

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>	1. CONTRACT ID CODE	PAGE OF PAGES
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2. AMENDMENT/MODIFICATION NO.	3. EFFECTIVE DATE	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)
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6. ISSUED BY CODE	7. ADMINISTERED BY (If other than Item 6) CODE
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8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
		10A. MODIFICATION OF CONTRACT/ORDER NO.
		10B. DATED (SEE ITEM 11)
CODE	FACILITY CODE	

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment your desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor  is not,  is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED
16B. UNITED STATES OF AMERICA  (Signature of Contracting Officer)	16C. DATE SIGNED

1. The specifications and drawings for Invitation No. DACW64-03-B-0033, Emergency Dredging, Main Channel Across Redfish Bay in Nueces and San Patricio Counties, Texas, Gulf Intracoastal Waterway, Texas, advertised 17 July 2003, and for which bids are scheduled to be opened on 28 July 2003, are hereby modified as follows:

(a) Specifications.

(1) BIDDING SCHEDULE, Pages 00010-1 and 00010-2. - The enclosed new Bidding Schedule, Pages 00010-1 and 00010-2 supersedes that issued with this Invitation.

(2) SECTION 02231 CLEARING, GRUBBING, AND REMOVAL OF DEBRIS. - The enclosed new SECTION 02230 entitled CLEARING and GRUBBING supersedes that issued with this Invitation.

(3) SECTION 02235 STRIPPING AND EXCAVATION. - The enclosed new SECTION 02235 entitled STRIPPING AND EXCAVATION supersedes that issued with this Invitation.

(4) SECTION 02331 EMBANKMENT CONSTRUCTION. - The enclosed new SECTION 02331 entitled EMBANKMENT CONSTRUCTION supersedes that issued with this Invitation.

(5) SECTION 02928 TURFING. - Delete this Section in its entirety..

(b) Drawings.

Sheet No. 6 of 9. - The enclosed new Sheet No. 6 of 9 supersedes that issued with this Invitation.

2. This amendment shall be attached to and become a part of the specifications.

File 8634S

INVITATION NO. DACW64-03-B-0033

**GULF INTRACOASTAL WATERWAY,  
TEXAS, MAIN CHANNEL ACROSS  
REDFISH BAY IN NUECES AND  
SAN PATRICIO COUNTIES, TEXAS,  
EMERGENCY DREDGING**

**BIDDING SCHEDULE  
(TO BE ATTACHED TO STANDARD FORM 1442)**

Item No.	Description	Estimated Quantity	Unit	Unit Price	Estimated Amount
<b><u>SCHEDULE NO. 1</u></b>					
0001	Clearing and Grubbing	1	L.S.	\$ _____	\$ _____
0002	Stripping	1	L.S.	\$ _____	\$ _____
0003	Embankment Construction	1	L.S.	\$ _____	\$ _____
0004	Mobilization and Demobilization	1	L.S.	\$ _____	\$ _____
0005	Dredging	195,000	C.Y.	\$ _____	\$ _____
0006	Drop-Outlet Structure	1	L.S.	\$ _____	\$ _____
<b>TOTAL SCHEDULE NO. 1</b>					\$ _____

00010-1

(To Accompany Amendment No. 0001 to Invitation No. DACW64-03-B-0033)

**BIDDING SCHEDULE (Cont'd)**  
**(TO BE ATTACHED TO STANDARD FORM 1442)**

**1. ARITHMETIC DISCREPANCIES (EFARS 52.214-5000).**

(a) For the purpose of initial evaluation of bids, the following will be utilized in resolving arithmetic discrepancies found on the face of bidding schedule as submitted by the bidder:

- (1) Obviously misplaced decimal points will be corrected;
- (2) Discrepancy between unit price and extended price, the unit price will govern;
- (3) Apparent errors in extension of unit prices will be corrected;
- (4) Apparent errors in addition of lump-sum and extended prices will be corrected.

(b) For the purpose of bid evaluation, the Government will proceed on the assumption that the bidder intends his bid to be evaluated on the basis of the unit prices, the totals arrived at by resolution of arithmetic discrepancies as provided above and the bid will be so reflected on the abstract of bids.

