

EXHIBIT B
ARLINGTON COUNTY DES ENGINEERING SPECIAL CONDITIONS

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SUPPLEMENTS TO THE GENERAL CONDITIONS

These Conditions modify the Arlington County Construction General Conditions. All provisions that are not modified or deleted by these Supplemental Conditions shall remain in full force and effect.

The address system used in these Supplemental Conditions is the same as the address system used in the General Conditions, with the prefix "SC" added thereto.

ARTICLE B – DRAWINGS, SPECIFICATIONS AND RELATED DATA

SC-B.10 TESTS

Add the following new language to Paragraph B.10:

All materials testing shall be in compliance with the Arlington County Materials Testing Specification Reference. This document specifies the method and frequency of testing for Arlington County projects. A copy of this document is included in the bid documents. This shall be incidental to the work and no separate payment will be made.

The Contractor shall engage the services of a geotechnical company, acceptable to both the County and VDOT, to conduct all materials testing per the County and VDOT Specifications.

If it is observed that samples for testing are being improperly taken or that samples are being taken from an area that is not fully representative of all project conditions, then Contractor shall take and test additional samples at the County Project Officer's request from areas designated by the County Project Officer and at the Contractor's expense.

In addition, the Contractor shall provide the County with unfettered site access as needed for VDOT/County personnel or VDOT/County consultants to enter the site, inspect, and perform any additional testing for any and all materials (including soil, concrete, asphalt, etc.).

Compaction results must meet VDOT Specifications and be certified by a Geotechnical Engineer licensed in Virginia. This work shall be at no cost to the County.

SC-B.13 SURVEYS AND CONTROLS

Delete Paragraph B.13 in its entirety and insert the following in its place:

Unless otherwise stated, the County will provide horizontal and vertical reference points necessary for the Contractor to proceed with the Work. The Contractor shall carefully preserve all reference points, and in the case of destruction thereof by the Contractor or due to the negligence of the Contractor or of any subcontractor, the Contractor shall be

responsible for expense and damage resulting therefrom and shall be responsible for any mistakes or construction errors that may be caused by the loss or disturbance of such reference points. The Contractor shall be responsible for laying out the Work and shall retain a professional land surveyor licensed in the Commonwealth of Virginia to survey and provide all necessary construction layouts and to establish all control lines, grades, and elevations during construction.

SC-B.14 RECORD DRAWINGS

The Contractor shall maintain a set of red-line drawings. Red-line drawings shall be in accordance with Supplemental Specification 01720, Project Record Documents. A copy of the red line drawings showing work completed shall be submitted monthly to the County prior to the issuance of the monthly progress payment.

For storm, sanitary and water main installations performed with this contract, the contractor shall provide Arlington County with As-Builts that are in accordance with Arlington County DES Construction Standards and Specifications Section 02550, Section 3.3; and Section 02500, Part 3.

ARTICLE C – COUNTY, COUNTY PROJECT OFFICER, AND CONTRACTOR RELATIONS

SC-C.4 INSPECTION OF WORK

Add the following new language to Paragraph C.4:

Contractor shall notify the Project Officer at least 3 working days prior to disturbing any existing, or installing any new, traffic signs, signals, or other traffic control devices. The Contractor shall allow 3 working days for the inspection and approval of the premarkings prior to placing the permanent markings.

SC-C.9 SUPERINTENDENCE BY CONTRACTOR

Add the following new language to Paragraph C.9:

Emergency Contact:

The Contractor shall have a qualified and experienced person who can clearly communicate technical matters regarding the subject project. This person shall be available via phone to respond to emergency situations on the project 24 hours a day.

Site Supervisor:

The Contractor shall have a qualified and experienced site supervisor who can clearly communicate technical matters on-site at all times when construction activity is occurring or when the site is not in a secure state.

