75			35

- 1/ For Low ESAL HMA shoulder and stabilized subbase, the FRAP/RAS ABR shall not exceed 50 percent of the mixture.
- 2/ When FRAP/RAS ABR exceeds 20 percent for all mixes, the high and low virgin asphalt binder grades shall each be reduced by one grade (i.e. 25 percent ABR would require a virgin asphalt binder grade of PG 64-22 to be reduced to a PG 58-28).
- 3/ The maximum ABR percentages for GTR modified mixes shall be equivalent to the percentages specified for SBS/SBR polymer modified mixes."

Add the following to the end of Note 2 of Article 1030.03 of the Standard Specifications.

"A dedicated storage tank for the ground tire rubber (GTR) modified asphalt binder shall be provided. This tank shall be capable of providing continuous mechanical mixing throughout and/or recirculation of the asphalt binder to provide a uniform mixture. The tank shall be heated and capable of maintaining the temperature of the asphalt binder at 300 °F to 350 °F (149 °C to 177 °C). The asphalt binder metering systems of dryer drum plants shall be calibrated with the actual GTR modified asphalt binder material with an accuracy of  $\pm 0.40$  percent."

## REMOVAL AND DISPOSAL OF REGULATED SUBSTANCES (BDE)

Effective: January 1, 2024 Revised: April 1, 2024

Revise the first paragraph of Article 669.04 of the Standard Specifications to read:

"669.04 Regulated Substances Monitoring. Regulated substances monitoring includes environmental observation and field screening during regulated substances management activities. The excavated soil and groundwater within the work areas shall be managed as either uncontaminated soil, hazardous waste, special waste, or non-special waste.

As part of the regulated substances monitoring, the monitoring personnel shall perform and document the applicable duties listed on form BDE 2732 "Regulated Substances Monitoring Daily Record (RSMDR)"."

Revise the first two sentences of the nineteenth paragraph of Article 669.05 of the Standard Specifications to read:

"The Contractor shall coordinate waste disposal approvals with the disposal facility and provide the specific analytical testing requirements of that facility. The Contractor shall make all arrangements for collection, transportation, and analysis of landfill acceptance testing."

Revise the last paragraph of Article 669.05 of the Standard Specifications to read:

"The Contractor shall select a permitted landfill facility or CCDD/USFO facility meeting the requirements of 35 III. Admin. Code Parts 810-814 or Part 1100, respectively. The Department will review and approve or reject the facility proposed by the Contractor based upon information provided in BDE 2730. The Contractor shall verify whether the selected facility is compliant with those applicable standards as mandated by their permit and whether the facility is presently, has previously been, or has never been, on the United States Environmental Protection Agency (U.S. EPA) National Priorities List or the Resource Conservation and Recovery Act (RCRA) List of Violating Facilities. The use of a Contractor selected facility shall in no manner delay the construction schedule or alter the Contractor's responsibilities as set forth."

Revise the first paragraph of Article 669.07 of the Standard Specifications to read:

"669.07 Temporary Staging. Soil classified according to Articles 669.05(a)(2), (b)(1), or (c) may be temporarily staged at the Contractor's option. All other soil classified according to Articles 669.05(a)(1), (a)(3), (a)(4), (a)(5), (a)(6), or (b)(2) shall be managed and disposed of without temporary staging to the greatest extent practicable. If circumstances beyond the Contractor's control require temporary staging of these latter materials, the Contractor shall request approval from the Engineer in writing.

Topsoil for re-use as final cover which has been field screened and found not to exhibit PID readings over daily background readings as documented on the BDE 2732, visual staining or

odors, and is classified according to Articles 669.05(a)(2), (a)(3), (a)(4), (b)(1), or (c) may be temporarily staged at the Contractor's option."

Add the following paragraph after the sixth paragraph of Article 669.11 of the Standard Specifications.

"The sampling and testing of effluent water derived from dewatering discharges for priority pollutants volatile organic compounds (VOCs), priority pollutants semi-volatile organic compounds (SVOCs), or priority pollutants metals, will be paid for at the contract unit price per each for VOCS GROUNDWATER ANALYSIS using EPA Method 8260B, SVOCS GROUNDWATER ANALYSIS using EPA Methods 8270C, or RCRA METALS GROUNDWATER ANALYSIS using EPA Methods 6010B and 7471A. This price shall include transporting the sample from the job site to the laboratory."

Revise the first sentence of the eight paragraph of Article 669.11 of the Standard Specifications to read:

"Payment for temporary staging of soil classified according to Articles 669.05(a)(1), (a)(3), (a)(4), (a)(5), (a)(6), or (b)(2) to be managed and disposed of, if required and approved by the Engineer, will be paid according to Article 109.04."

# SEEDING (BDE)

Effective: November 1, 2022

Revise Article 250.07 of the Standard Specifications to read:

"250.07 Seeding Mixtures. The classes of seeding mixtures and combinations of mixtures will be designated in the plans.

When an area is to be seeded with two or more seeding classes, those mixtures shall be applied separately on the designated area within a seven day period. Seeding shall occur prior to placement of mulch cover. A Class 7 mixture can be applied at any time prior to applying any seeding class or added to them and applied at the same time.

TABLE 1 - SEEDING MIXTURES			
Class	- Type	Seeds	lb/acre (kg/hectare)
1	Lawn Mixture 1/	Kentucky Bluegrass Perennial Ryegrass Festuca rubra ssp. rubra (Creeping Red Fescue)	100 (110) 60 (70) 40 (50)
1A	Salt Tolerant Lawn Mixture 1/	Kentucky Bluegrass Perennial Ryegrass Festuca rubra ssp. rubra (Creeping Red Fescue) Festuca brevipilla (Hard Fescue) Puccinellia distans (Fults Saltgrass or Salty Alkaligrass)	60 (70) 20 (20) 20 (20) 20 (20) 60 (70)
1B	Low Maintenance Lawn Mixture 1/	Turf-Type Fine Fescue 3/ Perennial Ryegrass Red Top Festuca rubra ssp. rubra (Creeping Red Fescue)	150 (170) 20 (20) 10 (10) 20 (20)
2	Roadside Mixture 1/	Lolium arundinaceum (Tall Fescue) Perennial Ryegrass Festuca rubra ssp. rubra (Creeping Red Fescue) Red Top	100 (110) 50 (55) 40 (50) 10 (10)
2A	Salt Tolerant Roadside Mixture 1/	Lolium arundinaceum (Tall Fescue) Perennial Ryegrass Festuca rubra ssp. rubra (Creeping Red Fescue) Festuca brevipila (Hard Fescue) Puccinellia distans (Fults Saltgrass or Salty Alkaligrass)	60 (70) 20 (20) 30 (20) 30 (20) 60 (70)
3	Northern Illinois Slope Mixture 1/	Elymus canadensis (Canada Wild Rye) 5/ Perennial Ryegrass Alsike Clover 4/ Desmanthus illinoensis (Illinois Bundleflower) 4/ 5/	5 (5) 20 (20) 5 (5) 2 (2)
		Schizachyrium scoparium (Little Bluestem) 5/ Bouteloua curtipendula (Side-Oats Grama) 5/ Puccinellia distans (Fults Saltgrass or Salty Alkaligrass) Oats, Spring Slender Wheat Grass 5/ Buffalo Grass 5/ 7/	12 (12) 10 (10) 30 (35) 50 (55) 15 (15) 5 (5)
3A	Southern Illinois Slope Mixture 1/	Perennial Ryegrass  Elymus canadensis  (Canada Wild Rye) 5/  Panicum virgatum (Switchgrass) 5/  Schizachyrium scoparium  (Little Blue Stem) 5/  Bouteloua curtipendula	20 (20) 20 (20) 10 (10) 12 (12) 10 (10)
		(Side-Oats Grama) 5/  Dalea candida (White Prairie Clover) 4/ 5/  Rudbeckia hirta (Black-Eyed Susan) 5/	5 (5) 5 (5)
		Oats, Spring	50 (55)

Class	s – Туре	Seeds	lb/acre (kg/hectare)
4	Native Grass 2/6/	Andropogon gerardi (Big Blue Stem) 5/	4 (4)
		Schizachyrium scoparium (Little Blue Stem) 5/	5 (5)
		Bouteloua curtipendula (Side-Oats Grama) 5/	5 (5)
		Elymus canadensis (Canada Wild Rye) 5/	1 (1)
		Panicum virgatum (Switch Grass) 5/ Sorghastrum nutans (Indian Grass) 5/	1 (1) 2 (2)
		Annual Ryegrass	25 (2S)
		Oats, Spring Perennial Ryegrass	25 (25) 15 (15)
4A	Low Profile Native Grass 2/6/	Schizachyrium scoparium (Little Blue Stem) 5/	5 (5)
		Boùteloua curtipendula (Side-Oats Grama) 5/	5 (5)
		Elymus canadensis (Canada Wild Rye) 5/	1 (1)
		Sporobolus heterolepis (Prairie Dropseed) 5/	0.5 (0.5)
		Annual Ryegrass	25 (25)
		Oats, Spring Perennial Ryegrass	25 (25) 15 (15)
4B	Wetland Grass and	Annual Ryegrass	25 (25)
	Sedge Mixture 2/ 6/	Oats, Spring Wetland Grasses (species below) 5/	25 (25) 6 (6)
	Species:	densis (Blue Joint Grass)	<u>% By Weight</u> 12
	Carex lacustris (Lak		6
	Carex slipata (Awl-F	ruited Sedge)	6
	Carex stricta (Tusso Carex vulpinoidea (I		6 6
		s (Needle Spike Rush)	3
	Eleocharis obtusa (E	Blunt Spike Rush)	3
	Glyceria striata (Fov		14 6
Juncus effusus (Common Rush) Juncus tenuis (Slender Rush) Juncus torreyi (Torrey's Rush)			6
		ey's Rush)	6
	Leersia oryzoides (F		10
	Scirpus acutus (Har Scirpus atrovirens (I	d-Stemmed Bulrush) Dark Green Rush)	3 3
		iatilis (River Bulrush)	3
	Schoenoplectus tab	ernaemontani (Softstem Bulrush)	3
	Spartina pectinata (	4	

Class – Type	Seeds	lb/acre (kg/hectare)
5 Forb with Annuals Mi	Annuals Mixture (Below)  Exture 2/ 5/ 6/  Forb Mixture (Below)	1 (1) 10 (10)

Annuals Mixture - Mixture not exceeding 25 % by weight of any one species, of the following:

Coreopsis lanceolata (Sand Coreopsis) Leucanthemum maximum (Shasta Daisy) Gaillardia pulchella (Blanket Flower) Ratibida columnifera (Prairie Coneflower) Rudbeckia hirta (Black-Eyed Susan)

Forb Mixture - Mixture not exceeding 5 % by weight PLS of any one species, of the following:

Amorpha canescens (Lead Plant) 4/ Anemone cylindrica (Thimble Weed) Asclepias tuberosa (Butterfly Weed) Aster azureus (Sky Blue Aster) Symphyotrichum leave (Smooth Aster) Aster novae-angliae (New England Aster) Baptisia leucantha (White Wild Indigo) 4/ Coreopsis palmata (Prairie Coreopsis) Echinacea pallida (Pale Purple Coneflower) Eryngium yuccifolium (Rattlesnake Master) Helianthus mollis (Downy Sunflower) Heliopsis helianthoides (Ox-Eye) Liatris aspera (Rough Blazing Star) Liatris pycnostachya (Prairie Blazing Star) Monarda fistulosa (Prairie Bergamot) Parthenium integrifolium (Wild Quinine)

Parthenium integritolium (Wild Quinine)
Dalea candida (White Prairie Clover) 4/
Dalea purpurea (Purple Prairie Clover) 4/
Physostegia virginiana (False Dragonhead)
Potentilla arguta (Prairie Cinquefoil)
Ratibida pinnata (Yellow Coneflower)
Rudbeckia subtomentosa (Fragrant Coneflower)

