

US CUSTOMARY UNITS

D265834

F.A. PROJECT

PROPOSAL

Proposal Description:

PAVEMENT REHABILITATION - Route 5,
City of Amsterdam

Letting of 10/15/2026 @ 10:30 A.M.

Submitted in accordance with the Highway Law and
with the Standard Specifications and Standard
Sheets officially finalized and adopted on September
1, 2026 as posted on the Department's website.

Book 2 of 2



**Department of
Transportation**

50 Wolf Road, Albany, NY 12232

IMPORTANT BIDDER INFORMATION

1. **Familiarize Yourself with the Standard Specifications.** Make sure to use the current version of the NYSDOT Standard Specifications, as stipulated on the front cover of this Project Proposal.

Standard Specifications may be accessed at:

www.dot.ny.gov/main/business-center/engineering/specifications/busi-e-standards-usc.

2. **Upcoming Projects/Contract Documents/Letting Results.**

Advertisements are available at: www.dot.ny.gov/doing-business/opportunities/const-highway,

Contract Documents at: www.dot.ny.gov/doing-business/opportunities/const-notice,

and Letting Results at: www.dot.ny.gov/doing-business/opportunities/const-results.

3. **Procurement Lobbying Law.** NYS Finance Law restricts communication with NYSDOT personnel on procurements; contact can only be made with designated persons.

Contact with non-designated persons or other involved Agencies may result in disqualification.

Project-related technical questions or comments must be submitted through the NYSDOT website at:

www.dot.ny.gov/doing-business/opportunities/const-notice.

All other questions should be submitted through the website or directed to the Assistant Director/Director of the Office of Contract Management, (518) 457-2124.

4. **DOL Contractor Certification.** Contractors must be registered with the NYS Dept. of Labor (DOL) **prior** to submitting a bid. Bids from unregistered Contractors shall be declared Informal.
www.dol.ny.gov/public-work-contractor-and-subcontractor-registry-landing.

5. **DBE/MBE/WBE/SDVOB Goals.** Federally funded contracts have a Disadvantaged Business Enterprise (DBE) goal, and 100% State funded contracts have Minority Business Enterprise (MBE), Women's Business Enterprise (WBE) and Service-Disabled Veteran-Owned Business (SDVOB) goals.

Effective as of February 20, 2025, for Federally funded contracts, all Bidders are required to submit a complete DBE Participation Package, which includes a Summary of DBE Commitments, DBE confirmations, and Good Faith Effort documentation (if required) **with their bid**, as well as a Bidder's List (i.e., a completed CONR 80 form with information about all quotes from DBE and non-DBE Subcontractors received prior to letting).

MBE/WBE/SDVOB Participation Packages must be submitted to the Office of Construction in accordance with §102-12 *DBE/MBE/WBE/SDVOB Participation*. Solicitation of DBEs, MBEs, WBEs, and SDVOBs should begin as soon as the contract is advertised for letting.

6. **Bonds.** Statutes require that a low bidder file both a Performance Bond and a Labor and Material Bond for the full amount of the contract. Arrangements should be made with a Surety prior to submitting a bid. Failure to secure bonding could result in the loss of your bid deposit. See §103-03 *Contract Bonds*.
7. **Bid Security.** Every bid must be accompanied by a bid bond, certified check or bank cashier's check payable to the NYS Department of Transportation, in the sum of the amount shown on the proposal title page. Bonds must be on form CONR 391. Electronic bids must include an electronic bid bond.

- 8. New York State Can Help You Secure Surety Bonding.** The NYS Surety Bond Assistance Program (NYSBAP) provides technical and financial assistance to help New York State small business or M/WBE contractors secure bonding. Contractors may be eligible to receive a guarantee of up to 30% to secure a surety bond line, bid bond or a performance and payment bond on State projects. Training is also available to contractors requiring technical support on how to become bond-ready.

For more information visit:

<https://esd.ny.gov/doing-business-ny/new-york-state-surety-bond-assistance-program>

or contact Ms. Huey-Min Chuang at Empire State Development, (212) 803-3238, BAP@esd.ny.gov.

- 9. The Contractor is Responsible for Ensuring that All Amendments Have Been Incorporated into Its Bid.** Amendments are posted at: www.dot.ny.gov/doing-business/opportunities/const-notice.

Do not alter the Bid Proposal unless directed to do so by Amendment. Unauthorized alterations could lead to your bid being declared Informal (§102-05 *Proposal Submission*).

Zero-dollar bids are not allowed for any item.

Bid on all items and sign the bid. (§102-04 *Proposal Content*).

- 10. Bids Should Be Submitted through Bid Express or in a Sealed Envelope** (a.k.a., a Paper Bid).

For a Paper Bid, the Sealed Envelope should be prominently labeled “BID ENCLOSED”, with the Contractor Name, Address, Federal Identification Number, Contract D#/ Project Identification Number (PIN) and Project Description on the envelope.

Paper Bid submittals must be addressed to NYSDOT, Office of Contract Management, 50 Wolf Road, First Floor, Suite 1CM, Albany NY 12232 and delivered prior to the proposal due date and time, during normal business hours (Monday through Friday, 7:00 am to 4:00 pm).

The same Federal Identification number should be used on both the envelope and contractor requests to be added to the Planholders List.

Low bidders must have a current NYS For-Profit Construction Vendor Responsibility Questionnaire (CCA-2) on file or submit one within 10 days of receipt of the contract. Questionnaires are available at: www.dot.ny.gov/bids-and-lettings/construction-contractors/general-info.

Please call (518) 457-2124 if a reasonable accommodation is needed to participate in the Letting.

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REQUIRED CONTRACT PROVISIONS

EEO Goals

DBE/ MBE /WBE/SDVOB Goals

Form CONR 9

Electronic Bidding

Federal Aid Contract Provisions

Insurance Coverage

List of Additional Insured

Railroad Insurance

New York State Uniform Contracting Questionnaire

NOTE: This form was developed for repetitive use throughout all contract proposals and may identify items not applicable to this specific project.

**NOTICE OF REQUIREMENT FOR AFFIRMATIVE ACTION TO ENSURE EQUAL
EMPLOYMENT OPPORTUNITY (EXECUTIVE ORDER 11246)**

1. The Bidder's attention is called to the "Equal Opportunity Clause" and "Standard Federal Equal Employment Specifications" set forth herein. The Contractor shall also follow the requirements of §102-11 *Equal Employment Opportunity Requirements*.
2. The goals and timetables for minority and female participation, expressed in percentage terms for the Contractor's aggregate workforce in each trade on all construction work in the covered area, which is the county or counties in which the work is located, are as follows:

GOALS FOR PARTICIPATION OF MINORITIES					
COUNTY	%	COUNTY	%	COUNTY	%
Albany	3.2	Herkimer	2.1	Richmond	Table
Allegany	6.3	Jefferson	2.5	Rockland	22.6
Broome	1.1	Kings	Table	St. Lawrence	2.5
Bronx	Table	Lewis	2.5	Saratoga	3.2
Cattaraugus	6.3	Livingston	5.3	Schenectady	3.2
Cayuga	2.5	Madison	3.8	Schoharie	2.6
Chautauqua	6.3	Monroe	5.3	Schuyler	1.2
Chemung	2.2	Montgomery	3.2	Seneca	5.9
Chenango	1.2	Nassau	5.8	Steuben	1.2
Clinton	2.6	New York	Table	Suffolk	5.8
Columbia	2.6	Niagara	7.7	Sullivan	17.0
Cortland	2.5	Oneida	2.1	Tioga	1.1
Delaware	1.2	Onondaga	3.8	Tompkins	1.2
Dutchess	6.4	Ontario	5.3	Ulster	17.0
Erie	7.7	Orange	17.0	Warren	2.6
Essex	2.6	Orleans	5.3	Washington	2.6
Franklin	2.5	Oswego	3.8	Wayne	5.3
Fulton	2.6	Otsego	1.2	Westchester	22.6
Genesee	5.9	Putnam	22.6	Wyoming	6.3
Greene	2.6	Queens	Table	Yates	5.9
Hamilton	2.6	Rensselaer	3.2		

(45 FR 65976 – 10/3/1980)

GOALS FOR PARTICIPATION OF MINORITIES BRONX, KINGS, NEW YORK, QUEENS AND RICHMOND COUNTIES			
Electricians	9.0 to 10.2	Bricklayers	13.4 to 15.5
Carpenters	27.6 to 32.0	Asbestos workers	22.8 to 28.0
Steam fitters	12.2 to 13.5	Roofers	6.3 to 7.5
Metal lathers	24.6 to 25.6	Iron workers (ornamental)	22.4 to 23.0
Painters	26.0 to 28.6	Cement masons	23.0 to 27.0
Operating engineers	25.6 to 26.0	Glaziers	16.0 to 20.0
Plumbers	12.0 to 14.5	Plasterers	15.8 to 18.0
Iron workers (structural)	25.9 to 32.0	Teamsters	22.0 to 22.5
Elevator constructors	5.5 to 6.5	Boilermakers	13.0 to 15.5
		All others	16.4 to 17.5

GOAL FOR PARTICIPATION OF WOMEN

The goal for the participation of women is 6.9%.

(43 FR 14888 – 4/7/1978)

These goals are applicable to all the Contractor's construction work (whether or not it is Federal or federally assisted) performed in the covered area. If the Contractor performs construction work in a geographical area located outside of New York State, it shall apply the goals established for the geographical area where the work is actually performed. With regard to this second area, the Contractor is subject to the goals for both its federally involved and non-federally involved construction.

The Contractor's compliance with the Executive Order and the regulations in 41 CFR Part 60-4 shall be based on its implementation of the Equal Opportunity Clause, specific affirmative action obligations required by the specifications set forth in 41 CFR 60-4.3(a), and its efforts to meet the goals. The hours of minority and female employment and training must be substantially uniform throughout the length of the contract, and in each trade, and the contractor shall make a good faith effort to employ minorities and women evenly on each of its projects. The transfer of minority or female employees or trainees from Contractor to Contractor or from project to project for the sole purpose of meeting the Contractor's goals shall be a violation of the contract, the Executive Order and the regulations in 41 CFR Part 60-4. Compliance with the goals will be measured against the total work hours performed.

3. The Contractor shall provide written notification to the Director of the Office of Federal Contract Compliance Programs within 10 working days of award of any construction subcontract in excess of \$10,000 at any tier for construction work under the contract resulting from this solicitation. The notification shall list the name, address, and telephone number of the subcontractor; employer identification number of the subcontractor; estimated dollar amount of the subcontract; estimated starting and completion dates of the subcontract; and the geographical area in which the subcontract is to be performed.

4. As used in this Notice, and in the contract resulting from this solicitation, the "covered area" is described on the Project Title Sheet located in the Contract Proposal.

DBE/MBE/WBE/SDVOB PARTICIPATION GOALS

The Department has established the following participation goal(s) for this contract, expressed as a percentage of the total contract bid amount.

The DBE program applies to Federal-Aid contracts; the MBE, WBE, and SDVOB programs apply to Non-Federal-Aid contracts. For more information see Standard Specifications §102-12 or call the Office of Construction Pre-Award Unit at (518) 457-6472.

Disadvantaged Business Enterprise (DBE) Goal	<u> 0 </u> % (Federal-Aid Only)
Minority Business Enterprise (MBE) Goal	<u> </u> % (Non Federal-Aid Only)
Women's Business Enterprise (WBE) Goal	<u> </u> % (Non Federal-Aid Only)
Service-Disabled Veteran-Owned Business (SDVOB) Goal	<u> </u> % (Non Federal-Aid Only)

The NYSUCP DBE Directory is located at: <https://nysucp.newnycontracts.com/>

The NYS M/WBE Directory is located at: <https://ny.newnycontracts.com/>

The NYS SDVOB Directory is located at: <https://online.ogs.ny.gov/SDVOB/search>

SUPPLEMENTAL INFORMATION AVAILABLE TO BIDDERS

Project PIN: 2134.62

Contract Number: D265834

Project Description: Route 5 Pavement Rehabilitation: City of Amsterdam, Montgomery County

SUPPLEMENTAL INFORMATION IS AVAILABLE FOR THIS CONTRACT

The information listed as "Digital" on this form is available at the Contract Documents tab within the Construction Contracting section of the [Business Center](#) on the Department's web site. The information listed as "Inspection Only" on this form is available at the Regional Office having jurisdiction for this project, as identified in the advertisement for bids, for inspection and review prior to the letting date. The bidder's signature on this proposal certifies that they have made themselves aware of the availability of the information indicated below:

<https://www.dot.ny.gov/doing-business/opportunities/const-notice/>

Per HDM section 21.8 all supplemental information files should begin with the project identification number (PIN)

FILE NAME (Including File Format)	DESCRIPTION	DETAILS
1. CADD DRAWINGS ¹		Not Provided
2. CADD SURFACES ¹		Not Provided
3. CADD ALIGNMENTS ¹		Not Provided
4. QUANTITY WORKUPS ²		Provided
D265834_R02_Qty Workups	Highway Estimate Computation Sheets	Digital
5. UNSEALED LAYERED PDF or 3D PDF		Not Provided
6. CROSS SECTIONS		Not Provided
7. RECORD PLANS		Provided
D256511_1995	Record plans	Digital
D256998_1996	Record plans	Digital
8. SIGN FACE LAYOUTS		Provided
D265834_R02_Guidesign	Sign Face Layouts	Digital
9. SUBSURFACE INFORMATION		Not Provided
10. ANTICIPATED CONSTRUCTION SCHEDULE		Not Provided
11. SPECIAL REPORTS OR OTHER INFORMATION		Provided
D265834_R02_DAD	Design Approval Document	Digital
D265834_R02_KMZ	Project Location or Information (KMZ)	Digital
12. BRIDGE INFORMATION ³		Not Provided

¹ Required for all projects 3R and above

² Required for all projects

³ Required for all new, replacement and superstructure replacement projects

⁴ File is available upon request from plansales@dot.ny.gov

NYSDOT ELECTRONIC BIDDING AASHTOWARE PROJECT BIDS AND BID EXPRESS

ELECTRONIC BIDDING RESOURCES:

- **PROJECT BIDS** - Project Bids allows bidders to receive electronic proposal bid item information from the Department's web site and Bid Express to produce an electronic bid. Project Bids is provided free of charge and can be used on almost any Windows-compatible PC.

Benefits may include:

- Project Bids computes item and overall bid totals as estimators work through the list, and alerts estimators if an item is accidentally omitted.
- Electronic files of item bid data will be posted to the NYSDOT website and Bid Express to coincide with advertising and contract document publication dates.
- When an amended item bid data is downloaded, recognition of changes is automatic.
- Electronic bids are processed faster than paper bids, decreasing the time needed for verification of bids by NYSDOT.

- **BID EXPRESS** - Bid Express allows secure, encrypted bid submittal over the internet. It integrates with Project Bids and includes electronic bid bond verification. Bid Express is a fee-based service.

Benefits may include:

- Real-time bid submittal from any location.
- No concerns about driving bids to Albany or mail services arriving after the deadline.
- The ability to submit a "safety bid" early while continuing to solicit better quotes from subs and suppliers and to overwrite the safety bid with a new bid right up to the submission deadline.
- As data accumulates on Bid Express, there is the ability to search and analyze bids on prior contracts for specific work items, and/or by specific competitors, etc.
- The ability to solicit and receive quotes from subcontractors through the Small Business Network on Bid Express.
- Contractors who use Bid Express do not submit a paper bid.

ALL ELECTRONIC BIDDERS SHOULD:

- Enter prices for all bid items in the Schedule of Items.
- Enter DBE Participation Package and upload required documents (Federal-Aid contracts).
- Enter days for the B portion(s) of A + B bids on the A+B Days tab (if applicable).
- Enter the required info in the JURAT and Disclosure of Lobbying Activity folders.
- Complete the Contract Document Bid-Ability Survey (optional).
- Enter the required info in the Bid Bond folder if submitting a bid through Bid Express and click Verify to verify the bid bond.

All bids submitted through Bid Express should be 100% complete as noted at the top of the page and all required tabs marked with a green check showing completion. Submitting a bid that is less than 100% complete through Bid Express could lead to the bid being declared informal.

FIRST TIME ELECTRONIC BIDDERS SHOULD:

- Allow at least seven business days to obtain a digital ID and password for bidding through Bid Express.
- Follow the procedures in "Download AASHTOWare Project Bids", which are posted at <http://www.dot.ny.gov/bids-and-lettings/construction-contractors/electronic-bid-system>
- Enter the Agency as NYSDOT.
- Use the appropriate Federal-ID and firm name. Federal-ID must be in the format 12-3456789. Joint ventures must create a new digital ID. Joint ventures must also send evidence of the authority of the agent or attorney-in-fact for the joint venturers to act on behalf of all joint venturers to the Office of Contract Management prior to the Letting.

PAPER BID DOCUMENTS:

- NYSDOT recommends and encourages contractors to bid electronically with Bid Express because of its many advantages, but contractors are not required to bid electronically.
- If NYSDOT receives both a Bid Express bid and a paper bid from the same contractor, the Bid Express bid will prevail.
- Bidders who do not use Bid Express are encouraged to submit an electronic bid file on a flash drive with their paper bid.
- NYSDOT will not accept electronic bids on any media without a paper bid.
- If there is any discrepancy between an electronic file submitted with the paper bid and the paper bid, the paper bid will prevail.
- When submitting an electronic bid file with your paper bid, include only one .EBSX (Project Bids) file on the flash drive. This should be the only file on the flash drive.

AMENDMENTS:

Contractors are solely responsible for recognizing and responding to changes by amendment. Not all amendments will involve changes to item bid data, however, if an amendment involves changes to item bid data, an amended Project Bids file will be posted to the Department's website and to Bid Express. This file must be applied to your electronic bid.

If there is any discrepancy in the itemized proposals published in paper and electronic formats, in either the contract pay items or quantities, the Department will evaluate the bids based only on that portion that is common to all formats. For example, if an item is missing from any format, the bids will be evaluated excluding that item and if item quantities are different in any format, the bids will be evaluated using the lowest item quantity.

Please notify the Department through the *Contract Documents/Contact Us* tab for that project, located at <https://www.dot.ny.gov/portal/page/portal/doing-business/opportunities/const-notice>, if you find any such discrepancies.

FOR ASSISTANCE:

- NYSDOT 518-457-2124 or 518-457-3583
- Bid Express Help Desk (888) 352-2439 or (352) 381-4888
- Third-party Software - Contact the vendor of the software. The Department is neither authorized nor able to assist with any software package.

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
- IX. 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

1. 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 design-build 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 design-builder 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, pre-apprenticeship, 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 contractor 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 non-minority 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 [Form FHWA-1391](#). 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 DBAconformance@dol.gov. 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 DBAconformance@dol.gov, 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 procurement 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, [31 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 Acts-covered 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 <https://www.dol.gov/sites/dolgov/files/WHDL/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 [40 U.S.C. 3144\(b\)](#) or § 5.12(a).

c. The penalty for making false statements is prescribed in the U.S. Code, Title 18 Crimes and Criminal Procedure, [18 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 5.5.

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 procurement 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, [31 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 lower-tier 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.

2. Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – First Tier Participants:

a. 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 contractor). "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 (<https://www.sam.gov/>), 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.

* * * * *

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.

* * * * *

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.

6. 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.

INSURANCE COVERAGE

Insurance requirements are set forth in Standard Specifications §107-06 – *Insurance*.

When there are changes to the scope of work, the insurance requirements shall be reviewed, and the Contractor shall secure proper coverage and provide proof of coverage to the Department.

Acceptable proof of all applicable insurances shall be provided before commencing work.

Required Insurances

The following insurances are required on all contracts, as set forth in Standard Specifications §107-06 – *Insurance*:

- Workers' Compensation
- Commercial General Liability
- Umbrella or Excess Liability
- Disability
- Commercial Automobile
- Special Protective and Highway Liability

Proof of the Contractor's Workers' Compensation insurance and Disability insurance is required to be provided with the contract agreement.

Additional Required Insurances

The following coverage (as identified by checkmark) shall be provided based on the contract documents; the Contractor shall be responsible for any insurance set forth in Standard Specifications §107-06 and otherwise required in performance of the contract, whether based on the nature of the work or the Contractor's means and methods regardless of whether identified below:

☐ Professional Liability Insurance

Required due to professional service requirements associated with one or more of the following:

- Item 202.XX Demolition of Buildings and Structures
- Item 211.XX Internally Stabilized Cut Structures
- Item 551.30 & Item 551.31 Micropiles (Contractor Designed)
- Item 553.01 & Item 553.02 Cofferdams
- Item 570.15nnnn Class A Containment
- Item 585.XX Structural Lifting
- Item 619.05nn Temporary Structures and Approaches
- Item 625.03, Item 625.04, Item 625.05, & Item 625.06 Right of Way/Survey Markers
- Item 650.XX Trenchless Installation of a Casing
- Other:

☐ Marine Protection and Indemnity Coverage

Required due to contract work associated with one or more of the following:

- Work from watercraft on navigable waters at a known location
- A rescue boat/skiff is required (e.g., there will be contract work over water ≥ 5 feet deep, contract work over swift moving water ≥ 2 feet deep, or other situations described in §107-05I – *Working Over or Near Water*)

☐ Railroad Protective Liability Coverage

Required due to contract work meeting conditions stated in §105-09 – *Work Affecting Railroads*. Policies shall be subject to the approval of named railroad companies.

Name of Affected Railroad:

Coverage for Bodily Injury Liability and/or Property Damage shall not be less than

Each Occurrence: \$ _____ Annual Aggregate Limit: \$ _____

☐ Pollution Liability Coverage

Required due to contract work associated with one or more of the following:

- Item 205.XX Contaminated Soil Operations
- Item 210.XX Removal & Disposal of Asbestos-Containing Material (buildings, bridges, and highways)
- Item 570.XX Paint Removal Operations
- Item 571.XX Disposal of Paint Removal Waste
- Item 629.XX Petroleum Storage Tank Closure Operations
- Other:

☐ Unmanned Aircraft Systems Liability Insurance

Required due to contract work specifically stipulating use of unmanned aircraft.

Minimum Required Policy Limit: \$

☐ Builders' Risk Policy

If the total contract bid amount is \$25M or higher, the structure described below shall be insured under a Builders' Risk policy.

Minimum Required Policy Limit: \$

Structure to be Insured:

LIST OF ADDITIONAL INSURED PARTIES

In accordance with Standard Specifications §107-06A.4 applicable insurance policies shall be endorsed to provide coverage to:

- The State of New York / New York State Department of Transportation
- Any municipality in which the work is being performed
- Any public benefit corporation, railroad, or public utility whose property or facilities are affected by the work
- Any consultants working for or on the project
- Agents or employees of the above listed parties

As any new locations of work are defined or added to the Contract, the Contractor shall extend coverage to any new parties that warrant coverage as per §107-06A.4. Proof of coverage for the new additional insured parties shall be provided to the Department.

Coverage shall be extended to the following known additional insured parties:

- City of Amsterdam
- Verizon
- National Grid Gas

New York State Vendor Responsibility Questionnaire For-Profit Construction (CCA-2)

In accordance with Standard Specification Section 105-05 VENDOR RESPONSIBILITY, “The Contractor shall at all times during the contract term remain responsible.” Failure to maintain and provide responsibility documentation may result in non-payment or suspension of work.

A New York State Vendor Responsibility Questionnaire For-Profit Construction (CCA-2) is the primary tool used to perform this review. An approved CCA-2 must be on file with NYSDOT to be considered for the award of a contract or for the approval of a subcontract. An approved CCA-2 covers NYSDOT work for one calendar year.

Forms are available at: http://osc.state.ny.us/vendrep/forms_vendor.htm#Construction. Firms may file either electronically through the OSC site or can print out the CCA-2, and mail a signed and notarized original copy to:

New York State Department of Transportation
Contract Management
50 Wolf Road, 1st Floor, Suite 1CM
Albany, NY 12232

Whichever method of submission is selected, the Contractor must complete and include Attachments A, B and C. Further information can be found at: <https://www.dot.ny.gov/bids-and-lettings/construction-contractors/general-info>.

Please note if you file online through the OSC site, a responsibility review must still be completed by NYSDOT before work can start. Therefore, once certified on-line, you must notify NYSDOT via email at VendorResponsibility@dot.ny.gov which will initiate the review process. If you file online and do not notify NYSDOT within 3 months, it may be necessary for you to resubmit and recertify, restarting the process.

If you are not currently performing work for NYSDOT but anticipate bidding or subcontracting during the next 12 months, you should complete and submit a CCA-2. **Please do not wait until you are scheduled to work on a project.**

Questions may be sent to VendorResponsibility@dot.ny.gov.

SPECIAL NOTES

Location Maps

Landscape Development Notes

R.O.W.

Thruway

Canal

Funding

Asphalt and Fuel Price Adjustments

Other Special Notes

Other Project Special Notes

NOTE: This form was developed for repetitive use throughout all contract proposals and may identify items not applicable to this specific project.

SPECIAL NOTE
TEMPORARY LANE/SHOULDER CLOSURE RESTRICTIONS FOR MAJOR HOLIDAYS

There shall be no temporary lane/shoulder closures on roadway facilities owned and/or maintained by NYSDOT on the major holidays listed below.

Construction activities that will result in temporary lane/shoulder closures shall be suspended to minimize travel delays associated with road work for major holidays as follows:

Holiday	Falls on	Temporary lane closures are NOT allowed from
New Year's Day Independence Day Christmas Day	Sunday or Monday	6:00 AM Friday before to 6:00 AM Tuesday after
	Tuesday	6:00 AM Saturday before to 6:00 AM Wednesday after (starting at 6:00 AM Friday before to 6:00 AM Wednesday after for Christmas Day)
	Wednesday	6:00 AM Tuesday before to 6:00 AM Thursday after (starting at 6:00 AM Saturday before to 6:00 AM Thursday after for Christmas Day)
	Thursday	6:00 AM Thursday to 6:00 AM Monday after (starting at 6:00 AM Wednesday before to 6:00 AM Monday after for Christmas Day)
	Friday or Saturday	6:00 AM Thursday before to 6:00 AM Monday after

Holiday	Falls on	Temporary lane closures are NOT allowed from
Memorial Day Labor Day	Monday	6:00 AM Friday before to 6:00 AM Tuesday after
Thanksgiving Day	Thursday	6:00 AM Wednesday before to 6:00 AM Monday after

Exceptions can only be made under the following conditions:

- Emergency work.
- Work within long-term stationary lane/shoulder closures.
- Safety work that does not adversely impact traffic mobility and has been authorized by the Regional Traffic Engineer.