Safety Project Officer:

For each task order, the Contractor shall have at least one (1) employee certified by VDOT in Basic Work Zone Traffic Control on-site at all times that work is occurring and be responsible for the following:

- Placement, maintenance, and removal of work zone traffic control devices,
- Compliance with permit requirements and conditions, approved plans and specifications, the Virginia Work Area Protection Manual, and the Manual of Uniform Traffic Control Devices.

The flagger shall be certified in accordance with the VDOT Flagger Certification Program, the American Traffic Safety Services Association Flagger Certification Program or any other VDOT approved flagger program. The flagger shall have his/her certification card with them at all times while performing flagging activities.

For each task order, the Contractor shall have at least one (1) employee certified in OSHA 10 on-site at all times that work is occurring. The employee shall have served as a Project Safety Officer on at least three (3) prior projects. If the contractor has multiple employees

with these requirements, the Contractor shall clearly identify which employee shall serve as the Project Safety Officer.

Environmental Project Officer:

For each task order, the Contractor shall have at least one (1) employee that has successfully completed the VDOT Erosion & Sediment Control Contractor Certification training. The contractor employee shall be on-site during all land disturbance activities. The Contractor shall be responsible for ensuring compliance with all applicable local, State, and Federal erosion and sediment control regulations and permits during land disturbance activities.

If the Contractor proposes to deviate from the approved Erosion and Sediment Control Plan, it shall be the Contractor's responsibility to coordinate and obtain approval from the County Project Officer prior to implementing any changes.

SC-C.11 LANDS BY COUNTY

Add the following new language at the end of C.11:

The Contractor shall confine all activities at the site associated with construction activities, to include storage of equipment and or materials, access to the work, formwork, etc. To within the designated Limits of Disturbance (LOD).

SC-C.13 PROTECTION OF WORK AND PROPERTY

Add the following new language to Subparagraph C.13.c:

The Contractor shall be responsible for all damages caused by their construction activities. The Contractor shall perform or provide repairs, replacements, and restoration to all property that has been damaged resulting from construction operations performed by the Contractor, and shall meet the following requirements:

1. Restore all areas to conditions that existed prior to construction. Remove and Replace damaged items with items equal to or better than the damaged items.

Add the following new language to C.13:

- g. The contractor shall contact "Miss Utility" at 811 for marking the locations of existing underground utilities (i.e. Water, sewer, gas, telephone, electric, and cable tv) at least 72 hours prior to any excavation or construction. The contractor is required to identify and protect all other utility lines found in the work site area belonging to other owners that are not members of "miss utility". Private water and/or sewer laterals will not be marked by "Miss Utility" or the County. The contractor shall locate and protect these services during construction.

ARTICLE E – LEGAL RESPONSIBILITY AND PUBLIC SAFETY

SC-E.1 SITE INVESTIGATION AND CONDITIONS AFFECTING THE WORK

Add the following new language at the end of E.1:

When construction activity reaches in proximity to existing utilities, the trench(es) shall be opened a sufficient distance ahead of the work or test pits shall be made to verify the exact location and inverts of the utility to allow for possible changes in the line or grade as directed by the Project Officer. This shall be incidental to the work and no separate payment shall be made.

SC-E.2 PUBLIC CONVENIENCE

Add the following new language to Paragraph E.2:

At all times the Contractor shall use the personnel and traffic control signs and devices necessary to comply with the Virginia Work Area Protection Manual and Part VI of the "National Manual on Uniform Traffic Control Devices." The Contractor has sole responsibility for ensuring that its operations are conducted in a safe manner and notwithstanding any other provision to the contrary, shall fully indemnify Arlington County, its officers, agents and employees for any damage or injury related to traffic operations which is caused by negligent or otherwise improper or deficient performance under the Contract or nonperformance of the terms of the Contract. All personnel, signs, barricades and any other items necessary for the maintenance of traffic and safety shall be provided by the Contractor.

When conditions warrant due to traffic volumes, patterns, or special events, the County may suspend or otherwise direct the Contractor's activities to protect the public and or the County's transportation network.