Silphium laciniatum (Compass Plant) Silphium terebinthinaceum (Prairie Dock) Oligoneuron rigidum (Rigid Goldenrod) Tradescantia ohiensis (Spiderwort)

Veronicastrum virginicum (Culver's Root)

Class -	– Туре	Seeds	lb/acre (kg/hectare)
5A	Large Flower Native Forb Mixture 2/ 5/ 6/	Forb Mixture (see below)	5 (5)
	Species: Aster novae-angliae (Ne		% By Weight 5
	Echinacea pallida (Pale Helianthus mollis (Down	/ Sunflower)	10 10
	Heliopsis helianthoides ( Liatris pycnostachya (Pra	airie Blazing Star)	10 10
	Ratibida pinnata (Yellow Rudbeckia hirta (Black-E	yed Susan)	5 10
	Silphium laciniatum (Cor Silphium terebinthinaceu Oligoneuron rigidum (Rig	m (Prairie Dock)	10 20 10
5B	Wetland Forb 2/ 5/ 6/	Forb Mixture (see below)	2 (2)
	Species:		% By Weight
	Acorus calamus (Sweet Angelica atropurpurea (A		3 6
	Asclepias incarnata (Swa Aster puniceus (Purple S		2 10
	Bidens cernua (Beggartic	cks)	7
	Eutrochium maculatum ( Eupatorium perfoliatum (		7 7
	Helenium autumnale (Au Iris virginica shrevei (Blu	tumn Sneeze Weed)	2 2
	Lobelia cardinalis (Cardi	nal Flower)	5
	Lobelia siphilitica (Great Lythrum alatum (Winged		5 5 2
	Physostegia virginiana (F	False Dragonhead)	5
	Persicaria pensylvanica Persicaria lapathifolia (C	10 10	
	Pychanthemum virginianum (Mountain Mint) Rudbeckia laciniata (Cut-leaf Coneflower)		5
	Rudbecкia iaciniata (Сит Oligoneuron riddellii (Rid		5 2
	Sparganium eurycarpum	(Giant Burreed)	5
6	Conservation Mixture 2/ 6/	Schizachyrium scoparium (Little Blue Stem) 5/	5 (5)
		Elymus canadensis (Canada Wild Rye) 5/	2 (2)
		Buffalo Grass 5/ 7/	5 (5)
		Vernal Alfalfa 4/ Oats, Spring	15 (15) 48 (55)
6A	Salt Tolerant Conservation	Schizachyrium scoparium (Little Blue Stem) 5/	5 (5)
	Mixture 2/ 6/	Elymus canadensis (Canada Wild Rye) 5/	2 (2)
		Buffalo Grass 5/ 7/	5 (5)
		Vernal Alfalfa 4/ Oats, Spring	15 (15) 48 (55)
		Puccinellia distans (Fults Saltgrass or Salty Alkaligrass)	20 (20)
7	Temporary Turf Cover Mixture	Perennial Ryegrass Oats, Spring	50 (55) 64 (70)
	OUVEL IVIIALUIG	Oato, Opinig	U <del>4</del> (10)

#### Notes:

- 1/ Seeding shall be performed when the ambient temperature has been between 45 °F (7 °C) and 80 °F (27 °C) for a minimum of seven (7) consecutive days and is forecasted to be the same for the next five (5) days according to the National Weather Service.
- 2/ Seeding shall be performed in late fall through spring beginning when the ambient temperature has been below 45 °F (7 °C) for a minimum of seven (7) consecutive days and ending when the ambient temperature exceeds 80 °F (27 °C) according to the National Weather Service.
- 3/ Specific variety as shown in the plans or approved by the Engineer.
- 4/ Inoculation required.
- 5/ Pure Live Seed (PLS) shall be used.
- 6/ Fertilizer shall not be used.
- 7/ Seed shall be primed with KNO<sub>3</sub> to break dormancy and dyed to indicate such.

Seeding will be inspected after a period of establishment. The period of establishment shall be six (6) months minimum, but not to exceed nine (9) months. After the period of establishment, areas not exhibiting 75 percent uniform growth shall be interseeded or reseeded, as determined by the Engineer, at no additional cost to the Department."

## SHORT TERM AND TEMPORARY PAVEMENT MARKINGS (BDE)

Effective: April 1, 2024 Revised: April 2, 2024

Revise Article 701.02(d) of the Standard Specifications to read:

"(d) Pavement Marking Tapes (Note 3) ......1095.06"

Add the following Note to the end of Article 701.02 of the Standard Specifications:

"Note 3. White or yellow pavement marking tape that is to remain in place longer than 14 days shall be Type IV tape."

Revise Article 703.02(c) of the Standard Specifications to read:

"(c) Pavement Marking Tapes (Note 1) ......1095.06"

Add the following Note to the end of Article 703.02 of the Standard Specifications:

"Note 1. White or yellow pavement marking tape that is to remain in place longer than 14 days shall be Type IV tape."

Revise Article 1095.06 of the Standard Specifications to read:

"1095.06 Pavement Marking Tapes. Type I white or yellow marking tape shall consist of glass spheres embedded into a binder on a foil backing that is precoated with a pressure sensitive adhesive. The spheres shall be of uniform gradation and distributed evenly over the surface of the tape.

Type IV tape shall consist of white or yellow tape with wet reflective media incorporated to provide immediate and continuing retroreflection in wet and dry conditions. The wet retroreflective media shall be bonded to a durable polyurethane surface. The patterned surface shall have approximately  $40 \pm 10$  percent of the surface area raised and presenting a near vertical face to traffic from any direction. The channels between the raised areas shall be substantially free of exposed reflective elements or particles.

Blackout tape shall consist of a matte black, non-reflective, patterned surface that is precoated with a pressure sensitive adhesive.

(a) Color. The white and yellow markings shall meet the following requirements for daylight reflectance and color, when tested, using a color spectrophotometer with 45 degrees circumferential/zero degree geometry, illuminant D65, and two degree observer angle. The color instrument shall measure the visible spectrum from 380 to 720 nm with a wavelength measurement interval and spectral bandpass of 10 nm.

Color	Daylight Reflectance %Y	
White	65 min.	
Yellow *	36 - 59	

<sup>\*</sup>Shall match Aerospace Material Specification Standard 595 33538 (Orange Yellow) and the chromaticity limits as follows.

Х	0.490	0.475	0.485	0.530
у	0.470	0.438	0.425	0.456

(b) Retroreflectivity. The white and yellow markings shall be retroreflective. Reflective values measured in accordance with the photometric testing procedure of ASTM D 4061 shall not be less than those listed in the table below. The coefficient of retroreflected luminance, R<sub>L</sub>, shall be expressed as average millicandelas/footcandle/sq ft (millicandelas/lux/sq m), measured on a 3.0 x 0.5 ft (900 mm x 150 mm) panel at 86 degree entrance angle.

Coefficient of Retroreflected Luminance, R <sub>L</sub> , Dry					
Type I			Type IV		
Observation Angle	White	Yellow	Observation Angle	White	Yellow
0.2°	2700	2400	0.2°	1300	1200
0.5°	2250	2000	0.5°	1100	1000

Wet retroreflectance shall be measured for Type IV under wet conditions according to ASTM E 2177 and meet the following.

Wet Retroreflectance, Initial R <sub>L</sub>			
Color	R <sub>L</sub> 1.05/88.76		
White	300		
Yellow	200		

- (c) Skid Resistance. The surface of Type IV and blackout markings shall provide a minimum skid resistance of 45 BPN when tested according to ASTM E 303.
- (d) Application. The pavement marking tape shall have a precoated pressure sensitive adhesive and shall require no activation procedures. Test pieces of the tape shall be applied according to the manufacturer's instructions and tested according to ASTM D 1000, Method A, except that a stiff, short bristle roller brush and heavy hand pressure will be substituted for the weighted rubber roller in applying the test pieces to the metal test panel. Material tested as directed above shall show a minimum adhesion value of 750 g/in. (30 g/mm) width at the temperatures specified in ASTM D 1000. The adhesive shall be resistant to oils, acids, solvents, and water, and shall not leave objectionable stains or residue after removal. The material shall be flexible and conformable to the texture of the pavement.

- (e) Durability. Type IV and blackout tape shall be capable of performing for the duration of a normal construction season and shall then be capable of being removed intact or in large sections at pavement temperatures above 40 °F (4 °C) either manually or with a roll-up device without the use of sandblasting, solvents, or grinding. The Contractor shall provide a manufacturer's certification that the material meets the requirements for being removed after the following minimum traffic exposure based on transverse test decks with rolling traffic.
  - (1) Time in place 400 days
  - (2) ADT per lane 9,000 (28 percent trucks)
  - (3) Axle hits 10,000,000 minimum

Samples of the material applied to standard specimen plates will be measured for thickness and tested for durability in accordance with ASTM D 4060, using a CS-17 wheel and 1000-gram load, and shall meet the following criteria showing no significant change in color after being tested for the number of cycles indicated.

Test	Type I	Type IV	Blackout
Minimum Initial Thickness, mils (mm)	20 (0.51)	65 (1.65) <sup>1/</sup> 20 (0.51) <sup>2/</sup>	65 (1.65) <sup>1/</sup> 20 (0.51) <sup>2/</sup>
Durability (cycles)	5,000	1,500	1,500

- 1/ Measured at the thickest point of the patterned surface.
- 2/ Measured at the thinnest point of the patterned surface.

The pavement marking tape, when applied according to the manufacturer's recommended procedures, shall be weather resistant and shall show no appreciable fading, lifting, or shrinkage during the useful life of the marking. The tape, as applied, shall be of good appearance, free of cracks, and edges shall be true, straight, and unbroken.

- (f) Sampling and Inspection.
  - (1) Sample. Prior to approval and use of Type IV pavement marking tape, the manufacturer shall submit a notarized certification from an independent laboratory, together with the results of all tests, stating that the material meets the requirements as set forth herein. The independent laboratory test report shall state the lot tested, the manufacturer's name, and the date of manufacture.

After initial approval by the Department, samples and certification by the manufacturer shall be submitted for each subsequent batch of Type IV tape used. The manufacturer shall submit a certification stating that the material meets the requirements as set forth herein and is essentially identical to the material sent for qualification. The certification shall state the lot tested, the manufacturer's name, and the date of manufacture.

(2) Inspection. The Contractor shall provide a manufacturer's certification to the Engineer stating the material meets all requirements of this specification. All material samples for acceptance tests shall be taken or witnessed by a representative of the Bureau of Materials and shall be submitted to the Engineer of Materials, 126 East Ash Street, Springfield, Illinois 62704-4766 at least 30 days in advance of the pavement marking operations."

## **SOURCE OF SUPPLY AND QUALITY REQUIREMENTS (BDE)**

Effective: January 2, 2023 Revised: January 1, 2026

Revise the third through ninth paragraphs of Article 106.01 of the Standard Specifications to read:

"Articles, materials, and supplies shall be classified into only one of the following categories.

(a) Iron and Steel. All iron and steel products, which are to be incorporated into the work, shall be domestically manufactured or produced and fabricated, unless an exception is expressly permitted under Federal and/or State law and written permission is given by the Department. The Contractor shall obtain from the iron or steel producer and/or fabricator, in addition to the mill analysis, a certification that all iron or steel materials meet these domestic source requirements.

The applications of all coatings, epoxy, galvanizing, painting, etc. to iron and steel products shall be domestically applied.

(b) Manufactured Products. Manufactured products shall include articles, materials or supplies that have been processed into a specific form or shape; or have been combined with other articles, materials, or supplies to create a product with different properties than the individual articles, materials, or supplies. Manufactured products incorporated into the work shall have the final assembly for the manufacturing process occur domestically.

A manufactured product may include components that are construction materials, iron or steel products, or exempt materials.

Precast concrete products and intelligent transportation systems (ITS) or other electronic hardware systems shall comply with the requirements of Article 106.01(a) in addition to the requirements of manufactured products.