Note: The Department reserves the right to cancel any work operations, including lane closures and/or total road closures, that would create traffic delays by unforeseen events. The Contractor would be notified at least seven (7) calendar days prior to the proposed work.

SPECIAL NOTE**SPEED LIMIT SIGN IN WORK ZONE**

For any work zone traffic control set-up with a duration of over one hour on a freeway or parkway, a regulatory speed limit sign (one of R2-1 or NYR2-2 through NYR2-6) is required halfway between the 1st and 2nd advance warning signs unless:

- a regulatory speed limit reduction is authorized, and those signs have been installed or
- a regulatory speed limit sign exists between those advanced warning signs.

This provision is applicable to the following standard sheets:

- 619-316 (2 std. sheets)
- 619-416 (2 std. sheets)

The cost for this sign shall be included in the price bid for one of the *Work Zone Traffic Control* items 619.01 or 619.0101.

SPECIAL NOTE**AUTOMATED WORK ZONE SPEED ENFORCEMENT (AWZSE)**

The Contractor is hereby notified that the Department may elect to deploy an automated speed enforcement unit at certain times during the project. Project locations that qualify for the deployment of automated speed unit must meet the following criteria:

- Limited Access Highways only
- No mobile work zones
- Workers must be present

The automated unit may consist of a trailer mounted unit, a free-standing unit, or one contained within a work vehicle. The unit will be deployed and operated by a private vendor under the direction of the Department and the Engineer. The “Speed Photo Enforcement Warning Sign” will be provided by the AWZSE vendor. If necessary, the contractor shall provide a temporary regulatory speed limit sign within half mile ahead of the start of the work zone. The cost of this extra sign shall be included as part of the *Basic Work Zone Traffic Control* item.

The contractor shall coordinate with the Engineer and the speed enforcement vendor to find a safe location for the unit within the work zone that does not interfere with on-going work. The vendor will set up and take down/remove their unit and sign(s) each day they are deployed.

SPECIAL NOTE
ENVIRONMENTAL PRODUCT DECLARATIONS (EPDs)

Projects must comply with all applicable New York State (NYS) laws and policies to reduce the embodied carbon of buildings and infrastructure projects. This includes:

- [New York State Executive Order 22 \(2022\)](#)
 - [Executive Order 22 Embodied Carbon Guidance \(2025 or current version\)](#)
- [Buy Clean Concrete guidelines \(2023 or current version\) pursuant to State Finance Law § 136-d.](#)

These laws and policies require entities subject to their application to disclose the embodied carbon that will result from construction projects utilizing specified construction materials, and to procure low-embodied carbon concrete on certain contracts. To comply with these requirements, NYSDOT is requiring Contractors to submit EPDs for certain building and construction materials supplied to NYSDOT contracts. EPDs must be Product-specific, Facility-specific, or Supply chain-specific, Type III (Third Party Reviewed), in adherence with ISO 14025 *Environmental Labels and Declarations*, ISO 14044 *Environmental Management – Life Cycle Assessment*, and ISO 21930 *Core Rules for Environmental Product Declarations of Construction Products and Services*. Industry-wide EPDs are not acceptable.

For permanently incorporated construction materials manufactured for, and supplied to state construction projects, the Contractor shall obtain and submit EPDs for asphalt mixtures, concrete mixtures (excluding precast concrete), and steel, when certain thresholds are met. The Embodied Carbon Guidance document identifies the covered construction materials and quantity thresholds, which are summarized for NYSDOT projects below. When the quantity of any covered materials supplied to the project meets or exceeds the quantity thresholds listed below, EPDs for those materials must be submitted to the Department.

- | | |
|---------------------|---|
| ▪ Asphalt Mixtures | 8,000 Tons (per individual mix design) |
| ▪ Concrete Mixtures | 200 Cubic Yards (per individual mix design) * |
| ▪ Steel Category * | <ul style="list-style-type: none"> ○ Rebar - 20,000 lbs ○ Hollow Structural Sections - 15,000 lbs ○ Fabricated Steel Plate - 15,000 lbs ○ Hot Rolled Sections - 15,000 lbs ○ Cold-Formed & Galvanized - 15,000 lbs |

* When multiple covered materials are included in a single pay item, each covered material quantity is counted separately. For example, a single pay item for steel-reinforced concrete includes both concrete and steel, and each material quantity is tracked individually. If the concrete amount meets the requirements for an EPD, but the steel amount does not, a concrete EPD is required but a steel EPD is not.

One goal of Executive Order 22 (EO-22) is to reduce the embodied carbon content of common construction materials. Since it is the Contractor's responsibility to select material suppliers, and since different suppliers may provide similar materials but produced in different locations using different equipment, the quantity thresholds established in EO-22 Embodied Carbon Guidance must be determined by individual mix design or steel material category and supplier. If one mix design or steel category is used for multiple different pay items within a contract, the total quantity of that specific mix design or steel category supplied to the project (summed across all pay items) is counted. Conversely, if multiple different mix designs are installed for the same pay item (for example, a multi-location paving project supplied by multiple different local asphalt plants), an EPD is only required for the mix designs that meet or exceed 8,000 tons for the contract.

The Buy Clean Concrete Guidelines require transportation construction projects with contract values at award

SPECIAL NOTE
ENVIRONMENTAL PRODUCT DECLARATIONS (EPDs)

over \$3,000,000 to procure concrete with Global Warming Potential (GWP) below the maximum values specified below:

Specified compressive strength (PSI)	Maximum Global Warming Potential Limits for Low Embodied Carbon Concrete (kilograms of carbon dioxide equivalent per cubic yard [kg CO ₂ e/y ³])
0 - 2500	275
2501 - 3000	302
3001 - 4000	360
4001 - 5000	434
5001 - 6000	458
6001 - 8000	541
These limits reflect 150% of the Eastern Region average GWP figures from the National Ready Mix Concrete Associations' "A Cradle-to-Gate Life Cycle Assessment of Ready-Mixed Concrete Manufactured by NRMCA Members – Version 3.2 "(Jul 2022), page 62-66.	

Contractors doing work involving low embodied carbon concrete shall certify, upon completion of the project, that all procured low embodied carbon concrete utilized on the project meets the minimum standards in these guidelines, by providing: 1) an acceptable EPD, and 2) a document stating the GWP of the concrete mix used (indicating comparison to New York State's concrete GWP limit), to demonstrate that the GWP of the concrete mix is lower than New York State's GWP limit for concrete.

The Contractor must submit the required EPD(s) to the NYSDOT Main Office Materials Bureau, in accordance with [Materials Procedure MP 106-01](#).

ASPHALT WITH CRUSHED GLASS

SCOPE. This specification covers the requirements for the addition of crushed glass to asphalt mixtures. The provisions of Section 404 - Asphalt Pavements 406 – Asphalt Pavements with Fibers applies except that the Contractor has the option of blending of the crushed glass in the following mixes:

- 37.5 Nominal Max. Size
- 25.0 Nominal Max. Size
- 19.0 Nominal Max. Size
- Truing and Leveling Course

If the Contractor chooses the crushed glass option, the following modifications to the Standard Specifications shall apply:

MATERIAL REQUIREMENTS

Crushed glass shall be subject to the approval of the Regional Materials Engineer prior to its use. The crushed glass shall contain no more than 1% (by weight) contaminants and shall meet the following gradation:

Sieve Size	Percent Passing
3/8 inch	100
1/4 inch	90 - 100
No. 30	0 - 20

Note: The gradation requirements may be modified upon approval by the Regional Materials Engineer.

Crushed glass may be included in the mixture up to 5%, maximum, of the total aggregate weight. The crushed glass, aggregate, and Performance-Graded Binder (PGB) shall meet the requirements specified in the Standard Specification §401-2.01 Asphalt Mixture Designs, §401-2.02 Aggregates, and §401-2.04 Performance-Graded Binder.

CONSTRUCTION DETAILS

The crushed glass shall be proportioned from a separate feed bin approved by the Regional Materials Engineer. In addition, all requirements pertaining to aggregate shall apply to crushed glass including the equipment requirements for automatic proportioning and recording as stipulated for aggregate in §401-3.08 Asphalt Mixing Plant.

METHOD OF MEASUREMENT. The provisions of §404-4, Method of Measurement, shall apply.

BASIS OF PAYMENT. The provisions of §404-5 and 406-5, Basis of Payment, shall apply.

US CUSTOMARY FUEL PRICE ADJUSTMENT

FUEL PRICE ADJUSTMENT ¹ CONVERSION FACTORS		
MATERIAL DESCRIPTION	CONVERSION FACTOR	ITEM NUMBER ^{2,7}
Unclassified Excavation	0.35 gal/yd ³	203.02
Embankment	0.10 gal/yd ³	203.03, 620.XX
Fill	0.45 gal/yd ³	203.05, 203.06, 203.07, 203.08XX, 203.20, 203.21, 203.25
Controlled Low Strength Material	1.00 gal/yd ³	204.01, 204.02, 204.03, 204.04
Trench / Culvert / Structure Excavation	0.50 gal/yd ³	206.01, 206.0201
Bituminous Stabilized Course	1.40 gal/yd ³	302.01, 307.01
Subbase Course	1.00 gal/yd ³	304 Items
Asphalt Mixtures	2.50 gal/ton	404 Items ³ , 405.01, 406 Items ³ , 421 Items ³ , 608.020102 ³ , 619.0601 ⁴ , 624.02XXXX ^{3,4} , 633.14 ^{3,4} , 633.15 ^{3,4} , 633.16 ^{3,4}
Diamond Grinding	0.13 gal/yd ²	505 Items ³
Milling	0.10 gal/yd ²	490 Items
Cold Recycling Asphalt Concrete	0.08 gal/yd ²	416.XXXXXXRR
Portland Cement Concrete Pavement	1.00 gal/yd ³	502 Item ³ , 503.1010, 603.1011, 503.1012
Fill Type Retaining Walls	0.45 gal/yd ³	554.30XX ⁵ , 554.31 ⁵ , 554.4X ⁵
Footing Concrete & Concrete for Structures – All classes	1.00 gal/yd ³	555.0104, 555.0105, 555.05, 555.06, 555.07, 555.08, 555.09, 555.10, 555.11, 555.0011, 555.0012, 555.0021, 555.0022, 555.0031, 555.0032
Structural Approach Slabs	0.33 gal/yd ²	557.2001, 557.2002, 557.2003, 557.2009, 557.22, 557.1011, 557.1012, 557.1013, 557.1019, 557.2019
Superstructure Slabs with bottom formwork	0.25 gal/yd ²	557.01XX, 557.07, 557.30, 557.41XX, 557.1111, 557.1112, 557.1113, 557.1119, 557.13, 557.2119
Superstructure Slabs - no bottom formwork	0.15 gal/yd ²	557.05XX, 557.09, 557.43XX, 557.1211, 557.1212, 557.1213, 557.1219, 557.2219
Overlay Concrete	0.05 gal/yd ²	584.3001nn, 584.3002nn, 584.3009nn, 584.3101nn, 584.3102nn, 584.3103nn, 584.3109nn, 584.3200nn, 584.0301nn, 584.0302nn, 584.0303nn, 584.0309nn, 584.0320nn
Concrete Barrier, Type A	0.16 gal/ft	606.3001, 606.3021, 606.3031
Concrete Barrier, Type B	0.19 gal/ft	569.01, 606.3002, 606.3022, 606.3032
Concrete Barrier, Type C	0.22 gal/ft	606.3003, 606.3023, 606.3033
Concrete Barrier, Half Section	0.11 gal/ft	569.02, 569.06, 606.3004, 606.3024, 606.3034

US CUSTOMARY FUEL PRICE ADJUSTMENT

FUEL PRICE ADJUSTMENT ¹ CONVERSION FACTORS		
Concrete Barrier, Single Slope	0.23 gal/ft	569.05, 569.07, 606.3041, 606.3043, 606.3044
MATERIAL DESCRIPTION	CONVERSION FACTOR	ITEM NUMBER ^{2,7}
Concrete Barrier Texas & Wide, Single Slope	0.28 gal/ft	569.08, 606.3051, 606.3053, 606.3054
Concrete Barrier Half Section, Single Slope	0.17 gal/ft	569.04, 606.3061, 606.3063, 606.3064
Vertical Faced Concrete Parapet	0.10 gal/ft	569.03
Removal and Replacement of Structural Concrete	1.00 gal/yd ³	582.05, 582.0051
Gravel, Stone, Slag	1.00 gal/yd ³	411.01, 411.02, 411.03, 623.1X
Concrete Sidewalks and Driveways	1.00 gal/yd ³	608.01XX
Concrete Curb	0.10 gal/ft	609.04XX, 609.05XX
Topsoil	0.45 gal/yd ³	610.10, 610.11XX, 610.14XX
Turf Establishment - Performance	0.05 gal/yd ³	610.16010020

FUEL PRICE ADJUSTMENT¹ CONVERSION FACTORS**Notes:**

1. In accordance with Standard Specification §698-3.02, the index value for the fuel price adjustment is the posted price for the month of bid letting.
2. Item Number - This is the contract pay item number under which these materials are most frequently paid. Unless indicated otherwise, materials similar to those indicated under the column entitled "Material Description" are also eligible for adjustment using the factor listed for a similar material with the same pay units regardless of the actual contract pay item number.
3. Quality Adjustment Items (404/406/502/505/555/557/569/582/584/608/624) are not eligible for fuel price adjustment.
4. Fuel Price Adjustment Conversion Factor based on units of TONS of asphalt placed, not the pay units of this item.
5. Fuel Price Adjustment Conversion Factor based on units of CY of backfill paid under this item, not the pay units of this item.

US CUSTOMARY ASPHALT PRICE ADJUSTMENT

ASPHALT PRICE ADJUSTMENT ¹ CONVERSION FACTORS		
MATERIAL DESCRIPTION	CONVERSION FACTOR	ITEM NUMBER ²
Bituminous Stabilized Course	0.065 t PGB/yd ³	302.01
Asphalt Treated Permeable Base, Type 2	0.035 t PGB/t	404.0289
Shim Course	0.0825 t PGB/t	404.0589
6.3 Top Course	0.067 t PGB/t	404.068X, 406.068X
9.5 Top Course, T&L, Shoulder Course	0.062 t PGB/t	404.09XX, 404.4189, 406.09XX
9.5 Stone Matrix Asphalt	0.067 t PGB/t	421.095Z01RR
12.5 Top Course, T&L, Shoulder Course, Binder Course	0.055 t PGB/t	404.12XX, 404.4289, 406.12XX
12.5 Stone Matrix Asphalt	0.060 t PGB/t	421.125Z01RR
19 Binder Course	0.049 t PGB/t	404.19X9, 404.4389, 406.19X9
19 Stone Matrix Asphalt	0.054 t PGB/t	421.195Z01RR
25 Binder Course	0.045 t PGB/t	404.25X9, 404.4489, 406.25X9
37.5 Base Course, Binder Course	0.040 t PGB/t	404.37X9, 404.4589, 406.37X9
Paver Placed Surface Treatment, Types A, B, and C	0.064 t PGB/t	415.0X0F0118
Micro-Surfacing, Quick-Set Slurry	0.078 t PGB/t	413.0X0F0118, 414.0X0F0118
Straight Tack Coat	0.0026 t PGB/gal	407.0103
Asphaltic Sealants (ASTM 6690)	0.0027 t PGB/gal	402.75XXXX18, 402.76XX0018
Chip Seal	0.0027 t PGB/gal	410.30, 410.02030006
Asphalt Emulsion for Cold Recycling	0.0027 t PGB/gal	416.02XX00RR, 416.20XX00RR, 416.2X, 416.21XX00RR
Fog Seal and Dilute Tack Coat	0.0016 t PGB/gal	407.0102, 407.01XXXXRR, 410.40, 416.30, 416.040000RR, 416.300000RR
PG Binder for Cold Recycling	0.0043 t PGB/gal	416.22, 416.030000RR, 416.22000018
Asphaltic Sealant – Clean & Seal	0.00004 t PGB/LF 0.225 t PGB/LNMI	402.76XX0008, 412.76XX0001
Asphaltic Sealant – Treating Cracks	0.240 t PGB/LNMI	412.76040001
Asphaltic Sealant – Rout & Seal	0.00005 t PGB/LF 0.270 t PGB/LNMI	402.760100RR, 412.760100RR, 412.760300RR
Repair of Asphalt Pavement, Temporary Asphalt	See Note 4	633.14, 633.15, 633.16, 619.06XX
Truing and Leveling, Asphalt Sidewalks, Driveways, Bike Paths, Gutters	See Note 5	404.0179, 404.0189, 406.0179, 406.0189, 608.020102, 624.02XXXX
Waterproof Bridge Deck Overlay	0.0725 t PGB/t	402.907X0X18

US CUSTOMARY ASPHALT PRICE ADJUSTMENT

ASPHALT PRICE ADJUSTMENT¹ CONVERSION FACTORS**Notes:**

1. In accordance with Standard Specification §698-3.01, the index value for the asphalt price adjustment is the average posted price of Performance Graded Binder (PGB) for the month of bid letting.
2. Item Number - This is the contract pay item number under which these materials are most frequently paid. Unless indicated otherwise, materials similar to those indicated under the column entitled "Material Description" are also eligible for adjustment using the factor listed for a similar material with the same pay unit regardless of the actual contract pay item number.
3. Quality Adjustment Items (404/406/608/624) are not eligible for asphalt price adjustment.
4. Asphalt Price Adjustment Conversion Factor based on unit of TON of asphalt placed, not the pay unit of this item. The conversion factor for Asphalt Pavement Repair and Temporary Asphalt will be based on the actual asphalt mixture used.
5. The conversion factor for Truing and Leveling, Driveways, and other items that allow asphalt mix options, will be based on the actual asphalt mixtures used.
6. A two-digit suffix (RR) at the end of a contract pay item indicates a special specification.
7. The conversion factors for Asphalt Mixtures with slag shall be increased by 25%.
8. t = ton; LF = linear feet; LNMI = lane miles

SPECIAL NOTE

TERRAIN DATA INFORMATION

Refer to the NYS Highway Design Manual, Chapter 21 for additional information on Terrain Data (i.e., design survey/mapping).

Terrain Data Accuracies

For all data point comparisons, the table below shows the average variation (+/-) between the mapped terrain features (points, lines, surfaces) and the actual field locations. 95% of tested points will fall within twice the listed accuracies (e.g., $2 \times 0.05 \text{ ft} = 0.10 \text{ ft}$, so 95% of points checked should be within 0.10 ft (+/-) of the point terrain data obtained by field survey).

Average Terrain Data Accuracies

Feature	Field Survey		Photo-grammetry		Airborne LIDAR		Mobile LIDAR		Terrestrial LIDAR	
	H (ft)	V (ft)	H (ft)	V (ft)	H (ft)	V (ft)	H (ft)	V (ft)	H (ft)	V (ft)
Points (e.g., Corners of Frames/Grates)	0.05	0.07	0.12	0.15	N/A	N/A	0.08	0.08	0.05	0.08
Lines (e.g., Underground Utilities)	0.15	0.15	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Surfaces										
• Uniform Hard Surfaces (e.g., Roadways, Sidewalks)	0.12	0.07	0.12	0.15	0.12	0.15	0.13	0.13	0.13	0.08
• Structures (e.g., Buildings, Walls, Bridges)	0.12	0.07	0.12	0.15	N/A	N/A	0.13	0.13	0.13	0.08
• Graded Surfaces (e.g., Lawns, Gravel Drives, Highway Slopes)	0.30	0.30	0.30	0.30	0.30	0.30	0.30	0.30	0.30	0.30
• Natural Surfaces (e.g., Vegetated Natural Fields)	0.75	0.75	0.75	0.75	0.75	0.75	0.75	0.75	0.75	0.75

Notes:

- Points are specific locations where survey shots were taken (field survey or LIDAR) or specific locations selected for mapping (photogrammetric survey). The closer checks are conducted to the surveyed points should result in a more accurate comparison of the survey information (points, lines, surfaces).
- The top and bottom edges of vertical surfaces (e.g., the top and bottom of a curb face) are slightly offset horizontally from one another to avoid data modeling conflicts.
- Photogrammetry uses the outer dimensions of the roof to portray the location and dimensions of a building rather than survey of the actual building walls.

Terrain Data Point Density

Depending on the collection method, there can be a difference in the density/interval at which data points are collected. Field Survey and Photogrammetry tend to involve a more targeted collection of points along specific features and at observable terrain break points as opposed to LIDAR which collects a more general array of data points. LIDAR data files can be extremely large and so the surfaces derived from the LIDAR data consist of a reduced number of points. The table below lists the typical spacing between data points for linear features and surfaces.

Typical Mapping Interval Between Data Points

Interval Condition	Field Survey	Photogrammetry	Airborne LIDAR	Mobile LIDAR	Terrestrial LIDAR
Along Linear Features	Every 10 to 20 ft	Every 25 to 50 ft	N/A	Every 10 ft	Every 10 ft
Along Surface Break Lines	Every 25 to 50 ft	Every 25 to 50 ft	N/A	Every 10 ft	Every 10 ft
Open Areas	N/A	N/A	4 to 8 ft grid	N/A	N/A

The frequency of data points is also dependent on the scope of the individual project. For example, for a project involving ADA curb ramps, points are gathered more densely in the area surrounding the curb ramps than along the rest of the sidewalk. Increased frequency of point data is also used where sudden horizontal or vertical changes are noted such as along curves. Conversely, for subsurface features and other features with limited accessibility/visibility, the interval between data points may be greater.

Generally, a higher density of survey shots is collected near the focal point/centerline of the mapped area (e.g., the paved roadway) and a lower density collected further away. The lower the density of points, the less detailed/accurate the surfaces. Therefore, there is increased chance of variance in data accuracy in the areas of the surface(s) farthest away from center.

Terrain Data Source

Terrain data is often derived from a combination of survey data collection methods. To see the data source(s), follow the instructions below. Note that data sources are not available for all surfaces.

Instructions (OpenRoads Designer):

1. To view the origin of any mapping type in ORD use the **Explorer** tool.
2. Expand Items and you will see the **Data Sources** for the mapping.
3. Right click on the **Data Source** you wish to see.
4. Select **Isolate**. You will now only see the data from that mapping source.
5. To return to the normal view, right click on the same Data Source and select **Clear Isolate**.

Instructions (InRoads SS10):

1. Open the Terrain File containing the data you wish to report on.
2. Under the **Edit** menu, choose **Select by Attributes**.
3. Select **Tags** on the bottom of the dialogue box.
4. In the **Select by Tags** dialogue box:
 - a. For **Tag**, scroll down to **nymap.source**.
 - b. For **Operator** scroll to **equal to**
 - c. For **Expression**, type in the 3-letter prefix for the data type you are looking for. These are listed in the table below.
5. On the bottom left of the **Select by Attributes** dialogue box click on **Execute**. The data acquisition type selected in step 4c will be highlighted.
6. Change the **expression** in step 4c and follow step 5 to highlight other data types if available.

PREFIX	DATA TYPE
SVY	FIELD SURVEY
PHO	PHOTOGRAMMETRY
LDA	AIRBORNE LIDAR
LDM	MOBILE LIDAR
LDT	TERRESTRIAL LIDAR

GENERAL PLAN SHEET ELEMENTS

The information shown on the General Plan Sheets was NOT developed from topographical surveys.

Elements (driveways, culverts, approximate highway boundary (AHB) lines, etc.) shown on the General Plan sheets are a combination of record plans and recent field visit data placed onto a mosaic of the ortho-referenced aerial photos. The location of these elements are approximate and not meant to replace more accurate survey information.

CENTERLINE LAYOUT

Prior to milling and resurfacing, the contractor shall layout as per plan centerline along the entire mainline length of the project. Centerline stations shall be painted every 100 feet, to match the centerline stationing shown on the General Plans.

This centerline shall be maintained throughout the duration of the contract until the final pavement markings are placed.

The cost for the initial layout and any subsequent layouts shall be included in the price bid for **Item 625.01 – Survey Operations**

CONCRETE TRUCK WASHOUT FACILITY

One or more facilities meeting the requirements of NYSDEC's New York State Standards and Specifications for Erosion and Sediment Control, aka "The Blue Book", are required on this project site to collect cleaning water and waste from all concrete work. Costs to construct the facility(ies) are to be included in the bid price for concrete items contained in this contract. If a facility is not constructed for this contract, all concrete trucks will be required to return to the concrete plant to wash out.

COORDINATION WITH OTHER CONTRACTS

The Contractor's attention is directed to the fact that other contracts/work may be ongoing within the limits of this project. The Contractor shall coordinate work in this contract accordingly through the E.I.C. to avoid conflicts. Modification to the Work Zone Traffic Control (WZTC) plans may be necessary and the cost for these modifications shall be included in the price bid for Item **619.01**.

Projects to coordinate with, but not limited to the following:

- **City of Amsterdam Project D040992 (PIN 265058)** – 2018 TAP: Amsterdam Pedestrian Safety Improvements. The segment of this project that falls within PIN 213462 limits is being combined and going to construction under PIN 213462.
- **City of Amsterdam Schuyler Street Conversion** – Department of State funded project with City of Amsterdam, expected to be built in 2026.

Curb Ramps

All curb ramps within the project limits shall meet flush with the pavement upon completion of the paving of the top course.

DRIVEWAY RE-ESTABLISHMENT NOTE

Any operation that leaves a driveway or intersection with a vertical drop of 2" or greater shall have a temporary ramp installed by the end of the workday on which the drop was created. The temporary ramp shall be of material approved by the Engineer and shall be included in the bid price for **Item 619.01 – Basic Work Zone Traffic Control**. This would also include any maintenance of said temporary ramp.

Top course paving operations shall be held to the above directive and shall additionally have permanent re-establishment treatment placed within 21 calendar days from top course placement. Permanent re-establishment shall be paid under respective item/s.

