

108-C-234 CONTRACT COMPLETION DUE TO IDEM NOTICE OF TERMINATION, NOT

(Revised 02-20-14)

The time provided between the Intermediate Completion Date and Contract Completion Date is to allow the Contractor time to perform final remediation as well as inspect and report deficiencies for all erosion control features and to allow for the receipt of the IDEM Notice of Termination, NOT, as required under the provisions of Rule 5. All other work on the contract shall be complete before the Intermediate Completion Date. Prior to the Contract Completion Date, the Contractor shall maintain the project in accordance with 108.04 and 205, and complete all necessary erosion and sediment control inspections and reports. If the NOT is not received by the contract completion date, any required maintenance, inspections and reports will be paid as extra work in accordance with 104.03.

The Contractor shall establish vegetation in accordance with 621 and 622 and achieve a minimum coverage of 70% uniform vegetation density per Rule 5 requirements and will be based on the lowest density area on the project within any ground area of 9 sq ft. The Department will have sole discretion in verifying the 70% minimum coverage for the groundcover. If this threshold is not met by the Contract Completion Date, the Contractor may be subject to liquidated damages in accordance with 108.09 if the items related to erosion and sediment control have not been accomplished in accordance with the contract documents. The liquidated damages, if assessed, will be charged until such time that the Department is satisfied that the contract requirements have been met.

Any agreed upon soil amendments or additional extra work for which no items exist in the itemized proposal and are not covered elsewhere in the contract documents, will be paid for in accordance with 104.03.

Final acceptance will not be granted until the IDEM NOT is received and all other work is completed.