- (c) Construction Materials. All manufacturing processes for construction materials shall occur within the United States. Construction materials shall include an article, material, or supply consisting of only one of the following.
  - (1) Non-ferrous metals;
  - (2) Plastic and polymer-based products (including polyvinylchloride, composite building materials, and polymers used in fiber optic cables);
  - (3) Glass (including optic glass);
  - (4) Fiber optic cable (including drop cable);
  - (5) Optical fiber;

- (6) Lumber;
- (7) Drywall;
- (8) Engineered wood.

Minor additions of articles, materials, supplies, or binding agents to a construction material do not change the categorization of the construction material.

(d) Exempt Materials. Materials exempt from domestic production requirements are cement or cementitious materials, aggregates, aggregate binding agents or additives, or items not permanently incorporated into the work. Exempt materials may be combined with other materials into a final form to produce a manufactured product."

# SUBCONTRACTOR AND DBE PAYMENT REPORTING (BDE)

Effective: April 2, 2018

Add the following to Section 109 of the Standard Specifications.

"109.14 Subcontractor and Disadvantaged Business Enterprise Payment Reporting. The Contractor shall report all payments made to the following parties:

- (a) first tier subcontractors;
- (b) lower tier subcontractors affecting disadvantaged business enterprise (DBE) goal credit;
- (c) material suppliers or trucking firms that are part of the Contractor's submitted DBE utilization plan.

The report shall be made through the Department's on-line subcontractor payment reporting system within 21 days of making the payment."

## SUBCONTRACTOR MOBILIZATION PAYMENTS (BDE)

Effective: November 2, 2017

Revised: April 1, 2019

Replace the second paragraph of Article 109.12 of the Standard Specifications with the

following:

"This mobilization payment shall be made at least seven days prior to the subcontractor starting work. The amount paid shall be at the following percentage of the amount of the subcontract reported on form BC 260A submitted for the approval of the subcontractor's work.

Value of Subcontract Reported on Form BC 260A	Mobilization Percentage
Less than \$10,000	25%
\$10,000 to less than \$20,000	20%
\$20,000 to less than \$40,000	18%
\$40,000 to less than \$60,000	16%
\$60,000 to less than \$80,000	14%
\$80,000 to less than \$100,000	12%
\$100,000 to less than \$250,000	10%
\$250,000 to less than \$500,000	9%
\$500,000 to \$750,000	8%
Over \$750,000	7%"

## SUBMISSION OF BIDDERS LIST INFORMATION (BDE)

Effective: January 2, 2025 Revised: March 2, 2025

In accordance with 49 CFR 26.11(c) all DBE and non-DBEs who bid as prime contractors and subcontractors shall provide bidders list information, including all DBE and non-DBE firms from whom the bidder has received a quote or bid to work as a subcontractor, whether or not the bidder has relied upon that bid in placing its bid as the prime contractor.

The bidders list information shall be submitted with the bid using the link provided within the "Integrated Contractor Exchange (iCX)" application of the Department's "EBids System".

## SUBMISSION OF PAYROLL RECORDS (BDE)

Effective: April 1, 2021 Revised: November 2, 2023

<u>FEDERAL AID CONTRACTS</u>. Revise the following section of Check Sheet #1 of the Recurring Special Provisions to read:

#### "STATEMENTS AND PAYROLLS

The payroll records shall include the worker's name, social security number, last known address, telephone number, email address, classification(s) of work actually performed, hourly rates of wages paid (including rates of contributions or costs anticipated for bona fide fringe benefits or cash equivalents thereof), daily and weekly number of hours actually worked in total, deductions made, and actual wages paid.

The Contractor and each subcontractor shall submit certified payroll records to the Department each week from the start to the completion of their respective work, except that full social security numbers, last known addresses, telephone numbers, and email addresses shall not be included on weekly submittals. Instead, the payrolls need only include an identification number for each employee (e.g., the last four digits of the employee's social security number). The submittals shall be made using LCPtracker Pro software. The software is web-based and can be accessed at <a href="https://lcptracker.com/">https://lcptracker.com/</a>. When there has been no activity during a work week, a payroll record shall still be submitted with the appropriate option ("No Work", "Suspended", or "Complete") selected."

<u>STATE CONTRACTS</u>. Revise Item 3 of Section IV of Check Sheet #5 of the Recurring Special Provisions to read:

"3. Submission of Payroll Records. The Contractor and each subcontractor shall, no later than the 15<sup>th</sup> day of each calendar month, file a certified payroll for the immediately preceding month to the Illinois Department of Labor (IDOL) through the Illinois Prevailing Wage Portal in compliance with the State Prevailing Wage Act (820 ILCS 130). The portal can be found on the IDOL website at <a href="https://www2.illinois.gov/idol/Laws-Rules/CONMED/Pages/Prevailing-Wage-Portal.aspx">https://www2.illinois.gov/idol/Laws-Rules/CONMED/Pages/Prevailing-Wage-Portal.aspx</a>. Payrolls shall be submitted in the format prescribed by the IDOL.

In addition to filing certified payroll(s) with the IDOL, the Contractor and each subcontractor shall certify and submit payroll records to the Department each week from the start to the completion of their respective work, except that full social security numbers shall not be included on weekly submittals. Instead, the payrolls shall include an identification number for each employee (e.g., the last four digits of the employee's social security number). In addition, starting and ending times of work each day may be omitted from the payroll records submitted. The submittals shall be made using LCPtracker Pro software. The software is web-based and can be accessed at https://lcptracker.com/.

When there has been no activity during a work week, a payroll record shall still be submitted with the appropriate option ("No Work", "Suspended", or "Complete") selected."

# **SURVEYING SERVICES (BDE)**

Effective: April 1, 2025

Delete the fourth paragraph of Article 667.04 of the Standard Specifications.

Delete Section 668 of the Standard Specifications.

## **VEHICLE AND EQUIPMENT WARNING LIGHTS (BDE)**

Effective: November 1, 2021 Revised: November 1, 2022

Add the following paragraph after the first paragraph of Article 701.08 of the Standard Specifications:

"The Contractor shall equip all vehicles and equipment with high-intensity oscillating, rotating, or flashing, amber or amber-and-white, warning lights which are visible from all directions. In accordance with 625 ILCS 5/12-215, the lights may only be in operation while the vehicle or equipment is engaged in construction operations."

## **WORK ZONE TRAFFIC CONTROL DEVICES (BDE)**

Effective: March 2, 2020 Revised: January 1, 2026

Add the following to Article 701.03 of the Standard Specifications:

"(q) Temporary Sign Supports ......1106.02"

Revise Article 701.03(p) of the Standard Specifications to read:

Revise the third paragraph of Article 701.14 of the Standard Specifications to read:

"For temporary sign supports, the Contractor shall provide a FHWA eligibility letter for each device used on the contract. The letter shall provide information for the set-up and use of the device as well as a detailed drawing of the device. The signs shall be supported within 20 degrees of vertical. Weights used to stabilize signs shall be attached to the sign support per the manufacturer's specifications."

Revise the first paragraph of Article 701.15 of the Standard Specifications to read:

"701.15 Traffic Control Devices. For devices that must meet crashworthiness standards, the Contractor shall provide a manufacturer's self-certification or a FHWA eligibility letter for each Category 1 device and a FHWA eligibility letter for each Category 2 and Category 3 device used on the contract. The self-certification or letter shall provide information for the set-up and use of the device as well as a detailed drawing of the device."

Revise the first six paragraphs of Article 1106.02 of the Standard Specifications to read:

"1106.02 Devices. Work zone traffic control devices and combinations of devices shall meet crashworthiness standards for their respective categories. The categories are as follows.

Category 1 includes small, lightweight, channelizing and delineating devices that have been in common use for many years and are known to be crashworthy by crash testing of similar devices or years of demonstrable safe performance. These include cones, tubular markers, plastic drums, and delineators, with no attachments (e.g. lights). Category 1 devices shall be MASH compliant.

Category 2 includes devices that are not expected to produce significant vehicular velocity change but may otherwise be hazardous. These include vertical panels with lights, barricades, temporary sign supports, and Category 1 devices with attachments (e.g. drums with lights). Category 2 devices shall be MASH compliant.

Category 3 includes devices that are expected to cause significant velocity changes or other potentially harmful reactions to impacting vehicles. These include crash cushions (impact attenuators), truck mounted attenuators, and other devices not meeting the definitions of Category 1 or 2. Category 3 devices manufactured after December 31, 2019 shall be MASH compliant. Category 3 devices manufactured on or before December 31, 2019, and compliant with NCHRP 350, may be used on contracts let before December 31, 2029. Category 3 devices shall be crash tested for Test Level 3 or the test level specified.

Category 4 includes portable or trailer-mounted devices such as sign supports, speed feedback displays, arrow boards, changeable message signs, temporary traffic signals, and area lighting supports. It is preferable for Category 4 devices manufactured after December 31, 2019 to be MASH-16 compliant; however, there are currently no crash tested devices in this category, so it remains exempt from the NCHRP 350 or MASH compliance requirement.

For each type of device, when no more than one MASH compliant is available, an NCHRP 350 compliant device may be used, even if manufactured after December 31, 2019."

Revise the first paragraph of Section 1106.02(a) of the Standard Specifications to read:

"(a) Lights. Lights shall meet the requirements of Chapter 13 of the "Equipment and Materials Standards of the Institute of Transportation Engineers," 1998, Institute of Transportation Engineers, and shall be visible on a clear night from a distance of 3000 ft (900 m). Lights are classified as follows."

Revise Articles 1106.02(g), 1106.02(k), 1106.02(l), and 1106.02(m) of the Standard Specifications to read:

- "(g) Truck Mounted/Trailer Mounted Attenuators. The attenuator shall be approved for use at Test Level 3. Test Level 2 may be used for normal posted speeds less than or equal to 45 mph.
- (k) Temporary Water Filled Barrier. The water filled barrier shall be a lightweight plastic shell designed to accept water ballast and be on the Department's qualified product list.
  - Shop drawings shall be furnished by the manufacturer and shall indicate the deflection of the barrier as determined by acceptance testing; the configuration of the barrier in that test; and the vehicle weight, velocity, and angle of impact of the deflection test. The Engineer shall be provided one copy of the shop drawings.
- (I) Movable Traffic Barrier. The movable traffic barrier shall be on the Department's qualified product list.
  - Shop drawings shall be furnished by the manufacturer and shall indicate the deflection of the barrier as determined by acceptance testing; the configuration of the barrier in that test; and the vehicle weight, velocity, and angle of impact of the deflection test. The

Engineer shall be provided one copy of the shop drawings. The barrier shall be capable of being moved on and off the roadway on a daily basis.

(m) Detectable Pedestrian Channelizing Barricades. The top panel or handrail shall be continuous and there should be at least a 2 in. (50 mm) gap between the hand trailing edge and its support. When visible to vehicular traffic, the top rail shall have alternating white and orange retroreflective stripes sloping at 45 degrees. The bottom panel shall be continuous and have alternating white and orange retroreflective stripes sloping at 45 degrees. Barricade stripes shall be 6 in. (150 mm) in width. The predominant color for other barricade components shall be white, orange, or silver."

# WORKING DAYS (BDE)

Effective: January 1, 2002

The Contractor shall complete the work within working days.

#### REQUIRED CONTRACT PROVISIONS FEDERAL-AID CONSTRUCTION CONTRACTS

- I. General
- II. Nondiscrimination
- III. Non-segregated Facilities
- IV. Davis-Bacon and Related Act Provisions
- V. Contract Work Hours and Safety Standards Act Provisions
- VI. Subletting or Assigning the Contract
- VII. Safety: Accident Prevention
- VIII. False Statements Concerning Highway Projects
- Implementation of Clean Air Act and Federal Water Pollution Control Act
- X. Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion
- XI. Certification Regarding Use of Contract Funds for Lobbying
- XII. Use of United States-Flag Vessels:

#### **ATTACHMENTS**

A. Employment and Materials Preference for Appalachian Development Highway System or Appalachian Local Access Road Contracts (included in Appalachian contracts only)

#### I. GENERAL

Form FHWA-1273 must be physically incorporated in each construction contract funded under title 23, United States Code, as required in 23 CFR 633.102(b) (excluding emergency contracts solely intended for debris removal). The contractor (or subcontractor) must insert this form in each subcontract and further require its inclusion in all lower tier subcontracts (excluding purchase orders, rental agreements and other agreements for supplies or services). 23 CFR 633.102(e).