(c) These correction procedures shall not be used to resolve any ambiguity concerning which bid is low.

**2. MODIFICATIONS (CESWG).** If a modification to a bid based on unit prices is submitted, which provides for a lump sum adjustment to the total estimated cost, the application of the lump sum adjustment of each unit price in the bid schedule must be stated. If it is not stated, the bidder agrees that the lump sum adjustment shall be applied on a pro rata basis to every unit price in the bid schedule.

**3. SALES TAX EXEMPTION.** If you intend seeking a sales tax exemption on this contract please contact the Comptroller of Public Accounts at 1 800-252-5555.

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00010-2

(To Accompany Amendment No. 0001 to Invitation No. DACW64-03-B-0033)

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**SECTION 02230 - CLEARING AND GRUBBING**

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**SECTION 02230 - CLEARING AND GRUBBING**

**PART 1 - GENERAL**

**1.1 SCOPE OF WORK.** The work covered in this Section consists of furnishing plant, labor, and equipment necessary to perform the operations in connection with clearing and grubbing of the foundation and borrow areas specified herein.

**1.2 MEASUREMENT.** Clearing and grubbing shall not be measured for payment.

**1.3 PAYMENT.**

1.3.1 Clearing and Grubbing. Payment for clearing and grubbing shall be made at the contract lump sum price for "Clearing and Grubbing," which price shall include the cost of plant, labor, and material required to perform the work specified herein.

**PART 2 - PRODUCTS (Not Applicable)**

**PART 3 - EXECUTION**

**3.1 CLEARING** shall consist of the satisfactory removal and disposal of trees, trash, down timber, snags, brush, rubbish, and other debris occurring within the work areas specified herein..

3.1.1 Excavation and Fill Areas. As specified above, work areas shall be cleared prior to placement of fill. Work areas shall consist of borrow excavation and fill areas for embankment construction, as specified herein.

**3.2 GRUBBING** shall consist of the removal and disposal of stumps and roots larger than 3 inches in diameter to a minimum depth of 12 inches below finished or existing grade, and matted roots from required work areas. Depressions excavated below the original ground surface for or by the removal of stumps and roots, shall be filled with satisfactory material and compacted so the surface will conform to the surrounding ground surface.

**3.3 DISPOSAL OF CLEARED AND GRUBBED MATERIAL.** Materials obtained from clearing and grubbing operations shall be removed from the construction area and disposed in abandoned portions of the Placement Area, as approved.

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**SECTION 02235 - STRIPPING AND EXCAVATION**

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**SECTION 02235 - STRIPPING AND EXCAVATION**

**PART 1 - GENERAL**

**1.1 SCOPE OF WORK.** The work covered in this Section consists of furnishing plant, labor, and equipment to perform operations in connection with stripping and excavation incidental to construction of levees.

**1.2 RIGHTS-OF-WAY AND BORROW AREAS.** The rights-of-way and earth borrow material for constructing the work will be furnished without cost to the Contractor at the locations shown.

**1.3 MEASUREMENT.**

1.3.1 Stripping of existing levees, foundation areas, and borrow areas and the disposition of stripped materials shall not be measured for payment.

1.3.2 Borrow Excavation for semi-compacted fill shall not be measured for payment.

**1.4 PAYMENT.**

1.4.1 Stripping. Payment for stripping will be made at the contract lump sum price for "Stripping," which shall include the cost of labor, equipment, and incidentals necessary for stripping and disposition of stripped materials as specified herein.

1.4.2 Borrow Excavation. Payment for borrow excavation for semi-compacted fill will be included in the contract lump sum price for "Embankment Construction", which price shall constitute full compensation for labor, equipment, tools, and incidentals necessary to complete construction of the levee embankment to the lines and grades specified herein.

**PART 2 - PRODUCTS**

**2.1 EQUIPMENT.** Excavation for semi-compacted fill shall be accomplished with draglines, backhoes, shovels, scrapers, or other suitable excavating equipment. Other types of earth hauling equipment, if used, shall be of approved and shall be suitable for the construction specified herein.