When the project includes a VDOT and/or County approved MOT Plan (or Plans), the Contractor shall strictly abide by this plan. If the Contractor proposes to deviate from the approved MOT Plan for a County road, it shall be the Contractor's responsibility to coordinate and obtain approval from the County Project Officer prior to implementing any changes. If the Contractor proposes to deviate from the approved MOT Plan for a VDOT road, it shall be the Contractor's responsibility to coordinate and obtain approval directly from VDOT prior to implementing any changes.

Prior to any lane closures within the VDOT Right-of-Way, the County Project Officer and VDOT Field Inspector must be notified in advance of such lane closure in accordance with VDOT requirements.

The Contractor shall not be entitled to any additional payment for changes to MOT which are the result of the Contractor's work schedule or resource allocation, weather delays, or other factors not controlled by the County.

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Failure of the Contractor to correct any MOT deficiency immediately upon notification may result in the project being shut down until the deficiency is corrected, and a reduction from the amount of payment due in the amount of \$1,000.00 per violation. Repeated violations of this provision may result in contract termination.

The Contractor shall install project information signs (size - 36"x48") at least two (2) different locations for each site. Signs will be supplied by the County. Sign posts and incidentals necessary for a complete installation of the signs shall be furnished by the Contractor. Signs shall be installed at least two (2) weeks prior to the start of the construction. The Contractor shall coordinate the location of the signs with the Project Officer. After the project has been completed the Contractor shall remove and return the signs to the County Project Officer. The cost for this work shall be considered incidental to other items within the Contract and no separate payment will be made.

At the close of each work day, the area of work shall be confined to the smallest area possible, but in no event larger than the area designated in the Construction Documents, so that the maximum use of the street and sidewalk shall be restored and the hazard to traffic reduced to the minimum.

The Contractor shall preserve all bus stops, including maintaining adequate accessibility through and adjacent to the construction for buses and their passengers. The Contractor shall not close, relocate, or otherwise modify a bus stop without prior request of the Project Officer. Any relocation or closure of a bus stop will require at least four weeks advance notice for coordination with the county's bus stop coordinator.

SC-E.10 SITE CLEAN-UP AND WASTE DISPOSAL

Add the following new language to Paragraph E.10:

The County's Earth Products Recycling Yard (located at 4300 29th Street South, Arlington, VA) shall **not** be used on an as-needed basis for unspecified quantities of waste (due in part to the limited size of the Yard). Although atypical, the Yard **may** be considered, on a case-by-case basis, for disposal of specific types/quantities of waste from County construction projects. In such cases disposal arrangements must be approved by the County Project Officer, be made in advance, depend on available space and the type/quantity of waste, and comply with certain requirements (for example, concrete shall be broken into pieces no longer than 24" in any dimension, contain less than 20% soil content, and be free of rebar).

SC-E.11 STORMWATER POLLUTION PREVENTION PLAN (SWPPP)

Delete Paragraph 2.

ARTICLE F— PROGRESS AND COMPLETION OF THE WORK

SC-F.2 TIME FOR COMPLETION

Delete Paragraph F.2 and replace with the following language:

It is hereby understood and mutually agreed by and between the Contractor and the County that the Commencement Date, the rate of progress, and the Time for Completion of the Work to be done hereunder are essential conditions of the Contract. The Contractor agrees that the Work shall be started promptly upon receipt of a written Notice to Proceed in accordance with the accepted schedule. Additional time shall not be allowed for holidays or weather delays except as allowed in the contract.

SPECIAL CONDITIONS

These Special Conditions augment the General Conditions and include any project-specific requirements.