LONGITUDINAL PAVEMENT JOINT

During paving operations on this contract, an unmatched longitudinal pavement joint shall not exceed 100 feet at the end of the working day.

MILLING AND RESURFACING SCHEDULE

To minimize damage to milled roadway surfaces, the Contractor shall schedule his/her work so that no milled surface is left exposed for more than 14 days.

The Contractor shall bear all costs necessary to repair damages to the pavement and appurtenances resulting from exposure beyond 14 days, as determined by the Engineer.

Millings are expected to be salvaged by the Town of Amsterdam. Contact for millings is Bart Tessiero, Highway Superintendent, he will supply trucks to haul them away. Bart's contact is: 518-843-2620, btessiero@townofamsterdam.org.

PAVEMENT REBATES

Pavement rebates shall be scheduled to be completed less than 48 hours prior to the start of top course paving. A temporary wedge of approved material shall be placed and maintained in the rebate area to provide a reasonably smooth transition until paving is completed. The cost of the wedge material shall be included in the various contract items.

STRUCTURES WITHIN THE ROADWAY

- a) The following procedure shall be used for drainage, utility and other structures within the roadway:
1. Remove frames and covers prior to any paving. Cover the openings and provide a smooth safe surface for traffic.
 2. Pave T& L and/or binder courses, paving over the openings.
 3. Set frames, covers or valve boxes to $\frac{1}{4}$ " below finished grade and encased in concrete prior to paving top course.

Payment for this work shall be included in the price bid for the new structure or for the appropriate altering existing structure items in the contract.

- b) All catch basins, frames and grates shall be set $\frac{1}{2}$ " below the theoretical grade at the curblin and $\frac{1}{4}$ " below the theoretical grade at the front of the grate. The final surface around the structure shall be transitioned a minimum of 10ft along the curblin and 2ft on the road side. The use of manual asphalt compaction techniques may be required AOB at these locations.

TEMPORARY PAVEMENT MARKINGS

Temporary pavement markings (centerline markings only) are included in this project and shall be installed by the end of the work day of the following operations.

- Binder/Shim course pavement
- Top course pavement

The Contractor shall also be responsible for all layout work necessary for the installation of all temporary pavement markings.

Temporary "hatching" is not required.

The cost of the above work shall be included in the price bid for Item 619.0901

SPECIAL NOTES

PROJECT ENGINEER'S FIELD OFFICE SIGN

Upon notification of successful award, the Contractor shall be responsible for installing 1 "Project Engineers Field Office" sign(s) subject to the following conditions:

1. The NYSDOT shall supply the "Project Engineers Field Office" sign(s). The signs are stored at the Special Crews Unit at the Oneida East Residency, 2436 Chenango Road, Utica, New York.
2. The Contractor shall be responsible for picking up the sign(s). The EIC shall inform the Contractor when to pick up the sign(s).
3. The "Project Engineers Field Office" sign(s) shall be erected by the Contractor at the Field Office or at location A.O.B.E.
4. The Contractor shall provide removable panels for:
 - a. Engineer's Name
 - b. Engineer's Phone Number
 - c. Contractor's Name
 - d. Contractor's Phone Number
5. The removable panels shall match the attributes of the "Project Engineers Field Office" sign with respect to color, font and size (Overlay shall be 3-inch blade, reflective blue with no border; Text shall be white reflective, 2 inch D font). They shall be Class B Reflective Sheeting per material specification § 730-05. The EIC shall provide the contractor with:
 - a. a "Sign Face Layout" of the "Project Engineers Field Office" sign in order for proper fabrication of the removable panels, and
 - b. a detail showing the proper dimensions of the removable panels in addition to the location of the bolt holes.
6. All removable panels shall be removed by the Contractor upon completion of the project. The panels for the Engineer's Name and Phone Number shall remain the property of the NYSDOT. The remaining panels shall be the property of the Contractor.
7. The Contractor will deliver the "Field Office" sign(s) to a NYS Residency upon completion of the project. The EIC will inform the Contractor which Residency to deliver it to.
8. Payment for the above work shall be included in the price bid for item **637.12**.

SPECIAL NOTES**Supply Requirements for Engineers Field Office
Item 637.12**

The following office supplies shall be provided as part of the initial setup of the Engineer's Office. The costs for these supplies shall be included in the price bid for Item **637.12**. Any additional Office Technology Supplies (Excepting Printing Supplies) necessary after the initial set up shall be provided and paid for under Item **637.34** Office Technology Supplies, for the duration of the contract.

Data Storage Media

- 4 – 64 G.B. Flash Drives (Thumb Drive)

Mail Supplies

- 500 Printable Mailing Labels
- STAMPS – 3 Books (1 Book = 20 Stamps)

General Office Supplies

- 100 - 3 Tab File Folders (Legal or Letter, Fit In Fireproof Cabinet)
- 50 – Hanging File Folders (Legal or Letter, Fit In Fireproof Cabinet)

Printer Supplies (Start Of Project Minimum)

- 5000 sheets of 8 ½" x 11", 20# bond weight, letter quality paper
- 2500 sheets of 11" x 17", 20# bond weight, letter quality paper

The Contractor shall replenish "Printing Supplies" as necessary. Cost to be included in the Field Office Item.

Mail, Data Storage and General Office Supply items shall remain the property of the State of New York.

EIC OPTIONAL ITEM –

The EIC may request an external hard drive, 2.0 TB Min., at the beginning of the project. This item, if requested, would be paid under Item 637.34 and become property of the State of New York.

SPECIAL NOTES

EMERGENCY CONTACT NUMBER

The contract shall employ, for the duration of the contract, a telephone answering service to meet the requirements stated in Standard Specification Section 107-05C.

The answering service shall be equipped to receive calls with live operators on a 24-hour basis and promptly contact contractor personnel with the authority and capability to mobilize forces to respond to an emergency.

The following action shall be taken after an emergency call is received:

A. During Normal Work Hours

1. The Contractor's Responsible Person (CRP) shall respond to the individual or agency which initiated the call within 20 minutes from the time the answering service received it.
2. Immediately following the return call to the initiator, the CRP should contact the Engineer advising the Engineer of the situation and what action he/she plans to take. If unable to contact the Engineer at the Project Field Office, the CRP should leave a message on the Engineer's answering machine, and then contact the Regional Construction Office at [\(315\) 793-2475](tel:3157932475) with the same information.
3. The Contractor shall respond to the emergency and make follow-up confirmatory calls as directed by the Engineer or the Regional Construction Office.

B. During Non-Working Hours

1. The CRP shall respond to the individual or agency which initiated the call within 20 minutes from the time the answering service received it. If the call is initiated from an individual or agency other than NYSDOT, immediately notify the Department of the situation and the planned action by contacting the Region's answering service at [\(315\) 733-2111](tel:3157332111).
2. If work is required at the project site, the CRP shall be at the site within one hour from the time of the initiator's original call.
3. Follow-up calls, within two hours of the original call, shall be made to the original caller and to the Region's answering service advising of the status of the emergency and the action taken. At the same time, a message shall be left on the Engineer's field office answering machine with the same information.

SPECIAL NOTE**PG BINDER AND MIX DESIGN LEVEL**

Requirements of this note apply to all Section 402 and Section 404 Asphalt (HMA and WMA) items in this contract.

PG BINDER

Use elastomeric polymer or Terminal Blend Crumb Rubber modified **PG 64V-22** (Very High) meeting the requirements of AASHTO M 332, *Standard Specification for Performance Graded Asphalt Binder using Multiple Stress Creep Recovery (MSCR)*, for the production of hot mix asphalt mixtures for this project. In addition, the binder grade must also meet the **elastomeric** properties as indicated by one of the following equations for %R_{3.2}:

1. For $J_{nr3.2} \geq 0.1$, $\%R_{3.2} > 29.371 * J_{nr3.2}^{-0.2633}$
2. For $J_{nr3.2} < 0.1$, $\%R_{3.2} > 55$

Where

R_{3.2} is % recovery at 3.2 kPa

J_{nr 3.2} is the average non-recoverable creep compliance at 3.2 kPa

When terminal blend CRM PG binder is used, the following shall apply:

- Crumb rubber particles shall be finer than #30 sieve size.
- The CRM PG binder shall be storage-stable and homogeneous.
- The Dynamic Shear Rheometer (DSR) shall be set at 2-mm gap.
- The CRM PG binder shall be 99% free of particles retained on the 600 µm sieve as tested in accordance with Section 5.4 of M 332.

Use of polyphosphoric acid (PPA) to modify the PG binder properties is prohibited for mixtures under this contract. This prohibition also applies to the use of PPA as a cross-linking agent for polymer modification.

MIX DESIGN

The mixture designs must be developed in accordance with the criteria specified in the HMA items that are appropriate for an Estimated Traffic Level of <0.3 Million ESALs.

Note: The PG binder for this project will be modified with polymer or CRM additives to meet the requirements stated above. Handling of the HMA shall be discussed at pre-construction and pre-paving meetings.

Special Note
RAP PG Binder Contribution

When recycled asphalt pavement (RAP) greater than or equal to 10% is utilized in the production of hot mix asphalt (HMA) Top Course for this contract, the following minimum asphalt content will be utilized in the final mixture design calculation for optimum asphalt content:

HMA/WMA Mixture	Minimum Asphalt Content (%)
6.3	6.2
9.5	6.0
12.5	5.4
19.0	4.7
25.0	4.4
37.5	3.9

The mixture design will be formulated such that all the volumetric properties are within the criteria specified in the latest Material Method 5.16. The total targeted asphalt content of virgin binder and the accepted RAP asphalt contribution shall not be less than the minimum asphalt content of the mix design during production indicated in the above table.

Special Note
9.5 Top Course Maximum Stone Size

The Gradation Design Control Points outlined in MM 5.16, Table 1 shall be modified as follows: For 9.5 Top Course HMA, The minimum passing the 12.5 mm sieve shall be 100%.

**COORDINATION WITH THE UTILITY SCHEDULE
ROUTE 5 CITY OF AMSTERDAM PAVING
PROJECT, MONTGOMERY COUNTY**

In addition to requirements and/or explanations contained in the Standard Specifications dated **September 1, 2026**, under Sections **102-03, 102-4, 102-05, 102-08 and 107-05**, the Contractor is advised of the following:

All known public and private utility lines within or adjacent to the site of the work, are shown in the existing approximate locations on the contract plans. The Contractor is cautioned that these locations are not guaranteed; nor is there a guarantee that all such lines in existence have been shown on the plans.

The Contractor shall conduct operations as to prevent damage to such facilities. The Contractor shall make such explorations as may be necessary to determine the dimensions and locations of lines that may be subject to damage. Notification to the various owners of facilities shall be given in accordance with New York State Industrial Code 753.

The Contractor shall satisfy him or herself as to the exact location of utility lines and shall protect and support, in a suitable manner, all utilities encountered in the work. The Contractor shall make good any damage to those utilities caused by the Contractor's operations. If the nature of the damage is such as to endanger the satisfactory operations of the utilities and the necessary repairs are not immediately made by the Contractor, the work may be done by the respective owning companies and the cost thereof charged against the Contractor.

Prior to the commencement of construction, the Contractor shall meet with all the known public and private utility companies occupying the work site. The Contractor shall, at this meeting, inform the utility companies of the Contractor's schedule of operations and so coordinate work with these companies.

The Contractor specifically agrees that included in the unit prices and lump sum prices bid for the various items of the contract any additional cost of doing the work under this contract because of the fact that the Contractor may not have a clear site for the work and because of interference of roadway use by the utilities, and the necessity or desirability of opening certain sections of pavement to traffic before the entire work is completed.

The Contractor must coordinate the schedule of operations with the various utility owners involved with the project and shall verify utility information found on the Contract documents.

Utility revisions required by the various utility owners in connection with this project include.

PIN 2134.62

D265834

**COORDINATION WITH THE UTILITY SCHEDULE
ROUTE 5 CITY OF AMSTERDAM PAVING
PROJECT, MONTGOMERY COUNTY**

UR #

DESCRIPTION

1B

VERIZON

Verizon shall alter their facilities as described in the contract documents.

The contractor shall notify Verizon Five (5) weeks prior to needing the manholes altered within the project limits. The contractor shall provide Verizon with final grade conditions before any altering related work.

2B

NATIONAL GRID GAS

National Grid shall alter their facilities as described in the contract documents.

The contractor shall notify National Grid Five (5) weeks prior to needing the gas valves altered within the project. The contractor shall provide National Grid with final grade conditions before any altering related work.

**COORDINATION WITH THE UTILITY SCHEDULE
ROUTE 5 CITY OF AMSTERDAM PAVING
PROJECT, MONTGOMERY COUNTY**

For All utility work on this project...In the event that a utility company is delayed due to circumstances deemed not to be under their control by NYSDOT (i.e.; easements, emergency storm restoration, extended periods of inclement weather) NYSDOT and the Contractor shall adjust the project schedule as to allow Utility companies time to complete the required adjustments to its facilities up to at least the previously established duration as defined in the "Coordination with the Utility Schedule", with out risk of penalty. Utility companies shall provide notification, including a brief explanation of the delay, to NYSDOT and the Contractor in writing.

PLEASE NOTE ** The contractor shall be aware that overhead lines will be active and in proximity to the proposed culvert work. The contractor shall avoid impacting facilities during the placement of construction materials. Any necessary field changes that impact utility infrastructure shall be discussed with the Regional Utilities Engineer and the affected utility company prior to implementation.

PLEASE NOTE ** Underground facilities are in close proximity to proposed culvert work. The contractor shall complete all necessary potholes (as stated in provisions of 16 NYCRR Part 753) to avoid contact with existing underground facilities.

An on-site meeting with the Regional Utility Engineer shall be required after award to discuss utility information and to set up meetings with utility companies.

In addition to the above itemized revisions, other relocations may become necessary during the construction phase as a result of more precise location data or other changes that might develop. These relocations are to be performed by the utility owners with coordination by the contractor. Suitable time frames for these additions shall be coordinated between the contractor and the utility companies. Such time frames are not to be included within previously established time frames.

SPECIAL NOTE

Migratory Bird Protection and Avoidance for Bridge Rehabilitation or Removal Projects and Bridge Washing and Painting Projects

Under the Migratory Bird Treaty Act, (MBTA) it is unlawful by any means or manner, to intentionally or unintentionally take, capture, or kill any migratory bird, unless a permit is first secured. Violations of MBTA regulations are subject to penalties of up to \$15,000 and six months imprisonment.

Protected migratory birds include all waterfowl, herons, hawks, owls, eagles and songbirds, including swallows, robins, and eastern phoebes. Their feathers, nests, and eggs are also protected under the MBTA.

Exempt from the MBTA, are rock doves (domestic pigeons), house sparrows (English sparrows), European starlings, and monk parakeets. Although these species are not protected under the Act, they should still be treated as humanely as possible and, if practicable, the removal of the young from the nest to be raised by a Wildlife Rehabilitator should be considered; contact the EIC for assistance.

Migratory bird nests typically may be found with eggs or unfledged chicks from April 15th to August 15th. The Contractor and/or EIC should inspect bridges scheduled for rehabilitation or removal during this time period for bird nesting activity prior to commencing any washing, painting, rehabilitation, construction, or demolition activity.

If the nest(s) are determined to be occupied, or if the nest(s) are determined to be from a hawk, falcon, or eagle, the Contractor should contact the EIC. If the nest(s) is determined to be occupied, avoid disturbing, damaging or removing the nest until the young are fledged (leave the nest.) After fledging occurs, all nesting activity (possibly indicated by adult birds moving to and from the nest, sounds of young in the nest, or birds persisting in the vicinity of the nest) is believed to have ceased, and if the nest(s) are not from a hawk, falcon, or eagle, then the nests can be presumed to be unoccupied and can be removed so that work may proceed. This should be done as quickly as possible to prevent birds beginning a second nest brood at the same location. **However, at no time should large nests of hawks, falcons or eagles be destroyed, as these species return to the same nest site year after year and reuse the same nest.** If nests are observed before April 15th or after August 15th, the nest can be presumed to be unoccupied and can be removed after confirming that the nest is indeed inactive and unoccupied, and providing it is not a hawk, falcon or eagle nest. It is suggested that the Contractor contact the EIC, CEC, and/or the REC/LA prior to removing any nests.

Methods of preventing migratory bird nest construction, such as the use of tarpaulins installed before the beginning of nesting activity, should be considered in order to avoid construction or contract delays. If this method is used, tarps must be secured tightly so as to prevent entry into the underside of the bridge, and must not have any gaps, holes, or tears that would allow entry. Please consult with the EIC. Additionally, for bridge washing projects the Contractor and EIC are directed to Engineering Instruction 19-002 – Maintenance Cleaning and Washing of Bridge.

If there are any questions regarding how to proceed with nesting migratory birds, immediately contact the EIC. **No nests of protected migratory birds shall be removed or disturbed in any way without permission from the EIC.**

SPECIAL NOTE**INVASIVE SPECIES: SPOTTED LANTERNFLY**

THE CONTRACTOR SHALL BE AWARE THAT SPOTTED LANTERNFLY (SLF) IS SUBJECT TO VARIOUS STATE REGULATIONS, INCLUDING 1NYCRR, PART 142. IT IS THE CONTRACTOR'S RESPONSIBILITY TO COORDINATE WITH THE APPROPRIATE AGENCIES AND COMPLY WITH STATE REGULATION AS STATED IN §107 OF THE NYSDOT STANDARD SPECIFICATIONS - [LEGAL RELATIONS AND RESPONSIBILITY TO PUBLIC].

CONTRACTOR STAFF SHALL BE FAMILIAR WITH THE GUIDANCE FOUND AT THE NYS DEPARTMENT OF AGRICULTURE & MARKETS (AGM) WEBSITE LOCATED AT THE FOLLOWING URL [HTTPS://AGRICULTURE.NY.GOV/SPOTTEDLANTERNFLY](https://agriculture.ny.gov/spottedlanternfly). NOTE THE GUIDANCE IS FREQUENTLY UPDATED.

IN ACCORDANCE WITH STATE AND FEDERAL REGULATIONS PROHIBITING THE SPREAD OF INVASIVE SPECIES, ALL VEHICLES AND MACHINERY TO BE USED ON THIS JOB SHALL BE THOROUGHLY CHECKED BY A PERSON FAMILIAR WITH THE GUIDANCE REFERENCED ABOVE FOR THE SLF INCLUDING ITS EGG MASSES. IF ANY SLF LIFE STAGE (INCLUDING EGGS) ARE FOUND, THE CONTRACTOR SHALL:

- IMMEDIATELY CONTACT THE EIC SO NYSDOT STAFF CAN VERIFY THE SIGHTING.
- PHOTODOCUMENT THE INFESTATION – LIVE INSECTS OR EGG MASSES
- NOTE THE LOCATION WHERE AND DATE THE INSECT WAS FOUND
- NOTE THE PERSON WHO IDENTIFIED THE INSECT
- COMPLETE AND SUBMIT THE AGM SLF REPORTING FORM FOUND AT - [HTTPS://SURVEY123.ARCGIS.COM/SHARE/A08D60F6522043F5BD04229E00ACDD63](https://survey123.arcgis.com/share/A08D60F6522043F5BD04229E00ACDD63)

IN ADDITION, AN EXTERNAL QUARANTINE THAT RESTRICTS THE MOVEMENT OF REGULATED ARTICLES BROUGHT INTO NEW YORK FROM STATES WITHIN THE DEFINED SLF EXTERNAL QUARANTINE AREAS REMAINS IN EFFECT. THE NYS EXTERNAL QUARANTINE REQUIRES CERTIFICATES OF INSPECTION ISSUED FROM PERMIT HOLDERS FROM THE IMPACTED STATES. NEW YORK STATE'S ORDER REQUIRES TRAVELERS TRANSPORTING REGULATED ARTICLES TO HAVE DOCUMENTATION LISTING THE ORIGIN AND DESTINATION OF SHIPMENTS. THE QUARANTINE ORDER ALSO PROHIBITS EXTENDED STOPS (SUCH AS LOADING AND UNLOADING) WHILE TRAVELING THROUGH THE EXTERNAL QUARANTINE AREAS UNLESS ADDITIONAL INSPECTIONS ARE COMPLETED AND DOCUMENTED.

Harmful Plant Alert

Wild Parsnip has been observed within the area where work will occur. Contact with the plant should be avoided due to the human health hazards it presents. The brushing against or breaking of the plant releases a sap which can, when in contact with the skin and combined with sunlight, cause a severe burn reaction within 24 to 48 hours. It is suggested that Wild Parsnip identification and awareness, as well as the skin exposure hazards and potential burn risk, be included as a tailgate safety meeting topic prior to the start of construction.

SPECIAL NOTE

EMERALD ASH BORER

SPECIAL HANDLING OF ASH SPECIES MATERIALS:

- A. TREE-FELLING, CLEARING AND GRUBBING OPERATIONS AT PROJECT SITE MAY RESULT IN THE CONTRACTOR'S NEED TO HANDLE MATERIALS FROM ASH TREE SPECIES AND / OR FIREWOOD.
- B. ASH TREE PARTS AND PIECES SHALL BE TREATED AND HANDLED AS IF INFESTED WITH EMERALD ASH BORER (EAB), A PROHIBITED INVASIVE SPECIES PER 6 NYCRR PART 575, WHETHER OR NOT ACTUALLY INFESTED. THE FOLLOWING ARE ACCEPTED AND PERMITTED PRACTICES WHICH MAY BE EMPLOYED BY THE CONTRACTOR WHEN HANDLING ASH MATERIALS, AS DIRECTED BY THE ENGINEER-IN-CHARGE (EIC). DURING THE ACTIVE PERIOD FOR EAB ADULTS - MAY 1ST THROUGH AUGUST 31ST, ASH WOOD, FIREWOOD, LOGS AND STUMPS (INTACT OR GRUBBED) SHALL BE:
1. LEFT INTACT ONSITE IN LOCATIONS APPROVED BY THE EIC.
- OR
2. CHIPPED TO LESS THAN 1" SIZE CHIPS IN TWO OF THE THREE DIMENSIONS (NYS DOT STANDARD SPECIFICATIONS §713-05 "USDA PROTOCOL"). THE CHIPS MAY BE LEFT ON SITE OR TRANSPORTED FOR UTILIZATION OR DISPOSAL.
- OR
3. STRIPPED OF ALL BARK AND AT LEAST THE OUTERMOST 1" OF WOOD. BARK AND THE OUTERMOST 1" OF WOOD SHALL BE LEFT ON SITE. THE REMAINING WOOD CAN BE TRANSPORTED FOR UTILIZATION OR DISPOSAL.
- DURING THE DORMANT PERIOD FOR EAB ADULTS, SEPTEMBER 1ST THROUGH APRIL 30TH ASH WOOD, FIREWOOD, LOGS AND STUMPS (INTACT OR GRUBBED) SHALL BE:
1. TREATED AND HANDLED AS DESCRIBED IN ANY OF THE ACTIONS LISTED ABOVE
- OR
2. TRANSPORTED TO A KILN OR MILL FOR PROCESSING BEFORE MAY 1ST
- C. ASH WOOD CHIPS FROM SOURCES KNOWN OR SUSPECTED TO CONTAIN EAB PESTS SHALL NOT BE USED FOR MULCHING NEW PLANTINGS, PLANT BEDS OR TURF SEEDED AREAS ON THE PROJECT SITES.

TREE CLEARING TIME RESTRICTIONS

IN ORDER TO PREVENT ANY DIRECT TAKINGS OF FEDERAL- AND STATE- LISTED ENDANGERED BAT SPECIES, THE CONTRACTOR'S ATTENTION IS HEREBY DIRECTED TO THE FACT THAT TREE FELLING AND TRIMMING SHALL ONLY BE PERFORMED FROM NOVEMBER 1 THROUGH MARCH 31.

THE DATE RESTRICTIONS APPLY TO FELLING TREES THAT ARE 2 INCHES OR GREATER IN DIAMETER AT BREAST HEIGHT (DBH) AND TRIMMING BRANCHES THAT ARE 2 INCHES OR GREATER IN DIAMETER. ALL OTHER CUTTING IS PROHIBITED UNLESS COORDINATED WITH THE REGULATORY AGENCIES AND APPROVED BY THE ENGINEER-IN-CHARGE (EIC) IN CONSULTATION WITH THE REGIONAL CONSTRUCTION ENVIRONMENTAL COORDINATOR (CEC). AS PART OF THE PROJECT DEVELOPMENT PROCESS, THE DEPARTMENT HAS TAKEN MEASURES TO AND/OR HAS ENSURED THAT THE PROJECT HAS BEEN PROVIDED ADEQUATE TIME FOR THIS WORK TO TAKE PLACE OUTSIDE OF THE AFOREMENTIONED RESTRICTED PERIOD. IF THE CONTRACTOR FAILS TO TAKE ACTION TO FELL OR TRIM THE NECESSARY TREES OUTSIDE OF THIS PERIOD, ANY PROJECT DELAYS INCURRED FOR PERMIT COORDINATION SHALL BE UNDERGONE AT NO COST TO THE STATE, NOR SHALL THESE DELAYS BE THE BASIS FOR A PROJECT TIME EXTENSION WITH CHARGES.

REMOVAL OF TRUNKS, TRIMMINGS AND DEBRIS FROM PREVIOUSLY FELLED TREES MAY OCCUR WITHOUT AUTHORIZATION DURING THE RESTRICTED PERIOD.

THE CONTRACTOR SHALL NOTIFY THE EIC IF WORK OUTSIDE OF THESE RESTRICTIONS IS ANTICIPATED. JUSTIFICATION OF SUCH WORK SHALL BE PROVIDED FOR PERMIT COORDINATION.

TEMPORARY LIGHTING RESTRICTIONS: SUITABLE HABITAT FOR FEDERAL- AND STATE- LISTED ENDANGERED BAT SPECIES HAS BEEN IDENTIFIED WITHIN THE PROJECT LIMITS. SUITABLE HABITAT IS DEFINED AS WOODED AREAS CONTAINING TREES GREATER THAN OR EQUAL TO 2 INCHES IN DIAMETER AT BREAST HEIGHT (DBH). FROM APRIL 1 THROUGH OCTOBER 31 ALL TEMPORARY (NIGHTTIME) LIGHTING SHALL BE DIRECTED AWAY FROM SUITABLE BAT HABITAT AS IT CAN STRESS PROTECTED BAT SPECIES.

