

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				I. CONTRACT ID CODE	PAGE OF PAGES
2. AMENDMENT/MODIFICATION NO. 0002		3. EFFECTIVE DATE 16-Jul-2002	4. REQUISITION/PURCHASE REQ. NO. W32CS520254633	J 1   77	
6. ISSUED BY USA ENGINEER DISTRICT, JACKSONVILLE 400 WEST BAY STREET CESAJ-CT (ROOM 867) JACKSONVILLE FL 32202-4412		CODE DACW17	7. ADMINISTERED BY (If other than item 6) <b>See Item 6</b>		CODE
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)			X	9A. AMENDMENT OF SOLICITATION NO. DACW17-02-B-0015	
			X	9B. DATED (SEE ITEM 11) 31-May-2002	
				10A. MOD. OF CONTRACT/ORDER NO.	
				10B. DATED (SEE ITEM 13)	
CODE	FACILITY CODE				
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended.					
Offer 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 <u>1</u> 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 you 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 APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.					
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 <input type="checkbox"/> is not, <input type="checkbox"/> 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.) NEW EMERGENCY GENERATOR, W.P. FRANKLIN LOCK, CENTRAL AND SOUTHERN FLORIDA PROJECT FOR FLOOD CONTROL AND OTHER PURPOSES, LEE COUNTY, FLORIDA  ANY ENCLOSURES ACCOMPANYING THIS AMENDMENT SHOULD BE INSERTED IN THE PLANS AND/OR SPECIFICATIONS AS APPLICABLE. ALL SUPERSEDED MATERIALS SHOULD BE REMOVED OR ADEQUATELY MARKED TO INDICATE THAT THEY HAVE BEEN SUPERSEDED.  THE DATE SET FOR BID OPENING IS RE-ESTABLISHED AS JULY 30, 2002 AT 2:00 P.M.					
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		15C. DATE SIGNED	16B. UNITED STATES OF AMERICA		16C. DATE SIGNED
_____ (Signature of person authorized to sign)			BY _____ (Signature of Contracting Officer)		16-Jul-2002

EXCEPTION TO SF 30  
APPROVED BY OIRM 111-84

30-105-04

STANDARD FORM 30 (Rev. 10-83)  
Prescribed by GSA  
FAR (48 CFR) 53.243

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**New Emergency Generator, W.P. Franklin Lock, Central and Southern Florida Project for Flood Control and Other Purposes, Lee County, Florida**

**SPECIFICATIONS:** Specifications for this project have been updated.

a. Asterisks appear before and after the line or lines where revisions have been made to the text on the enclosed revised pages and pertain only to the changes made by this amendment except where the reverse side of a page has been previously amended; however, these can be identified by the amendment number opposite the page number at the bottom of each page.

b. Some specification revisions include additions with underlined text or deletions with line/cross-outs.

c. The text changes may have necessitated reformatting of subsequent text or pages. If this is the case, those pages have also been issued as amended pages but are not marked with asterisks, underlining or line/cross-outs.

1. SECTION 00010: **Delete** the date "7/15/02" in Block 13A of Page 00010-1 (STANDARD FORM 1442), and **Insert** the date "7/30/02" as indicated on STANDARD FORM 30, Block 14.

2. SECTION 00800:

a. **Insert** "999.223-4012 ASBESTOS WARNING – NO SURVEY REPORT AVAILABLE" on Page 00800-I, Table of Contents, Section 00800, Special Requirements."

b. **Add** paragraph entitled "Asbestos Warning – No Survey Report Available" as shown on attached pages 00800-9 and 00800-10.

c. **Delete** pages 00800A-1 through 00800A-3 and **Insert** new Pages 00800A-1 through 00800A-3.

3. PROJECT TABLE OF CONTENTS: **Delete** the entire "Project Table of Contents" and **insert** the new "Project Table of Contents".

4. SECTION 01270: **Delete** the entire Section and **insert** the new Section 01270.

5. SECTION 01330: **Delete** the entire "Appendix "A", Submittal Register" and **insert** the new "Appendix "A", Submittal Register".

6. SECTION 13202A:

a. Paragraph 2.5.1, **delete** line 12 "No exterior enclosure shall be allowed to cover the reinforced concrete."

b. Paragraph 2.5.1, **replace** sentence, "Primary storage tank shall be constructed of single wall stainless steel in accordance with UL 142." **with** "Primary storage tank shall be constructed of single wall steel in accordance with UL 142."

7. SECTION 13280A: **Insert** the new Section 13280A ASBESTOS ABATEMENT in its entirety. Insert it after Section 13202A.

**DESCRIPTIVE CHANGES TO THE DRAWINGS:** The following are descriptive changes to the drawings. Drawings should be adequately marked to indicate that they have been changed.