- **The Supplementary Specifications listed within the Contract.**

In case of a discrepancy, the following order of priority will apply, with the highest governing item appearing first and the least governing item appearing last:

The Contract Bid Items

Special Conditions

Contract Drawings

Supplemental Specifications

Arlington County Construction Standards and Specifications

External Agency Specifications

1. **PERMITS**

Permits required for the project include, but are not limited to:

- **County Land Disturbing Activities (LDA) permit**
- **County Public Right-Of-Way (PROW) permit**
- **County Transportation Right-Of-Way (TROW) permits**
- **County Resource Protection Area (RPA) permit**
- **County Water Meter and Fire Hydrant permits**
- **VDOT Land Use permit**
- **VDOT Open Cut permit**
- **Nationwide Permit #3**
- **Virginia Marine Resources Commission Permit.**
- **VA DEQ Virginia Storm Water Management Program (VSMP) permit**
- **Northern Virginia Regional Park Authority (NVRPA) permit**

All fees for County permits will be waived by Arlington County, and fees for non-County permits will be paid by Arlington County.

The County will obtain the County LDA permit, the County RPA permit, VDOT Land Use permit, VDOT Open Cut permit, VSMP Permit and then NVRPA permits prior to the start of work. The Contractor shall transfer the County LDA permit, VDOT Land Use Permit, VDOT Open Cut permit and the VSMP Permit in the Contractors name as the permittee and/or responsible party prior to the start of Work. The Contractor shall complete and sign the

VDOT forms and submit to the County Project Officer for submission to VDOT two weeks prior to the start of Work within VDOT ROW.

The Contractor shall provide a Responsible Land Disturber (RLD) that meets all the required qualifications of the permits. The Contractor shall complete and sign the RLD certificate and submit to the County Project Officer prior to the start of Work.

The Contractor shall obtain the County PROW permit, the County TROW permits and the County Water Meter and Fire Hydrant permits. The Contractor is responsible for investigating and satisfying all permit requirements for the above-mentioned permits.

2. RFIs AND SUPPLEMENTAL INSTRUCTIONS

Request for Information (RFIs) shall be submitted in writing by the Contractor using a County RFI form (*sample attached for information only and which is subject to change at the County's discretion*) and transmitted via email to the County Project Officer. Only the Contractor, and not Subcontractors, shall submit RFIs.

RFIs shall only be used to request interpretation or clarification of apparent issues or problems found within the contract documents. The Contractor shall clearly identify and detail the issue and provide its own interpretation within the RFI. Upon receipt of the RFI, the County shall respond to the Contractor via email within five (5) business days.

The following are not considered RFI's and may be rejected by the County if submitted as an RFI by the Contractor:

- **Routine project correspondence**
- **Material or shop drawing submittals**
- **Substitution requests**
- **Change orders**
- **Responses to non-conformance notices**
- **Similar project communications**

Responses to RFIs shall not be construed as authorization for a change order. The County may initiate a change to the contract by noting in the RFI response that a change order will be required. If the Contractor considers an RFI response to be a change to the contract, then the Contractor must notify the County Project Officer in writing immediately.

If changes occur after the individual project assignment is awarded that affect the project plans and specifications, and such change does not affect the contract schedule or cost, then a supplemental instruction may be issued by the County. Supplemental instructions are formal notifications to the Contractor providing additional instructions or to order minor project changes. These adjustments to the project plans and specifications may be the result of RFIs, value engineering, recognition of error/omission, changed conditions, requests for substitutions, etc.

3. WEB-BASED RECORDS DOCUMENTATION

Unless instructed otherwise, the Contractor shall use the web based construction management tool, e-Builder for, but not limited to, submittals, record keeping and document storage of all construction files including, invoices, pay applications, RFIs, approved shop drawings, change orders, construction progress meeting minutes, warranties, equipment specifications and brochures, record drawings, automated alerts and reminders for all functions, and Operation and Maintenance (O&M) Manuals.

4. STAKEOUT AND CUT-SHEETS

The Contractor shall be responsible for laying out the work and shall retain a professional land surveyor licensed in the Commonwealth of Virginia to provide all necessary construction layouts and establish all control lines, grades, and elevation during construction. The Contractor shall submit a copy of all cut-sheets for review, per the Arlington County Specifications. All cut-sheets for layout and construction shall be provided as submittals at least seven (7) calendar days prior to construction of the work included on that cut-sheet. The cost of all necessary surveying services shall be considered incidental to the work and no separate payment shall be made.

