

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES	
			J	1	7
2. AMENDMENT/MODIFICATION NO. 0003	3. EFFECTIVE DATE 12-Oct-2005	4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)	
6. ISSUED BY USACE, CONTRACTING DIVISION ATTN: CEMVN-CT, ROOM 172 7400 LEAKE AVE. NEW ORLEANS LA 70118-3651	CODE W912P8	7. ADMINISTERED BY (If other than item 6)		CODE	
		See Item 6			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)			<input checked="" type="checkbox"/>	9A. AMENDMENT OF SOLICITATION NO. W912P8-06-R-0010	
			<input checked="" type="checkbox"/>	9B. DATED (SEE ITEM 11) 10-Oct-2005	
				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 type="checkbox"/> is extended, <input checked="" type="checkbox"/> is not extended.					
<p>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:</p> <p>(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.</p>					
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.) The above numbered solicitation for Lake Pontchartrain Louisiana and Vicinity New Orleans East Area Plan Emergency Restoration Modifications to floodgate at CSX (L&N) Tracks (Winthin Southpoint to GIWW Reach), Orleans Parish, La is modified as follows: Add Section 02231 which was inadvertently omitted. Proposal due date remains unchanged.					
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)		
			TEL: _____ EMAIL: _____		
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA		16C. DATE SIGNED	
_____		BY _____		12-Oct-2005	
(Signature of person authorized to sign)		(Signature of Contracting Officer)			

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SECTION 02231 - CLEARING AND GRUBBING

PART 1 GENERAL

1.1 SCOPE

The work covered by this section consists of furnishing all plant, labor, equipment, and materials, and performing all operations necessary for the clearing and grubbing of the areas specified herein or indicated on the drawings, for the removal and disposal of all cleared and grubbed materials and for the filling of all holes caused by grubbing operations, as specified herein.

1.2 MEASUREMENT AND PAYMENT

No measurement will be made for clearing, grubbing, and vegetation removal. Payment for clearing, grubbing, and vegetation removal will be made at the contract lump sum price for "Clearing and Grubbing". Price and payment shall constitute full compensation for furnishing all plant, labor, material and equipment and performing all operations necessary for clearing, grubbing, and vegetation removal of the areas specified herein or indicated on the drawings, for removing and disposing of all cleared, grubbed, and vegetation removal materials, and for filling holes resulting from grubbing operations,

1.3 QUALITY CONTROL

The Contractor shall establish and maintain quality control for clearing and grubbing operations to assure compliance with contract requirements, and maintain records of its quality control for all construction operations including, but not limited to, the following:

- (1) Clearing. Station to station limits, transverse clearing limits from applicable centerline; percentages of area complete; type of material.
- (2) Grubbing. Station to station limits, transverse grubbing limits from applicable centerline; percentage of area complete; type of material.
- (3) Disposition of Cleared and Grubbed Materials. Method and location of disposition; damage to timber or improvements which are not to be cleared.

The original and two (2) copies of these records of inspections and tests, as well as the records of corrective action taken, shall be furnished the Government daily. Format of the report shall be as prescribed in Section 01451, "CONTRACTOR QUALITY CONTROL".

PART 2 PRODUCTS (Not Applicable)

PART 3 EXECUTION

3.1 GENERAL REQUIREMENTS

All clearing and grubbing work for embankments and berms shall be completed at least 100-feet in advance of embankment or berm construction. If regrowth of vegetation or trees occurs after clearing and grubbing and before placement of fill, the Contractor will be required to clear and grub the area again prior to embankment and berm construction, and no payment will be made for this additional clearing and grubbing.

3.2 CLEARING

3.2.1 General

Clearing, unless otherwise specified, shall consist of the complete removal above the ground surface of all trees, stumps, down timber snags, brush, vegetation, loose stone, abandoned structures, fencing and similar debris. Growth standing in water in areas that are not drained in accordance with 02332-3.1.2 may be cut off so as not to protrude more than 12-inches above the existing water surfaces.

3.2.2 Merchantable Timber

Merchantable timber remaining within the areas to be cleared on or after the date of award of this contract may be disposed of as the Contractor sees fit, as long as such merchantable timber is either removed from the right-of-ways indicated on the drawings or is satisfactorily disposed of in accordance with the provisions of paragraph 3.4.