## **PART 3 - EXECUTION**

### **3.1 STRIPPING.**

3.1.1 Borrow Area. The borrow area located at the southern end of Placement Area No. 157 shall be stripped to remove grass, weeds, and vegetation. The limits of stripping shall be to the extent necessary to obtain acceptable fill, free of organic, foreign, or perishable materials. Stripping will not be required in areas void of vegetation or low, wet areas.

3.1.2 Foundation Areas Existing levees upon which semi-compacted fill is to be placed shall be stripped to remove grass, weeds, and vegetation as indicated. Stripping will not be required in areas void of vegetation or low, wet areas.

3.1.3 Disposition of Stripped Materials. Stripped materials obtained from areas specified above shall be placed in abandoned portions of the borrow area, as approved.

### **3.2 EXCAVATION.**

3.2.1 Borrow Excavation. Earth material satisfactory for use as fill for embankment construction shall be obtained from the borrow area indicated. Borrow excavation shall consist of earth materials sufficient to obtain the required fill material for construction of the embankment to the lines and grades specified herein. Satisfactory material for embankment construction, shall conform to the requirements specified in the SECTION entitled EMBANKMENT CONSTRUCTION. Unsatisfactory material shall be disposed in abandoned portions of the borrow area. The borrow area shall be kept dry during excavation operations. Excavation shall be continuous and shall be accomplished in the dry. The method the Contractor uses to excavate shall not leave holes and uneven surfaces within the limits of the borrow area. The Contractor's excavation operations shall permit the borrow area to be kept continually drained to the existing Drop-outlet Structure on the north end of Placement Area No. 157. If necessary, the borrow excavation shall be protected by a perimeter levee to prevent water from entering the excavation. Excavation within 50 feet of the levee toe for the completed embankment will not be allowed. The Contractor shall not be allowed to excavate below Elevation +5.0 feet Mean Low Tide (MLT).

3.2.2 Dewatering. Existing ponded water within the borrow area shall be removed prior to excavation. The borrow area shall be kept as dry as practical during excavation operations. The Contractor shall conduct operations using a method that will prevent water from entering the excavation area, and will ensure that the area being excavated shall be kept graded to drain away from the material being excavated. The Contractor shall operate and manage the existing Drop-outlet Structure to ensure that drainage between the borrow area and the Structure is not impeded. Borrow materials shall be excavated in the dry.

### **3.3 CONTRACTOR QUALITY CONTROL.**

3.3.1 Compliance Inspection. The Contractor shall inspect for compliance with the contract requirements and shall record the inspection of operations, including, but not limited to, the following:

- (1) Stripping. Areas as specified and conformance with removal and disposal of vegetation.
- (2) Borrow Excavation. Interior elevation, side slopes, distance from levee toe, dewatering and drainage, disposition of unsatisfactory material.

3.3.2 Records. A copy of the survey records and of inspections and corrective action taken shall be submitted as directed.

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SECTION 02331 - EMBANKMENT CONSTRUCTION

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**SECTION 02331 - EMBANKMENT CONSTRUCTION**

**PART 1 - GENERAL**

**1.1 SCOPE OF WORK.** The work covered in this Section consists of furnishing plant, labor, and equipment and performing the operations in connection with construction of levees.

**1.2 REFERENCE.** The publication listed below forms a part of this specification to the extent referenced. The publication is referred to in the text by basic designation only.

American Society for Testing and Materials (ASTM) Publication.

D 2487-01

Classification of Soils for Engineering Purposes  
(Unified Soil Classification System).

**1.3 PROTECTION OF EXISTING SERVICE LINES AND UTILITY STRUCTURES.** Existing utility lines that are shown or the locations of which are made known to the Contractor prior to excavation and that are to be retained, as well as utility lines constructed during excavation operations, shall be protected from damage during excavation and backfilling and if damaged, shall be repaired by and at the expense of the Contractor. If that the Contractor damages existing utility lines that are not shown, or the locations of which are not known to the Contractor, report of this damage shall be made immediately to the Contracting Officer. If it is determined that repairs shall be made by the Contractor, these repairs will be ordered in accordance with the CONTRACT CLAUSE entitled CHANGES.