The applicable requirements of Form FHWA-1273 are incorporated by reference for work done under any purchase order, rental agreement or agreement for other services. The prime contractor shall be responsible for compliance by any subcontractor, lower-tier subcontractor or service provider. 23 CFR 633.102(e).

Form FHWA-1273 must be included in all Federal-aid designbuild contracts, in all subcontracts and in lower tier subcontracts (excluding subcontracts for design services, purchase orders, rental agreements and other agreements for supplies or services) in accordance with 23 CFR 633.102. The designbuilder shall be responsible for compliance by any subcontractor, lower-tier subcontractor or service provider.

Contracting agencies may reference Form FHWA-1273 in solicitation-for-bids or request-for-proposals documents, however, the Form FHWA-1273 must be physically incorporated (not referenced) in all contracts, subcontracts and lower-tier subcontracts (excluding purchase orders, rental agreements and other agreements for supplies or services related to a construction contract). 23 CFR 633.102(b).

2. Subject to the applicability criteria noted in the following sections, these contract provisions shall apply to all work

performed on the contract by the contractor's own organization and with the assistance of workers under the contractor's immediate superintendence and to all work performed on the contract by piecework, station work, or by subcontract. 23 CFR 633.102(d).

- 3. A breach of any of the stipulations contained in these Required Contract Provisions may be sufficient grounds for withholding of progress payments, withholding of final payment, termination of the contract, suspension / debarment or any other action determined to be appropriate by the contracting agency and FHWA.
- 4. Selection of Labor: During the performance of this contract, the contractor shall not use convict labor for any purpose within the limits of a construction project on a Federal-aid highway unless it is labor performed by convicts who are on parole, supervised release, or probation. 23 U.S.C. 114(b). The term Federal-aid highway does not include roadways functionally classified as local roads or rural minor collectors. 23 U.S.C. 101(a).
- II. NONDISCRIMINATION (23 CFR 230.107(a); 23 CFR Part 230, Subpart A, Appendix A; EO 11246)

The provisions of this section related to 23 CFR Part 230, Subpart A, Appendix A are applicable to all Federal-aid construction contracts and to all related construction subcontracts of \$10,000 or more. The provisions of 23 CFR Part 230 are not applicable to material supply, engineering, or architectural service contracts.

In addition, the contractor and all subcontractors must comply with the following policies: Executive Order 11246, 41 CFR Part 60, 29 CFR Parts 1625-1627, 23 U.S.C. 140, Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d et seq.), and related regulations including 49 CFR Parts 21, 26, and 27; and 23 CFR Parts 200, 230, and 633.

The contractor and all subcontractors must comply with: the requirements of the Equal Opportunity Clause in 41 CFR 60-1.4(b) and, for all construction contracts exceeding \$10,000, the Standard Federal Equal Employment Opportunity Construction Contract Specifications in 41 CFR 60-4.3.

Note: The U.S. Department of Labor has exclusive authority to determine compliance with Executive Order 11246 and the policies of the Secretary of Labor including 41 CFR Part 60, and 29 CFR Parts 1625-1627. The contracting agency and the FHWA have the authority and the responsibility to ensure compliance with 23 U.S.C. 140, Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d et seq.), and related regulations including 49 CFR Parts 21, 26, and 27; and 23 CFR Parts 200, 230, and 633.

The following provision is adopted from 23 CFR Part 230, Subpart A, Appendix A, with appropriate revisions to conform to the U.S. Department of Labor (US DOL) and FHWA requirements.

- 1. Equal Employment Opportunity: Equal Employment Opportunity (EEO) requirements not to discriminate and to take affirmative action to assure equal opportunity as set forth under laws, executive orders, rules, regulations (see 28 CFR Part 35, 29 CFR Part 1630, 29 CFR Parts 1625-1627, 41 CFR Part 60 and 49 CFR Part 27) and orders of the Secretary of Labor as modified by the provisions prescribed herein, and imposed pursuant to 23 U.S.C. 140, shall constitute the EEO and specific affirmative action standards for the contractor's project activities under this contract. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) set forth under 28 CFR Part 35 and 29 CFR Part 1630 are incorporated by reference in this contract. In the execution of this contract, the contractor agrees to comply with the following minimum specific requirement activities of EEO:
- a. The contractor will work with the contracting agency and the Federal Government to ensure that it has made every good faith effort to provide equal opportunity with respect to all of its terms and conditions of employment and in their review of activities under the contract. 23 CFR 230.409 (g)(4) & (5).
- b. The contractor will accept as its operating policy the following statement:

"It is the policy of this Company to assure that applicants are employed, and that employees are treated during employment, without regard to their race, religion, sex, sexual orientation, gender identity, color, national origin, age or disability. Such action shall include: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship, preapprenticeship, and/or on-the-job training."

- 2. EEO Officer: The contractor will designate and make known to the contracting officers an EEO Officer who will have the responsibility for and must be capable of effectively administering and promoting an active EEO program and who must be assigned adequate authority and responsibility to do so.
- 3. Dissemination of Policy: All members of the contractor's staff who are authorized to hire, supervise, promote, and discharge employees, or who recommend such action or are substantially involved in such action, will be made fully cognizant of and will implement the contractor's EEO policy and contractual responsibilities to provide EEO in each grade and classification of employment. To ensure that the above agreement will be met, the following actions will be taken as a minimum:
- a. Periodic meetings of supervisory and personnel office employees will be conducted before the start of work and then not less often than once every six months, at which time the contractor's EEO policy and its implementation will be reviewed and explained. The meetings will be conducted by the EEO Officer or other knowledgeable company official.
- b. All new supervisory or personnel office employees will be given a thorough indoctrination by the EEO Officer, covering all major aspects of the contractor's EEO obligations within thirty days following their reporting for duty with the contractor.
- c. All personnel who are engaged in direct recruitment for the project will be instructed by the EEO Officer in the contractor's procedures for locating and hiring minorities and women

- d. Notices and posters setting forth the contractor's EEO policy will be placed in areas readily accessible to employees, applicants for employment and potential employees.
- e. The contractor's EEO policy and the procedures to implement such policy will be brought to the attention of employees by means of meetings, employee handbooks, or other appropriate means.
- 4. Recruitment: When advertising for employees, the contractor will include in all advertisements for employees the notation: "An Equal Opportunity Employer." All such advertisements will be placed in publications having a large circulation among minorities and women in the area from which the project work force would normally be derived.
- a. The contractor will, unless precluded by a valid bargaining agreement, conduct systematic and direct recruitment through public and private employee referral sources likely to yield qualified minorities and women. To meet this requirement, the contractor will identify sources of potential minority group employees and establish with such identified sources procedures whereby minority and women applicants may be referred to the contractor for employment consideration.
- b. In the event the contractor has a valid bargaining agreement providing for exclusive hiring hall referrals, the contractor is expected to observe the provisions of that agreement to the extent that the system meets the contractor's compliance with EEO contract provisions. Where implementation of such an agreement has the effect of discriminating against minorities or women, or obligates the contractor to do the same, such implementation violates Federal nondiscrimination provisions.
- c. The contractor will encourage its present employees to refer minorities and women as applicants for employment. Information and procedures with regard to referring such applicants will be discussed with employees.
- **5. Personnel Actions:** Wages, working conditions, and employee benefits shall be established and administered, and personnel actions of every type, including hiring, upgrading, promotion, transfer, demotion, layoff, and termination, shall be taken without regard to race, color, religion, sex, sexual orientation, gender identity, national origin, age or disability. The following procedures shall be followed:
- a. The contractor will conduct periodic inspections of project sites to ensure that working conditions and employee facilities do not indicate discriminatory treatment of project site personnel.
- b. The contractor will periodically evaluate the spread of wages paid within each classification to determine any evidence of discriminatory wage practices.
- c. The contractor will periodically review selected personnel actions in depth to determine whether there is evidence of discrimination. Where evidence is found, the contractor will promptly take corrective action. If the review indicates that the discrimination may extend beyond the actions reviewed, such corrective action shall include all affected persons.
- d. The contractor will promptly investigate all complaints of alleged discrimination made to the contractor in connection with its obligations under this contract, will attempt to resolve such complaints, and will take appropriate corrective action

within a reasonable time. If the investigation indicates that the discrimination may affect persons other than the complainant, such corrective action shall include such other persons. Upon completion of each investigation, the contractor will inform every complainant of all of their avenues of appeal.

#### 6. Training and Promotion:

- a. The contractor will assist in locating, qualifying, and increasing the skills of minorities and women who are applicants for employment or current employees. Such efforts should be aimed at developing full journey level status employees in the type of trade or job classification involved.
- b. Consistent with the contractor's work force requirements and as permissible under Federal and State regulations, the contractor shall make full use of training programs (i.e., apprenticeship and on-the-job training programs for the geographical area of contract performance). In the event a special provision for training is provided under this contract, this subparagraph will be superseded as indicated in the special provision. The contracting agency may reserve training positions for persons who receive welfare assistance in accordance with 23 U.S.C. 140(a).
- c. The contractor will advise employees and applicants for employment of available training programs and entrance requirements for each.
- d. The contractor will periodically review the training and promotion potential of employees who are minorities and women and will encourage eligible employees to apply for such training and promotion.
- 7. Unions: If the contractor relies in whole or in part upon unions as a source of employees, the contractor will use good faith efforts to obtain the cooperation of such unions to increase opportunities for minorities and women. 23 CFR 230.409. Actions by the contractor, either directly or through a contractor's association acting as agent, will include the procedures set forth below:
- a. The contractor will use good faith efforts to develop, in cooperation with the unions, joint training programs aimed toward qualifying more minorities and women for membership in the unions and increasing the skills of minorities and women so that they may qualify for higher paying employment.
- b. The contractor will use good faith efforts to incorporate an EEO clause into each union agreement to the end that such union will be contractually bound to refer applicants without regard to their race, color, religion, sex, sexual orientation, gender identity, national origin, age, or disability.
- c. The contractor is to obtain information as to the referral practices and policies of the labor union except that to the extent such information is within the exclusive possession of the labor union and such labor union refuses to furnish such information to the contractor, the contractor shall so certify to the contracting agency and shall set forth what efforts have been made to obtain such information.
- d. In the event the union is unable to provide the contractor with a reasonable flow of referrals within the time limit set forth in the collective bargaining agreement, the contractor will, through independent recruitment efforts, fill the employment vacancies without regard to race, color, religion, sex, sexual orientation, gender identity, national origin, age, or disability; making full efforts to obtain qualified and/or qualifiable minorities and women. The failure of a union to provide

sufficient referrals (even though it is obligated to provide exclusive referrals under the terms of a collective bargaining agreement) does not relieve the contractor from the requirements of this paragraph. In the event the union referral practice prevents the contractor from meeting the obligations pursuant to Executive Order 11246, as amended, and these special provisions, such contractor shall immediately notify the contracting agency.

- 8. Reasonable Accommodation for Applicants / Employees with Disabilities: The contractor must be familiar with the requirements for and comply with the Americans with Disabilities Act and all rules and regulations established thereunder. Employers must provide reasonable accommodation in all employment activities unless to do so would cause an undue hardship.
- 9. Selection of Subcontractors, Procurement of Materials and Leasing of Equipment: The contractor shall not discriminate on the grounds of race, color, religion, sex, sexual orientation, gender identity, national origin, age, or disability in the selection and retention of subcontractors, including procurement of materials and leases of equipment. The contractor shall take all necessary and reasonable steps to ensure nondiscrimination in the administration of this contract.
- a. The contractor shall notify all potential subcontractors, suppliers, and lessors of their EEO obligations under this contract.
- b. The contractor will use good faith efforts to ensure subcontractor compliance with their EEO obligations.

