

REVISIONS TO NEW YORK STATE THRUWAY AUTHORITY ADDENDUM TO THE STANDARD SPECIFICATIONS

The following revisions have been incorporated into the New York State Thruway Authority Addendum to the Standard Specifications since its last official issuance of December 28, 2017:

1. **TABLE OF CONTENTS** under Section 102-08 has been updated to reflect the most current and updated version of the Authority's Standard Clauses and headings for Appendices A-1 and A-2 (Note: The contents of Appendices A-1 and A-2 remain the same). Refer to Item 4 below.
2. **101-02 DEFINITIONS OF TERMS. Engineer OR Engineer-In-Charge;** Previous reference to "Division Director" was replaced with "Assistant Division Director". **Professional Service** was updated to **Delete** the term and definition, *without* the previous substitution. A new entry was then added for **Service**. To **Delete** the term and definition and **Substitute** with essentially the same description previously substituted for **Professional Service**. Previous reference to "Engineer-In-Charge" under "**Add** Regional Materials Engineer (RME) was replaced with "Project Engineer". In the substituted term and definition of **Service**, "Cost Recovery" was replaced with "Blue Book" and in the second sentence, the example of services to include of "vehicle towing called out for the public," was removed.
3. **102-06 BID DEPOSIT.** The bid bond has been reduced from 25% to 5% of total bid.
4. **102-08 SAMPLE APPENDIX A – STANDARD CLAUSES FOR ALL NEW YORK STATE CONTRACTS.** This entire section has been updated and replaced with the Authority's latest Thruway Authority Procedures (TAP). Specifically, TAP-327 (06/2020), Appendix A, Standard Clauses for New York State Thruway Authority Construction Contracts and Federally-Funded Contracts, Supplemental Title VI Provisions (Civil Rights Act) (Appendix A-1 – For Federally-Aided Contracts Only), and Supplemental Title VI Provisions (Civil Rights Act) (Appendix A-2 – For Federally-Aided Contracts Only).
5. **102-09 STANDARD CLAUSES FOR NON FEDERAL-AID NEW YORK STATE CONTRACTS.** Entries for A. (MacBride act Fair Employment Principles) and B. (Omnibus Procurement Act of 1992) have been deleted because Section 102-09 of the Standard Specifications is now Vacant.
6. **102-12 D/M/WBE UTILIZATION** was updated to **102-12 D/M/WBE PARTICIPATION**. Changes previously identified to Section **C. Eligibility**. are no longer necessary. Similarly, Changes previously identified to Item **3. Material Suppliers**. under Section **D. Counting D/M/WBE Participation Towards the D/M/WBE Goal(s)**. are no longer necessary. Section **F. Requests For Waiver**. was removed along with Section H. D/M/WBE Pre-Award Participation Package. Previous Section I., **Bidder's Failure to Comply** has also been removed. The Proposal contains specific Compliance Requirements and Procedures for Participation of Disadvantaged/Minority/Women/Service-Disabled Veteran-Owned Business Enterprises and Equal Opportunity on New York State Thruway Authority Contracts.
7. **103-06 SAMPLE FORM OF CONTRACT AGREEMENT.** The word "Sample" was dropped from the title name and the word "Contract" was added before Proposal.
8. **103-07 SAMPLE FORM OF FAITHFUL PERFORMANCE BOND.** The "**Add** the following:..." was deleted and substituted with "**Delete** all the information in this section and **Substitute** with: A New York State Thruway Authority Faithful Performance Bond is included in the Contract Proposal."
9. **103-08 SAMPLE FORM OF LABOR AND MATERIAL BOND.** The "**Add** the following:..." was deleted and substituted with "**Delete** all the information in this section and **Substitute** with: "A New York State Thruway Authority Labor and Material Bond is included in the Contract Proposal."