1. DRAWING M-1: Zone C-1, 2: **Delete** "1'-0"" elevation for 3/8 inch drain valve for 75-gallon day tank and **replace** with "AS NEEDED, See Specification, Section 13202A, Paragraph 2.10.3."

2. DRAWING E-1: **Delete** Note 7 entirely and **replace** it with the following: "CONTRACTOR SHALL BE RESPONSIBLE TO PROVIDE CONTINUOUS ELECTRICITY POWER TO THE

LOCK DURING THE DURATION OF THE CONTRACT. NO SHUTDOWN TIME IS ALLOWABLE. HOWEVER, IN CASE OF EMERGENCY, DOWNTIME WILL ONLY BE ALLOWED DURING THE NON-OPERATION LOCK HOURS FROM 9:30 PM TO 6:00 AM, AND IT SHALL NOT EXCEED MORE THAN 4 CONTINUOUS HOURS AT A TIME. CONTRACTOR SHALL NOTIFY AT LEAST 5 WORKING DAYS IN ADVANCE TO THE C.O.R. FOR NECESSARY DOWNTIME. CONTRACTOR IS REQUIRED TO PROVIDE AT CONTRACTOR'S OWN EXPENSE A PORTABLE EMERGENCY GENERATOR TO PROVIDE TEMPORARY POWER DURING THE LOCK DOWNTIME IF NEEDED DURING NORMAL LOCK OPERATION."

3. DRAWING E-3: Zone G-1: **Add** Note 3 under KEY NOTES as follows: "SEE SECTION 13280A OF SPECIFICATION FOR HANDLING AND REMOVING ASBESTOS AROUND THE EXISTING GENERATOR EXHAUST PIPE."

4. DRAWING E-4: Zone F-5: **Add** the following to Note 6, "FPL WILL PROVIDE PAD-MOUNTED TRANSFORMER, CONCRETE PAD, METER, AND UGE PRIMARY CONDUCTORS AT FIXED PRICE AS SHOWN IN THE BID SCHEDULE. THIS PRICE HAS BEEN QUOTED BY FPL AND ANY VARIATION FROM THIS PRICE WILL BE ADJUSTED IN ACCORDANCE WITH SECTION 00700 "CONTRACT CLAUSES" AND AS SUPPORTED BY INVOICE FURNISHED BY FPL. IT SHALL BE CONTRACTOR'S RESPONSIBILITY TO COORDINATE ALL WORK WITH FPL INCLUDING BUT NOT LIMITED TO NEW SERVICE, REMOVAL WORK, AND ANY RELOCATION WORK. CONTRACTOR SHALL CLEARLY UNDERSTAND WHAT PORTION OF WORK FPL WILL DO AND WHAT PORTION OF WORK CONTRACTOR WILL DO TO GIVE A COMPLETE OPERATIONAL SYSTEM AT NO ADDITIONAL COST TO THE GOVERNMENT."

5. DRAWING E-5: Zone F-5: **Delete** Note 5 entirely and **replace** it with "EXISTING MCC PRESENTLY IS GENERAL ELECTRIC. A NEW SIEMENS MCC IS BEING PROPOSED FOR REPLACEMENT OF EXISTING MCC UNDER CONTRACT DACW17-01-C-0016 (OBSERVATION WALKWAY AND CENTRAL CONTROL HOUSE). CONTRACTOR SHALL ADJUST TRIP SETTING OF SIEMENS MCC FROM 200A TO 250A ONCE NEW SERVICE IS INSTALLED AS REQUIRED FOR THIS CONTRACT."

6. DRAWING C-1: **Replace** existing drawing C-1 with new drawing C-1.

The following clause is hereby incorporated by full text:

ASBESTOS WARNING -- NO SURVEY REPORT AVAILABLE

(a) THE CONTRACTOR IS WARNED THAT EXPOSURE TO AIRBORNE ASBESTOS HAS BEEN ASSOCIATED WITH FOUR DISEASES: LUNG CANCER, CERTAIN GASTROINTESTINAL CANCERS, PLEURAL OR PERITONEAL MESOTHELIOMA AND ASBESTOSIS. Studies indicate there are significantly increased health dangers to persons exposed to asbestos who smoke and, further, to family members and other persons who become indirectly exposed as a result of the exposed worker bringing asbestos-laden work clothing home to be laundered.

(b) The Contractor is advised that friable and/or nonfriable asbestos containing material has been identified in area(s) where contract work is to be performed. Friable asbestos containing material means any material that contains more than 1 percent asbestos by weight that hand pressure can crumble, pulverize, or reduce to powder when dry. Nonfriable asbestos containing materials do not release airborne asbestos fiber during routine handling and end-use. However, excessive fiber concentrations may be produced during uncontrolled abarading, sanding, drilling, cutting, machining, removal, demolition, or other similar activities.