STANDARD SPECIFICATIONS REVISIONS

[illegible]

SECTION 619 – WORK ZONE TRAFFIC CONTROL

All the requirements for Protective Vehicles (as referenced in the Standard Specifications §619-2.02G and 3.02G) are applicable *except* as modified below:

Protective vehicles shall weigh a minimum of 18,000 lb.

The roll ahead distance (distance a vehicle is located in advance of the first worker or hazard) shall be based on the following table:

ROLL AHEAD DISTANCE FOR PROTECTIVE VEHICLES FT / # OF SKIP LINES								
PRECONSTRUCTION POSTED SPEED LIMIT (MPH)	MOVING OPERATION (BASED ON PROTECTIVE VEHICLE SPEED OF 15 MPH)				STATIONARY OPERATION			
	18,000 LB PROTECTIVE VEHICLE		24,000 LB PROTECTIVE VEHICLE		18,000 LB PROTECTIVE VEHICLE		24,000 LB PROTECTIVE VEHICLE	
	MIN	MAX	MIN	MAX	MIN	MAX	MIN	MAX
≥ 55	240/6	320/8	200/5	280/7	120/3	200/5	120/3	200/5
45 - 50	200/5	280/7	160/4	240/6	120/3	200/5	80/2	160/4
≤ 40	120/3	200/5	120/3	200/5	80/2	160/4	40/1	120/3

SPECIAL SPECIFICATIONS

NOTE: This form was developed for repetitive use throughout all contract proposals and may identify items not applicable to this specific project.

ITEM 407.01040009 NON-TRACKING TACK COAT**DESCRIPTION**

This work shall consist of preparing and treating Portland cement concrete or asphalt surfaces with a non-tracking tack coat in accordance with the Contract documents or as directed by the Engineer.

MATERIALS

Non-tracking tack coat shall be agitated or circulated to ensure a homogenous tack coat prior to sampling or application of material. The consistency of the non-tracking tack coat shall be appropriate for pumping and uniform application. Non-tracking tack coat shall not be diluted with water and must meet the physical requirements of the following table:

NON-TRACKING TACK COAT		
Test Property	Test Method	Result
Residue by Distillation,	AASHTO T59	50% minimum
Oil Distillate, Volume of Total Emulsion		2% maximum
Penetration on Residue from Distillation, @77°F, 100 g, 5s, 0.1 mm	AASHTO T49	40 maximum
Softening Point on Residue from Distillation	AASHTO T53	140°F minimum

Use an approved non-tracking tack coat or approved equivalent as determined by the Director of Materials Bureau.

Approved Products	Supplier	Location
EM-50-TT	Seaboard Asphalt Products Company	Baltimore, MD
CNTT	Midland Asphalt Materials Inc.	Woodland, PA
SK-TT	Suit-Kote Corporation	Cortland, NY
Non-Tracking Tack	Vestal Asphalt Inc.	Vestal, NY
EE-NTT	Empire Emulsions	Chester, NY
NTT	Peckham Materials Corporation	New Windsor, NY

Other products must be submitted to the Materials Bureau for evaluation.

CONSTRUCTION DETAILS

The provisions of §407-3, Construction Details, shall apply except as modified herein:

Required spray nozzle size, distributor and nozzle settings per manufactures written recommendations.

The application rate shall be as determined in Table 407-1 *Tack Coat Application Rates*. These are recommended application rates for tack coat on various surface types and may be modified by the Engineer.

TABLE 407-1 – TACK COAT APPLICATION RATES	
Surface Type	Application Rate (gal/yd²)
New Asphalt Pavement	0.04-0.05
Milled Surfaces and Existing Asphalt Pavement	0.06-0.07
Portland Cement Concrete Pavement	0.06-0.07
Vertical Surfaces (curbs, drainage structures, and appurtenances)	0.07-0.08

ITEM 407.010400XX NON-TRACKING TACK COAT

The application is considered satisfactory when the material is applied uniformly with no visible evidence of streaking or ridging.

METHOD OF MEASUREMENT

The quantity to be paid for will be to the nearest whole gallon of Trackless Tack Coat asphalt emulsion for tack coat measured at 60°F. The following formula will be used to calculate material quantity at 60°F:

$$\text{Volume}_{@60^{\circ}\text{F}} = \text{Volume}_D \times [1 - (\Delta T \times 0.00025)]$$

$$\Delta T = \text{Delivered Temperature (}^{\circ}\text{F)} - 60$$

$$\text{Volume}_D = \text{Quantity Delivered (gal)}$$

BASIS OF PAYMENT

The unit price bid per gallon for tack coat shall include the cost of furnishing all labor, materials and equipment necessary to complete the work.

The Regional Materials Engineer will evaluate material represented by failing samples. If the Engineer elects to leave the material in place, the Contractor shall receive a pay reduction of 75% of the tack bid price, for the pavement section represented by the failing sample.

Payment will be made under:

ITEM NO.	ITEM	PAY UNIT
407.01040009	Non-Tracking Tack Coat	Gallon

ITEM 607.41010010 - TEMPORARY PLASTIC BARRIER FENCE**DESCRIPTION**

This work shall consist of furnishing, installing, and maintaining Temporary Plastic Barrier Fences of the type and at the locations shown in the plans or where directed by the Engineer.

MATERIALS

Materials for Temporary Plastic Barrier Fences shall meet the following requirements:

- **Fence:** High-density polyethylene mesh, ultraviolet-stabilized min. 2 years; minimum height 4.0 feet. Color: high-visibility orange or green. When used to protect trees or other vegetation, color shall be high-visibility orange.
- **Posts:** Rigid metal or wood posts, minimum length 6.0 feet.
- **Ties:** Steel wire, #14 gauge or nylon cable ties.
- **Warning signs:** Sheet metal, plastic or other rigid, waterproof material, 1.5 feet by 2.0 feet with 4 inch black letters on a white background. Text shall be: "Protected Site - Keep Out" unless otherwise specified.

CONSTRUCTION DETAILS

Fences shall be erected prior to moving construction equipment onto any area designated for protection.

The line of fences as indicated on the plans shall be staked or marked out on the ground by the Contractor and approved by the Engineer before any fence is installed. Where used for protection of individual trees, fence shall be placed at the drip line (extent of canopy). If not possible, placement shall be as close to the drip line as possible and in no case less than 5.0 feet away from the tree trunk.

On approval of the stakeout, posts shall be securely driven on 6.0 foot-maximum centers, normal to the ground, to a depth 1/3 of the total post length. Plastic barrier fence shall be placed along the side of all posts. Ends of fencing segments shall overlap a distance of at least one half the fence height.

Fencing shall be secured to posts with wire or cable ties at top, middle and bottom of post. Fastener shall be tight enough to prevent the fencing from slipping down. Overlaps shall also be securely fastened.

Barrier fence which is not orange in color shall be flagged at 6.0 foot intervals with red or orange florescent tape. Warning signs shall be mounted on the fence at no more than 100 foot intervals.

Maintenance shall commence immediately after erection of the fence and continue until one week prior to acceptance of the contract, and shall consist of: replacing damaged post(s) and fencing; re-fastening and tightening fencing; and restoring fence to its intended height.

Fencing used for tree or other vegetation protection shall not be temporarily removed to allow equipment access over a protected area, except as required for items of work specifically shown on the plans and approved by the Engineer in writing.

ITEM 607.41010010 - TEMPORARY PLASTIC BARRIER FENCE**METHOD OF MEASUREMENT**

The quantity to be measured for payment will be the number of feet of Temporary Plastic Barrier Fence erected, measured along the top, to the nearest whole foot.

BASIS OF PAYMENT

The unit price bid shall include the cost of all labor, materials and equipment necessary to satisfactorily complete the work. Relocation of a fence from one location to another as directed by the Engineer shall be considered as a new location and will be separately paid.

Seventy percent (70%) of the price bid will be paid after satisfactory installation of the fence. The remaining Thirty percent (30%) will be paid after complete removal of the fence.

DESCRIPTION

Section §608-1 of the Standard Specifications shall apply.

MATERIALS

Section §608-2.07 of the Standard Specification shall apply with the following modifications:

Embedded Detectable Warning Units 726-02

All embedded detectable warning units shall be cast iron. No other material will be accepted. Installation of detectable warning units shall be in accordance with manufacturer's recommendations. All detectable warning units shall have a natural finish color.

CONSTRUCTION DETAILS

Cast iron detectable warning units shall be installed in wet concrete as directed by the manufacturer. Follow all applicable manufacturer's requirements for environmental conditions, surface preparation, installation procedures, curing procedures, and materials compatibility.

METHOD OF MEASUREMENT

Section §608-4.07 of the Standard Specifications shall apply.

BASIS OF PAYMENT

The unit bid price per square yard shall include all labor, material, and equipment necessary to satisfactorily complete the work, including bedding material. No adjustment shall be made for concrete removed to accommodate embedded units.

Payment will be made under:

Item No.	Item	Pay Unit
608.21000003	Cast Iron Embedded Detectable Warning Units	Square Yard

ITEM 611.19010024 - POST-PLANTING CARE WITH REPLACEMENT - MAJOR DECIDUOUS TREES**ITEM 611.19020024 - POST-PLANTING CARE WITH REPLACEMENT - MINOR DECIDUOUS TREES****ITEM 611.19030024 - POST-PLANTING CARE WITH REPLACEMENT - CONIFEROUS TREES****ITEM 611.19040024 - POST-PLANTING CARE WITH REPLACEMENT - DECIDUOUS SHRUBS****ITEM 611.19050024 - POST-PLANTING CARE WITH REPLACEMENT - EVERGREEN SHRUBS****ITEM 611.19060024 - POST-PLANTING CARE WITH REPLACEMENT- VINES, GROUNDCOVERS****ITEM 611.19070024 - POST-PLANTING CARE WITH REPLACEMENT - HERBACEOUS PLANTS****DESCRIPTION**

This work consists of the care of newly planted and transplanted trees, shrubs, vines, groundcovers and other plants and replacement of plants in kind and as necessary, in accordance with the contract documents and as directed by the Engineer.

MATERIALS

Materials shall meet the requirements of the following subsections of Section 700 *Materials and Manufacturing*.

Water	712-01
Topsoil	713-01
Mulch for Landscape Bedding	713-05
Trees, Shrubs and Vines	713-06
Materials for the Protection of Plants	713-08
Pesticides	
713-13	

CONSTRUCTION

Post-Planting Care. The Contractor shall perform all work as specified under Standard Specification section **611-3.05 Post-Planting Care**.

Replacement Planting. Plants that die, become diseased or badly impaired during Post-Planting Care shall be removed and replaced in kind once with new, healthy plant material, in the same location as the initial planting. Replacement planting shall occur within the planting seasons shown in Standard Specification **Table 611-1**. For any plants replaced during the Post-Planting Care period, Post-Planting Care shall continue to the end of the period.

Replacement plants shall be planted, maintained and accepted per Standard Specification **Section 611-3.01**. Planting soil used in the initial planting shall be reused for replacement plants and shall be supplemented with topsoil at no additional cost if additional material is needed to meet grade and surface finish. Watering shall accompany backfilling, at no additional cost. No replacement tree shall be staked, guyed or anchored.

ITEM 611.19010024 - POST-PLANTING CARE WITH REPLACEMENT - MAJOR DECIDUOUS TREES**ITEM 611.19020024 - POST-PLANTING CARE WITH REPLACEMENT - MINOR DECIDUOUS TREES****ITEM 611.19030024 - POST-PLANTING CARE WITH REPLACEMENT - CONIFEROUS TREES****ITEM 611.19040024 - POST-PLANTING CARE WITH REPLACEMENT - DECIDUOUS SHRUBS****ITEM 611.19050024 - POST-PLANTING CARE WITH REPLACEMENT - EVERGREEN SHRUBS****ITEM 611.19060024 - POST-PLANTING CARE WITH REPLACEMENT- VINES, GROUNDCOVERS****ITEM 611.19070024 - POST-PLANTING CARE WITH REPLACEMENT - HERBACEOUS PLANTS****METHOD OF MEASUREMENT.**

The quantity to be measured for payment will be the number of plants of each type cared for and, if necessary, replaced in kind.

BASIS OF PAYMENT.

The unit price bid shall include the cost of all labor, materials, and equipment necessary to satisfactorily complete the work.

Payment will be made under:

Item No.	Item	Pay Unit
611.19010024	Post Planting Care with Replacement - Major Deciduous Trees	Each
611.19020024	Post Planting Care with Replacement - Minor Deciduous Trees	Each
611.19030024	Post Planting Care with Replacement - Coniferous Trees	Each
611.19040024	Post Planting Care with Replacement - Deciduous Shrubs	Each
611.19050024	Post Planting Care with Replacement - Evergreen Shrubs	Each
611.19060024	Post Planting Care with Replacement- Vines, Groundcovers	Each
611.19070024	Post Planting Care with Replacement - Herbaceous Plants	Each

ITEM 617.ABCD0024 - CONTROLLING INVASIVE PLANT SPECIES

DESCRIPTION. This work shall consist of control and disposal of identified invasive species and disposal of infested soil in accordance with the contract documents and as directed by the Engineer.

The work described is to control the spread and/or re-growth of invasive species. Specific control methods to be used are identified in either a special note in the contract proposal or notes on contract plans. The note(s) shall be titled *Controlling Invasive Plant Species*.

MATERIALS.

Herbicide: EPA/NYSDEC Label-approved herbicide conforming to §713-13 *Pesticides*. Surfactants added to increase the effectiveness of the herbicide may be used, in accordance with manufacturers' labels. Tracer dye shall be used in herbicide mixes to aid in identifying application coverage. Additional permitting from regulatory agencies may be required prior to application.

CONSTRUCTION DETAILS.

The work shall be performed in accordance with the requirements of the special note in the project proposal or notes on the contract plans. Notes will be titled *Controlling Invasive Plant Species*.

Site Preparation. Refer to the Special Note for specific control methods of targeted invasive species.

Controlling Invasive Plant Species. Three methods are described:

1. Pulling.

- a Contractor shall hand-pull, or remove using hand tools, all stems and associated roots within the designated areas shown in the contract documents at the times specified.
- b All plant parts shall be carefully placed in black plastic bags (4 mil minimum) and securely tied or sealed.
- c Care shall be taken in pulling stems to remove as much of the root mass as possible.
- d Supplemental digging using hand tools to remove roots/ rhizomes or herbicide treatment may be required. Refer to the Special Note entitled *Controlling Invasive Plant Species*.
- e Plant material shall be treated and/or transported in accordance with *Disposal of Material*.

ITEM 617.ABCD0024 - CONTROLLING INVASIVE PLANT SPECIES**2. Excavation.**

- a Mechanical methods may be used to remove plant material.
- b Removal perimeter shall extend no less than 16 ft beyond the leading edge of the invasive species stand.
- c Excavation shall extend to a minimum depth of 6 ft below proposed final grade.
- d Excavated area shall be backfilled with uncontaminated suitable material.
- e Excavated material shall be treated and/or transported according to *Disposal of Material*.

3. Herbicide Application.

- a The herbicide applicator shall be a NYSDEC Certified Commercial Pesticide Applicator. In planning the use of herbicides to control invasive species, the Contractor and Certified Pesticide Applicator shall ensure that herbicides used are labeled for the target species- through the pesticide label or through the unlabeled pest process.
- b Herbicide shall be applied by hand-sprayer, back-pack, wick application, stem injection or herbicide clippers.
- c Site preparation for herbicide application shall include cutting dormant stalks and actively growing plants approximately 4 weeks prior to first annual treatment.
- d Contractor shall be responsible for all public notification and posting requirements.

Disposal of Material. Cut plant material shall be placed in (4 mil minimum thickness) black plastic bags for transportation out of the area. Bags shall be securely tied or sealed. Soil containing seeds, roots and/or rhizomes shall be wrapped in black plastic sheeting (4 mil minimum thickness) and transported in a manner which prevents the spread of the contaminated material during transport. Acceptable disposal methods can be one of the following:

- *Bury* - Soil containing invasive plant material shall be buried either in an excavated pit or fill section, covered with at least 6 ft of uncontaminated fill material (eg: embankment in place, topsoil, etc.) Soil containing invasive plant material shall not be buried within 100 ft of a water body (including wetlands). Disposal of surplus excavated material generated from this disposal method shall be at no additional cost to the State.
- *NYSDEC Quarry/ Mine Reclamation* - Where feasible and accessible, material shall be transported to an approved quarry/ mine accepting invasives-contaminated fill material.
- *Landfill/ Incinerator* - Plant material or spoil containing invasive plant material shall be disposed of in a municipal solid waste management facility or incinerator that is operated under current 6 NYCRR Part 360 regulations.
- *Approved NYSDOT disposal facility* - Where available, plant material or spoil containing invasive plant material may be disposed of in regional invasive

ITEM 617.ABCD0024 - CONTROLLING INVASIVE PLANT SPECIES

species disposal facilities as identified in the contract documents.

Stockpiling and stockpile location(s) of soil containing invasive plant material shall be approved by the Engineer. Invasive species spoil stockpiled on site shall be identified as such so not to be inadvertently used in a manner that is not consistent with *Disposal of Material*. Stockpiles shall be stabilized to prevent erosion and transport of invasive material. Stockpiling shall be at no cost to the State.

The Contractor shall identify the disposal location(s) and obtain approval from the Engineer at least 5 calendar days prior to disposal.

Equipment Cleaning. Equipment used in areas containing invasive plant species shall be power-washed (1000 psi minimum) and cleaned with clean water (without using cleaning soaps or chemicals) before leaving the invasive control/removal area to prevent the spread of seeds, roots, or other viable plant parts. Water may be supplied by a municipal water source or may be pumped from an on-site or local surface water source. If water is drawn from a local water source, to protect aquatic life, there shall not be any loss of water elevation at the site of withdrawal or immediately downstream of the site. Withdrawal from surface waters may be subject to USACOE, NYSDEC and other regulations. Equipment cleaning stations shall include either a constructed cleaning station conforming to §209-3.09 *Construction Entrances* or a portable commercial cleaning station with a rack. Loose plant and soil material that has been removed from clothing, boots and equipment, or generated from cleaning operations, including constructed cleaning station material after use, shall be disposed of as described in *Disposal of Material*. If sufficient space is not available or precluded by terrain to provide a cleaning station on site, upon approval by Engineer, equipment used within an infested area may be power- washed adjacent to the invasive control/removal area, provided that the wash water (including spray) does not discharge within 100 ft of any stream, existing or proposed wetland, or stormwater conveyance (eg: ditch, catch basin, etc). If upon completion of construction, the area remains infested with invasive plants, the invasive material generated may remain in the infested area.

Care of Controlled Areas During Construction. The Department will inspect all treated areas approximately every 4 weeks during the growing season (or during the following growing season for fall applications if contract continues into the following growing season). If additional treatments are necessary, the Contractor shall apply treatment to all identified areas within 10 calendar days of notification. Additional treatments will be considered extra work.

METHOD OF MEASUREMENT.

Herbicides. The quantity of controlling invasive species to be measured for payment will be in square feet of surface area controlled, measured to the nearest square foot.

Pulling. The quantity of controlling invasive species to be measured for payment will be in square feet of surface area controlled, measured to the nearest square foot.

ITEM 617.ABCD0024 - CONTROLLING INVASIVE PLANT SPECIES

Excavation. The quantity of controlling invasive species to be measured for payment will be in cubic yards removed, measured to the nearest cubic yard.

Disposal of Material Containing Invasive Plant Species. The quantity to be measured for payment of contaminated material disposal will be in cubic yards removed, measured to the nearest cubic yard.

Equipment Cleaning for Invasive Plant Species. The quantity to be measured for payment of equipment cleaning will be on a lump sum basis.

BASIS OF PAYMENT.

Herbicides. The unit price bid will include the cost of all labor, materials and equipment necessary to perform site preparation and satisfactorily complete the work.

Pulling. The unit price bid shall include the cost of all labor, materials and equipment necessary to satisfactorily complete the work.

Excavation. The unit price bid shall include the material and work required to perform site preparation, excavation, backfill the excavated area and surplus material removal. Backfill quantity shall not exceed the quantity of material excavated.

Disposal of Material Containing Invasive Plant Species. The unit price bid shall include the cost of all labor, materials and equipment necessary to satisfactorily complete the work.

Equipment Cleaning for Invasive Plant Species. The lump sum price bid shall include the cost of all labor, materials and equipment necessary to satisfactorily complete the work.

Payment will be made under:

Item No.	Item Description	Pay Unit
617.01010024	Controlling Invasive Plant Species with Herbicides	Square Foot
617.01020024	Controlling Invasive Plant Species by Pulling	Square Foot
617.01030024	Controlling Invasive Plant Species by Excavation	Cubic Yard
617.10000024	Disposal of Material Containing Invasive Plant Species	Cubic Yard
617.11000024	Equipment Cleaning for Invasive Plant Species	Lump Sum

ITEM 627.50140008 - CUTTING PAVEMENT**DESCRIPTION:**

The contractor shall cut existing asphalt pavement, concrete pavement, asphalt surface course, or asphalt concrete overlay on concrete pavement at the locations indicated and detailed on the plans and as directed by the Engineer.

MATERIALS:

None specified.

CONSTRUCTION DETAILS:

Existing pavement and overlay shall be cut perpendicular to the roadway surface along neat lines, and to the depth indicated on the plans and typical sections, using appropriate equipment. After the pavement has been cut through, the Contractor may use pry bars, pneumatic tools or other methods, to pry loose the pavement to be removed from the pavement that is to remain. A pavement breaker may be used to break up the pavement to be removed after the pavement has been completely cut through and completely free from the pavement to remain.

When pavement cutting is called for in the Contract documents, if a neat vertical face with minimal shatter is obtained by performing an adjacent operation (such as milling) which eliminates the need to perform a separate pavement cutting operation, payment will be made for both the pavement cutting item and the item for the adjacent operation.

Any existing pavements and curbs not indicated to be removed that are damaged by the contractor's operations, shall be repaired at no additional cost to the State. Pavement cutting that the contractor chooses to do for his/her own convenience shall not receive any additional payment from the State.

METHOD OF MEASUREMENT:

The quantity to be measured will be the number of linear feet of pavement cutting satisfactorily completed.

BASIS OF PAYMENT:

The unit price bid per linear foot of pavement cutting shall include the cost of all labor, materials, and equipment necessary to satisfactorily complete the work.

Payment for prying, breaking, removal and disposal of cut pavement shall be made through other appropriate items.

**ITEM 655.05020010 – FRAMES AND COVERS FOR SANITARY SEWER
MANHOLES**

DESCRIPTION:

This work shall consist of furnishing and installing frames, covers and appurtenances for sanitary sewer manholes in accordance with these specifications and details shown on the contract plans.

MATERIALS:

Materials shall conform to the following:

Cast iron for manhole frames and covers, and all special cast iron fixture entering into the construction of the work shall be made of tough, close-grained, gray iron without the admixture of any cinder iron or metal of inferior quality. Iron shall conform to ASTM Designation A48, Class 30B.

Manhole frames and covers shall be coated with coal tar epoxy of approved quality applied by the hot-dip process.

The acceptance of the frames and covers for sanitary sewer manholes will be based on the manufacturer's certification of compliance.

All manhole frames, covers and appurtenances shall be similar in detail to those existing in the adjacent area, and all elements shall be interchangeable.

The Contractor shall submit to the Engineer, with such promptness as to cause no delay in the work, or in the work of any other contractor, seven (7) copies of all shop drawings and no work shall be fabricated until the Engineer's approval has been given. All shop drawings, cuts, catalogs or other data requiring approval must be submitted to the Engineer by the Contractor and must bear his stamp of approval evidencing that the data have been checked. Drawings, cuts, catalogs or other data submitted without this stamp of approval will not be considered by the Engineer and will be returned to the Contractor. Likewise, all questions concerning the plans and specifications which require clarification or interpretation shall be submitted in writing to the Engineer through the Contractors.

The Contractor shall make any corrections in the drawings required by the Engineer and shall file with the Engineer (7) corrected copies. Approval by the Engineer of such drawings shall not relieve the Contractor from responsibility for errors of any sort in shop drawings or deviations from plans and specifications unless the Contractor, at the time of submission of said drawings, has given notice to the Engineer of any such deviations.

CONSTRUCTION DETAILS:

Construction details shall conform with the details shown on the plan and shall conform to the requirements of Subsection 655-3 in addition to the following:

3/10/09ER 12/22/08E 5/28/99 M

**ITEM 655.05020010 – FRAMES AND COVERS FOR SANITARY SEWER
MANHOLES**

All manholes will be provided with a Type “F” Manhole Frame and Cover (Adjustable Frame). The frame cover, without the use of any filler rings, shall be set to a top frame elevation 1-9/16 inch below finished grade. At the time of final paving, the frame and cover shall be raised to the correct grade by insertion of one 1 inch and one 19/32 inch filler rings. In the event the Engineer, at any time during the Contract Period, directs the removal of either or both filler rings, the Contractor shall remove them and deliver the same to the Engineer.

METHOD OF MEASUREMENT:

The quantity to be measured under this work will be the number of frames, covers and appurtenance materials furnished and placed in accordance with the plans and specifications. The measurement shall be made for the frame containing the cover and appurtenance.

BASIS OF PAYMENT:

The unit prices bid per frame and cover shall include the cost of furnishing all labor, materials and equipment necessary to satisfactorily complete the work, including the cost of any field repair work to render the frame and cover non-rocking.

ITEM 662.60030008 - ALTERING ELEVATION OF GAS VALVE BOXES**DESCRIPTION:**

Under this item, the contractor shall alter the elevation of gas valve boxes to meet new grades as shown on the plans or as directed by the Engineer.

MATERIALS:

Concrete shall meet the requirements for concrete in Section 501 of the Standard Specifications. The Maintenance Repair/Misc. Items concrete in Table 2 of Materials Procedure MP 501-2 (Mix Design and Approval Procedure for Performance Engineered Mixtures – Structural Concrete) is acceptable.

