

**ARKANSAS
STATE HIGHWAY
COMMISSION**

CONTRACT

FOR THE IMPLEMENTATION OF

JOB 100669

FEDERAL AID PROJECT NRT -1302(125)

Turtle Creek Greenway

Jonesboro Parks Department

Craighead County

Bound herein are the Supplemental Specifications, Special Provisions, and Contract Forms.

Applicable to this contract, but not bound herein, are the Arkansas State Highway Commission Standard Specifications for Highway Construction, Edition of 1996.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIAL PROVISION

JOB 100669

STANDARD SPECIFICATIONS APPLICABILITY

The following Sections and Subsections of the Standard Specifications for Highway Construction, Edition of 1996, shall apply to this project:

- Section 101 Definitions and Terms
- Section 104 Scope of Work
- Section 105 Control of Work
- Section 106 Control of Materials
- Section 107 Legal Regulations and Responsibility to the Public
- Section 108 Prosecution and Progress
- Section 109 Measurement and Payment
- Section 110 Abatement of Water Pollution

No other sections of the Standard Specifications shall apply unless specifically referenced elsewhere in this contract through a Supplemental Specification or Special Provision.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIAL PROVISION

JOB 100669

CONTROL OF WORK

Section 105 of the Standard Specifications for Highway Construction, Edition of 1996, is hereby amended as follows:

The following is added to **subsection 105.12, Inspection of Work**:

The Jonesboro Parks Department (Sponsor) shall serve as the Engineer's representative for inspection of work on this project. A representative of the Sponsor shall be responsible for and provide inspections as required for this work. All work shall be done to the satisfaction of both the representative of the Sponsor and the Engineer.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIAL PROVISION

JOB 100669

NOTICE OF NONDISCRIMINATION

The Jonesboro Parks Department (Sponsor) will comply with provisions of the Americans with Disabilities Act, Section 504 of the Rehabilitation Act, Title VI of the Civil Rights Act of 1964, FHWA Recreational Trails Program Guidance, and any other Federal, State, and/or local laws, rules and/or regulations.

The Arkansas State Highway and Transportation (Department) complies with the Americans with Disabilities Act of 1990, Section 504 of the Rehabilitation Act of 1973, Title VI of the Civil Rights Act of 1964 and other federal equal opportunity laws and therefore does not discriminate on the basis of race, sex, color, age, national origin, religion or disability, in admission or access to and treatment in Department programs and activities, as well as the Department's hiring or employment practices. Complaints of alleged discrimination and inquiries regarding the Department's nondiscrimination policies may be directed to James B. Moore, Jr., Section Head - EEO/DBE (ADA/504/Title VI Coordinator), P. O. Box 2261, Little Rock, AR 72203, (501) 569-2298, (Voice/TTY 711), or the following email address: james.moore@arkansashighways.com.

This notice is available from the ADA/504/Title VI Coordinator in large print, on audiotape and in Braille.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIAL PROVISION

JOB 100669

EXTENSION OF CONTRACT TIME

Section 108.06 of the Standard Specifications for Highway Construction, Edition of 1996, is hereby amended as follows:

The following is added to **subsection 108.06**:

The fixed completion date for this project is April 15, 2010. Costs billed to this project after this date will not be eligible for reimbursement.

The Sponsor can request an extension to the fixed completion date by requesting so in writing to the Engineer a minimum of 30 (thirty) days prior to the fixed completion date.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIAL PROVISION

JOB 100669

MEASUREMENT AND PAYMENT

General

The method of measurement and payment for work under this contract shall be as follows:

The Total Federal Share of the cost of work required for the Turtle Creek Greenway is a Lump Sum amount.

Work on this contract comprises all labor and materials and general requirements, special conditions, and other related items necessary to complete the project as indicated in the Plans and Specifications.

All payments to the Sponsor will be based on the Schedule of Prices.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIAL PROVISION

JOB 100669

FEDERAL FORM 1273 AND SUPPLEMENTS

Any contract or subcontract entered into between the Jonesboro Parks Department and any contractor for work on the Turtle Creek Greenway or any subcontract entered into between a primary contractor working for the Jonesboro Parks Department and a subcontractor for work on the Turtle Creek Greenway must contain Federal Form 1273 and all appropriate supplements.

Federal Form 1273 and all appropriate supplements will be provided to the Jonesboro Parks Department by the Arkansas State Highway and Transportation Department.

CONTRACT

BETWEEN

THE JONESBORO PARKS DEPARTMENT

AND

THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

In Cooperation with the
U. S. Department of Transportation
Federal Highway Administration

RELATIVE TO

Implementation of Job 100669, Turtle Creek Greenway (hereinafter called "the project") as a recreational trail development or improvement project.

The Jonesboro Parks Department (hereinafter called "the Sponsor") will construct said project under the conditions set forth in the Agreement of Understanding executed between the Sponsor and the Arkansas State Highway and Transportation Department (hereinafter called "the Department").

The fixed completion date for the project is April 15, 2010.

The total federal share of the cost of this project will be \$57,741. This will be matched by \$14,435 or greater to be provided by the Sponsor. This is a lump sum contract.

Expenses incurred by the Sponsor for the implementation of this project will be reimbursed to the Sponsor by AHTD based on amounts contained in the enclosed Contract Schedule of Prices.

The Sponsor can claim reimbursement upon completion of the project or prior to completion of the project. Two progress reimbursements are allowed, one at 30% of of completion and another at 60% of completion. The final 40% of federal funds will be withheld until the project is complete. Each reimbursement will be preceded by a visual verification conducted by the Department.


The Sponsor will be responsible for all day-to-day construction inspection and will be responsible for certifying to the Department that all construction has been accomplished in accordance with the enclosed Plans and Specifications. The Sponsor will maintain all records pertaining to claims, billings, time sheets, materials invoices, and other pertinent records as per

requirements outlined in the Agreement of Understanding, executed between the Sponsor and the Department.

IN WITNESS WHEREOF, the parties thereto have executed this Contract on this 4th day of December 2008.

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

JONESBORO PARKS DEPARTMENT



Dan Flowers
Director of Highways and Transportation