(c) Care must be taken to avoid releasing, or causing to be released, asbestos fibers into the atmosphere where they may be inhaled or ingested. The Occupational Safety and Health Administration (OSHA) has set standards at 29 CFR 1910.1001, for exposure to airborne concentrations of asbestos fibers, methods of compliance, medical surveillance, housekeeping procedures, and other measures that must be taken when working with or around asbestos containing materials which releases airborne asbestos fibers at concentrations in excess of those established in 29 CFR 1910.1001. 29 CFR 1910.1001 has been identified as applicable to construction (29 CFR 1926.55 gases, vapors, fumes, dusts, and mists). The Environmental Protection Agency (EPA) has established standards at 40 CFR 61.20-25 for the control of asbestos emissions to the environment and the handling and disposal of asbestos wastes.

(d) When contract work activities are carried out in locations where the potential exists for exposure to airborne asbestos fibers as described in paragraph (b) above or where asbestos waste will be generated, the Contractor shall assure that all measures necessary to provide effective protection to persons from exposure to asbestos fibers and prevention of contamination to property, materials, supplies, equipment, and the internal and external environment are effectively instituted.

(e) As a minimum, the Contractor shall comply with the provisions of 29 CFR 1910.1001 and 1926.55; 49 CFR 172.101, 172.200-204, 172.316, 173.1090; 40 CFR 61.20-25; any state implementing hazardous waste regulation that regulates asbestos as a hazardous waste under the Resources Conservation and Recovery Act (RCRA) requirements, and any other applicable Federal, State, or Local requirements.

(f) In addition to the information required by the Accident Prevention clause of this contract, the Contractor's Accident Prevention Plan must also fully address the following topics, and, at the contractor's option, may include additional information as applicable.

(1) Medical Surveillance: (29 CFR 1910.1001(J)).

(2) Employee training: Prior to beginning work in asbestos containing material areas(s) (29 CFR 1910.1001 and 29 CFR 1910.134).

(3) Respiratory protection: (29 CFR 1910.1001 and 29 CFR 1910.134) A half-mask respirator with a HEPA filter is the minimum type respirator allowed under OSHA for asbestos use. Respirators must be fit-tested for positive-negative pressure.

(4) Personal protective clothing and equipment: (29 CFR 1910.1001(d)). The use of compressed air to remove asbestos from workers' clothing is prohibited. The Contractor shall specify the type of change room, wash facilities, and laundering facilities as applicable.

(5) Airborne asbestos monitoring: (29 CFR 1910.1001(f)). Specify the monitoring and analytical procedures to be used prior to, during, and after completion of contract work in areas where asbestos containing materials are located. All asbestos monitoring shall be conducted under the guidance of an industrial hygienist certified by the American Board of Industrial Hygiene. Samples shall be analyzed by an American Industrial Hygiene Association (AIHA) accredited laboratory proficient in the analysis of asbestos and asbestos containing materials. Turn-around-time from end of sampling period to review of results of analyses by Contractor shall be no longer than 72 hours.

(6) Housekeeping: (29 CFR 1910.1001(h)). Dry sweeping of contract work areas contaminated with asbestos containing material is prohibited. The Contractor shall specify methods and materials used to package asbestos containing waste and plan to control any accidental airborne release or spill of asbestos containing material.

(7) Methods of compliance: (29 CFR 1910.1001(c)). Contractor shall include procedures relating to engineering controls, local exhaust ventilation, particular tools to be used, and work practices. Specify methods, materials, and equipment to be used to prevent asbestos contamination to property, materials, supplies, equipment, and the internal and external environment during maintenance, renovation or other contract activities. Local exhaust ventilation equipment including power operated tools equipped with local exhaust ventilation shall conform with the Standard Fundamentals Governing the Design and Operation of Local Exhaust Systems ANSI Z9.2 latest revised edition. Describe the type of high-efficiency filtered (HEPA) vacuum cleaners that shall be used to vacuum asbestos containing materials. Describe methods and materials to be used to assure all asbestos containing material will be thoroughly wetted by use of a wetting agent and water before removal and that airborne asbestos dust will be kept to a minimum.

(8) Methods and materials to be used to decontaminate any property, materials, supplies, equipment, and the environment if asbestos contamination results: (29 CFR 1910.1001(c)).

(9) Recordkeeping procedures: (29 CFR 1910.1001(i) and 1910.20).