5. GENERAL SITE SECURITY AND CONTROLS

The Contractor is responsible for securing its work area for safety and security. The Contractor shall confine its construction and presence to the Limits of Work, unless otherwise approved by the County Project Officer.

The Contractor shall provide, erect, and maintain barricades, fences, and/or signage as required to protect the general public, workers, and adjoining properties at no additional cost to the County. Before leaving the site at the end of each day, the Contractor shall replace any and all sections of the security fence or barricade moved or removed during work hours.

The Contractor shall maintain clear vehicular access to existing driveways and entrances at all times unless such access is otherwise addressed on County-approved project plans, precluding concrete pouring and curing of such access points, unless otherwise directed by the County Project Officer.

Homeowners shall be notified by the Contractor a minimum of fourteen (14) calendar days in advance of any driveway closure, and driveways can only be closed for a maximum of five (5) calendar days.

The Contractor shall monitor parking of construction personnel's private vehicles and ensure that the public has unobstructed access to and through parking areas.

6. REQUIREMENTS FOR WORK IN EXISTING ROADWAYS

Existing manhole frames, covers, valve boxes and other appurtenances shall be adjusted to the final grade or replaced, as necessary. Unless otherwise specified, the cost for this shall be considered incidental to work and shall be incorporated into the cost for relevant items. Connections to existing and proposed storm structures are considered incidental and no separate payment will be made.

Removal of concrete pavement, if encountered, will be to the next joint. In some cases, and when approved by the County Project Officer, the Contractor may be allowed to saw cut a neat joint mid-span of the existing concrete pavement. The limits of concrete pavement restoration shall be determined by the County Project Officer.

7. PAVEMENT RESTORATION FOR UTILITY CUTS

Pavement restoration for utility cuts in VDOT Right-Of-Way shall be in accordance with the detail shown in the LUP-OC NOVA Land Use Permit's Special provisions for pavement open cuts.

Pavement restoration for utility cuts in County Right-of-Way shall be in accordance with the Arlington County DES Standard Detail M-6.0 and M-6.1.

Temporary top asphalt installed to provide even grades with the existing roadway before the paving of the entire roadway shall be considered incidental and no payment shall be made by the County for furnishing materials and installation.

8. PAVEMENT MARKING

The Contractor shall have a certified VDOT Pavement Marking Technician present during pavement marking operations. Pavement markings shall be installed prior to opening the roadway to traffic as described in the Supplementary Specifications which includes requirements for temporary pavement markings.

Pavement markings disturbed by construction shall be restored immediately upon restoring pavement and shall be included in the pavement restoration price and shall not be paid as a separate item.

9. TRAFFIC SIGNALS AND STREETLIGHTS

Materials and construction of the communications conduit, streetlights, and traffic signals shall abide by the latest versions of the 'Arlington County Traffic Signal Specifications and Standards' and 'Arlington County Lighting Specifications and Standards. All materials for these areas shall be approved by Arlington County Transportation Engineering and Operations Bureau. The County Project Officer will facilitate the material specification submissions for review by the Transportation Engineering and Operations Bureau.

The Contractor shall abide by VDOT's requirement to submit signal foundation details for review. These details include, but are not limited to soil tests to verify the detail design, along with any other supporting information required by VDOT in their submission package. Details shall be created for each signal pole foundation and shall be for both three feet and four feet diameter foundations. The County will assist only in the submission of these details to VDOT, if requested. The Contractor is responsible for satisfying all VDOT requirements. The Contractor shall incorporate all costs for this in relevant items and no payment will be made by the County. The submission shall be submitted with enough time for VDOT to adequately review it. The Contractor cannot claim any time delay or any additional compensation due to such delay.

Prior to removal of the existing signal equipment and materials, the Contractor shall meet with the Project Officer to verify which equipment will be returned to the County, when and where the returned equipment will be delivered, and which equipment will be disposed. All costs associated with this shall be incidental to other items in the Contract.