CONSTRUCTION DETAILS:**Paved Areas:**

Unless an alternate method is approved by the owner and directed by the Engineer, the following method shall be used:

The top section of the gas valve box shall be raised to meet the finished grade and supported on a concrete collar at least 6 inches in depth and at least 6 inches wider than the outer edges of the top section of the gas valve box casting. The existing pavement shall be cut and removed as needed in order to place the concrete collar. Cutting shall be done with tools or equipment acceptable to the Engineer and in such a manner as to avoid cracking the abutting portions of pavement. The concrete shall be allowed to cure for the required period before paving around the gas valve box.

Non-Paved Areas:

The method of raising the gas valve box shall be as approved by the owner and as directed by the Engineer.

METHOD OF MEASUREMENT:

The quantity to be paid for under this item will be the number of gas valve boxes altered.

BASIS OF PAYMENT:

The unit price bid per each shall include the cost of furnishing all labor, materials and equipment necessary to satisfactorily complete the work including any pavement cutting, excavation, backfill and pavement restoration. Any gas valve box castings or covers broken through carelessness on the part of the contractor shall be replaced at the contractor's expense.

PREVAILING WAGE RATES

NOTE: This form was developed for repetitive use throughout all contract proposals and may identify items not applicable to this specific project.

"General Decision Number: NY20260002 05/18/2026

State: New York

Construction Types: Building, Heavy and Highway

Counties: New York Counties of
Albany, Columbia, Fulton, Greene,
Montgomery, Rensselaer, Saratoga,
Schenectady, Schoharie and Washington

Excludes Building Construction in COLUMBIA, FULTON, GREENE & MONTGOMERY Counties

Modification Number	Publication Date
1	01/30/2026
2	05/18/2026

ASBE0040-002 05/01/2025

	Rates	Fringes
HAZARDOUS MATERIAL HANDLER (DUTIES LIMITED TO PREPARATION WETTING; STRIPPING; REMOVAL; SCRAPPING; VACUUMING; BAGGING; AND DISPOSING OF ALL INSULATION MATERIALS, WHETHER THEY CONTAIN ASBESTOS OR NOT FROM MECHANICAL SYSTEMS).....	\$ 41.74	27.58
ASBESTOS/INSULATOR WORKER (SCOPE OF WORK: INCLUDES APPLICATION OF ALL INSULATING MATERIALS, PROTECTIVE, COVERINGS, COATING AND FINISHING TO ALL TYPES OF MECHANICAL SYSTEMS.).....	\$ 41.74	27.58

BOIL0197-002 01/01/2025

	Rates	Fringes
BOILERMAKER.....	\$ 43.34	27.66

BRNY0002-019 12/03/2025

	Rates	Fringes
BRICKLAYER (BRICKLAYERS, STONE MASONS, CEMENT MASONS, PLASTERERS, POINTERS, CAULKERS & CLEANERS)..	\$ 41.79	22.33

CARP0279-006 07/01/2025

	Rates	Fringes
CARPENTERS: CARPENTERS, MILLWRIGHTS, PILE DRIVERS (HEAVY AND HIGHWAY CONSTRUCTION (COLUMBIA AND GREENE COUNTIES)).....	\$ 44.72	31.23

CARP0291-005 07/01/2025

	Rates	Fringes
CARPENTERS: (WASHINGTON COUNTY BUILDING).....	\$ 36.38	24.65
CARPENTERS: (SARATOGA COUNTY BUILDING).....	\$ 36.38	24.65

CARP0291-008 07/01/2025

Rates	Fringes
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CARPENTERS: HEAVY & HIGHWAY CONSTRUCTION (ALBANY, FULTON, MONTGOMERY, RENSSELAER, SCHENECTADY AND SCHOHARIE COUNTIES).....	\$ 44.28	24.50
CARPENTERS & SOFT FLOOR LAYERS: BUILDING CONSTRUCTION (EXCLUDING MONTGOMERY COUNTY) (ALBANY, FULTON, MONTGOMERY, RENSSELAER, SCHENECTADY AND SCHOHARIE COUNTIES).....		
	\$ 36.38	24.65

CARP0291-010 07/01/2024

	Rates	Fringes
CARPENTERS: DIVERS.....	\$ 69.28	24.50
CARPENTERS: (DIVERS (DRY DAY)).....	\$ 45.28	24.50
CARPENTERS: (CARPENTERS).....	\$ 44.28	24.50

ELEC0236-001 06/01/2024

	Rates	Fringes
ELECTRICIAN (ALBANY; COLUMBIA; FULTON; GREENE (THAT PORTION NORTH OF A LINE FOLLOWING THE SOUTH LIMITS OF THE CITY OF CATSKILL); MONTGOMERY; RENSSELAER, SARATOGA; SCHENECTADY; SCHOHARIE; WASHINGTON).....	\$ 48.00	32.09

ELEC0363-004 04/01/2024

	Rates	Fringes
ELECTRICIAN (GREENE COUNTY (PORTION OF)) FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, PRESIDENT'S DAY, MEMORIAL DAY, FOURTH OF JULY, LABOR DAY, PRESIDENTIAL ELECTION DAY, VETERAN'S DAY, THANKSGIVING DAY, DAY AFTER THANKSGIVING, CHRISTMAS DAY.....	\$ 46.50	40.57

ELEC1249-003 05/05/2025

	Rates	Fringes
ELECTRICIAN LINE CONSTRUCTION: LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS MECHANIC FOOTNOTE: A. NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, PLUS PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF THE STATE OF NEW YORK, PROVIDED THE EMPLOYEE WORKS THE DAY BEFORE OR THE DAY AFTER THE HOLIDAY.....	\$ 42.29	30.66
ELECTRICIAN LINE CONSTRUCTION: LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS LINEMAN & TECHNICIAN FOOTNOTE: A. NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, PLUS PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF THE STATE OF NEW YORK, PROVIDED THE EMPLOYEE WORKS THE DAY BEFORE OR THE DAY AFTER THE HOLIDAY.....	\$ 52.86	35.60
ELECTRICIAN LINE CONSTRUCTION: LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS GROUNDMAN TRUCK DRIVER (TRACTOR TRAILER		

UNIT) FOOTNOTE: A. NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, PLUS PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF THE STATE OF NEW YORK, PROVIDED THE EMPLOYEE WORKS THE DAY BEFORE OR THE DAY AFTER THE HOLIDAY...\$ 47.57 31.03

ELECTRICIAN LINE CONSTRUCTION: LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS GROUNDMAN (TRUCK DRIVER) FOOTNOTE: A. NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, PLUS PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF THE STATE OF NEW YORK, PROVIDED THE EMPLOYEE WORKS THE DAY BEFORE OR THE DAY AFTER THE HOLIDAY.....\$ 42.29 30.66

ELECTRICIAN LINE CONSTRUCTION: LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS FLAGMAN FOOTNOTE: A. NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, PLUS PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF THE STATE OF NEW YORK, PROVIDED THE EMPLOYEE WORKS THE DAY BEFORE OR THE DAY AFTER THE HOLIDAY.....\$ 31.72 29.87

ELEC1249-004 05/05/2025

	Rates	Fringes
ELECTRICIAN, LINE CONSTRUCTION: MECHANIC (Switching structures; railroad catenary installation and maintenance, third rail type underground fluid or gas filled transmission conduit and cable installations (including any and all fiber optic ground product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities), pipetype cable installation and maintenance jobs or projects, and maintenance bonding of rails; Pipetype cable installation).....	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: MECHANIC (Substation:).....	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: MECHANIC (Overhead and underground distribution and maintenance work and all overhead and underground transmission line work including any and all fiber optic ground wire, fiber optic shield wire or any other like product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities :).....	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: LINEMAN & TECHNICIAN (Switching structures; railroad catenary installation and maintenance, third rail type underground fluid or gas filled transmission conduit and cable installations (including any and all fiber optic ground product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities), pipetype cable installation and maintenance jobs or		

projects, and maintenance bonding of rails;		
Pipetype cable ins.....	\$ 61.56	36.21
ELECTRICIAN, LINE CONSTRUCTION: LINEMAN &&		
TECHNICIAN (Substation:)	\$ 61.56	36.21
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN TRUCK		
DRIVER (TRACTOR TRAILER UNIT) (Substation:)	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN TRUCK		
DRIVER (TRACTOR TRAILER UNIT) (Overhead and		
underground distribution and maintenance work and		
all overhead and underground transmission line work		
including any and all fiber optic ground wire,		
fiber optic shield wire or any other like product		
by any other name manufactured for the dual purpose		
of ground fault protection and fiber optic		
capabilities :)	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN TRUCK		
DRIVER (Switching structures; railroad catenary		
installation and maintenance, third rail type		
underground fluid or gas filled transmission		
conduit and cable installations (including any and		
all fiber optic ground product by any other name		
manufactured for the dual purpose of ground fault		
protection and fiber optic capabilities), pipetype		
cable installation and maintenance jobs or		
projects, and maintenance bonding of rails;		
Pipetype cable installat.....	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN TRUCK		
DRIVER (Overhead and underground distribution and		
maintenance work and all overhead and underground		
transmission line work including any and all fiber		
optic ground wire, fiber optic shield wire or any		
other like product by any other name manufactured		
for the dual purpose of ground fault protection and		
fiber optic capabilities :)	\$ 49.25	31.15
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN DIGGING		
MACHINE OPERATOR (Switching structures; railroad		
catenary installation and maintenance, third rail		
type underground fluid or gas filled transmission		
conduit and cable installations (including any and		
all fiber optic ground product by any other name		
manufactured for the dual purpose of ground fault		
protection and fiber optic capabilities), pipetype		
cable installation and maintenance jobs or		
projects, and maintenance bonding of rails;		
Pipetype cab.....	\$ 55.40	31.78
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN DIGGING		
MACHINE OPERATOR (Substation:)	\$ 55.40	31.78
ELECTRICIAN, LINE CONSTRUCTION: GROUNDMAN DIGGING		
MACHINE OPERATOR (Overhead and underground		
distribution and maintenance work and all overhead		
and underground transmission line work including		
any and all fiber optic ground wire, fiber optic		
shield wire or any other like product by any other		
name manufactured for the dual purpose of ground		
fault protection and fiber optic capabilities :)	\$ 55.40	31.78
ELECTRICIAN, LINE CONSTRUCTION: FLAGMAN (Switching		
structures; railroad catenary installation and		
maintenance, third rail type underground fluid or		
gas filled transmission conduit and cable		
installations (including any and all fiber optic		
ground product by any other name manufactured for		
the dual purpose of ground fault protection and		
fiber optic capabilities), pipetype cable		
installation and maintenance jobs or projects, and		
maintenance bonding of rails; Pipetype cable		

installation).....\$ 35.34	30.12
ELECTRICIAN, LINE CONSTRUCTION: FLAGMAN	
(Substation:.....\$ 35.34	30.12
ELECTRICIAN, LINE CONSTRUCTION: FLAGMAN (Overhead and underground distribution and maintenance work and all overhead and underground transmission line work including any and all fiber optic ground wire, fiber optic shield wire or any other like product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities :.....\$ 35.34	
ELECTRICIAN, LINE CONSTRUCTION: CABLE SPLICER (Switching structures; railroad catenary installation and maintenance, third rail type underground fluid or gas filled transmission conduit and cable installations (including any and all fiber optic ground product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities), pipetype cable installation and maintenance jobs or projects, and maintenance bonding of rails; Pipetype cable installation).....\$ 64.59	42.92
ELECTRICIAN, LINE CONSTRUCTION: CABLE SPLICER (Substation:.....\$ 63.14	33.82
ELECTRICIAN LINE CONSTRUCTION SWITCHING STRUCTURES; RAILROAD CATENARY INSTALLATION AND MAINTENANCE, THIRD RAIL TYPE UNDERGROUND FLUID OR GAS FILLED TRANSMISSION CONDUIT AND CABLE INSTALLATIONS (INCLUDING ANY AND ALL FIBER OPTIC GROUND PRODUCT BY ANY OTHER NAME MANUFACTURED FOR THE DUAL PURPOSE OF GROUND FAULT PROTECTION AND FIBER OPTIC CAPABILITIES), PIPETYPE CABLE INSTALLATION AND MAINTENANCE JOBS OR PROJECTS, AND MAINTENANCE BONDING OF RAILS; PIPETYPE CABLE INSTALLATION GROUNDMAN TRUCK DRIVER (TRACTOR-TRAILER UNIT) FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, PRESIDENTS' DAY, MEMORIAL DAY, GOOD FRIDAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS AFTER THE HOLIDAY.....\$ 49.25	
ELECTRICIAN LINE CONSTRUCTION SUBSTATION: GROUND MAN TRUCK DRIVER FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, PRESIDENTS' DAY, MEMORIAL DAY, GOOD FRIDAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS AFTER THE HOLIDAY.....\$ 49.25	31.15
ELECTRICIAN LINE CONSTRUCTION OVERHEAD AND UNDERGROUND DISTRIBUTION AND MAINTENANCE WORK AND ALL OVERHEAD AND UNDERGROUND TRANSMISSION LINE WORK INCLUDING ANY AND ALL FIBER OPTIC GROUND WIRE, FIBER OPTIC SHIELD WIRE OR ANY OTHER LIKE PRODUCT BY ANY OTHER NAME MANUFACTURED FOR THE DUAL PURPOSE OF GROUND FAULT PROTECTION AND FIBER OPTIC CAPABILITIES : LINEMAN AND TECHNICIAN FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, PRESIDENTS' DAY, MEMORIAL DAY, GOOD FRIDAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE,	31.15

PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO
DAYS AFTER THE HOLIDAY.....\$ 61.56 36.21

ELEC1249-007 05/05/2025

	Rates	Fringes
ELECTRICIAN, LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR THE TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS: MECHANIC (COLUMBIA COUNTY). PAID HOLIDAYS: A. MEMORIAL DAY, NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS AFTER THE HOLIDAY.....	\$ 43.35	30.73
ELECTRICIAN, LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR THE TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS: LINEMAN AND TECHNICIAN (COLUMBIA COUNTY). PAID HOLIDAYS: A. MEMORIAL DAY, NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS AFTER THE HOLIDAY.....	\$ 54.19	35.69
ELECTRICIAN, LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR THE TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS: GROUNDMAN TRUCK DRIVER (TRACTOR-TRAILER UNIT). PAID HOLIDAYS: A. MEMORIAL DAY, NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS AFTER THE HOLIDAY. (COLUMBIA COUNTY)....	\$ 43.53	30.75
ELECTRICIAN, LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR THE TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS: GROUNDMAN TRUCK DRIVER (COLUMBIA COUNTY). PAID HOLIDAYS: A. MEMORIAL DAY, NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS AFTER THE HOLIDAY.....	\$ 49.25	31.15
ELECTRICIAN, LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR THE TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS: GROUNDMAN DIGGING MACHINE OPERATOR (COLUMBIA COUNTY).....	\$ 48.77	31.31
ELECTRICIAN, LIGHTING AND TRAFFIC SIGNAL INCLUDING ANY AND ALL FIBER OPTIC CABLE NECESSARY FOR THE TRAFFIC SIGNAL SYSTEMS, TRAFFIC MONITORING SYSTEMS AND ROAD WEATHER INFORMATION SYSTEMS: FLAGMAN (COLUMBIA COUNTY). PAID HOLIDAYS: A. MEMORIAL DAY, NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY,		

DECORATION DAY, INDEPENDENCE DAY, LABOR DAY,
THANKSGIVING DAY, CHRISTMAS DAY, AND ELECTION DAY
FOR THE PRESIDENT OF THE UNITED STATES AND ELECTION
DAY FOR THE GOVERNOR OF NEW YORK STATE, PROVIDED
THE EMPLOYEE WORKS TWO DAYS BEFORE OR TWO DAYS
AFTER THE HOLIDAY.....\$ 32.51 29.93

ELEC1249-008 01/01/2025

	Rates	Fringes
ELECTRICIAN LINE CONSTRUCTION TELEPHONE, CATV FIBEROPTICS CABLE AND EQUIPMENT INSTALLER REPAIRMAN-TELEDATA LINEMAN/TECHNICIAN-EQUIPMENT OPERATOR A. NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, VETERAN'S DAY, THANKSGIVING DAY, DAY AFTER THANKSGIVING, CHRISTMAS DAY.....\$ 38.73		6.93
ELECTRICIAN LINE CONSTRUCTION TELEPHONE, CATV FIBEROPTICS CABLE AND EQUIPMENT GROUNDMAN A. NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, VETERAN'S DAY, THANKSGIVING DAY, DAY AFTER THANKSGIVING, CHRISTMAS DAY.....\$ 20.53		6.39
ELECTRICIAN LINE CONSTRUCTION TELEPHONE, CATV FIBEROPTICS CABLE AND EQUIPMENT CABLE SPLICER A. NEW YEAR'S DAY, PRESIDENT'S DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY, LABOR DAY, VETERAN'S DAY, THANKSGIVING DAY, DAY AFTER THANKSGIVING, CHRISTMAS DAY.....\$ 40.81		6.99

ELEV0035-001 01/01/2025

	Rates	Fringes
ELEVATOR CONSTRUCTOR (ALBANY; COLUMBIA (TOWNS OF CLAVERACK, HILLSDALE, GHENT, STOCKPORT, AUSTERLITZ, CANAAN, NEW LEBANON, CHATHAM, KINDERHOOK, STYVESANT AND GREENPORT); FULTON; GREENE (TOWNS OF DURHAM, GREENVILLE, NEW BALTIMORE, COXCSACKIE AND ATHENS); MONTGOMERY, RENSSELAER, SARATOGA, SCHENECTADY, SCHOHARIE AND WASHINGTON COUNTIES). FOOTNOTE: A.VACATION: 6%/UNDER 5 YEARS BASED ON REGULAR HOURLY RATE FOR ALL HOURS WORKED. 8%/OVER 5 YEARS BASED ON REGULAR HOURLY RATE FOR ALL HOURS WORKED. B. PAID HOLIDAYS: NEW YEAR'S DAY; MEMORIAL DAY; INDEPENDENCE DAY; LABOR DAY; VETERANS' DAY; THANKSGIVING DAY; THE FRIDAY AFTER THANKSGIVING DAY; AND CHRISTMAS DAY.....\$ 57.73		38.44

ELEV0138-004 01/01/2026

	Rates	Fringes
ELEVATOR MECHANIC (COLUMBIA COUNTY (THE TOWNS OF ANCRAM, CLERMONT, COPAKE, GALLATIN, GERMANTOWN, LIVINGSTON, AND TAGHKANIC); GREEN COUNTY (THE TOWNS OF HUNTER AND CATSKILL)) FOOTNOTE: A.VACATION: 6%/UNDER 5 YEARS BASED ON REGULAR HOURLY RATE FOR ALL HOURS WORKED. 8%/OVER 5 YEARS BASED ON REGULAR HOURLY RATE FOR ALL HOURS WORKED. B. PAID HOLIDAYS: NEW YEAR'S DAY; MEMORIAL DAY; INDEPENDENCE DAY; LABOR DAY; VETERANS' DAY; THANKSGIVING DAY; THE FRIDAY AFTER THANKSGIVING DAY; AND CHRISTMAS DAY.....\$ 76.12		38.98

ENGI0158-008 07/01/2025

	Rates	Fringes
POWER EQUIPMENT OPERATOR: GROUP C FORK LIFT, HIGH LIFT, LULL, OILER, FIREMAN AND HEAVY- DUTY GREASER, BOILERS, AND STEAM GENERATORS, PUMP, VIBRATOR, MOTOR MIXER, AIR COMPRESSOR, DUST COLLECTOR, WELDING MACHINE, WELL POINT, MECHANICAL HEATER, GENERATORS, TEMPORARY LIGHT PLANTS, CONCRETE PUMPS, ELECTRIC SUBMERSIBLE PUMP 4'" AND OVER, MURPHY TYPE DIESEL GENERATOR, CONVEYOR, ELEVATORS, CONCRETE MIXER AND BELCRETE POWER PACK (BELCRETE SYSTEM), SEEDING, AND MULCHING MACHINES, PUMPS (EXCLUDING MONTGOMERY COUNTY) HAZARDOUS WORK - ANYTIME OPERATING ENGINEERS ARE INVOLVED WITH LEVEL C OR ABOVE, \$2.50 PER HOUR OVER REGULAR RATE. FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY.....\$ 51.01		33.20
POWER EQUIPMENT OPERATOR: GROUP A(1) CRANE, HYDRAULIC CRANES, TOWER CRANE, LOCOMOTIVE CRANE, PILEDRIVER, CABLEWAY, DERRICKS, WHIRLIES, DRAGLINE, BOOM TRUCK (OVER 5 TONS) EXCLUDING MONTGOMERY COUNTY GROUP A(1): CRANE PREMIUMS: 1 OVER 150'- \$1.00 2 OVER 200'- \$2.00 HAZARDOUS WORK - ANYTIME OPERATING ENGINEERS ARE INVOLVED WITH LEVEL C OR ABOVE, \$2.50 PER HOUR OVER REGULAR RATE. FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY.....\$ 55.42		33.20
POWER EQUIPMENT OPERATOR (BUILDING): GROUP B BACKHOE, (RUBBER-TIRED BACKHOE/LOADER COMBINATION), BULLDOZER, PUSHCAT, TRACTOR, TRAXCAVATOR, SCRAPER, LETOURNEAU GRADER, FORM FINE GRADER, ROAD ROLLER, BLACKTOP ROLLER, BLACKTOP SPREADER, POWER BROOMS, SWEEPERS, TRENCHING MACHINE, BARBER GREEN LOADER, SIDE BOOMS, HYDROHAMMER, CONCRETE SPREADER, CONCRETE FINISHING MACHINE, ONE DRUM HOIST, POWER HOISTING (SINGLE DRUM), HOIST - TWO DRUM OR MORE, THREE DRUM ENGINE, POWER HOISTING (TWO DRUM AND OVER), TWO DRUM AND SWINGING ENGINE, THREE DRUM SWINGING ENGINE, HOD HOIST, A-L FRAME WINCHES, CORD AND WELL DRILLERS (ONE DRUM), POST HOLE DIGGER, MODEL CHB VIBRO-TAMP OR SIMILAR MACHINE, BATCH BIN AND PLANT OPERATOR, DINKEY LOCOMOTIVE, SKID STEER LOADER, TRACK EXCAVATOR 5/8 CU. YD. OR SMALLER (EXCLUDING MONTGOMERY COUNTY) HAZARDOUS WORK - ANYTIME OPERATING ENGINEERS ARE INVOLVED WITH LEVEL C OR ABOVE, \$2.50 PER HOUR OVER REGULAR RATE. FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY.....\$ 53.91		33.20
POWER EQUIPMENT OPERATOR (BUILDING): GROUP A SHOVEL, ALL EXCAVATORS (INCLUDING RUBBER TIRE FULL SWING), GRADALLS, POWER ROAD GRADER, ALL CMI EQUIPMENT, FRONT-END RUBBER TIRE LOADER, TRACTOR-MOUNTED DRILL (QUARRY MASTER), MUCKING MACHINE, CONCRETE CENTRAL MIX PLANT, CONCRETE PUMP, BELCRETE SYSTEM, AUTOMATED ASPHALT CONCRETE PLANT AND TRACTOR ROAD PAVER, BOOM TRUCK (5 TONS AND UNDER), MAINTENANCE ENGINEER, SELF CONTAINED CRAWLER, DRILL-HYDRAULIC ROCK DRILL. (EXCLUDING MONTGOMERY COUNTY) HAZARDOUS WORK - ANYTIME OPERATING ENGINEERS ARE INVOLVED WITH LEVEL C OR ABOVE, \$2.50 PER HOUR OVER REGULAR RATE. FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY,		