#### 10. Assurances Required:

- a. The requirements of 49 CFR Part 26 and the State DOT's FHWA-approved Disadvantaged Business Enterprise (DBE) program are incorporated by reference.
- b. The contractor, subrecipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR part 26 in the award and administration of DOT-assisted contracts. Failure by the contract to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as the recipient deems appropriate, which may include, but is not limited to:
  - (1) Withholding monthly progress payments;
  - (2) Assessing sanctions;
  - (3) Liquidated damages; and/or
- (4) Disqualifying the contractor from future bidding as non-responsible.
- c. The Title VI and nondiscrimination provisions of U.S. DOT Order 1050.2A at Appendixes A and E are incorporated by reference. 49 CFR Part 21.
- 11. Records and Reports: The contractor shall keep such records as necessary to document compliance with the EEO requirements. Such records shall be retained for a period of three years following the date of the final payment to the contractor for all contract work and shall be available at reasonable times and places for inspection by authorized representatives of the contracting agency and the FHWA.
- a. The records kept by the contractor shall document the following:

- (1) The number and work hours of minority and nonminority group members and women employed in each work classification on the project;
  - (2) The progress and efforts being made in cooperation with unions, when applicable, to increase employment opportunities for minorities and women; and
  - (3) The progress and efforts being made in locating, hiring, training, qualifying, and upgrading minorities and women.
- b. The contractors and subcontractors will submit an annual report to the contracting agency each July for the duration of the project indicating the number of minority, women, and non-minority group employees currently engaged in each work classification required by the contract work. This information is to be reported on <a href="Form FHWA-1391">Form FHWA-1391</a>. The staffing data should represent the project work force on board in all or any part of the last payroll period preceding the end of July. If on-the-job training is being required by special provision, the contractor will be required to collect and report training data. The employment data should reflect the work force on board during all or any part of the last payroll period preceding the end of July.

#### **III. NONSEGREGATED FACILITIES**

This provision is applicable to all Federal-aid construction contracts and to all related construction subcontracts of more than \$10,000. 41 CFR 60-1.5.

As prescribed by 41 CFR 60-1.8, the contractor must ensure that facilities provided for employees are provided in such a manner that segregation on the basis of race, color, religion, sex, sexual orientation, gender identity, or national origin cannot result. The contractor may neither require such segregated use by written or oral policies nor tolerate such use by employee custom. The contractor's obligation extends further to ensure that its employees are not assigned to perform their services at any location under the contractor's control where the facilities are segregated. The term "facilities" includes waiting rooms, work areas, restaurants and other eating areas, time clocks, restrooms, washrooms, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees. The contractor shall provide separate or single-user restrooms and necessary dressing or sleeping areas to assure privacy between sexes.

#### IV. DAVIS-BACON AND RELATED ACT PROVISIONS

This section is applicable to all Federal-aid construction projects exceeding \$2,000 and to all related subcontracts and lower-tier subcontracts (regardless of subcontract size), in accordance with 29 CFR 5.5. The requirements apply to all projects located within the right-of-way of a roadway that is functionally classified as Federal-aid highway. 23 U.S.C. 113. This excludes roadways functionally classified as local roads or rural minor collectors, which are exempt. 23 U.S.C. 101. Where applicable law requires that projects be treated as a project on a Federal-aid highway, the provisions of this subpart will apply regardless of the location of the project. Examples include: Surface Transportation Block Grant Program projects funded under 23 U.S.C. 133 [excluding recreational trails projects], the Nationally Significant Freight and Highway

Projects funded under 23 U.S.C. 117, and National Highway Freight Program projects funded under 23 U.S.C. 167.

The following provisions are from the U.S. Department of Labor regulations in 29 CFR 5.5 "Contract provisions and related matters" with minor revisions to conform to the FHWA- 1273 format and FHWA program requirements.

#### 1. Minimum wages (29 CFR 5.5)

- a. Wage rates and fringe benefits. All laborers and mechanics employed or working upon the site of the work (or otherwise working in construction or development of the project under a development statute), will be paid unconditionally and not less often than once a week, and without subsequent deduction or rebate on any account (except such payroll deductions as are permitted by regulations issued by the Secretary of Labor under the Copeland Act (29 CFR part 3)), the full amount of basic hourly wages and bona fide fringe benefits (or cash equivalents thereof) due at time of payment computed at rates not less than those contained in the wage determination of the Secretary of Labor which is attached hereto and made a part hereof, regardless of any contractual relationship which may be alleged to exist between the contractor and such laborers and mechanics. As provided in paragraphs (d) and (e) of 29 CFR 5.5, the appropriate wage determinations are effective by operation of law even if they have not been attached to the contract. Contributions made or costs reasonably anticipated for bona fide fringe benefits under the Davis-Bacon Act (40 U.S.C. 3141(2)(B)) on behalf of laborers or mechanics are considered wages paid to such laborers or mechanics, subject to the provisions of paragraph 1.e. of this section; also, regular contributions made or costs incurred for more than a weekly period (but not less often than quarterly) under plans, funds, or programs which cover the particular weekly period, are deemed to be constructively made or incurred during such weekly period. Such laborers and mechanics must be paid the appropriate wage rate and fringe benefits on the wage determination for the classification(s) of work actually performed, without regard to skill, except as provided in paragraph 4. of this section. Laborers or mechanics performing work in more than one classification may be compensated at the rate specified for each classification for the time actually worked therein: Provided, That the employer's payroll records accurately set forth the time spent in each classification in which work is performed. The wage determination (including any additional classifications and wage rates conformed under paragraph 1.c. of this section) and the Davis-Bacon poster (WH-1321) must be posted at all times by the contractor and its subcontractors at the site of the work in a prominent and accessible place where it can be easily seen by the workers.
- b. Frequently recurring classifications. (1) In addition to wage and fringe benefit rates that have been determined to be prevailing under the procedures set forth in 29 CFR part 1, a wage determination may contain, pursuant to § 1.3(f), wage and fringe benefit rates for classifications of laborers and mechanics for which conformance requests are regularly submitted pursuant to paragraph 1.c. of this section, provided that:
  - (i) The work performed by the classification is not performed by a classification in the wage determination for which a prevailing wage rate has been determined;

- (ii) The classification is used in the area by the construction industry; and
- (iii) The wage rate for the classification bears a reasonable relationship to the prevailing wage rates contained in the wage determination.
- (2) The Administrator will establish wage rates for such classifications in accordance with paragraph 1.c.(1)(iii) of this section. Work performed in such a classification must be paid at no less than the wage and fringe benefit rate listed on the wage determination for such classification.
- c. Conformance. (1) The contracting officer must require that any class of laborers or mechanics, including helpers, which is not listed in the wage determination and which is to be employed under the contract be classified in conformance with the wage determination. Conformance of an additional classification and wage rate and fringe benefits is appropriate only when the following criteria have been met:
  - (i) The work to be performed by the classification requested is not performed by a classification in the wage determination; and
  - (ii) The classification is used in the area by the construction industry; and
  - (iii) The proposed wage rate, including any bona fide fringe benefits, bears a reasonable relationship to the wage rates contained in the wage determination.
- (2) The conformance process may not be used to split, subdivide, or otherwise avoid application of classifications listed in the wage determination.
- (3) If the contractor and the laborers and mechanics to be employed in the classification (if known), or their representatives, and the contracting officer agree on the classification and wage rate (including the amount designated for fringe benefits where appropriate), a report of the action taken will be sent by the contracting officer by email to <a href="mailto:DBAconformance@dol.gov">DBAconformance@dol.gov</a>. The Administrator, or an authorized representative, will approve, modify, or disapprove every additional classification action within 30 days of receipt and so advise the contracting officer or will notify the contracting officer within the 30–day period that additional time is necessary.
- (4) In the event the contractor, the laborers or mechanics to be employed in the classification or their representatives, and the contracting officer do not agree on the proposed classification and wage rate (including the amount designated for fringe benefits, where appropriate), the contracting officer will, by email to <code>DBAconformance@dol.gov</code>, refer the questions, including the views of all interested parties and the recommendation of the contracting officer, to the Administrator for determination. The Administrator, or an authorized representative, will issue a determination within 30 days of receipt and so advise the contracting officer or will notify the contracting officer within the 30–day period that additional time is necessary.
- (5) The contracting officer must promptly notify the contractor of the action taken by the Wage and Hour Division

- under paragraphs 1.c.(3) and (4) of this section. The contractor must furnish a written copy of such determination to each affected worker or it must be posted as a part of the wage determination. The wage rate (including fringe benefits where appropriate) determined pursuant to paragraph 1.c.(3) or (4) of this section must be paid to all workers performing work in the classification under this contract from the first day on which work is performed in the classification.
- d. Fringe benefits not expressed as an hourly rate. Whenever the minimum wage rate prescribed in the contract for a class of laborers or mechanics includes a fringe benefit which is not expressed as an hourly rate, the contractor may either pay the benefit as stated in the wage determination or may pay another bona fide fringe benefit or an hourly cash equivalent thereof.
- e. Unfunded plans. If the contractor does not make payments to a trustee or other third person, the contractor may consider as part of the wages of any laborer or mechanic the amount of any costs reasonably anticipated in providing bona fide fringe benefits under a plan or program, Provided, That the Secretary of Labor has found, upon the written request of the contractor, in accordance with the criteria set forth in § 5.28, that the applicable standards of the Davis-Bacon Act have been met. The Secretary of Labor may require the contractor to set aside in a separate account assets for the meeting of obligations under the plan or program.
- f. Interest. In the event of a failure to pay all or part of the wages required by the contract, the contractor will be required to pay interest on any underpayment of wages.

#### 2. Withholding (29 CFR 5.5)

- a. Withholding requirements. The contracting agency may, upon its own action, or must, upon written request of an authorized representative of the Department of Labor, withhold or cause to be withheld from the contractor so much of the accrued payments or advances as may be considered necessary to satisfy the liabilities of the prime contractor or any subcontractor for the full amount of wages and monetary relief, including interest, required by the clauses set forth in this section for violations of this contract, or to satisfy any such liabilities required by any other Federal contract, or federally assisted contract subject to Davis-Bacon labor standards, that is held by the same prime contractor (as defined in § 5.2). The necessary funds may be withheld from the contractor under this contract, any other Federal contract with the same prime contractor, or any other federally assisted contract that is subject to Davis-Bacon labor standards requirements and is held by the same prime contractor, regardless of whether the other contract was awarded or assisted by the same agency, and such funds may be used to satisfy the contractor liability for which the funds were withheld. In the event of a contractor's failure to pay any laborer or mechanic, including any apprentice or helper working on the site of the work all or part of the wages required by the contract, or upon the contractor's failure to submit the required records as discussed in paragraph 3.d. of this section, the contracting agency may on its own initiative and after written notice to the contractor, take such action as may be necessary to cause the suspension of any further payment, advance, or guarantee of funds until such violations have ceased.
- b. Priority to withheld funds. The Department has priority to funds withheld or to be withheld in accordance with paragraph

- 2.a. of this section or Section V, paragraph 3.a., or both, over claims to those funds by:
- (1) A contractor's surety(ies), including without limitation performance bond sureties and payment bond sureties;
  - (2) A contracting agency for its reprocurement costs;
- (3) A trustee(s) (either a court-appointed trustee or a U.S. trustee, or both) in bankruptcy of a contractor, or a contractor's bankruptcy estate;
  - (4) A contractor's assignee(s);
  - (5) A contractor's successor(s); or
- (6) A claim asserted under the Prompt Payment Act, <u>31</u> U.S.C. 3901–3907.