**1.4 CHANGES IN LEVEE ALIGNMENT.** The right is reserved to make changes in the levee alignment as may be found necessary before completion of the work, but if it becomes necessary, through no fault of the Contractor, to abandon a line or location on which work has been done, payment for materials placed shall be made as specified herein.

**1.5 MEASUREMENT.**

1.5.1 Foundation Preparation shall not be measured for payment.

1.5.2 Semi-compacted Fill shall not be measured for payment.

## **1.6 PAYMENT.**

1.6.1 Foundation Preparation. Payment for foundation preparation will be made at the contract lump sum price for "Embankment Construction," which includes the costs in connection therewith.

1.6.2 Semi-compacted Fill. Payment for placement of the semi-compacted fill will be made at the contract lump sum price for "Embankment Construction," which shall include levee degrading, repairs or restoration and the costs in connection therewith.

## **PART 2 - PRODUCTS**

### **2.1 EQUIPMENT.**

2.1.1 Crawler-type Tractors used for spreading and compacting shall weigh not less than 30,000 pounds, shall exert a unit tread pressure of not less than 7 pounds per square inch and shall not be operated at a speed to exceed 5 miles per hour.

2.1.2 Power-driven Tampers. Compaction of material in areas where it is impracticable to use a tractor shall be performed by the use of approved power-driven tampers of the rammer type having a static weight of at least 70 pounds or by approved hydraulic actuated tractor-mounted tampers.

2.1.3 Sprinkling Equipment. Sprinkling equipment shall consist of tank trucks, pressure distributors, or other equipment designed to apply water uniformly and in controlled quantities to variable widths of surface.

2.1.4 Miscellaneous Equipment. Scarifiers, disks, motorized graders, spreaders, and other equipment shall be of approved types, suitable for construction of levee embankment. Other types of earth-hauling equipment, if used, shall be of approved types suitable for construction.

### **2.2 MATERIALS.**

2.2.1 Satisfactory Material. Materials for constructing semi-compacted fill embankments shall consist of materials classified as SC, CH, CL, SP, SM, MH, or ML in accordance with ASTM 2487.

## **PART 3 - EXECUTION**

**3.1 FOUNDATION PREPARATION.** The foundation areas and partially completed fill shall be kept continuously drained. After stripping of the areas has been performed as specified, holes and similar cavities or depressions or humps shall be graded to flatten out the slopes. Immediately prior to the placement of fill material, the entire surface against which fill is to be placed shall be scarified to a depth of 6 inches. The area on which the embankment is to be constructed shall be compacted by not less than

three (3) coverages of a crawler-type tractor conforming to the requirements of the Paragraph: EQUIPMENT, above. Scarifying and breaking of ground surface shall be done parallel to the centerline of the embankment. The foregoing work shall be completed at least 200 feet in advance of the embankment construction.

**3.2 EXISTING EMBANKMENT.** The existing embankment may be degraded for use as haul roads and may be used as the base for new embankment construction. However, the existing levee shall not be degraded to an elevation lower than +4.0 feet Mean Low Tide (MLT). The degraded material shall be graded and spread horizontally to the full width of the semi-compacted fill zone and compacted in accordance with the Paragraph: EMBANKMENT CONSTRUCTION, below. In areas where soft foundation materials exist, the initial layer of the semi-compacted fill shall be advanced across the foundation area using a method that will force displaced soft material progressively outward from the center of the embankment, to prevent trapping soft material within the embankment fill.

### **3.3 EMBANKMENT CONSTRUCTION.**

3.3.1 General. Existing levees shall be raised to the elevations lines, and grades at the locations indicted.

3.3.2 Semi-compacted Fill. The existing levees shall be constructed to the required template using satisfactory materials removed from the borrow area indicated. Fill material shall be placed and spread in maximum 12-inch thick layers prior to compaction. The moisture content of each layer of material shall be suitable to obtain the maximum compaction with the equipment used. If the fill material is either too wet or too dry to obtain proper compaction, it shall be disked and aerated until dry or moistened and disked to distribute moisture throughout each layer, as appropriate. When the moisture content of the fill is satisfactory, each placed layer shall be compacted by not less than three (3) coverages of a crawler-type tractor conforming to the requirements of the Paragraph: EQUIPMENT, above.