CHRISTMAS DAY.....\$ 54.93 33.20

ENGI0158-026 07/01/2025

	Rates	Fringes
POWER EQUIPMENT OPERATORS: GROUP 3.....	\$ 53.82	33.55
POWER EQUIPMENT OPERATORS (HEAVY & HIGHWAY): GROUP		
7 MASTER MECHANIC FOOTNOTE: A. PAID HOLIDAYS:		
NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY,		
LABOR DAY, THANKSGIVING DAY, AND CHRISTMAS DAY.....	\$ 58.91	33.55
POWER EQUIPMENT OPERATORS (HEAVY & HIGHWAY): GROUP		
6 CRANES 49 TONS AND BELOW FOOTNOTE: A. PAID		
HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,		
INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, AND		
CHRISTMAS DAY.....	\$ 60.30	33.55
POWER EQUIPMENT OPERATORS (HEAVY & HIGHWAY): GROUP		
5 CRANES 50 TONS AND OVER FOOTNOTE: A. PAID		
HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,		
INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, AND		
CHRISTMAS DAY.....	\$ 61.80	33.55
POWER EQUIPMENT OPERATORS (HEAVY & HIGHWAY): GROUP		
4 TOWER CRANES FOOTNOTE: A. PAID HOLIDAYS: NEW		
YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR		
DAY, THANKSGIVING DAY, AND CHRISTMAS DAY.....	\$ 63.30	33.55
POWER EQUIPMENT OPERATORS (HEAVY & HIGHWAY): GROUP		
2 ASPHALT PAVER, BACKHOE (TRACTOR MOUNTED, RUBBER		
TIRED), BITUMINOUS RECYCLER MACHINE, BITUMINOUS		
SPREADER AND MIXER, BLACKTOP PLANT (NONAUTOMATED),		
BLAST OR ROTARY DRILL (TRUCK OR TRACTOR MOUNTED),		
BORING MACHINE, CAGE HOIST, CENTRAL MIX PLANT		
(NONAUTOMATED) AND ALL CONCRETE BATCHING PLANTS,		
CHERRY PICKER (5 TONS CAPACITY AND UNDER), CONCRETE		
PAVER (OVER 16S), CRAWLER DRILL, SELF-CONTAINED,		
CRUSHER, DIESEL POWER UNIT, DRILL RIGS, TRACTOR		
MOUNTED, FRONT END LOADER (UNDER 4 CU. YD.),		
GREASEMAN/LUBRICATION ENGINEER, HIPRESSURE BOILER		
(15 LBS. AND OVER), HOIST (ONE DRUM), HYDRO-AXE,		
KOLMAN PLANT LOADER AND SIMILAR TYPE LOADERS,		
L.C.M. WORK BOAT OPERATOR, LOCOMOTIVE MIXER (FOR		
STABILIZED BASE SELFPROPELLED), MONORAIL MACHINE,		
PLANT ENGINEER, PROFILER (105 H.P. AND UNDER),		
GRINDER, POST HOLE DIGGER AND POST DRIVER, POWER		
BROOM (TOWED), POWER HEATERMAN, POWER SWEEPER,		
REVINIUS WIDENER, ROLLER (GRADE AND FILL),		
SCARIFIER, RIDE-ON, SHELL WINDER, SKID STEER LOADER		
(BOBCAT OR SIMILAR), SPAN-SAW, RIDE-ON, STEAM		
CLEANER, PUG MILL, PUMP CRETE READY MIX CONCRETE		
PLANT REFRIGERATION EQUIPMENT (FOR SOIL		
STABILIZATION)ROAD WIDENER, ROLLER (ALL ABOVE		
SUBGRADE), SEA MULE, SELF-CONTAINED RIDE-ON ROCK		
DRILL, EXCLUDING AIR-TRACK TYPE DRILL, SKIDDER,		
TRACTOR WITH DOZER AND/OR PUSHER, TRENCHER. TUGGER		
HOIST, VERMEER SAW (RIDE ON, ANY SIZE OR TYPE),		
WINCH, WINCH CAT FOOTNOTE: A. PAID HOLIDAYS:		
NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY,		
LABOR DAY, THANKSGIVING DAY, AND CHRISTMAS DAY.....	\$ 56.39	33.55
POWER EQUIPMENT OPERATORS (HEAVY & HIGHWAY): GROUP		
1 ASPHALT CURB MACHINE, SELF PROPELLED, SLIPFORM,		
AUTOMATED CONCRETE SPREADER (CMI TYPE), AUTOMATIC		
FINE GRADER, BACKHOE (EXCEPT TRACTOR MOUNTED,		
RUBBER TIRED), BACKHOE EXCAVATOR FULL SWING (CAT		
212 OR SIMILAR TYPE), BACK FILLING MACHINE, BELT		
PLACER (CMI TYPE), BLACKTOP PLANT (AUTOMATED), BOOM		
TRUCK , CABLEWAY, CAISSON AUGER, CENTRAL MIX		
CONCRETE PLANT (AUTOMATED), CONCRETE CURB MACHINE,		

SELF PROPELLED, SLIPFORM, CONCRETE PUMP, CRANE,
 CHERRY PICKER, DERRICKS (STEEL ERECTION), DRAGLINE,
 OVERHEAD CRANE (GANTRY OR STRADDLE TYPE), PILE
 DRIVER, TRUCK CRANE, DIRECTIONAL DRILLING MACHINE,
 DREDGE, DUAL DRUM PAVER, EXCAVATOR (ALL PURPOSE
 HYDRAULICALLY OPERATED) (GRADALL OR SIMILAR), FRONT
 END LOADER (4 CU. YD. AND OVER), HEAD TOWER
 (SAUERMAN OR EQUAL), HOIST (TWO OR THREE DRUM),
 HOLLAND LOADER, MAINTENANCE ENGINEER, MINE HOIST,
 MUCKING MACHINE OR MOLE PAVEMENT BREAKER(SP)
 WERTGEN; PB-4 AND SIMILAR TYPE, POWER GRADER,
 PROFILER (OVER 105 H.P.) QUAD 9, QUARRY MASTER (OR
 EQUIVALENT), SCRAPER, FIREMAN, FORM TAMPER, GROUT
 PUMP, GUNITE MACHINE, HAMMERS (HYDRAULIC
 SELF-PROPELLED), HYDRA-SPIKER, RIDE-ON, HYDRAULIC
 PUMP (JACKING SYSTEM), HYDRO-BLASTER (WATER),
 MULCHING MACHINE, OILER, PARAPET CONCRETE OR
 PAVEMENT, SHOVEL, SIDE BOOM, SLIP FORM PAVER,
 TRACTOR DRAWN, BELTTYPE LOADER, TRUCK OR TRAILER
 MOUNTED LOG , CHIPPER (SELF FEEDER), TUG OPERATOR
 (MANNED RENTED EQUIPMENT EXCLUDED), TUNNEL SHOVEL
 FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY,
 MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY,
 THANKSGIVING DAY, AND CHRISTMAS DAY.....\$ 57.30 33.55

IRON0012-011 07/01/2024

	Rates	Fringes
IRONWORKERS:: STRUCTURAL, ORNAMENTAL, RODMAN, MACHINERY MOVER, RIGGER, FENCE ERECTOR, REINFORCING, STONE DERRICKMEN (ALBANY; COLUMBIA; FULTON (ALBIN, BLEECKER, BROAD, JOHNSTOWN, MAYFIELD, NORTHAMPTON AND PERTH); GREENE, MONTGOMERY (AMSTERDAM, CHARLESTON, FLORIDA, GLEN, MOHAWK AND ROOT); RENSSELAER, SARATOGA; SCHENECTADY; SCHOHARIE; AND WASHINGTON COUNTIES:)...\$ 38.50		25.48
IRONWORKERS:: SHEETER, BUCKER-UP (ALBANY; COLUMBIA; FULTON (ALBIN, BLEECKER, BROAD, JOHNSTOWN, MAYFIELD, NORTHAMPTON AND PERTH); GREENE, MONTGOMERY (AMSTERDAM, CHARLESTON, FLORIDA, GLEN, MOHAWK AND ROOT); RENSSELAER, SARATOGA; SCHENECTADY; SCHOHARIE; AND WASHINGTON COUNTIES:)...\$ 38.75		25.48
IRONWORKERS:: SHEETER (ALBANY; COLUMBIA; FULTON (ALBIN, BLEECKER, BROAD, JOHNSTOWN, MAYFIELD, NORTHAMPTON AND PERTH); GREENE, MONTGOMERY (AMSTERDAM, CHARLESTON, FLORIDA, GLEN, MOHAWK AND ROOT); RENSSELAER, SARATOGA; SCHENECTADY; SCHOHARIE; AND WASHINGTON COUNTIES:)...\$ 38.75		25.48

IRON0440-007 07/01/2025

	Rates	Fringes
IRONWORKER: STRUCTURAL, ORNAMENTAL, RODMAN, MACHINERY MOVER, RIGGER, FENCE ERECTOR, REINFORCEMENT, AND STONE DERRICKMAN (FULTON (TWPS. OF CAROGA, EPHRATAH, OPPENHEIM, STRATFORD); MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN, PALATINE, ST. JOHNSVILLE):)...\$ 35.50		31.39

LAB00017-001 07/01/2019

	Rates	Fringes
LABORER GROUP 4: ASBESTOS, TOXIC, LEAD OR HAZARDOUS MATERIAL ABATEMENT FOREMAN (GREENE COUNTY (TOWNSHIP OF CATSKILL) HEAVY & HIGHWAY) FOOTNOTE:		

A. PAID HOLIDAYS: NEW YEARS DAY, PRESIDENT'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LINCOLN'S BIRTHDAY, LABOR DAY, ELECTION DAY, VETERANS DAY, THANKSGIVING DAY, CHRISTMAS DAY, PROVIDED THE EMPLOYEE IS AN EMPLOYEE OF THE COMPANY PRIOR TO THE SCHEDULED HOLIDAY AND REPORTS TO WORK THE FIRST DAY FOLLOWING THE HOLIDAY UNLESS PREVENTED FROM DOING SO FOR LEGITIMATE REASONS.....\$ 48.00 27.15

LABORER GROUP 3: Ingersoll Rand heavy duty crawler-master HCMZ, any drill using a 4" or larger bit, asbestos, toxic, bio-remediation, phyto-remediation, lead or hazardous material abatement when protective clothing and equipment is required, all working foremen including grade, pipe concrete, clearing, blacktop, drill, paving and blaster etc., Hydraulic drill or similar, forklift for masonry only, Blaster and asphalt screedman GREENE COUNTY (TOWNSHIP OF CATSKILL) HEAVY & HIGHWAY FOOTNOTE: a. PAID HOLIDAYS: New Years Day, President's Day, Memorial Day, Independence Day, Lincoln's Birthday, Labor Day, Election Day, Veterans Day, Thanksgiving Day, Christmas Day, provided the employee is an employee of the company prior to the scheduled holiday and reports to work the first day following the holiday unless prevented from doing so for legitimate reasons.....\$ 43.15 27.15

LABORER GROUP 2: GENERAL LABORERS, CHUCK TENDER, HANDLING AND DISTRIBUTING DRINKING WATER, DISTRIBUTING ALL TOOLS AND SUPPLIES OF LABORERS, NIPPER, POWDER CARRIER, MAGAZINE TENDER, WAREHOUSE LABORERS, CONCRETE MAN, VIBRATOR MAN, MASON TENDER, MORTAR MAN, SPRAYING, BRUSHING AND COVERING OF CONCRETE FOR CURING AND PRESERVATIVE PURPOSES, TRAFFIC STRIPER, SCAFFOLD BUILDER, CONCRETE CURB AND SIDEWALK FORM SETTER; PERMANENT TRAFFIC STRIPING AND REFLECTIVE DEVICES, PLACING AND MAINTENANCE OF ALL FLARES, CONES, LIGHTS, SIGNS, BARRICADES, TRAFFIC PATTERNS, AND ALL TEMPORARY REFLECTIVE TYPE MATERIALS FOR TRAFFIC CONTROL, CUSTODIAL WORK, TRAFFIC DIRECTORS, TEMPORARY HEAT OR LIGHT TENDERS, TOOL ROOM, DEWATERING PUMP MEN, PITMAN, DUMPMEN, SNOW REMOVAL AND FIREWATCH, ASPHALT MAN, JOINT SETTER, SIGNAL PERSON, PIPELAYER, PIPE LINING AND RELINING, WELLPOINTS, CONDUIT AND DUCT LAYER, WIRE PULLER, RIP RAP AND DRY STONE LAYER, STEEL ROD CARRIER, CORE DRILL, ROCK SPLITTER, HILTI GUN AIR OR ELECTRIC, JACKHAMMER, BUSH HAMMER, PAVEMENT BREAKER, CHIPPING HAMMER, WAGON DRILL, AIR TRACK, JIB RIG, JOY DRILL, GUNITE AND SAND BLASTING, COAL PASSER AND OTHER MACHINE OPERATORS, POWER TOOL OPERATOR, SPRAYER AND NOZZLE MAN ON MULCHING AND SEEDING MACHINE, ALL GUARD RAIL AND FENCE, ALL SEEDING AND SOD LAYING, ALL LANDSCAPE WORK, GRADE CHECKER, ALL BRIDGE WORK, WALK BEHIND SELF-PROPELLED POWER SAW, GRINDER, GROOVER OR SIMILAR TYPE MACHINE, WALK BEHIND TAMPER AND ROLLER OF ALL TYPES, SALVAGE, STRIPPING, WRECKING AND DISMANTLING LABORER (INCLUDING BARMAN, CUTTING TORCH AND BURNER MAN), SHEETING AND SHORING COMING UNDER LABORERS JURISDICTION, BIT GRINDER, OPERATOR OF FORM PIN PULLER AND DRIVERS, SANDBLASTING, JOINT AND JET SEALER, FILLING AND WIRING BASKETS FOR GABION WALLS, PERMANENT SIGN MAN, MEDIAN BARRIER, STA-WALL OR SIMILAR TYPE

PRODUCT, CHAIN SAW OPERATOR, RAILROAD TRACK
 LABORER, WATERPROOFER, PRE-STRESSED AND PRE-CAST
 CONCRETE BRICK, BLOCK AND STONE PAVERS, POWER TOOLS
 USED TO PERFORM WORK USUALLY DONE BY LABORERS,
 POWER BUGGY AND PUMPCRETE OPERATOR, FIREPROOF,
 PLASTER AND CAUSTIC PUMP, ASBESTOS, TOXIC,
 BIO-REMEDIATION, PHYTO-REMEDIATION, LEAD OR
 HAZARDOUS MATERIALS ABATEMENT WHEN PROTECTIVE
 CLOTHING AND EQUIPMENT IS NOT REQUIRED, POWER BRUSH
 CUTTER, RETENTION LINERS, ARTIFICIAL TURF,
 RETAINING WALLS, WALK BEHIND SURFACE PLANER,
 WELDING RELATED TO LABORERS WORK, REMOTE CONTROLLED
 EQUIPMENT NORMALLY OPERATED BY LABORERS, ALL
 TECHNICIAN WORK INCLUDING BUT NOT LIMITED TO
 STITCHING, SEAMING, HEAT WELDING, FIREPROOF
 SPRAYER, MORTAR MIXER, CONCRETE FINISHER, FORM
 SETTER FOR CONCRETE CURBS AND FLATWORK. GUNITE
 NOZZLE MAN, STONE CUTTERS, GRANITE STONE LAYER,
 MANHOLE, CATCH BASIN OR INLET INSTALLING, LASER
 MEN. GROUND MAN ON MILLING MACHINE (GREENE COUNTY
 (TOWNSHIP OF CATSKILL) HEAVY & HIGHWAY) FOOTNOTE:
 A. PAID HOLIDAYS: NEW YEARS DAY, PRESIDENT'S
 DAY, MEMORIAL DAY, INDEPENDENCE DAY, LINCOLN'S
 BIRTHDAY, LABOR DAY, ELECTION DAY, VETERANS DAY,
 THANKSGIVING DAY, CHRISTMAS DAY, PROVIDED THE
 EMPLOYEE IS AN EMPLOYEE OF THE COMPANY PRIOR TO THE
 SCHEDULED HOLIDAY AND REPORTS TO WORK THE FIRST DAY
 FOLLOWING THE HOLIDAY UNLESS PREVENTED FROM DOING
 SO FOR LEGITIMATE REASONS.....\$ 38.90 27.15

LABORER GROUP 1: FLAGPERSON, GATEPERSON (GREENE
 COUNTY (TOWNSHIP OF CATSKILL) HEAVY & HIGHWAY)
 FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY,
 PRESIDENT'S DAY, MEMORIAL DAY, INDEPENDENCE DAY,
 LINCOLN'S BIRTHDAY, LABOR DAY, ELECTION DAY,
 VETERANS DAY, THANKSGIVING DAY, CHRISTMAS DAY,
 PROVIDED THE EMPLOYEE IS AN EMPLOYEE OF THE COMPANY
 PRIOR TO THE SCHEDULED HOLIDAY AND REPORTS TO WORK
 THE FIRST DAY FOLLOWING THE HOLIDAY UNLESS
 PREVENTED FROM DOING SO FOR LEGITIMATE REASONS.....\$ 34.15 27.15

LABORER (ASBESTOS, LEAD, TOXIC AND HAZARDOUS WASTE
 ABATEMENT AND ANY OTHER ENVIRONMENTAL RELATED WORK)
 HEAVY & HIGHWAY) GROUP 2- ASBESTOS, TOXIC,
 BIO-REMEDIATION, PHYTO-REMEDIATION, LEAD OR
 HAZARDOUS MATERIAL ABATEMENT WHEN PROTECTIVE
 CLOTHING AND EQUIPMENT IS REQUIRED (COLUMBIA
 COUNTY (TOWNSHIPS OF GREENPORT, CLAVERACK,
 CLERMONT, GERMANTOWN, LIVINGSTON, HILLSDALE,
 TAGHKANIC, GALLATIN, COPAKE, ANCRAM, PHILMONT, AND
 THE CITY OF HUDSON)\$ 43.15 27.15

LABORER (ASBESTOS, LEAD, TOXIC AND HAZARDOUS WASTE
 ABATEMENT AND ANY OTHER ENVIRONMENTAL RELATED WORK)
 HEAVY & HIGHWAY) GROUP 1- ASBESTOS, TOXIC,
 BIO-REMEDIATION, PHYTO-REMEDIATION, LEAD OR
 HAZARDOUS MATERIAL ABATEMENT WHEN PROTECTIVE
 EQUIPMENT AND CLOTHING ARE NOT REQUIRED (COLUMBIA
 COUNTY (TOWNSHIPS OF GREENPORT, CLAVERACK,
 CLERMONT, GERMANTOWN, LIVINGSTON, HILLSDALE,
 TAGHKANIC, GALLATIN, COPAKE, ANCRAM, PHILMONT, AND
 THE CITY OF HUDSON) HEAVY & HIGHWAY\$ 38.90 27.15

LAB00035-001 07/01/2017

Rates

Fringes

LABORERS BUILDING CONSTRUCTION, WAGON DRILL
 OPERATOR (FULTON (TWPS OF CAROGA, EPHRATA,

OPPENHEIM, AND STRAFORD); MONTGOMERY (TWPS OF
 CANAJOHARIE, MINDEN AND PALATINE, ROOT AND ST.
 JOHNSVILLE)) FOOTNOTE: A. PAID HOLIDAYS: NEW
 YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR
 DAY, THANKSGIVING DAY AND CHRISTMAS DAY.....\$ 22.90 20.64
 LABORERS BUILDING CONSTRUCTION, PIPELAYERS, MOTOR
 MIXERS, MOTOR BUGGY OPERATOR (WALK BEHIND) POWER
 LIFT (WALK BEHIND) (FULTON (TWPS OF CAROGA,
 EPHRATA, OPPENHEIM, AND STRAFORD); MONTGOMERY (TWPS
 OF CANAJOHARIE, MINDEN AND PALATINE, ROOT AND ST.
 JOHNSVILLE)). FOOTNOTE: A. PAID HOLIDAYS: NEW
 YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR
 DAY, THANKSGIVING DAY AND CHRISTMAS DAY.....\$ 22.65 20.64
 LABORERS BUILDING CONSTRUCTION, LABORERS (FULTON
 (TWPS OF CAROGA, EPHRATA, OPPENHEIM, AND STRAFORD);
 MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN AND
 PALATINE, ROOT AND ST. JOHNSVILLE)) FOOTNOTE: A.
 PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
 INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND
 CHRISTMAS DAY.....\$ 22.50 20.64
 LABORERS BUILDING CONSTRUCTION, HAZARDOUS WASTE
 REMOVAL INCLUDES WETTING, STRIPPING, REMOVAL,
 SCRAPPING, VACCUUMING, BAGGING AND DISPOSING OF ALL
 INSULATION MATERIALS, WHETHER THEY CONTAIN ASBESTOS
 OR NOT, FROM MECHANICAL SYSTEMS (FULTON (TWPS OF
 CAROGA, EPHRATA, OPPENHEIM, AND STRAFORD);
 MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN AND
 PALATINE, ROOT AND ST. JOHNSVILLE)) FOOTNOTE:
 A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
 INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND
 CHRISTMAS DAY.\$ 24.00 20.64
 LABORERS BUILDING CONSTRUCTION, BLASTERS, FORM
 SETTERS, MOTORBUGGY OPERATOR (RIDER TYPE) (FULTON
 (TWPS OF CAROGA, EPHRATA, OPPENHEIM, AND STRAFORD);
 MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN AND
 PALATINE, ROOT AND ST. JOHNSVILLE)). PAID HOLIDAYS:
 A. MEMORIAL DAY, NEW YEAR'S DAY, PRESIDENT'S
 DAY, GOOD FRIDAY, DECORATION DAY, INDEPENDENCE DAY,
 LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, AND
 ELECTION DAY FOR THE PRESIDENT OF THE UNITED STATES
 AND ELECTION DAY FOR THE GOVERNOR OF NEW YORK
 STATE, PROVIDED THE EMPLOYEE WORKS TWO DAYS BEFORE
 OR TWO DAYS AFTER THE HOLIDAY.....\$ 23.00 20.64
 LABORERS BUILDING CONSTRUCTION, ASBESTOS REMOVAL
 (FULTON (TWPS OF CAROGA, EPHRATA, OPPENHEIM, AND
 STRAFORD); MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN
 AND PALATINE, ROOT AND ST. JOHNSVILLE)) FOOTNOTE:
 A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
 INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND
 CHRISTMAS DAY.....\$ 24.00 20.64
 LABORERS (HEAVY & HIGHWAY) GROUP 4: BLASTERERS,
 FORM SETTERS, STONE OR GRANITE CURB SETTERS FULTON
 (TWPS OF CAROGA, EPHRATA, OPPENHEIM, AND STRAFORD);
 MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN AND
 PALATINE, ROOT AND ST. JOHNSVILLE) FOOTNOTE: A.
 PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
 INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND
 CHRISTMAS DAY.....\$ 28.65 23.74
 LABORERS (HEAVY & HIGHWAY) GROUP 3: ALL ROCK OR
 DRILLING MACHINE OPERATORS (EXCEPT QUARRY MASTER
 AND SIMILAR TYPE), ACETYLENE TORCH OPERATORS, AND
 ASPHALT PAVER, POWDERMAN FULTON (TWPS OF CAROGA,
 EPHRATA, OPPENHEIM, AND STRAFORD); MONTGOMERY (TWPS
 OF CANAJOHARIE, MINDEN AND PALATINE, ROOT AND ST.
 JOHNSVILLE) FOOTNOTE: A. PAID HOLIDAYS: NEW

YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND CHRISTMAS DAY.....	\$ 28.45	23.74
LABORERS (HEAVY & HIGHWAY) GROUP 2: BULL FLOAT, CHAIN SAW, CONCRETE AGGREGATE BIN, CONCRETE BOOTMAN, GIN BUGGY, HAND OR MACHINE VIBRATOR, JACKHAMMER, MASON TENDER, MORTAR MIXER, PAVEMENT BREAKER, HANDLERS OF ALL STEEL MESH, SMALL GENERATORS FOR LABORER'S TOOLS, INSTALLATION OF BRIDGE DRAINAGE, PIPELAYERS, VIBRATOR TYPE ROLLERS, TAMPER, DRILL DOCTOR, TAIL OR SCREW OPERATOR ON ASPHALT PAVER, WATER PUMP OPERATOR (1 1/2" AND SINGLE DIAPHRAGM), NOZZLE (ASPHALT, GUNNITE, SEEDING AND SAND BLASTING), LABORERS ON CHAIN LINK FENCE ERECTION, ROCK SPLITTER AND POWER UNIT, PUSHER TYPE CONCRETE SAW AND ALL OTHER GAS, ELECTRIC, OIL, AND AIR TOOL OPERATORS, WRECKING LABORERS FULTON (TWPS OF CAROGA, EPHRATA, OPPENHEIM, AND STRAFORD); MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN AND PALATINE, ROOT AND ST. JOHNSVILLE) FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND CHRISTMAS DAY.....		
	\$ 28.25	23.74
LABORERS (HEAVY & HIGHWAY) GROUP 1: COMMON LABORERS, FLAGMAN, OUTBOARD AND HAND BOATS FULTON (TWPS OF CAROGA, EPHRATA, OPPENHEIM, AND STRAFORD); MONTGOMERY (TWPS OF CANAJOHARIE, MINDEN AND PALATINE, ROOT AND ST. JOHNSVILLE) FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND CHRISTMAS DAY.....		
	\$ 28.05	23.74

LABO0157-001 07/01/2023

	Rates	Fringes
LABORER HEAVY & HIGHWAY: GROUP 5: HAZARDOUS WASTE REMOVAL FULTON (TWPS. OF BLEEKER, MAYFIELD, NORTHHAMPTON, JOHNSTOWN, BROADALBIN AND PERTH); MONTGOMERY (TWPS. OF MOHAWK, GLEN, CHARLESTON, AMSTERDAM, AND FLORIDA); SARATOGA (TWPS. OF DAY, HADLEY, EDINBURG, CORINTH, MOREAU, SOUTH GLENS FALLS, PROVIDENCE, GREENFIELD, WILTON, NORTHCUMBERLAND, GALWAY, MILTON, SARATOGA SPRINGS, CHARLTON, BALLSTON, MALTA AND CLIFTON PARK); SCHENECTADY AND SCHOHARIE COUNTIES.....	\$ 41.69	26.75
LABORER HEAVY & HIGHWAY: GROUP 4: BLASTERERS, FORM SETTERS, STONE OR GRANITE CURB SETTERS FULTON (TWPS. OF BLEEKER, MAYFIELD, NORTHHAMPTON, JOHNSTOWN, BROADALBIN AND PERTH); MONTGOMERY (TWPS. OF MOHAWK, GLEN, CHARLESTON, AMSTERDAM, AND FLORIDA); SARATOGA (TWPS. OF DAY, HADLEY, EDINBURG, CORINTH, MOREAU, SOUTH GLENS FALLS, PROVIDENCE, GREENFIELD, WILTON, NORTHCUMBERLAND, GALWAY, MILTON, SARATOGA SPRINGS, CHARLTON, BALLSTON, MALTA AND CLIFTON PARK); SCHENECTADY AND SCHOHARIE COUNTIES.....	\$ 39.79	26.75
LABORER HEAVY & HIGHWAY: GROUP 3: ALL ROCK DRILLING MACHINE OPERATORS (EXCEPT QUARRY MASTER AND SIMILAR TYPE), ACETYLENE TORCH OPERATOR, AND ASPHALT PAVER, POWDERMAN FULTON (TWPS. OF BLEEKER, MAYFIELD, NORTHHAMPTON, JOHNSTOWN, BROADALBIN AND PERTH); MONTGOMERY (TWPS. OF MOHAWK, GLEN, CHARLESTON, AMSTERDAM, AND FLORIDA); SARATOGA (TWPS. OF DAY, HADLEY, EDINBURG, CORINTH, MOREAU, SOUTH GLENS FALLS, PROVIDENCE, GREENFIELD, WILTON, NORTHCUMBERLAND, GALWAY, MILTON, SARATOGA SPRINGS,		