#### 3. Records and certified payrolls (29 CFR 5.5)

- a. Basic record requirements (1) Length of record retention. All regular payrolls and other basic records must be maintained by the contractor and any subcontractor during the course of the work and preserved for all laborers and mechanics working at the site of the work (or otherwise working in construction or development of the project under a development statute) for a period of at least 3 years after all the work on the prime contract is completed.
- (2) Information required. Such records must contain the name; Social Security number; last known address, telephone number, and email address of each such worker; each worker's correct classification(s) of work actually performed; hourly rates of wages paid (including rates of contributions or costs anticipated for bona fide fringe benefits or cash equivalents thereof of the types described in 40 U.S.C. 3141(2)(B) of the Davis-Bacon Act); daily and weekly number of hours actually worked in total and on each covered contract; deductions made; and actual wages paid.
- (3) Additional records relating to fringe benefits. Whenever the Secretary of Labor has found under paragraph 1.e. of this section that the wages of any laborer or mechanic include the amount of any costs reasonably anticipated in providing benefits under a plan or program described in 40 U.S.C. 3141(2)(B) of the Davis-Bacon Act, the contractor must maintain records which show that the commitment to provide such benefits is enforceable, that the plan or program is financially responsible, and that the plan or program has been communicated in writing to the laborers or mechanics affected, and records which show the costs anticipated or the actual cost incurred in providing such benefits.
- (4) Additional records relating to apprenticeship. Contractors with apprentices working under approved programs must maintain written evidence of the registration of apprenticeship programs, the registration of the apprentices, and the ratios and wage rates prescribed in the applicable programs.
- b. Certified payroll requirements (1) Frequency and method of submission. The contractor or subcontractor must submit weekly, for each week in which any DBA- or Related Actscovered work is performed, certified payrolls to the contracting

- agency. The prime contractor is responsible for the submission of all certified payrolls by all subcontractors. A contracting agency or prime contractor may permit or require contractors to submit certified payrolls through an electronic system, as long as the electronic system requires a legally valid electronic signature; the system allows the contractor, the contracting agency, and the Department of Labor to access the certified payrolls upon request for at least 3 years after the work on the prime contract has been completed; and the contracting agency or prime contractor permits other methods of submission in situations where the contractor is unable or limited in its ability to use or access the electronic system.
- (2) Information required. The certified payrolls submitted must set out accurately and completely all of the information required to be maintained under paragraph 3.a.(2) of this section, except that full Social Security numbers and last known addresses, telephone numbers, and email addresses must not be included on weekly transmittals. Instead, the certified payrolls need only include an individually identifying number for each worker (e.g., the last four digits of the worker's Social Security number). The required weekly certified payroll information may be submitted using Optional Form WH-347 or in any other format desired. Optional Form WH-347 is available for this purpose from the Wage and Hour Division website at <a href="https://www.dol.gov/sites/dolgov/files/WHD/">https://www.dol.gov/sites/dolgov/files/WHD/</a> legacy/files/wh347/.pdf or its successor website. It is not a violation of this section for a prime contractor to require a subcontractor to provide full Social Security numbers and last known addresses, telephone numbers, and email addresses to the prime contractor for its own records, without weekly submission by the subcontractor to the contracting agency.
- (3) Statement of Compliance. Each certified payroll submitted must be accompanied by a "Statement of Compliance," signed by the contractor or subcontractor, or the contractor's or subcontractor's agent who pays or supervises the payment of the persons working on the contract, and must certify the following:
  - (i) That the certified payroll for the payroll period contains the information required to be provided under paragraph 3.b. of this section, the appropriate information and basic records are being maintained under paragraph 3.a. of this section, and such information and records are correct and complete;
  - (ii) That each laborer or mechanic (including each helper and apprentice) working on the contract during the payroll period has been paid the full weekly wages earned, without rebate, either directly or indirectly, and that no deductions have been made either directly or indirectly from the full wages earned, other than permissible deductions as set forth in 29 CFR part 3; and
  - (iii) That each laborer or mechanic has been paid not less than the applicable wage rates and fringe benefits or cash equivalents for the classification(s) of work actually performed, as specified in the applicable wage determination incorporated into the contract.
- (4) Use of Optional Form WH–347. The weekly submission of a properly executed certification set forth on the reverse side of Optional Form WH–347 will satisfy the requirement for submission of the "Statement of Compliance" required by paragraph 3.b.(3) of this section.

- (5) Signature. The signature by the contractor, subcontractor, or the contractor's or subcontractor's agent must be an original handwritten signature or a legally valid electronic signature.
- (6) Falsification. The falsification of any of the above certifications may subject the contractor or subcontractor to civil or criminal prosecution under 18 U.S.C. 1001 and 31 U.S.C. 3729.
- (7) Length of certified payroll retention. The contractor or subcontractor must preserve all certified payrolls during the course of the work and for a period of 3 years after all the work on the prime contract is completed.
- c. Contracts, subcontracts, and related documents. The contractor or subcontractor must maintain this contract or subcontract and related documents including, without limitation, bids, proposals, amendments, modifications, and extensions. The contractor or subcontractor must preserve these contracts, subcontracts, and related documents during the course of the work and for a period of 3 years after all the work on the prime contract is completed.
- d. Required disclosures and access (1) Required record disclosures and access to workers. The contractor or subcontractor must make the records required under paragraphs 3.a. through 3.c. of this section, and any other documents that the contracting agency, the State DOT, the FHWA, or the Department of Labor deems necessary to determine compliance with the labor standards provisions of any of the applicable statutes referenced by § 5.1, available for inspection, copying, or transcription by authorized representatives of the contracting agency, the State DOT, the FHWA, or the Department of Labor, and must permit such representatives to interview workers during working hours on the job.
- (2) Sanctions for non-compliance with records and worker access requirements. If the contractor or subcontractor fails to submit the required records or to make them available, or refuses to permit worker interviews during working hours on the job, the Federal agency may, after written notice to the contractor, sponsor, applicant, owner, or other entity, as the case may be, that maintains such records or that employs such workers, take such action as may be necessary to cause the suspension of any further payment, advance, or guarantee of funds. Furthermore, failure to submit the required records upon request or to make such records available, or to permit worker interviews during working hours on the job, may be grounds for debarment action pursuant to § 5.12. In addition, any contractor or other person that fails to submit the required records or make those records available to WHD within the time WHD requests that the records be produced will be precluded from introducing as evidence in an administrative proceeding under 29 CFR part 6 any of the required records that were not provided or made available to WHD. WHD will take into consideration a reasonable request from the contractor or person for an extension of the time for submission of records. WHD will determine the reasonableness of the request and may consider, among other things, the location of the records and the volume of production.
- (3) Required information disclosures. Contractors and subcontractors must maintain the full Social Security number and last known address, telephone number, and email address

of each covered worker, and must provide them upon request to the contracting agency, the State DOT, the FHWA, the contractor, or the Wage and Hour Division of the Department of Labor for purposes of an investigation or other compliance action.

# 4. Apprentices and equal employment opportunity (29 CFR 5.5)

- a. Apprentices (1) Rate of pay. Apprentices will be permitted to work at less than the predetermined rate for the work they perform when they are employed pursuant to and individually registered in a bona fide apprenticeship program registered with the U.S. Department of Labor, Employment and Training Administration, Office of Apprenticeship (OA), or with a State Apprenticeship Agency recognized by the OA. A person who is not individually registered in the program, but who has been certified by the OA or a State Apprenticeship Agency (where appropriate) to be eligible for probationary employment as an apprentice, will be permitted to work at less than the predetermined rate for the work they perform in the first 90 days of probationary employment as an apprentice in such a program. In the event the OA or a State Apprenticeship Agency recognized by the OA withdraws approval of an apprenticeship program, the contractor will no longer be permitted to use apprentices at less than the applicable predetermined rate for the work performed until an acceptable program is approved.
- (2) Fringe benefits. Apprentices must be paid fringe benefits in accordance with the provisions of the apprenticeship program. If the apprenticeship program does not specify fringe benefits, apprentices must be paid the full amount of fringe benefits listed on the wage determination for the applicable classification. If the Administrator determines that a different practice prevails for the applicable apprentice classification, fringe benefits must be paid in accordance with that determination.
- (3) Apprenticeship ratio. The allowable ratio of apprentices to journeyworkers on the job site in any craft classification must not be greater than the ratio permitted to the contractor as to the entire work force under the registered program or the ratio applicable to the locality of the project pursuant to paragraph 4.a.(4) of this section. Any worker listed on a payroll at an apprentice wage rate, who is not registered or otherwise employed as stated in paragraph 4.a.(1) of this section, must be paid not less than the applicable wage rate on the wage determination for the classification of work actually performed. In addition, any apprentice performing work on the job site in excess of the ratio permitted under this section must be paid not less than the applicable wage rate on the wage determination for the work actually performed.
- (4) Reciprocity of ratios and wage rates. Where a contractor is performing construction on a project in a locality other than the locality in which its program is registered, the ratios and wage rates (expressed in percentages of the journeyworker's hourly rate) applicable within the locality in which the construction is being performed must be observed. If there is no applicable ratio or wage rate for the locality of the project, the ratio and wage rate specified in the contractor's registered program must be observed.
- b. Equal employment opportunity. The use of apprentices and journeyworkers under this part must be in conformity with

the equal employment opportunity requirements of Executive Order 11246, as amended, and 29 CFR part 30.

c. Apprentices and Trainees (programs of the U.S. DOT).

Apprentices and trainees working under apprenticeship and skill training programs which have been certified by the Secretary of Transportation as promoting EEO in connection with Federal-aid highway construction programs are not subject to the requirements of paragraph 4 of this Section IV. 23 CFR 230.111(e)(2). The straight time hourly wage rates for apprentices and trainees under such programs will be established by the particular programs. The ratio of apprentices and trainees to journeyworkers shall not be greater than permitted by the terms of the particular program.

- **5. Compliance with Copeland Act requirements.** The contractor shall comply with the requirements of 29 CFR part 3, which are incorporated by reference in this contract as provided in 29 CFR 5.5.
- **6. Subcontracts**. The contractor or subcontractor must insert FHWA-1273 in any subcontracts, along with the applicable wage determination(s) and such other clauses or contract modifications as the contracting agency may by appropriate instructions require, and a clause requiring the subcontractors to include these clauses and wage determination(s) in any lower tier subcontracts. The prime contractor is responsible for the compliance by any subcontractor or lower tier subcontractor with all the contract clauses in this section. In the event of any violations of these clauses, the prime contractor and any subcontractor(s) responsible will be liable for any unpaid wages and monetary relief, including interest from the date of the underpayment or loss, due to any workers of lower-tier subcontractors, and may be subject to debarment, as appropriate. 29 CFR 5.5.
- **7. Contract termination: debarment.** A breach of the contract clauses in 29 CFR 5.5 may be grounds for termination of the contract, and for debarment as a contractor and a subcontractor as provided in 29 CFR 5.12.
- **8. Compliance with Davis-Bacon and Related Act requirements.** All rulings and interpretations of the Davis-Bacon and Related Acts contained in 29 CFR parts 1, 3, and 5 are herein incorporated by reference in this contract as provided in 29 CFR 5.5.
- 9. Disputes concerning labor standards. As provided in 29 CFR 5.5, disputes arising out of the labor standards provisions of this contract shall not be subject to the general disputes clause of this contract. Such disputes shall be resolved in accordance with the procedures of the Department of Labor set forth in 29 CFR parts 5, 6, and 7. Disputes within the meaning of this clause include disputes between the contractor (or any of its subcontractors) and the contracting agency, the U.S. Department of Labor, or the employees or their representatives.
- 10. Certification of eligibility. a. By entering into this contract, the contractor certifies that neither it nor any person or firm who has an interest in the contractor's firm is a person or firm ineligible to be awarded Government contracts by virtue of 40 U.S.C. 3144(b) or § 5.12(a).