### **3.4 QUALITY CONTROL SURVEYS.**

3.4.1 General. As part of Quality Control, surveys of completed embankment shall be taken and submitted. Surveys shall be conducted by the Contractor under the direction of the Contracting Officer, unless the Contractor Officer waives this requirement in a specific instance. Promptly upon completing a survey, the Contractor shall submit the originals of field notes and other records relating to the survey or to the layout of the work. The Contractor shall retain copies of the submitted material.

3.4.2 Cross Section Surveys shall be taken at maximum intervals of 200 feet. Additional cross sections shall be taken as directed or as determined by the Contractor to provide sufficient information for acceptance of completed embankment. If, after acceptance of a reach of embankment construction, that reach of embankment becomes disturbed or degraded, either through continued use or negligence of the Contractor or its

operations, as determined by the Contracting Officer, the affected reach of embankment shall be re-surveyed and restored, if necessary, at no additional cost to the Government

**3.5 LEVEE VOLUME.** The following “neat-line” volumes” have been used by the U.S. Army Corps of Engineers to prepare the Government estimate. The volumes are estimated only and the Contractor is responsible to interpret the volume numbers used to prepare his estimate for bid opening. “Neat-line volumes” is defined as the unadjusted, raw quantities computed from the levee templates. The percentage for items including but not limited to, overbuilding, compaction, settlement, foundation displacement, and construction waste is the responsibility and decision of the Contractor. The volume figures for the Placement Area in this contract are as follows:

<b>PLACEMENT AREA</b>	<b>LEVEE VOLUME</b>
157	34,725 cubic yards

**3.6 RESTORATION OF DAMAGED IMPROVEMENTS OR STRUCTURES.**

3.6.1 Damages. Fences, roads, ditches, private or public grounds, and other structures or improvements damaged as a result of the Contractor’s operations shall be repaired or rebuilt by the Contractor at no expense to the Government. These repairs shall be subject to approval.

**3.7 GRADE TOLERANCES AND SHRINKAGE ALLOWANCES FOR EMBANKMENTS.** Except as otherwise specified herein, levees shall be constructed to the net grades and cross sections shown, without the addition of allowance for shrinkage of the fill. At all points an allowance of 5/10 of 1-foot above the prescribed grade will be permitted in the final dressing, provided that there are no abrupt humps or depressions in the sloped surfaces or bulges in the width of the crown.

**3.8 EROSION AND SLIDES.** If the levee develops erosion or sliding during construction, or after completion but prior to acceptance, the Contractor shall, upon written direction of the Contracting Officer, rebuild that portion of the levee. If the slide is caused through fault of the Contractor, the foregoing operations shall be performed without cost to the Government. If the slide or erosion is due to no fault of the Contractor, rebuilding of specific reaches of levee will be paid for as specified in the Paragraph: PAYMENT, above, in addition to payment due the Contractor for work previously performed. Where settlement of the embankment due to weak foundation conditions develops and makes inadvisable, in the opinion of the Contracting Officer, continuation of placement of additional materials, the Contracting Officer will have the right to omit further work on these portions of the embankment and to accept it as completed.

### **3.9 CONTRACTOR QUALITY CONTROL.**

3.9.1 Compliance Inspection. The Contractor shall inspect for compliance with the contract requirements and record the inspection of operations including, but not limited to, the following:

- (1) Materials - Unsatisfactory materials shall not be used in embankment construction, disposition of unsatisfactory material.
- (2) Foundation Preparation - Scarification of required areas.
- (3) Embankment Construction - Layer thickness; lines and grades; proper compaction; surveys.

3.9.2 Records. A copy of the records of inspections and tests, as well as the records of corrective action taken, shall be submitted as directed.

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