CHARLTON, BALLSTON, MALTA AND CLIFTON PARK); SCHENECTADY AND SCHOHARIE COUNTIES.....	\$ 39.59	26.75
LABORER HEAVY & HIGHWAY: GROUP 2: BULL FLOAT, CHAIN SAW, CONCRETE AGGREGATE BIN, CONCRETE BOOTMAN, GIN BUGGY, HAND OR MACHINE VIBRATOR, JACKHAMMER, MASON TENDER, MORTAR MIXER, PAVEMENT BREAKER, HANDLERS OF ALL STEEL MESH, SMALL GENERATORS FOR LABORERS' TOOLS, INSTALLATION OF BRIDGE DRAINAGE, PIPELAYERS, VIBRATOR TYPE ROLLERS, TAMPER, DRILL DOCTOR, TAIL OR SCREW OPERATOR ON ASPHALT PAVER, WATER PUMP OPERATOR (1 1/2"") AND SINGLE DIAPHRAGM), NOZZLE (ASPHALT, GUNNITE, SEEDING, AND SAND BLASTING), LABORERS ON CHAIN FENCE ERECTION, ROCK SPLITTER AND POWER UNIT, PUSHER TYPE CONCRETE SAW AND ALL OTHER GAS, ELECTRIC, OIL, AND AIR TOOL OPERATORS, WRECKING LABORERS FULTON (TWPS. OF BLEEKER, MAYFIELD, NORTHHAMPTON, JOHNSTOWN, BROADALBIN AND PERTH); MONTGOMERY (TWPS. OF MOHAWK, GLEN, CHARLESTON, AMSTERDAM, AND FLORIDA); SARATOGA (TWPS. OF DAY, HADLEY, EDINBURG, CORINTH, MOREAU, SOUTH GLENS FALLS, PROVIDENCE, GREENFIELD, WILTON, NORTHCUMBERLAND, GALWAY, MILTON, SARATOGA SPRINGS, CHARLTON, BALLSTON, MALTA AND CLIFTON PARK); SCHENECTADY AND SCHOHARIE COUNTIES.	\$ 39.39	26.75
LABORER HEAVY & HIGHWAY: GROUP 1: Common laborers, flagman, outboard & hand boats FULTON (TWPS. OF BLEEKER, MAYFIELD, NORTHHAMPTON, JOHNSTOWN, BROADALBIN AND PERTH); MONTGOMERY (TWPS. OF MOHAWK, GLEN, CHARLESTON, AMSTERDAM, AND FLORIDA); SARATOGA (TWPS. OF DAY, HADLEY, EDINBURG, CORINTH, MOREAU, SOUTH GLENS FALLS, PROVIDENCE, GREENFIELD, WILTON, NORTHCUMBERLAND, GALWAY, MILTON, SARATOGA SPRINGS, CHARLTON, BALLSTON, MALTA AND CLIFTON PARK); SCHENECTADY AND SCHOHARIE COUNTIES.....	\$ 39.19	26.75

LAB00190-001 07/01/2024

	Rates	Fringes
LABORERS: BUILDING: GROUP 2 HAZARDOUS WASTE REMOVAL COMMERCIAL PROJECTS VALUED AT \$800,000 OR LESS AND/OR INDUSTRIAL PROJECTS VALUED AT \$100,000 OR LESS EXCLUDING DEMOLITION WORK, (COMPLETE RAZING OF STRUCTURES) WILL RECEIVE 75% OF BASIC WAGE SCALE WITH FULL FRINGES WILL APPLY ALBANY; GREEN; RENSSELAER COUNTY, WASHINGTON COUNTY, SARATOGA COUNTY (TOWNSHIPS OF STILLWATER, HALFMOON, SARATOGA).....	\$ 37.51	26.68
LABORERS: BUILDING: GROUP 1 COMMON LABORERS ALBANY; GREEN; RENSSELAER COUNTY, WASHINGTON COUNTY, SARATOGA COUNTY (TOWNSHIPS OF STILLWATER, HALFMOON, SARATOGA).....	\$ 36.16	26.68

LAB00190-002 07/01/2024

	Rates	Fringes
LABORERS: HEAVY & HIGHWAY: GROUP 5: HAZARDOUS WASTE REMOVAL ALBANY; RENSSELAER; COLUMBIA (TWPS. OF STUYVESANT, STOCKPORT, KINDERHOOK, NEW LEBANON, CANNAN, GHENT, CHATHAM, AUSTERLITZ). GREENE (EXCEPT CATSKILL TOWNSHIP). WASHINGTON COUNTY. SARATAGO COUNTY (TOWNSHIPS OF STILLWATER, HALFMOON SARATOGA) FOOTNOTE: PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY AND CHRISTMAS DAY.....	\$ 44.19	27.65
LABORERS: HEAVY & HIGHWAY: GROUP 4: BLASTERERS,		

FORM SETTERS, STONE OR GRANITE CURB SETTERS
 ALBANY; RENSSELAER; COLUMBIA (TWPS. OF STUYVESANT,
 STOCKPORT, KINDERHOOK, NEW LEBANON, CANNAN, GHENT,
 CHATHAM, AUSTERLITZ). GREENE (EXCEPT CATSKILL
 TOWNSHIP). WASHINGTON COUNTY. SARATAGO COUNTY
 (TOWNSHIPS OF STILLWATER, HALFMOON SARATOGA)
 FOOTNOTE: PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL
 DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY
 AND CHRISTMAS DAY.....\$ 42.29 27.65
 LABORERS: HEAVY & HIGHWAY: GROUP 3: ALL ROCK AIR
 DRILLING MACHINE OPERATORS (EXCEPT QUARRY MASTER
 AND SIMILAR TYPE), ACETYLENE TORCH OPERATORS, AND
 ASPHALT PAVER, POWDERMAN ALBANY; RENSSELAER;
 COLUMBIA (TWPS. OF STUYVESANT, STOCKPORT,
 KINDERHOOK, NEW LEBANON, CANNAN, GHENT, CHATHAM,
 AUSTERLITZ). GREENE (EXCEPT CATSKILL TOWNSHIP).
 WASHINGTON COUNTY. SARATAGO COUNTY (TOWNSHIPS OF
 STILLWATER, HALFMOON SARATOGA) FOOTNOTE: PAID
 HOLIDAYS: NEW YEARS DAY, MEMORIAL DAY, INDEPENDENCE
 DAY, LABOR DAY, THANKSGIVING DAY AND CHRISTMAS DAY..\$ 42.09 27.65
 LABORERS: HEAVY & HIGHWAY: GROUP 2: BULL FLOAT,
 CHAIN SAW, CONCRETE AGGREGATED BIN, CONCRETE
 BOOTMAN, GIN BUGGY, HAND OR MACHINE VIBRATOR,
 JACKHAMMER, MASON TENDER, MORTAR MIXER, PAVEMENT
 BREAKER, HANDLERS OF ALL STEEL MESH, SMALL
 GENERATORS FOR LABORERS' TOOLS, INSTALLATION OF
 BRIDGE DRAINAGE, PIPELAYERS, VIBRATOR TYPE ROLLERS,
 TAMPERS, DRILL DOCTOR, TAIL OR SCREW OPERATOR ON
 ASPHALT PAVER, WATER PUMP OPERATOR (1 1/2" AND
 SINGLE DIAPHRAGM), NOZZLE (ASPHALT, GUNNITE,
 SEEDING, AND SAND BLASTING) LABORERS ON CHAIN LINK
 FENCE ERECTION, ROCK SPLITTER AND POWER UNIT,
 PUSHER TYPE CONCRETE SAW AND ALL OTHER GAS,
 ELECTRIC, OIL, AIR TOOL OPERATORS, AND WRECKING
 ALBANY; RENSSELAER; COLUMBIA (TWPS. OF STUYVESANT,
 STOCKPORT, KINDERHOOK, NEW LEBANON, CANNAN, GHENT,
 CHATHAM, AUSTERLITZ). GREENE (EXCEPT CATSKILL
 TOWNSHIP). WASHINGTON COUNTY. SARATAGO COUNTY
 (TOWNSHIPS OF STILLWATER, HALFMOON SARATOGA)
 FOOTNOTE: PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL
 DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY
 AND CHRISTMAS DAY.....\$ 41.89 27.65
 LABORERS: HEAVY & HIGHWAY: GROUP 1: COMMON
 LABORERS, FLAGMEN, OUTBOARD AND HAND BOATS ALBANY;
 RENSSELAER; COLUMBIA (TWPS. OF STUYVESANT,
 STOCKPORT, KINDERHOOK, NEW LEBANON, CANNAN, GHENT,
 CHATHAM, AUSTERLITZ). GREENE (EXCEPT CATSKILL
 TOWNSHIP). WASHINGTON COUNTY. SARATAGO COUNTY
 (TOWNSHIPS OF STILLWATER, HALFMOON SARATOGA)
 FOOTNOTE: PAID HOLIDAYS: NEW YEARS DAY, MEMORIAL
 DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY
 AND CHRISTMAS DAY.....\$ 41.69 27.65

LABO0235-006 05/01/2023

Rates

Fringes

LABORERS: HEAVY & HIGHWAY GROUP 3 ASPHALT RAKER;
 ASPHALT SCREEDMAN; DRILLERS (ALL); LASER BEAM
 OPERATOR; FORM SETTER/ALIGNERS; BLASTERS COLUMBIA
 (TWPS. OF GREENPORT, CLAVERACK, HILLSDALE,
 LIVINGSTON, GERMANTOWN, TAGHKANIC, COPAKE,
 CLERMONT, GALLATIN, ANCRAM) FOOTNOTE: A. PAID
 HOLIDAYS: NEW YEARS DAY, PRESIDENTS DAY, GOOD
 FRIDAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY,
 COLUMBUS DAY, VETERANS DAY, NOVEMBER ELECTION DAY,

THANKSGIVING DAY, AND CHRISTMAS DAY.....	\$ 43.90	27.80
LABORERS: HEAVY & HIGHWAY GROUP 2 GENERAL LABORERS, DUMPMAN, PITMAN, CONCRETE MAN; SIGNAL MAN; PIPELAYERS; RIP RAP; DRY STONE LAYER; JACK HAMMER; POWDERMAN; HIGHSCALERS POWER BUGGY OPERATOR; STEEL ROD CARRIER; VIBRATORY OPERATOR; OTHER MACHINE OPERATOR; WRECKING; VIBRATOR OPERATOR-COMPACTOR; GUNITE AND SANDBLASTING; WATER PUMP 2" OR UNDER; NIPPER; CHUCKER; ASPHALT WORKERS COLUMBIA (TWPS. OF GREENPORT, CLAVERACK, HILLSDALE, LIVINGSTON, GERMANTOWN, TAGHKANIC, COPAKE, CLERMONT, GALLATIN, ANCRAM) FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY, PRESIDENTS DAY, GOOD FRIDAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, COLUMBUS DAY, VETERANS DAY, NOVEMBER ELECTION DAY, THANKSGIVING DAY, AND CHRISTMAS DAY.....	\$ 42.80	27.80
LABORERS: HEAVY & HIGHWAY GROUP 1 FLAGPERSON; PLACING AND MAINTENANCE OF ALL FLARES, CONES, LIGHTS, SIGNS, BARRICADES; TRAFFIC CONTROL CUSTODIAL WORK; TRAFFIC DIRECTORS; TEMPORARY HEAT OR LIGHT TENDERS; TOOL ROOMS COLUMBIA (TWPS. OF GREENPORT, CLAVERACK, HILLSDALE, LIVINGSTON, GERMANTOWN, TAGHKANIC, COPAKE, CLERMONT, GALLATIN, ANCRAM) FOOTNOTE: A. PAID HOLIDAYS: NEW YEARS DAY, PRESIDENTS DAY, GOOD FRIDAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, COLUMBUS DAY, VETERANS DAY, NOVEMBER ELECTION DAY, THANKSGIVING DAY, AND CHRISTMAS DAY.....	\$ 36.45	27.80

PAIN0009-013 05/01/2025

	Rates	Fringes
GLAZIER.....	\$ 37.25	33.54

PAIN0155-002 05/01/2021

	Rates	Fringes
PAINTERS:: SPRAY RATE (COLUMBIA AND GREENE COUNTIES).....	\$ 36.94	24.66
PAINTERS: PAINTER/PAPERHANGER (COLUMBIA AND GREENE COUNTIES).....	\$ 35.94	24.66
PAINTERS: LEAD ABATEMENT WORK (COLUMBIA AND GREENE COUNTIES).....	\$ 35.94	24.66
PAINTERS: DRYWALL FINISHER (COLUMBIA AND GREENE COUNTIES).....	\$ 35.94	24.66

PAIN0201-001 05/01/2025

	Rates	Fringes
PAINTERS: ZONE 2 (PAINTERS, DRYWALL FINISHERS, SPRAY) ZONE #2 ALL OF WASHINGTON COUNTY.....	\$ 33.50	21.69
PAINTERS: ZONE 2 (LEAD ABATEMENT WORKERS, STRUCTURAL STEEL) ZONE #2 ALL OF WASHINGTON COUNTY.....	\$ 34.50	21.69
PAINTERS: ZONE 1 (PAINTERS, DRYWALL FINISHERS, SPRAY) ZONE #1 ENTIRE COUNTIES OF ALBANY, FULTON, MONTGOMERY, RENNELAER, SCHOHARIE, SCHENECTADY AND SARATOGA.....	\$ 33.50	21.69
PAINTERS: ZONE 1 (LEAD ABATEMENT WORKERS, STRUCTURAL STEEL) ZONE #1 ENTIRE COUNTIES OF ALBANY, FULTON, MONTGOMERY, RENNELAER, SCHOHARIE, SCHENECTADY AND SARATOGA.....	\$ 34.50	21.69

PAIN0806-002 10/01/2024

	Rates	Fringes
PAINTERS: STRUCTURAL STEEL AND BRIDGE (ALBANY, COLUMBIA, FULTON, GREENE, MONTGOMERY, RENNELAER, SCHOHARIE, SCHENECTADY, SARATOGA AND WASHINGTON)....	\$ 56.25	55.14

PLUM0007-001 05/01/2025

	Rates	Fringes
PLUMBER/PIPEFITTER (ALBANY; COLUMBIA; FULTON; GREENE; MONTGOMERY; RENNELAER; SCHENECTADY; SARATOGA (TOWNS OF CHARLTON, CLIFTON PARK, GALWAY, HALFMOON, MILTON, STILLWATER AND WATERFORD)).....	\$ 55.26	29.12

PLUM0112-019 05/01/2023

	Rates	Fringes
PLUMBER, INCLUDING STEAMFITTING (TOWNSHIPS OF CANAJOHARIE AND MINDEN).....	\$ 31.40	31.70

PLUM0773-002 05/01/2025

	Rates	Fringes
PLUMBER/PIPEFITTER (SARATOGA (REMAINDER OF COUNTY); WASHINGTON COUNTY:).....	\$ 44.88	33.60

ROOF0203-003 06/01/2023

	Rates	Fringes
ROOFER (SCHOHARIE COUNTY:).....	\$ 30.50	19.84

ROOF0241-001 07/01/2025

	Rates	Fringes
ROOFER.....	\$ 38.05	24.27

SFNY0669-001 01/01/2026

	Rates	Fringes
SPRINKLER FITTER.....	\$ 47.85	28.94

SHEE0083-001 06/01/2019

	Rates	Fringes
SHEET METAL WORKER FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY. IF ANY OF THESE HOLIDAYS FALL ON A SATURDAY OR SUNDAY, EITHER THE PRECEDING FRIDAY OR FOLLOWING MONDAY WILL BE OBSERVED AS THE HOLIDAY.....	\$ 33.73	33.04

TEAM0294-003 07/01/2025

	Rates	Fringes
TRUCK DRIVERS: GROUP 5 (HEAVY & HIGHWAY) OFF-HIGHWAY TANDEM BACK DUMP, TWIN ENGINE EQUIPMENT AND DOUBLE HITCHED EQUIPMENT WHERE NOT SELF-LOADED FOOTNOTE: A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY, CHRISTMAS DAY, PROVIDED THE EMPLOYEE WORKS THE DAY BEFORE AND THE DAY AFTER THE HOLIDAY.....	\$ 41.69	31.42
TRUCK DRIVERS: GROUP 4 (HEAVY & HIGHWAY) SPECIALIZED EARTH MOVING EQUIPMENT - EUCLID TYPE OR SIMILAR OFF-HIGHWAY EQUIPMENT, WHERE NOT SELF-LOADED, STRADDLE (ROSS) CARRIER,		

SELF-CONTAINED CONCRETE UNIT FOOTNOTE: A. PAID
HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY,
CHRISTMAS DAY, PROVIDED THE EMPLOYEE WORKS THE DAY
BEFORE AND THE DAY AFTER THE HOLIDAY.....\$ 41.52 31.42
TRUCK DRIVERS: GROUP 3 (HEAVY & HIGHWAY)
SEMI-TRAILERS, LOW-BOY TRUCKS, ASPHALT DISTRIBUTOR
TRUCKS, AGITATOR, MIXER TRUCKS AND DUMPCRETE TYPE
VEHICLES, TRUCK MECHANIC, FUEL TRUCK FOOTNOTE:
A. PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY,
CHRISTMAS DAY, PROVIDED THE EMPLOYEE WORKS THE DAY
BEFORE AND THE DAY AFTER THE HOLIDAY.....\$ 41.38 31.42
TRUCK DRIVERS: GROUP 2 (HEAVY & HIGHWAY) TANDEM,
BATCH TRUCKS, MECHANICS FOOTNOTE: A. PAID
HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY,
CHRISTMAS DAY, PROVIDED THE EMPLOYEE WORKS THE DAY
BEFORE AND THE DAY AFTER THE HOLIDAY.....\$ 41.29 31.42
TRUCK DRIVERS: GROUP 1 (HEAVY & HIGHWAY) PICK-UPS,
PANEL TRUCKS, FLATBOY MATERIAL TRUCKS (STRAIGHT
JOBS), SINGLE AXLE DUMP TRUCKS, DUMPSTERS,
RECEIVERS, GREASERS, TRUCK TIREMAN FOOTNOTE: A.
PAID HOLIDAYS: NEW YEAR'S DAY, MEMORIAL DAY,
INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY,
CHRISTMAS DAY, PROVIDED THE EMPLOYEE WORKS THE DAY
BEFORE AND THE DAY AFTER THE HOLIDAY.....\$ 41.23 31.42

TEAM0294-004 07/01/2025

	Rates	Fringes
TRUCK DRIVERS (BUILDING CONSTRUCTION): GROUP 2 EUCLID OR SIMILAR EQUIPMENT, LOWBOY OR LOWBOY TRAILERS (EXCLUDING MONTGOMERY COUNTY) FOOTNOTES: A. ONE WEEK VACATION AFTER 1 YEAR; 2 WEEKS VACATION AFTER 5 YEARS.....\$ 33.95		30.79
TRUCK DRIVERS (BUILDING CONSTRUCTION): GROUP 1 STRAIGHT, WINCH, TRANSIT MIX ON JOB SITE, ROAD OILERS, DUMP, PANEL, PICK-UP, WATER AND FUEL TRUCKS ON SITE (INCLUDING NOZZLE) (EXCLUDING MONTGOMERY COUNTY) FOOTNOTES: A. ONE WEEK VACATION AFTER 1 YEAR; 2 WEEKS VACATION AFTER 5 YEARS.....\$ 33.65		30.79

WELDERS - Receive rate prescribed for craft performing
operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave
for Federal Contractors applies to all contracts subject to the
Davis-Bacon Act for which the contract is awarded (and any
solicitation was issued) on or after January 1, 2017. If this
contract is covered by the EO, the contractor must provide
employees with 1 hour of paid sick leave for every 30 hours
they work, up to 56 hours of paid sick leave each year.
Employees must be permitted to use paid sick leave for their
own illness, injury or other health-related needs, including
preventive care; to assist a family member (or person who is
like family to the employee) who is ill, injured, or has other
health-related needs, including preventive care; or for reasons
resulting from, or to assist a family member (or person who is
like family to the employee) who is a victim of, domestic
violence, sexual assault, or stalking. Additional information
on contractor requirements and worker protections under the EO
is available at <https://www.dol.gov/agencies/whd/government-contracts>.

Note: Executive Order 13658 generally applies to contracts subject to the Davis-Bacon Act that were awarded on or between January 1, 2015 and January 29, 2022, and that have not been renewed or extended on or after January 30, 2022. Executive Order 13658 does not apply to contracts subject only to the Davis-Bacon Related Acts regardless of when they were awarded. If a contract is subject to Executive Order 13658, the contractor must pay all covered workers at least \$13.65 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract from May 11, 2026, through December 31, 2026. The applicable Executive Order minimum wage rate will be adjusted annually. Additional information on contractor requirements and worker protections under Executive Order 13658 is available at www.dol.gov/whd/govcontracts.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (iii)).

The body of each wage determination lists the classifications and wage rates that have been found to be prevailing for the type(s) of construction and geographic area covered by the wage determination. The classifications are listed in alphabetical order under rate identifiers indicating whether the particular rate is a union rate (current union negotiated rate), a survey rate, a weighted union average rate, a state adopted rate, or a supplemental classification rate.

Union Rate Identifiers

A four-letter identifier beginning with characters other than **SU**, **UAVG**, **SA**, or **SC** denotes that a union rate was prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2024. PLUM is an identifier of the union whose collectively bargained rate prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. The date, 07/01/2024 in the example, is the effective date of the most current negotiated rate.

Union prevailing wage rates are updated to reflect all changes over time that are reported to WHD in the rates in the collective bargaining agreement (CBA) governing the classification.

Union Average Rate Identifiers

The UAVG identifier indicates that no single rate prevailed for those classifications, but that 100% of the data reported for the classifications reflected union rates. EXAMPLE: UAVG-OH-0010 01/01/2024. UAVG indicates that the rate is a weighted union average rate. OH indicates the State of Ohio. The next number, 0010 in the example, is an internal number used in producing the wage determination. The date, 01/01/2024 in the example, indicates the date the wage determination was updated to reflect the most current union average rate.

A UAVG rate will be updated once a year, usually in January, to reflect a weighted average of the current rates in the collective bargaining agreements on which the rate is based.

Survey Rate Identifiers

The **◆SU◆** identifier indicates that either a single non-union rate prevailed (as defined in 29 CFR 1.2) for this classification in the survey or that the rate was derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As a weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SUFL2022-007 6/27/2024. SU indicates the rate is a single non-union prevailing rate or a weighted average of survey data for that classification. FL indicates the State of Florida. 2022 is the year of the survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. The date, 6/27/2024 in the example, indicates the survey completion date for the classifications and rates under that identifier.

◆SU◆ wage rates typically remain in effect until a new survey is conducted. However, the Wage and Hour Division (WHD) has the discretion to update such rates under 29 CFR 1.6(c)(1).

State Adopted Rate Identifiers

The **◆SA◆** identifier indicates that the classifications and prevailing wage rates set by a state (or local) government were adopted under 29 C.F.R 1.3(g)-(h). Example: SAME2023-007 01/03/2024. SA reflects that the rates are state adopted. ME refers to the State of Maine. 2023 is the year during which the state completed the survey on which the listed classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. The date, 01/03/2024 in the example, reflects the date on which the classifications and rates under the **◆SA◆** identifier took effect under state law in the state from which the rates were adopted.

WAGE DETERMINATION APPEALS PROCESS

1) Has there been an initial decision in the matter? This can be:

- a) a survey underlying a wage determination
- b) an existing published wage determination
- c) an initial WHD letter setting forth a position on a wage determination matter
- d) an initial conformance (additional classification and rate) determination

On survey related matters, initial contact, including requests for summaries of surveys, should be directed to the WHD Branch of Wage Surveys. Requests can be submitted via email to davisbaconinfo@dol.gov or by mail to:

Branch of Wage Surveys
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

Regarding any other wage determination matter such as conformance decisions, requests for initial decisions should be directed to the WHD Branch of Construction Wage Determinations. Requests can be submitted via email to BCWD-Office@dol.gov or by mail to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.

Washington, DC 20210

2) If an initial decision has been issued, then any interested party (those affected by the action) that disagrees with the decision can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Requests for review and reconsideration can be submitted via email to dba.reconsideration@dol.gov or by mail to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210.

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END OF GENERAL DECISION

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STATE PREVAILING WAGE RATES

The New York State Department of Labor (NYSDOL) has issued a project-specific prevailing wage rate schedule for this Contract. The New York State Labor Law requires the Contractor and all subcontractors to ensure that all workers employed in the performance of a public work contract are paid not less than the prevailing wage rate and supplemental (fringe) benefits in the locality where the work is performed.

The project-specific prevailing wage rate schedule, together with all updates and amendments, is incorporated by reference in this Contract, and made a part hereof, as though fully set forth herein. The schedule may be accessed by visiting the NYSDOL website, navigating to the appropriate web page for prevailing wages, and entering the Prevailing Rate Case Number (PRC#). The PRC# is found on NYSDOL Form PW-200, the following page in this Contract Proposal. The project-specific prevailing wage rate schedule and all wage rate amendments are annexed electronically through the following link:

www.labor.ny.gov

It is the obligation of the Contractor and all subcontractors to obtain all updated prevailing wage rate schedules and to pay all workers in accordance with the periodic wage rate schedule updates issued by the NYSDOL. Any changes or clarifications of labor classifications, and information on the applicability of particular prevailing wage rates, must be obtained from the Office of the Director of the Bureau of Public Work at the New York State Department of Labor.



Kathy Hochul, Governor

Roberta Reardon, Commissioner

NYSDOT

THOMAS POLAK
 NYSDOT
 POD 23
 50 WOLF ROAD
 ALBANY NY 12232

Schedule Year 2026
 Date Requested 07/31/2026
 PRC# 2026022960

Location MONTGOMERY
 Project ID# D265834
 Project Type This project will consist of resurfacing the roadway and shoulders using corrective maintenance treatments while incorporating the City of Amsterdam's TAP project within the same limits. Pedestrian

PREVAILING WAGE SCHEDULE FOR ARTICLE 8 PUBLIC WORK PROJECT

Attached is the current schedule(s) of the prevailing wage rates and prevailing hourly supplements for the project referenced above. A unique Prevailing Rate Case Number (PRC#) has been assigned to the schedule(s) for your project.

The schedule is effective from July 2026 through June 2027. All updates, corrections, posted on the 1st business day of each month, and future copies of the annual determination are available on the Department's website www.labor.ny.gov. Updated PDF copies of your schedule can be accessed by entering your assigned PRC# at the proper location on the website.