- b. No part of this contract shall be subcontracted to any person or firm ineligible for award of a Government contract by virtue of  $\underline{40}$   $\underline{\text{U.S.C. }3144(b)}$  or  $\S$  5.12(a).
- c. The penalty for making false statements is prescribed in the U.S. Code, Title 18 Crimes and Criminal Procedure,  $\underline{18}$   $\underline{\text{U.S.C. }1001}$ .
- 11. Anti-retaliation. It is unlawful for any person to discharge, demote, intimidate, threaten, restrain, coerce, blacklist, harass, or in any other manner discriminate against, or to cause any person to discharge, demote, intimidate, threaten, restrain, coerce, blacklist, harass, or in any other manner discriminate against, any worker or job applicant for:
- a. Notifying any contractor of any conduct which the worker reasonably believes constitutes a violation of the DBA, Related Acts, this part, or 29 CFR part 1 or 3;
- b. Filing any complaint, initiating or causing to be initiated any proceeding, or otherwise asserting or seeking to assert on behalf of themselves or others any right or protection under the DBA, Related Acts, this part, or 29 CFR part 1 or 3;
- c. Cooperating in any investigation or other compliance action, or testifying in any proceeding under the DBA, Related Acts, this part, or 29 CFR part 1 or 3; or
- d. Informing any other person about their rights under the DBA, Related Acts, this part, or 29 CFR part 1 or 3.

# V. CONTRACT WORK HOURS AND SAFETY STANDARDS ACT

Pursuant to 29 CFR 5.5(b), the following clauses apply to any Federal-aid construction contract in an amount in excess of \$100,000 and subject to the overtime provisions of the Contract Work Hours and Safety Standards Act. These clauses shall be inserted in addition to the clauses required by 29 CFR 5.5(a) or 29 CFR 4.6. As used in this paragraph, the terms laborers and mechanics include watchpersons and guards.

- 1. Overtime requirements. 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 such laborer or mechanic in any workweek in which he or she is employed on such work to work 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 the basic rate of pay for all hours worked in excess of forty hours in such workweek. 29 CFR
- 2. Violation; liability for unpaid wages; liquidated damages. In the event of any violation of the clause set forth in paragraph 1. of this section the contractor and any subcontractor responsible therefor shall be liable for the unpaid wages and interest from the date of the underpayment. In addition, such contractor and subcontractor shall be liable to the United States (in the case of work done under contract for the District of Columbia or a territory, to such District or to such territory), for liquidated damages. Such liquidated damages shall be computed with respect to each individual laborer or

mechanic, including watchpersons and guards, employed in violation of the clause set forth in paragraph 1. of this section, in the sum currently provided in 29 CFR 5.5(b)(2)\* for each calendar day on which such individual was required or permitted to work in excess of the standard workweek of forty hours without payment of the overtime wages required by the clause set forth in paragraph 1. of this section.

\* \$31 as of January 15, 2023 (See 88 FR 88 FR 2210) as may be adjusted annually by the Department of Labor, pursuant to the Federal Civil Penalties Inflation Adjustment Act of 1990.

#### 3. Withholding for unpaid wages and liquidated damages

- a. Withholding process. The FHWA or the contracting agency may, upon its own action, or must, upon written request of an authorized representative of the Department of Labor, withhold or cause to be withheld from the contractor so much of the accrued payments or advances as may be considered necessary to satisfy the liabilities of the prime contractor or any subcontractor for any unpaid wages; monetary relief, including interest; and liquidated damages required by the clauses set forth in this section on this contract, any other Federal contract with the same prime contractor, or any other federally assisted contract subject to the Contract Work Hours and Safety Standards Act that is held by the same prime contractor (as defined in § 5.2). The necessary funds may be withheld from the contractor under this contract, any other Federal contract with the same prime contractor, or any other federally assisted contract that is subject to the Contract Work Hours and Safety Standards Act and is held by the same prime contractor, regardless of whether the other contract was awarded or assisted by the same agency, and such funds may be used to satisfy the contractor liability for which the funds were withheld.
- b. *Priority to withheld funds.* The Department has priority to funds withheld or to be withheld in accordance with Section IV paragraph 2.a. or paragraph 3.a. of this section, or both, over claims to those funds by:
- (1) A contractor's surety(ies), including without limitation performance bond sureties and payment bond sureties;
  - (2) A contracting agency for its reprocurement costs;
- (3) A trustee(s) (either a court-appointed trustee or a U.S. trustee, or both) in bankruptcy of a contractor, or a contractor's bankruptcy estate:
  - (4) A contractor's assignee(s);
  - (5) A contractor's successor(s); or
- (6) A claim asserted under the Prompt Payment Act, <u>31</u> U.S.C. 3901–3907.
- **4. Subcontracts.** The contractor or subcontractor must insert in any subcontracts the clauses set forth in paragraphs 1. through 5. of this section and a clause requiring the subcontractors to include these clauses in any lower tier subcontracts. The prime contractor is responsible for compliance by any subcontractor or lower tier subcontractor with the clauses set forth in paragraphs 1. through 5. In the

event of any violations of these clauses, the prime contractor and any subcontractor(s) responsible will be liable for any unpaid wages and monetary relief, including interest from the date of the underpayment or loss, due to any workers of lowertier subcontractors, and associated liquidated damages and may be subject to debarment, as appropriate.

- **5. Anti-retaliation.** It is unlawful for any person to discharge, demote, intimidate, threaten, restrain, coerce, blacklist, harass, or in any other manner discriminate against, or to cause any person to discharge, demote, intimidate, threaten, restrain, coerce, blacklist, harass, or in any other manner discriminate against, any worker or job applicant for:
- a. Notifying any contractor of any conduct which the worker reasonably believes constitutes a violation of the Contract Work Hours and Safety Standards Act (CWHSSA) or its implementing regulations in this part;
- b. Filing any complaint, initiating or causing to be initiated any proceeding, or otherwise asserting or seeking to assert on behalf of themselves or others any right or protection under CWHSSA or this part;
- c. Cooperating in any investigation or other compliance action, or testifying in any proceeding under CWHSSA or this part; or
- d. Informing any other person about their rights under CWHSSA or this part.

#### VI. SUBLETTING OR ASSIGNING THE CONTRACT

This provision is applicable to all Federal-aid construction contracts on the National Highway System pursuant to 23 CFR 635.116.

- 1. The contractor shall perform with its own organization contract work amounting to not less than 30 percent (or a greater percentage if specified elsewhere in the contract) of the total original contract price, excluding any specialty items designated by the contracting agency. Specialty items may be performed by subcontract and the amount of any such specialty items performed may be deducted from the total original contract price before computing the amount of work required to be performed by the contractor's own organization (23 CFR 635.116).
- a. The term "perform work with its own organization" in paragraph 1 of Section VI refers to workers employed or leased by the prime contractor, and equipment owned or rented by the prime contractor, with or without operators. Such term does not include employees or equipment of a subcontractor or lower tier subcontractor, agents of the prime contractor, or any other assignees. The term may include payments for the costs of hiring leased employees from an employee leasing firm meeting all relevant Federal and State regulatory requirements. Leased employees may only be included in this term if the prime contractor meets all of the following conditions: (based on longstanding interpretation)
- (1) the prime contractor maintains control over the supervision of the day-to-day activities of the leased employees;
- (2) the prime contractor remains responsible for the quality of the work of the leased employees;

- (3) the prime contractor retains all power to accept or exclude individual employees from work on the project; and
  - (4) the prime contractor remains ultimately responsible for the payment of predetermined minimum wages, the submission of payrolls, statements of compliance and all other Federal regulatory requirements.
- b. "Specialty Items" shall be construed to be limited to work that requires highly specialized knowledge, abilities, or equipment not ordinarily available in the type of contracting organizations qualified and expected to bid or propose on the contract as a whole and in general are to be limited to minor components of the overall contract. 23 CFR 635.102.
- 2. Pursuant to 23 CFR 635.116(a), the contract amount upon which the requirements set forth in paragraph (1) of Section VI is computed includes the cost of material and manufactured products which are to be purchased or produced by the contractor under the contract provisions.
- 3. Pursuant to 23 CFR 635.116(c), the contractor shall furnish (a) a competent superintendent or supervisor who is employed by the firm, has full authority to direct performance of the work in accordance with the contract requirements, and is in charge of all construction operations (regardless of who performs the work) and (b) such other of its own organizational resources (supervision, management, and engineering services) as the contracting officer determines is necessary to assure the performance of the contract.
- 4. No portion of the contract shall be sublet, assigned or otherwise disposed of except with the written consent of the contracting officer, or authorized representative, and such consent when given shall not be construed to relieve the contractor of any responsibility for the fulfillment of the contract. Written consent will be given only after the contracting agency has assured that each subcontract is evidenced in writing and that it contains all pertinent provisions and requirements of the prime contract. (based on long-standing interpretation of 23 CFR 635.116).
- 5. The 30-percent self-performance requirement of paragraph (1) is not applicable to design-build contracts; however, contracting agencies may establish their own self-performance requirements. 23 CFR 635.116(d).

#### **VII. SAFETY: ACCIDENT PREVENTION**

This provision is applicable to all Federal-aid construction contracts and to all related subcontracts.

- 1. In the performance of this contract the contractor shall comply with all applicable Federal, State, and local laws governing safety, health, and sanitation (23 CFR Part 635). The contractor shall provide all safeguards, safety devices and protective equipment and take any other needed actions as it determines, or as the contracting officer may determine, to be reasonably necessary to protect the life and health of employees on the job and the safety of the public and to protect property in connection with the performance of the work covered by the contract. 23 CFR 635.108.
- 2. It is a condition of this contract, and shall be made a condition of each subcontract, which the contractor enters into pursuant to this contract, that the contractor and any subcontractor shall not permit any employee, in performance of the contract, to work in surroundings or under conditions which are unsanitary, hazardous or dangerous to his/her health or safety, as determined under construction safety and

health standards (29 CFR Part 1926) promulgated by the Secretary of Labor, in accordance with Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 3704). 29 CFR 1926.10.

3. Pursuant to 29 CFR 1926.3, it is a condition of this contract that the Secretary of Labor or authorized representative thereof, shall have right of entry to any site of contract performance to inspect or investigate the matter of compliance with the construction safety and health standards and to carry out the duties of the Secretary under Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 3704).

# VIII. FALSE STATEMENTS CONCERNING HIGHWAY PROJECTS

This provision is applicable to all Federal-aid construction contracts and to all related subcontracts.

In order to assure high quality and durable construction in conformity with approved plans and specifications and a high degree of reliability on statements and representations made by engineers, contractors, suppliers, and workers on Federal- aid highway projects, it is essential that all persons concerned with the project perform their functions as carefully, thoroughly, and honestly as possible. Willful falsification, distortion, or misrepresentation with respect to any facts related to the project is a violation of Federal law. To prevent any misunderstanding regarding the seriousness of these and similar acts, Form FHWA-1022 shall be posted on each Federal-aid highway project (23 CFR Part 635) in one or more places where it is readily available to all persons concerned with the project:

#### 18 U.S.C. 1020 reads as follows:

"Whoever, being an officer, agent, or employee of the United States, or of any State or Territory, or whoever, whether a person, association, firm, or corporation, knowingly makes any false statement, false representation, or false report as to the character, quality, quantity, or cost of the material used or to be used, or the quantity or quality of the work performed or to be performed, or the cost thereof in connection with the submission of plans, maps, specifications, contracts, or costs of construction on any highway or related project submitted for approval to the Secretary of Transportation; or

Whoever knowingly makes any false statement, false representation, false report or false claim with respect to the character, quality, quantity, or cost of any work performed or to be performed, or materials furnished or to be furnished, in connection with the construction of any highway or related project approved by the Secretary of Transportation; or

Whoever knowingly makes any false statement or false representation as to material fact in any statement, certificate, or report submitted pursuant to provisions of the Federal-aid Roads Act approved July 11, 1916, (39 Stat. 355), as amended and supplemented;

Shall be fined under this title or imprisoned not more than 5 years or both."