10. **105-16 SHOP DRAWING APPROVAL** has been renamed to **105-16 SHOP DRAWING ACCEPTANCE**. In the first paragraph, the word “approved” was replaced with “accepted” in the third, seventh and eighth sentences. Also, in the seventh sentence, the second encounter of the word “accepted” was corrected and replaced with “acceptance”. The word “approval” was replaced with the word “acceptance” in the sixth sentence. In the third paragraph, the word “approved” was replaced with “accepted” in the first sentence.
11. **106-04 MATERIAL CERTIFICATION AND APPROVED LIST** has been renamed to **106-04 MATERIAL ACCEPTANCE RECORDS**. Due to recent changes, the “second” paragraph replaces previous mention of “third” paragraph.
12. **107-10 MANAGING SURPLUS MATERIALS AND WASTE**. Section B. Spoil, (effective with letting on or after January 1, 2020,) shall read as: Section B. Spoil, **Add** to the fifth paragraph the following: “Potential embankment slope flattening...”.
13. **108-03 FAILURE TO COMPLETE WORK ON TIME**. The deletion of Section **B. Liquidated Damages.**, third sentence, is no longer necessary. The adding of “C, D and E” still apply.
14. **108-05 SUBLETTING OR ASSIGNING THE CONTRACT**. Due to recent changes, previous mention of “**Delete** the second, third and fourth sentences...” has been replaced with “**Delete** the third, fourth and fifth sentences...” in the second paragraph.
15. **108-05 SUBLETTING OR ASSIGNING THE CONTRACT. A. Subcontractors. 1. Subcontractor Approval**. The following two sentences have been added: “**Delete** reference to “AAP20” in the first bullet and **Replace** with “AAPHC89””, and “**Delete** reference to “CONR89” in the second bullet and **Replace** with “AAPHC89”. Due to recent changes, reference to the “first” bullet of the third paragraph was replaced with “third”. Updated the reference to Form “TA-W44105-9” with “TA-W44105 (11/2017)”.
16. **109-05 EXTRA WORK AND TIME RELATED COMPENSATION**. Section B. Force Account Work., Item 1. Contractor Costs., sub section (c) Equipment has been changed to (c) Equipment *and Trucking Firms*, and for Item (2) Ownership Costs., due to recent standard specification changes, replaced previous references to the “fourth” paragraph with “third”. Replaced reference to the “sixth” paragraph with “fifth”, changed the format of the word Substitute (from all caps) and added the word “with” before the sentence “176 hours per 30 day period”. For Items (3) Operating Costs., and (4) No Established Rate., references to “Cost Recovery” have been replaced with “Blue Book”. Added a new entry for Item (5) Maximum Ownership Costs., to “**Delete** Equipment Watch Retail Rental Software from first sentence, and **Substitute** with Equipment Watch’s Values & Market Data (formerly Green Guide) software”. Item (7) Owner/Operator Equipment was editorially corrected by removing “*and Trucking Firms*” and “as shown above” was replaced with “(as shown on page 38 of 58)” to clarify how it was originally intended. For sub section (d), Insurance., added the additional sentence “..., to the extent the insurance costs are attributable to the force account work”. In Section D. Time Related Dispute Compensation, Item 1. Recoverable Contractor Costs, entry d. Equipment., the last sentence beginning with “or the annual usage hours...”, was replaced with “the annual usage hours established in the Equipment Watch Rental Blue Book Rate, or the original purchase price as listed in Equipment Watch Values & Market Data (formerly Green Guide) Software, whichever is less.”.
17. **619-3 CONSTRUCTION DETAILS**. Section **619-3.02 Basic Work Zone Traffic Control**. The entry for “K. Pavement Edge Drop-Off Protection” has been deleted in its entirety.

18. **708-05 STANDARD PAINT COLORS.** The Color Reference Standards have changed and now refer to the updated names of colors as “paint”. For Sage Green and Light Gray “paint”, the previous references to Munsell have been changed to SAE-AMS-STD designations, now consistent with the other “paint” colors.