It is the responsibility of the contracting agency or its agent to annex and make part, the attached schedule, to the specifications for this project, when it is advertised for bids and /or to forward said schedules to the successful bidder(s), immediately upon receipt, in order to insure the proper payment of wages.

Please refer to the "General Provisions of Laws Covering Workers on Public Work Contracts" provided with this schedule, for the specific details relating to other responsibilities of the Department of Jurisdiction.

Upon completion or cancellation of this project, enter the required information and mail **OR** fax this form to the office shown at the bottom of this notice, **OR** fill out the electronic version via the NYSDOL website.

NOTICE OF COMPLETION / CANCELLATION OF PROJECT

Date Completed: _____ Date Cancelled: _____

Name & Title of Representative: _____

Phone: (518) 457-5589 Fax: (518) 485-1870
 W. Averell Harriman State Office Campus, Bldg. 12, Room 130, Albany, NY 12240

General Provisions of Laws Covering Workers on Article 8 Public Work Contracts

Introduction

The Labor Law requires public work contractors and subcontractors to pay laborers, workers, or mechanics employed in the performance of a public work contract not less than the prevailing rate of wage and supplements (fringe benefits) in the locality where the work is performed.

Contractor Registry

Effective December 30, 2024 all contractors and subcontractors submitting bids or performing construction work on public work projects, or private projects covered by Article 8 of the Labor Law, are required to register with the New York State Department of Labor (NYSDOL) under Labor Law Section 220-i. To register, contractors and subcontractors must submit an application through NYSDOL's Contractor Registry portal which is available through the agency's Management System for Protecting Worker Rights (MPWR) <https://mpwr-public.labor.ny.gov/en/login>.

For additional information, please visit [online](#).

Responsibilities of the Department of Jurisdiction

A Department of Jurisdiction (Contracting Agency) includes a state department, agency, board or commission; a county, city, town or village; a school district, board of education or board of cooperative educational services; a sewer, water, fire, improvement and other district corporation; a public benefit corporation; and a public authority awarding a public work contract.

The Department of Jurisdiction (Contracting Agency) awarding a public work contract MUST obtain a Prevailing Rate Schedule listing the hourly rates of wages and supplements due the workers to be employed on a public work project. This schedule may be obtained by completing and forwarding a "Request for wage and Supplement Information" form (PW 39) to the Bureau of Public Work. The Prevailing Rate Schedule MUST be included in the specifications for the contract to be awarded and is deemed part of the public work contract.

Upon the awarding of the contract, the law requires that the Department of Jurisdiction (Contracting Agency) furnish the following information to the Bureau: the name and address of the contractor, the date the contract was let and the approximate dollar value of the contract. To facilitate compliance with this provision of the Labor Law, a copy of the Department's "Notice of Contract Award" form (PW 16) is provided with the original Prevailing Rate Schedule.

The Department of Jurisdiction (Contracting Agency) is required to notify the Bureau of the completion or cancellation of any public work project. The Department's PW 200 form is provided for that purpose.

Both the PW 16 and PW 200 forms are available for completion [online](#).

Hours

No laborer, worker, or mechanic in the employ of a contractor or subcontractor engaged in the performance of any public work project shall be permitted to work more than eight hours in any day or more than five days in any week, except in cases of extraordinary emergency. The contractor and the Department of Jurisdiction (Contracting Agency) may apply to the Bureau of Public Work for a dispensation permitting workers to work additional hours or days per week on a particular public work project.

Wages and Supplements

The wages and supplements to be paid and/or provided to laborers, workers, and mechanics employed on a public work project shall be not less than those listed in the current Prevailing Rate Schedule for the locality where the work is performed. If a prime contractor on a public work project has not been provided with a Prevailing Rate Schedule, the contractor must notify the Department of Jurisdiction (Contracting Agency) who in turn must request an original Prevailing Rate Schedule form the Bureau of Public Work. Requests may be submitted by: mail to NYSDOL, Bureau of Public Work, State Office Bldg. Campus, Bldg. 12, Rm. 130, Albany, NY 12226; Fax to Bureau of Public Work (518) 485-1870; or electronically at the NYSDOL website www.labor.ny.gov.

Upon receiving the original schedule, the Department of Jurisdiction (Contracting Agency) is REQUIRED to provide complete copies to all prime contractors who in turn MUST, by law, provide copies of all applicable county schedules to each subcontractor and obtain from each subcontractor, an affidavit certifying such schedules were received. If the original schedule expired, the contractor may obtain a copy of the new annual determination from the NYSDOL website www.labor.ny.gov.

The Commissioner of Labor makes an annual determination of the prevailing rates. This determination is in effect from July 1st through June 30th of the following year. The annual determination is available on the NYSDOL website

Payrolls and Payroll Records

Every contractor and subcontractor MUST keep original payrolls or transcripts subscribed and affirmed as true under penalty of perjury. As per Article 6 of the Labor law, contractors and subcontractors are required to establish, maintain, and preserve for not less than six (6) years, contemporaneous, true, and accurate payroll records. At a minimum, payrolls must show the following information for each person employed on a public work project: Name, Address, Last 4 Digits of Social Security Number, Classification(s) in which the worker was employed, Hourly wage rate(s) paid, Supplements paid or provided, and Daily and weekly number of hours worked in each classification.

The filing of payrolls to the Department of Jurisdiction is a condition of payment. Every contractor and subcontractor shall submit to the Department of Jurisdiction (Contracting Agency), within thirty (30) days after issuance of its first payroll and every thirty (30) days thereafter, a transcript of the original payrolls, subscribed and affirmed as true under penalty of perjury. The Department of Jurisdiction (Contracting Agency) shall collect, review for facial validity, and maintain such payrolls.

In addition, the Commissioner of Labor may require contractors to furnish, with ten (10) days of a request, payroll records sworn to as their validity and accuracy for public work and private work. Payroll records include, but are not limited to time cards, work description sheets, proof that supplements were provided, cancelled payroll checks and payrolls. Failure to provide the requested information within the allotted ten (10) days will result in the withholding of up to 25% of the contract, not to exceed \$100,000.00. If the contractor or subcontractor does not maintain a place of business in New York State and the amount of the contract exceeds \$25,000.00, payroll records and certifications must be kept on the project worksite.

The prime contractor is responsible for any underpayments of prevailing wages or supplements by any subcontractor.

All contractors or their subcontractors shall provide to their subcontractors a copy of the Prevailing Rate Schedule specified in the public work contract as well as any subsequently issued schedules. A failure to provide these schedules by a contractor or subcontractor is a violation of Article 8, Section 220-a of the Labor Law.

All subcontractors engaged by a public work project contractor or its subcontractor, upon receipt of the original schedule and any subsequently issued schedules, shall provide to such contractor a verified statement attesting that the subcontractor has received the Prevailing Rate Schedule and will pay or provide the applicable rates of wages and supplements specified therein. (See NYS Labor Laws, Article 8 . Section 220-a).

Determination of Prevailing Wage and Supplement Rate Updates Applicable to All Counties

The wages and supplements contained in the annual determination become effective July 1st whether or not the new determination has been received by a given contractor. Care should be taken to review the rates for obvious errors. Any corrections should be brought to the Department's attention immediately. It is the responsibility of the public work contractor to use the proper rates. If there is a question on the proper classification to be used, please call the district office located nearest the project. Any errors in the annual determination will be corrected and posted to the NYSDOL website on the first business day of each month. Contractors are responsible for paying these updated rates as well, retroactive to July 1st.

When you review the schedule for a particular occupation, your attention should be directed to the dates above the column of rates. These are the dates for which a given set of rates is effective. To the extent possible, the Department posts rates in its possession that cover periods of time beyond the July 1st to June 30th time frame covered by a particular annual determination. Rates that extend beyond that instant time period are informational ONLY and may be updated in future annual determinations that actually cover the then appropriate July 1st to June 30th time period.

Withholding of Payments

When a complaint is filed with the Commissioner of Labor alleging the failure of a contractor or subcontractor to pay or provide the prevailing wages or supplements, or when the Commissioner of Labor believes that unpaid wages or supplements may be due, payments on the public work contract shall be withheld from the prime contractor in a sufficient amount to satisfy the alleged unpaid wages and supplements, including interest and civil penalty, pending a final determination.

When the Bureau of Public Work finds that a contractor or subcontractor on a public work project failed to pay or provide the requisite prevailing wages or supplements, the Bureau is authorized by Sections 220-b and 235.2 of the Labor Law to so notify the financial officer of the Department of Jurisdiction (Contracting Agency) that awarded the public work contract. Such officer MUST then withhold or cause to be withheld from any payment due the prime contractor on account of such contract the amount indicated by the Bureau as sufficient to satisfy the unpaid wages and supplements, including interest and any civil penalty that may be assessed by the Commissioner of Labor. The withholding continues until there is a final determination of the underpayment by the Commissioner of Labor or by the court in the event a legal proceeding is instituted for review of the determination of the Commissioner of Labor.

The Department of Jurisdiction (Contracting Agency) shall comply with this order of the Commissioner of Labor or of the court with respect to the release of the funds so withheld.

Summary of Notice Posting Requirements

The current Prevailing Rate Schedule must be posted in a prominent and accessible place on the site of the public work project. The prevailing wage schedule must be encased in, or constructed of, materials capable of withstanding adverse weather conditions and be titled "PREVAILING RATE OF WAGES" in letters no smaller than two (2) inches by two (2) inches.

The "[Public Work Project](#)" notice must be posted at the beginning of the performance of every public work contract, on each job site.

Every employer providing workers, compensation insurance and disability benefits must post notices of such coverage in the format prescribed by the Workers' Compensation Board in a conspicuous place on the jobsite.

Every employer subject to the NYS Human Rights Law must conspicuously post at its offices, places of employment, or employment training centers, notices furnished by the State Division of Human Rights.

Employers liable for contributions under the Unemployment Insurance Law must conspicuously post on the jobsite notices furnished by the NYS Department of Labor.

Apprentices

Employees cannot be paid apprentice rates unless they are individually registered in a program registered with the NYS Commissioner of Labor. The allowable ratio of apprentices to journeyworkers in any craft classification can be no greater than the statewide building trade ratios promulgated by the Department of Labor and included with the Prevailing Rate Schedule. An employee listed on a payroll as an apprentice who is not registered as above or is performing work outside the classification of work for which the apprentice is indentured, must be paid the prevailing journeyworker's wage rate for the classification of work the employee is actually performing.

NYSDOL Labor Law, Article 8, Section 220-3, require that only apprentices individually registered with the NYS Department of Labor may be paid apprenticeship rates on a public work project. No other Federal or State Agency of office registers apprentices in New York State.

Persons wishing to verify the apprentice registration of any person must do so in writing by mail, to the NYSDOL Office of Employability Development / Apprenticeship Training, State Office Bldg. Campus, Bldg. 12, Albany, NY 12226 or by Fax to NYSDOL Apprenticeship Training (518) 457-7154. All requests for verification must include the name and social security number of the person for whom the information is requested.

The only conclusive proof of individual apprentice registration is written verification from the NYSDOL Apprenticeship Training Albany Central office. Neither Federal nor State Apprenticeship Training offices outside of Albany can provide conclusive registration information.

It should be noted that the existence of a registered apprenticeship program is not conclusive proof that any person is registered in that program. Furthermore, the existence or possession of wallet cards, identification cards, or copies of state forms is not conclusive proof of the registration of any person as an apprentice.

Interest and Penalties

In the event that an underpayment of wages and/or supplements is found:

- Interest shall be assessed at the rate then in effect as prescribed by the Superintendent of Banks pursuant to section 14-a of the Banking Law, per annum from the date of underpayment to the date restitution is made.
- A Civil Penalty may also be assessed, not to exceed 25% of the total of wages, supplements, and interest due.

Debarment

Any contractor or subcontractor and/or its successor shall be ineligible to submit a bid on or be awarded any public work contract or subcontract with any state, municipal corporation or public body for a period of five (5) years when:

- Two (2) willful determinations have been rendered against that contractor or subcontractor and/or its successor within any consecutive six (6) year period.
- There is any willful determination that involves the falsification of payroll records or the kickback of wages or supplements.

Criminal Sanctions

Willful violations of the Prevailing Wage Law (Article 8 of the Labor Law) may be a felony punishable by fine or imprisonment of up to 15 years, or both.

Discrimination

No employee or applicant for employment may be discriminated against on account of age, race, creed, color, national origin, sex, disability or marital status.

No contractor, subcontractor nor any person acting on its behalf, shall by reason of race, creed, color, disability, sex or national origin discriminate against any citizen of the State of New York who is qualified and available to perform the work to which the employment relates (NYS Labor Law, Article 8, Section 220-e(a)).

No contractor, subcontractor, nor any person acting on its behalf, shall in any manner, discriminate against or intimidate any employee on account of race, creed, color, disability, sex, or national origin (NYS Labor Law, Article 8, Section 220-e(b)).

The Human Rights Law also prohibits discrimination in employment because of age, marital status, or religion.

There may be deducted from the amount payable to the contractor under the contract a penalty of \$50.00 for each calendar day during which such person was discriminated against or intimidated in violation of the provision of the contract (NYS Labor Law, Article 8, Section 220-e(c)).

The contract may be cancelled or terminated by the State or municipality. All monies due or to become due thereunder may be forfeited for a second or any subsequent violation of the terms or conditions of the anti-discrimination sections of the contract (NYS Labor Law, Article 8, Section 220-e(d)).

Every employer subject to the New York State Human Rights Law must conspicuously post at its offices, places of employment, or employment training centers notices furnished by the State Division of Human Rights.

Workers' Compensation

In accordance with Section 142 of the State Finance Law, the contractor shall maintain coverage during the life of the contract for the benefit of such employees as required by the provisions of the New York State Workers' Compensation Law.

A contractor who is awarded a public work contract must provide proof of workers' compensation coverage prior to being allowed to begin work.

The insurance policy must be issued by a company authorized to provide workers' compensation coverage in New York State. Proof of coverage must be on form C-105.2 (Certificate of Workers' Compensation Insurance) and must name this agency as a certificate holder.

If New York State coverage is added to an existing out-of-state policy, it can only be added to a policy from a company authorized to write workers' compensation coverage in this state. The coverage must be listed under item 3A of the information page.

The contractor must maintain proof that subcontractors doing work covered under this contract secured and maintained a workers' compensation policy for all employees working in New York State.

Every employer providing worker's compensation insurance and disability benefits must post notices of such coverage in the format prescribed by the Workers' Compensation Board in a conspicuous place on the jobsite.

Unemployment Insurance

Employers liable for contributions under the Unemployment Insurance Law must conspicuously post on the jobsite notices furnished by the New York State Department of Labor.

**To all State Departments, Agency Heads and Public Benefit Corporations
IMPORTANT NOTICE REGARDING PUBLIC WORK ENFORCEMENT FUND**

Budget Policy & Reporting Manual

B-610

Public Work Enforcement Fund

effective date December 7, 2005

1. Purpose and Scope:

This Item describes the Public Work Enforcement Fund (the Fund, PWEF) and its relevance to State agencies and public benefit corporations engaged in construction or reconstruction contracts, maintenance and repair, and announces the recently-enacted increase to the percentage of the dollar value of such contracts that must be deposited into the Fund. This item also describes the roles of the following entities with respect to the Fund:

- New York State Department of Labor (DOL),
- The Office of the State of Comptroller (OSC), and
- State agencies and public benefit corporations.

2. Background and Statutory References:

DOL uses the Fund to enforce the State's Labor Law as it relates to contracts for construction or reconstruction, maintenance and repair, as defined in subdivision two of Section 220 of the Labor Law. State agencies and public benefit corporations participating in such contracts are required to make payments to the Fund.

Chapter 511 of the Laws of 1995 (as amended by Chapter 513 of the Laws of 1997, Chapter 655 of the Laws of 1999, Chapter 376 of the Laws of 2003 and Chapter 407 of the Laws of 2005) established the Fund.

3. Procedures and Agency Responsibilities:

The Fund is supported by transfers and deposits based on the value of contracts for construction and reconstruction, maintenance and repair, as defined in subdivision two of Section 220 of the Labor Law, into which all State agencies and public benefit corporations enter.

Chapter 407 of the Laws of 2005 increased the amount required to be provided to this fund to .10 of one-percent of the total cost of each such contract, to be calculated at the time agencies or public benefit corporations enter into a new contract or if a contract is amended. The provisions of this bill became effective August 2, 2005.

**To all State Departments, Agency Heads and Public Benefit Corporations
IMPORTANT NOTICE REGARDING PUBLIC WORK ENFORCEMENT FUND**

OSC will report to DOL on all construction-related ("D") contracts approved during the month, including contract amendments, and then DOL will bill agencies the appropriate assessment monthly. An agency may then make a determination if any of the billed contracts are exempt and so note on the bill submitted back to DOL. For any instance where an agency is unsure if a contract is or is not exempt, they can call the Bureau of Public Work at the number noted below for a determination. Payment by check or journal voucher is due to DOL within thirty days from the date of the billing. DOL will verify the amounts and forward them to OSC for processing.

For those contracts which are not approved or administered by the Comptroller, monthly reports and payments for deposit into the Public Work Enforcement Fund must be provided to the Administrative Finance Bureau at the DOL within 30 days of the end of each month or on a payment schedule mutually agreed upon with DOL.

Reports should contain the following information:

- Name and billing address of State agency or public benefit corporation;
- State agency or public benefit corporation contact and phone number;
- Name and address of contractor receiving the award;
- Contract number and effective dates;
- Contract amount and PWEF assessment charge (if contract amount has been amended, reflect increase or decrease to original contract and the adjustment in the PWEF charge); and
- Brief description of the work to be performed under each contract.

Checks and Journal Vouchers, payable to the "New York State Department of Labor" should be sent to:

Department of Labor
Administrative Finance Bureau-PWEF Unit
Building 12, Room 464
State Office Campus
Albany, NY 12226

Any questions regarding billing should be directed to NYSDOL's Administrative Finance Bureau-PWEF Unit at (518) 457-3624 and any questions regarding Public Work Contracts should be directed to the Bureau of Public Work at (518) 457-5589.

Introduction to the Prevailing Rate Schedule

Information About Prevailing Rate Schedule

This information is provided to assist you in the interpretation of particular requirements for each classification of worker contained in the attached Schedule of Prevailing Rates.

Classification

It is the duty of the Commissioner of Labor to make the proper classification of workers taking into account whether the work is heavy and highway, building, sewer and water, tunnel work, or residential, and to make a determination of wages and supplements to be paid or provided. It is the responsibility of the public work contractor to use the proper rate. If there is a question on the proper classification to be used, please call the district office located nearest the project. District office locations and phone numbers are listed below. Prevailing Wage Schedules are issued separately for "General Construction Projects" and "Residential Construction Projects" on a county-by-county basis.

General Construction Rates apply to projects such as: Buildings, Heavy & Highway, and Tunnel and Water & Sewer rates. Residential Construction Rates generally apply to construction, reconstruction, repair, alteration, or demolition of one family, two family, row housing, or rental type units intended for residential use. Some rates listed in the Residential Construction Rate Schedule have a very limited applicability listed along with the rate. Rates for occupations or locations not shown on the residential schedule must be obtained from the General Construction Rate Schedule. Please contact the local Bureau of Public Work office before using Residential Rate Schedules, to ensure that the project meets the required criteria.

*Contractor Registry (LL 220-I):

Labor Law Section 220-i requires that contractors obtain a Contractor Registry certificate of registration prior to bidding on or commencing work on a public or private project subject to prevailing wage requirements. Subcontractors also are prohibited from commencing work on covered employment unless they have received a Contractor Registry certificate. Contractors are required to submit their Certificate of Registration with their bid materials. A public database is available online to confirm registration at [data.ny.gov](https://data.ny.gov/public-work-contractor-and-subcontractorregistry-landing) to confirm registration validity. For additional information on how to register and the requirements, visit <https://dol.ny.gov/public-work-contractor-and-subcontractorregistry-landing>.

Payrolls and Payroll Records

Every contractor and subcontractor MUST keep original payrolls or transcripts subscribed and affirmed as true under penalty of perjury. Payrolls must be maintained for at least three (3) years from the projects date of completion. Additionally, as per Article 6 of the Labor Law, contractors and subcontractors are required to establish, maintain, and preserve for not less than six (6) years, contemporaneous, true, and accurate payroll records.

At a minimum, payrolls must show the following information for each person employed on a public work project: Name; Address, Last 4 Digits of Social Security number, Classification(s) in which the worker was employed, Hourly wage rate(s) paid, Supplements paid or provided, and Daily and weekly number of hours worked in each classification.

Payroll records and transcripts are required to be kept on site during all the time that work under that contract is being performed.

NOTE: For more detailed information regarding Article 9 prevailing wage contracts, please refer to "General Provisions of Laws Covering Workers on Article 9 Public Work Building Service Contracts".

If you have any questions concerning the attached schedule or would like additional information, please write to:

New York State Department of Labor
Bureau of Public Work
State Office Campus, Bldg. 12
Albany, NY 12240

OR

Contact the nearest BUREAU of PUBLIC WORK District Office

District Office Locations:	Telephone #	FAX #
Bureau of Public Work - Albany	518-457-2744	518-485-0240
Bureau of Public Work - Binghamton	607-721-8005	607-721-8004
Bureau of Public Work - Buffalo	716-847-7159	716-847-7650
Bureau of Public Work - Garden City	516-228-3915	516-794-3518

Bureau of Public Work - Newburgh	845-568-5287	845-568-5332
Bureau of Public Work - New York City	212-932-2419	212-775-3579
Bureau of Public Work - Patchogue	631-687-4882	631-687-4902
Bureau of Public Work - Rochester	585-258-4505	585-258-4708
Bureau of Public Work - Syracuse	315-428-4056	315-428-4671
Bureau of Public Work - Utica	315-793-2314	315-793-2514
Bureau of Public Work - White Plains	914-997-9507	914-997-9523
Bureau of Public Work - Central Office	518-457-5589	518-485-1870

Paid Holidays

Paid Holidays are days for which an eligible employee receives a regular day's pay, but is not required to perform work. If an employee works on a day listed as a paid holiday, this remuneration is in addition to payment of the required prevailing rate for the work actually performed.

Overtime

At a minimum, all work performed on a public work project in excess of eight hours in any one day or more than five days in any workweek is overtime. The specific overtime requirements for each trade or occupation on a public work project may differ. Specific overtime requirements for each trade or occupation are contained in the prevailing rate schedules.

Overtime holiday pay is the premium pay that is required for work performed on specified holidays. It is only required where the employee actually performs work on such holidays.

The applicable holidays are listed under HOLIDAYS: OVERTIME. The required rate of pay for these covered holidays can be found in the OVERTIME PAY section listings for each classification.

Supplemental Benefits

Particular attention should be given to the supplemental benefit requirements. Although in most cases the payment or provision of supplements is straight time for all hours worked, some classifications require the payment or provision of supplements, or a portion of the supplements, to be paid or provided at a premium rate for premium hours worked. Supplements may also be required to be paid or provided on paid holidays, regardless of whether the day is worked. The Overtime Codes and Notes listed on the particular wage classification will indicate these conditions as required.

Effective Dates

When you review the schedule for a particular occupation, your attention should be directed to the dates above the column of rates. These are the dates for which a given set of rates is effective. The rate listed is valid until the next effective rate change or until the new annual determination which takes effect on July 1 of each year. Please Note: Updates to the Wage Schedule shall be made on a quarterly basis.

All contractors and subcontractors are required to pay the current prevailing rates of wages and supplements. If you have any questions please contact the Bureau of Public Work or visit the New York State Department of Labor website (www.labor.ny.gov) for current wage rate information.

Shift Work

If the timeline of the contract requires shift work be performed to meet deadlines, the BPWE will enforce the shift work rate as the required rate on the project whether or not shift work is specifically addressed in the contract.

Paid Prenatal Leave

Every employer shall be required to provide to its employees twenty hours of paid prenatal personal leave during any fifty-two week calendar period. Paid prenatal personal leave shall mean leave taken for the health care services received by an employee during their pregnancy or related to such pregnancy, including physical examinations, medical procedures, monitoring and testing, and discussions with a healthcare provider related to the pregnancy. Paid prenatal personal leave may be taken in hourly increments. Benefits for paid prenatal personal leave shall be paid in hourly installments. Employees shall receive compensation at the employee's regular rate of pay, or the applicable minimum wage established by the labor law, whichever is greater, for the use of Paid Prenatal leave.

Apprentice Training Ratios

The following are the allowable ratios of registered Apprentices to Journey-workers.

For example, the ratio 1:1,1:3 indicates the allowable initial ratio is one Apprentice to one Journeyworker. The Journeyworker must be in place on the project before an Apprentice is allowed. Then three additional Journeyworkers are needed before a second Apprentice is allowed. The last ratio repeats indefinitely. Therefore, three more Journeyworkers must be present before a third Apprentice can be hired, and so on.

Please call Apprentice Training Central Office at (518) 457-6820 if you have any questions.

Title (Trade)	Ratio
Boilermaker (Construction)	1:1,1:4

Boilermaker (Shop)	1:1,1:3
Carpenter (Bldg.,H&H, Pile Driver/Dockbuilder)	1:1,1:4
Carpenter (Residential)	1:1,1:3
Electrical (Outside) Lineman	1:1,1:2
Electrician (Inside)	1:1,1:3
Elevator/Escalator Construction & Modernizer	1:1,1:2
Glazier	1:1,1:3
Insulation & Asbestos Worker	1:1,1:3
Iron Worker	1:1,1:4
Laborer	1:1,1:3
Mason	1:1,1:4
Millwright	1:1,1:4
Op Engineer	1:1,1:5
Painter	1:1,1:3
Plumber & Steamfitter	1:1,1:3
Roofer	1:1,1:2
Sheet Metal Worker	1:1,1:3
Sprinkler Fitter	1:1,1:2

If you have any questions concerning the attached schedule or would like additional information, please contact the nearest BUREAU of PUBLIC WORK District Office or write to:

New York State Department of Labor
Bureau of Public Work
State Office Campus, Bldg. 12
Albany, NY 12226

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