# IX. IMPLEMENTATION OF CLEAN AIR ACT AND FEDERAL WATER POLLUTION CONTROL ACT (42 U.S.C. 7606; 2 CFR 200.88; EO 11738)

This provision is applicable to all Federal-aid construction contracts in excess of \$150,000 and to all related subcontracts. 48 CFR 2.101; 2 CFR 200.327.

By submission of this bid/proposal or the execution of this contract or subcontract, as appropriate, the bidder, proposer, Federal-aid construction contractor, subcontractor, supplier, or vendor agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act, as amended (33 U.S.C. 1251-1387). Violations must be reported to the Federal Highway Administration and the Regional Office of the Environmental Protection Agency. 2 CFR Part 200, Appendix II.

The contractor agrees to include or cause to be included the requirements of this Section in every subcontract, and further agrees to take such action as the contracting agency may direct as a means of enforcing such requirements. 2 CFR 200.327.

# X. CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION

This provision is applicable to all Federal-aid construction contracts, design-build contracts, subcontracts, lower-tier subcontracts, purchase orders, lease agreements, consultant contracts or any other covered transaction requiring FHWA approval or that is estimated to cost \$25,000 or more — as defined in 2 CFR Parts 180 and 1200. 2 CFR 180.220 and 1200.220.

#### 1. Instructions for Certification – First Tier Participants:

- a. By signing and submitting this proposal, the prospective first tier participant is providing the certification set out below.
- b. The inability of a person to provide the certification set out below will not necessarily result in denial of participation in this covered transaction. The prospective first tier participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective first tier participant to furnish a certification or an explanation shall disqualify such a person from participation in this transaction. 2 CFR 180.320.
- c. The certification in this clause is a material representation of fact upon which reliance was placed when the contracting agency determined to enter into this transaction. If it is later determined that the prospective participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the contracting agency may terminate this transaction for cause of default. 2 CFR 180.325.
- d. The prospective first tier participant shall provide immediate written notice to the contracting agency to whom this proposal is submitted if any time the prospective first tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances. 2 CFR 180.345 and 180.350.

- e. The terms "covered transaction," "debarred,"
  "suspended," "ineligible," "participant," "person," "principal,"
  and "voluntarily excluded," as used in this clause, are defined
  in 2 CFR Parts 180, Subpart I, 180.900-180.1020, and 1200.
  "First Tier Covered Transactions" refers to any covered
  transaction between a recipient or subrecipient of Federal
  funds and a participant (such as the prime or general contract).
  "Lower Tier Covered Transactions" refers to any covered
  transaction under a First Tier Covered Transaction (such as
  subcontracts). "First Tier Participant" refers to the participant
  who has entered into a covered transaction with a recipient or
  subrecipient of Federal funds (such as the prime or general
  contractor). "Lower Tier Participant" refers any participant who
  has entered into a covered transaction with a First Tier
  Participant or other Lower Tier Participants (such as
  subcontractors and suppliers).
- f. The prospective first tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction. 2 CFR 180.330.
- g. The prospective first tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transactions," provided by the department or contracting agency, entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions exceeding the \$25,000 threshold. 2 CFR 180.220 and 180.300.
- h. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. 2 CFR 180.300; 180.320, and 180.325. A participant is responsible for ensuring that its principals are not suspended, debarred, or otherwise ineligible to participate in covered transactions. 2 CFR 180.335. To verify the eligibility of its principals, as well as the eligibility of any lower tier prospective participants, each participant may, but is not required to, check the System for Award Management website (https://www.sam.gov/). 2 CFR 180.300, 180.320, and 180.325.
- i. Nothing contained in the foregoing shall be construed to require the establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of the prospective participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- j. Except for transactions authorized under paragraph (f) of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default. 2 CFR 180.325.

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# 2. Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – First Tier Participants:

- The prospective first tier participant certifies to the best of its knowledge and belief, that it and its principals:
- (1) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participating in covered transactions by any Federal department or agency, 2 CFR 180.335;.
- (2) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property, 2 CFR 180.800;
- (3) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (a)(2) of this certification, 2 CFR 180.700 and 180.800: and
- (4) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default. 2 CFR 180.335(d).
- (5) Are not a corporation that has been convicted of a felony violation under any Federal law within the two-year period preceding this proposal (USDOT Order 4200.6 implementing appropriations act requirements); and
- (6) Are not a corporation with any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted, or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability (USDOT Order 4200.6 implementing appropriations act requirements).
- b. Where the prospective participant is unable to certify to any of the statements in this certification, such prospective participant should attach an explanation to this proposal. 2 CFR 180.335 and 180.340.

3. Instructions for Certification - Lower Tier Participants:

(Applicable to all subcontracts, purchase orders, and other lower tier transactions requiring prior FHWA approval or estimated to cost \$25,000 or more - 2 CFR Parts 180 and 1200). 2 CFR 180.220 and 1200.220.

- a. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
- b. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department, or agency with which

this transaction originated may pursue available remedies, including suspension and/or debarment.

- c. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous by reason of changed circumstances. 2 CFR 180.365.
- d. The terms "covered transaction," "debarred," "suspended," "ineligible," "participant," "person," "principal," and "voluntarily excluded," as used in this clause, are defined in 2 CFR Parts 180, Subpart I, 180.900 - 180.1020, and 1200. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations. "First Tier Covered Transactions" refers to any covered transaction between a recipient or subrecipient of Federal funds and a participant (such as the prime or general contract). "Lower Tier Covered Transactions" refers to any covered transaction under a First Tier Covered Transaction (such as subcontracts). "First Tier Participant" refers to the participant who has entered into a covered transaction with a recipient or subrecipient of Federal funds (such as the prime or general contractor). "Lower Tier Participant" refers any participant who has entered into a covered transaction with a First Tier Participant or other Lower Tier Participants (such as subcontractors and suppliers).
- e. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated. 2 CFR 1200.220 and 1200.332.
- f. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions exceeding the \$25,000 threshold. 2 CFR 180.220 and 1200.220.
- g. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant is responsible for ensuring that its principals are not suspended, debarred, or otherwise ineligible to participate in covered transactions. To verify the eligibility of its principals, as well as the eligibility of any lower tier prospective participants, each participant may, but is not required to, check the System for Award Management website (<a href="https://www.sam.gov/">https://www.sam.gov/</a>), which is compiled by the General Services Administration. 2 CFR 180.300, 180.320, 180.330, and 180.335.
- h. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- i. Except for transactions authorized under paragraph e of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily

excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment. 2 CFR 180.325.

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# 4. Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion--Lower Tier Participants:

- a. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals:
- (1) is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participating in covered transactions by any Federal department or agency, 2 CFR 180.355;
- (2) is a corporation that has been convicted of a felony violation under any Federal law within the two-year period preceding this proposal (USDOT Order 4200.6 implementing appropriations act requirements); and
- (3) is a corporation with any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted, or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability. (USDOT Order 4200.6 implementing appropriations act requirements)
- b. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant should attach an explanation to this proposal.

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# XI. CERTIFICATION REGARDING USE OF CONTRACT FUNDS FOR LOBBYING

This provision is applicable to all Federal-aid construction contracts and to all related subcontracts which exceed \$100,000. 49 CFR Part 20, App. A.

- 1. The prospective participant certifies, by signing and submitting this bid or proposal, to the best of his or her knowledge and belief, that:
- a. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- b. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or

cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

- 2. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.
- 3. The prospective participant also agrees by submitting its bid or proposal that the participant shall require that the language of this certification be included in all lower tier subcontracts, which exceed \$100,000 and that all such recipients shall certify and disclose accordingly.

#### XII. USE OF UNITED STATES-FLAG VESSELS:

This provision is applicable to all Federal-aid construction contracts, design-build contracts, subcontracts, lower-tier subcontracts, purchase orders, lease agreements, or any other covered transaction. 46 CFR Part 381.

This requirement applies to material or equipment that is acquired for a specific Federal-aid highway project. 46 CFR 381.7. It is not applicable to goods or materials that come into inventories independent of an FHWA funded-contract.

When oceanic shipments (or shipments across the Great Lakes) are necessary for materials or equipment acquired for a specific Federal-aid construction project, the bidder, proposer, contractor, subcontractor, or vendor agrees:

- 1. To utilize privately owned United States-flag commercial vessels to ship at least 50 percent of the gross tonnage (computed separately for dry bulk carriers, dry cargo liners, and tankers) involved, whenever shipping any equipment, material, or commodities pursuant to this contract, to the extent such vessels are available at fair and reasonable rates for United States-flag commercial vessels. 46 CFR 381.7.
- 2. To furnish within 20 days following the date of loading for shipments originating within the United States or within 30 working days following the date of loading for shipments originating outside the United States, a legible copy of a rated, 'on-board' commercial ocean bill-of-lading in English for each shipment of cargo described in paragraph (b)(1) of this section to both the Contracting Officer (through the prime contractor in the case of subcontractor bills-of-lading) and to the Office of Cargo and Commercial Sealift (MAR-620), Maritime Administration, Washington, DC 20590. (MARAD requires copies of the ocean carrier's (master) bills of lading, certified onboard, dated, with rates and charges. These bills of lading may contain business sensitive information and therefore may be submitted directly to MARAD by the Ocean Transportation Intermediary on behalf of the contractor). 46 CFR 381.7.

# ATTACHMENT A - EMPLOYMENT AND MATERIALS PREFERENCE FOR APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM OR APPALACHIAN LOCAL ACCESS

**ROAD CONTRACTS** (23 CFR 633, Subpart B, Appendix B) This provision is applicable to all Federal-aid projects funded under the Appalachian Regional Development Act of 1965.

- 1. During the performance of this contract, the contractor undertaking to do work which is, or reasonably may be, done as on-site work, shall give preference to qualified persons who regularly reside in the labor area as designated by the DOL wherein the contract work is situated, or the subregion, or the Appalachian counties of the State wherein the contract work is situated, except:
- a. To the extent that qualified persons regularly residing in the area are not available.
- b. For the reasonable needs of the contractor to employ supervisory or specially experienced personnel necessary to assure an efficient execution of the contract work.
- c. For the obligation of the contractor to offer employment to present or former employees as the result of a lawful collective bargaining contract, provided that the number of nonresident persons employed under this subparagraph (1c) shall not exceed 20 percent of the total number of employees employed by the contractor on the contract work, except as provided in subparagraph (4) below.
- 2. The contractor shall place a job order with the State Employment Service indicating (a) the classifications of the laborers, mechanics and other employees required to perform the contract work, (b) the number of employees required in each classification, (c) the date on which the participant estimates such employees will be required, and (d) any other pertinent information required by the State Employment Service to complete the job order form. The job order may be placed with the State Employment Service in writing or by telephone. If during the course of the contract work, the information submitted by the contractor in the original job order is substantially modified, the participant shall promptly notify the State Employment Service.
- 3. The contractor shall give full consideration to all qualified job applicants referred to him by the State Employment Service. The contractor is not required to grant employment to any job applicants who, in his opinion, are not qualified to perform the classification of work required.
- 4. If, within one week following the placing of a job order by the contractor with the State Employment Service, the State Employment Service is unable to refer any qualified job applicants to the contractor, or less than the number requested, the State Employment Service will forward a certificate to the contractor indicating the unavailability of applicants. Such certificate shall be made a part of the contractor's permanent project records. Upon receipt of this certificate, the contractor may employ persons who do not normally reside in the labor area to fill positions covered by the certificate, notwithstanding the provisions of subparagraph (1c) above.
- 5. The provisions of 23 CFR 633.207(e) allow the contracting agency to provide a contractual preference for the use of mineral resource materials native to the Appalachian region
- The contractor shall include the provisions of Sections 1 through 4 of this Attachment A in every subcontract for work which is, or reasonably may be, done as on-site work.