As part of the luminaire installation, Contractor shall install house-side shields in each fixture. These shields will be provided by the County. If requested, the County will demonstrate how to install the shields. The Contractor shall contact the Streetlights Operations Team Manager at (703) 228-6531 to obtain the shields prior to ordering any streetlight materials to ensure they will be available at the time of construction, and to request a demonstration on how to install the shields. Failure to do so will be at the Contractor's expense for time if construction is stopped because the shields are not available. The installation of the shields is considered incidental to the contract and no additional payments shall be made for this work.

10. TEST PITS

The contract unit price for test pits (with restoration included within the unit price) shall apply only in the following cases, upon approval of the County Project Officer:

Utility conflicts shown on the plans provided to the Contractor for construction under this contract, but without test pit information provided by the County.

Utilities, which are not shown on the plans provided to the Contractor for construction under this contract, but are marked by the utility designator prior to construction.

Utilities, where depth verification is required and noted on the plan documents to be performed during construction, or directed by the Project Officer.

Protecting existing utilities is the Contractor's responsibility and any test pits performed to protect the existing utilities shall be incidental to the work and no separate payment shall be made for that purpose.

11. GENERAL EXCAVATION

All sheeting, shoring, and bracing shall be in accordance with the current version of VDOT Specifications. Sheeting and shoring, if utilized may be abandoned in place up to five (5) feet below grade which shall be backfilled, etc. in accordance with the construction documents.

The maximum length of open trench shall be no more than one hundred (100) feet in roadways and three hundred (300) feet elsewhere unless written permission is obtained from the County Project Officer

No excavation shall remain open within the roadway or sidewalk without the approval of the County except when the excavation can be safely bridged with the use of steel plates or other materials acceptable to the County. When areas of excavation do remain open with the use of steel plates, warning signs shall be posted.

Steel plates may not be used within the VDOT Right-Of-Way from November 1st through April 1st. If steel plates are used during the allowable time period of April 2nd through October 31st, then their use shall comply with the most current VDOT Standards and Specifications.

12. BYPASS PUMPING/TEMPORARY FLOW DIVERSION/DEWATERING

The Contractor shall utilize temporary pumps to divert storm, and sanitary sewer flows during construction as required. All equipment used for these purposes shall comply with the requirements of the Arlington County Noise Ordinance. The Contractor shall be responsible for the installation, operation, and removal of the temporary pumps. The Contractor shall be responsible for utilizing pumps sufficient to bypass the normal flow and dewater the work area.

The Contractor shall furnish, install, operate and maintain all sumps, pumps, casings, wellpoints, dewatering device, portable dams/barriers and other equipment needed to perform the temporary flow diversion and dewatering of the construction site as needed for proper execution of the construction work.

The Contractor shall furnish to the County in writing, a plan for diverting flows and removal of water from the work area before beginning the construction work. Acceptance of this plan will not relieve the Contractor of responsibility for completing the work as specified

The cost for bypass pumping shall be incidental to other items in the Contract; therefore, there will be no separate payment for bypass pumping.

13. TREE PROTECTION AND TRIMMING

Minimizing damage to existing trees is very important. The critical root zone of existing trees is shown on the Construction Plans. Construction within the critical root zone of trees to remain requires root pruning to be performed as shown on the approved Plans in advance of the construction. If roots for trees not marked 'to be removed' on the Construction Plans are found during construction, the Contractor shall notify the Project Officer. The Project Officer shall consult with the Arlington County Urban Forester, then the Project Officer shall determine if additional root pruning is required. The additional root pruning performed by the Contractor shall be paid to the Contractor according to the unit price bid for root pruning.

14. ASPHALT PAVEMENTS

Throughout the contract documents, replace the old Marshall mix asphalt designations with the new Superpave asphalt mix designations as follows:

Old (Marshall) mix designations	New (Superpave) mix designations
SM-2A	SM-9.5A
BM-2	BM-25.0A