(10) Specific description of type of packaging, marking, and shipping conveyances to be used to transport asbestos containing waste from the generation point to a storage or disposal facility in compliance with Department of Transportation requirements: (49 CFR 172.101, 172.200-204, 176.316, 173-1090).

(11) Emergency procedures that could be taken if an accident or spill of asbestos containing material occurs during the transport of asbestos containing waste: (40 CFR 61.20-25).

(12) Methods and equipment used to off-load and bury asbestos containing waste to control airborne emissions at the burial site: (40 CFR 61.20-25).

(g) The Contractor shall complete and return to the Contracting Officer within 15 working days after the completion of all airborne asbestos monitoring conducted under this contract, an ENG Form 4921-R, Jan 86, "Summarization of Airborne Asbestos Sampling Results", provided by the Government. A sample of this form is appended to the contract specifications at Section 02080: Asbestos And Lead Abatement. NOTE: This completed summarization form is to be used by the U.S. Army Corps of Engineers for statistical information purposes and does not relieve the Contractor from recordkeeping requirements described in 29 CFR 1910.1001(i) and 1910.20.

(End of paragraph number 999.223-4012)

**General Decision Number FL020032**

General Decision Number **FL020032**  
 Superseded General Decision No. FL010032  
 State: **Florida**  
 Construction Type:  
 HEAVY

County(ies):

BROWARD                    LEE                                    ST LUCIE  
 COLLIER                    MARTIN  
 DADE                        PALM BEACH

HEAVY CONSTRUCTION PROJECTS (Excluding Sewer & Water Lines)

Modification Number	Publication Date
0	03/01/2002
1	03/29/2002
2	05/10/2002
3	06/07/2002
4	07/05/2002

COUNTY(ies):

BROWARD                    LEE                                    ST LUCIE  
 COLLIER                    MARTIN  
 DADE                        PALM BEACH

CARP1026D 01/01/2002

	Rates	Fringes
PILED RIVERMEN	19.00	5.70

ELEC0323C 09/05/1993

	Rates	Fringes
MARTIN, PALM BEACH, AND ST LUCIE COUNTIES ELECTRICIANS	15.88	21.5%

ELEC0349B 06/01/2002

	Rates	Fringes
DADE COUNTY ELECTRICIANS: Electrical contracts including materials that are less than \$2,000,000	20.50	4.30+8%
Electrical contracts including materials that are \$2,000,000 and over	22.96	4.30+8%

ELEC0728A 09/01/2001

	Rates	Fringes
BROWARD AND COLLIER COUNTIES ELECTRICIANS	22.96	3%+6.18

ELEC0915B 12/01/2000

	Rates	Fringes
LEE COUNTY ELECTRICIANS	20.09	27%+.25

ENGI0487B 10/01/2001

	Rates	Fringes
DADE COUNTY		

POWER EQUIPMENT OPERATORS:

Backhoes, Bulldozers	18.30	3.40
Cranes	21.88	3.40
Oilers	16.15	3.40

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ENGI0487C 07/01/2001

	Rates	Fringes
BROWARD, COLLIER, LEE, MARTIN, PALM BEACH, AND ST LUCIE COUNTIES		
POWER EQUIPMENT OPERATORS:		
All Tower Cranes and all		
Cranes with boom length		
150 ft and over	21.64	5.50
Cranes with boom length less		
than 150 ft, Backhoes, and		
Bulldozers	20.92	5.50
Oilers	17.69	5.50

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\* PLUM0630A 07/01/2002

	Rates	Fringes
LEE, MARTIN, PALM BEACH, AND ST LUCIE COUNTIES		
PIPEFITTERS	26.26	5.91

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PLUM0725B 01/16/2001

	Rates	Fringes
BROWARD AND DADE COUNTIES		
PIPEFITTERS	23.10	5.90

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SUFL2016A 01/26/1990

	Rates	Fringes
CARPENTERS	12.71	2.71
CEMENT MASONS	10.50	
LABORERS	5.72	
POWER EQUIPMENT OPERATORS:		
Loaders	11.25	2.55

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

=====  
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  
(29 CFR 5.5(a)(1)(ii)).

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In the listing above, the "SU" designation means that rates  
listed under that identifier do not reflect collectively  
bargained wage and fringe benefit rates. Other designations  
indicate unions whose rates have been determined to be  
prevailing.

WAGE DETERMINATION APPEALS PROCESS

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

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a  
position on a wage determination matter
- \* a conformance (additional classification and rate)  
ruling

On survey related matters, initial contact, including requests  
for summaries of surveys, should be with the Wage and Hour  
Regional Office for the area in which the survey was conducted

because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

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

The request should be accompanied by a full statement of the interested party's position and by 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, D. C. 20210

4.) All decisions by the Administrative Review Board are final.  
END OF GENERAL DECISION