3.2.3 Trees

Trees shall be felled in such a manner as to avoid damage to trees to be left standing, to existing structures and installations and to those under construction, and with due regard for the safety of employees and others.

3.2.4 Vegetation

Vegetation to be removed shall consist of crops, grass, bushes, and weeds. Close-growing grass and other vegetation shall be removed from areas to receive compacted fill to provide a complete bare earth surface immediately prior to foundation preparation. Acceptance of the vegetation removal operation shall precede the initiation of foundation preparation in the area from which vegetation has been removed. For areas to receive uncompacted fill, close-growing grass and other

vegetation shall be mowed not to exceed 2-inches above the ground surface or existing embankment prior to foundation preparation.

3.2.5 Miscellaneous Structure Foundations and Debris

The Contractor shall also remove all abandoned foundations, debris, and other materials which remain after buildings or other structures have been removed.

3.2.6 Areas to be Cleared

3.2.6.1 General

The entire area to be occupied by the embankment and berm together with strips 5-foot wide contiguous thereto shall be cleared.

3.2.6.2 Borrow Areas

Clearing of borrow areas will be required.

3.2.6.3 Other Areas

Clearing of the area between the 5-foot strip contiguous to the embankment and berm and adjacent to the borrow area, and traverses left between borrow pits shall be limited to the minimum required for construction operations.

3.2.7 Contractor

The Contractor shall clear the baseline traverse, centerline traverse, and ranges at all P.C.'s, P.I.'s, P.T.'s, 100-foot centerline stations and tie-in stations to facilitate the taking of original cross-sections. This clearing shall consist of the removal to within 6-inches of the ground surface of all trees, brush and vegetation.

3.3 GRUBBING

3.3.1 General

Grubbing shall consist of the removal of all stumps, roots, buried logs, old pilings, steel sheet piling, old paving, old foundations, pipes and drains.

3.3.2 Areas to be Grubbed

3.3.2.1 Embankments and Structures

Grubbing shall be performed within the limits of the embankment together with the 5-foot strips contiguous thereto. All roots and other projections over 1½-inches in diameter shall be removed to a depth of 3-feet below the natural surface of the

ground or surface of existing embankments. The areas to be grubbed are those specific areas within the limits specified hereinabove from which trees, stumps, down timber, snags, abandoned structures, and other projections have been removed. Existing steel sheet piling shall be removed.

3.3.2.2 Berms

Grubbing of areas which are to be occupied by berms will not be required.

3.3.2.3 Borrow Areas

Grubbing of borrow areas will be required.

3.3.3 Reserved

3.3.4 Filling of Holes

All holes caused by grubbing operations and removal of pipes and drains shall be backfilled with material in 12-inch layers to the elevation of the adjacent ground surface, and each layer compacted to a density at least equal to that of the adjoining undisturbed material.

3.4 DISPOSAL OF DEBRIS

3.4.1 General

The primary method of disposing of all debris resulting from clearing and grubbing operations shall be by windrowing at the protected side edge of the borrow pits in accordance with paragraph 3.4.2 or removal from the site in accordance with paragraph 3.4.4. The Contractor shall make a reasonable effort to channel merchantable material into the commercial market to make beneficial use of materials resulting from clearing and grubbing operations. The material resulting from the vegetation removal operations performed on the side of the existing levee shall be stockpiled within the right-of-way limits and be evenly spread over the completed embankments, either compacted or uncompacted, prior to the fertilizing and seeding operation.

3.4.2 Windrows

All debris may be placed in a windrow at the protected side edge of the borrow pits. The debris shall be placed in a neat windrow or piles with the tree limbs trimmed sufficiently to make the windrow as small as practicable. No debris or cleared or grubbed material shall extend beyond the clearing limit.

3.4.3 Removal From Site of Work

The Contractor may elect to remove all or part of the debris from the site of the work. Such disposal shall comply with all applicable Federal, State, and Local laws. The Contractor must remove from the site of work all existing steel sheet piling to be removed in this contract. The Contractor shall, at its option, either retain for its own use or dispose of by sale or otherwise, such materials of value. The Government is not responsible for the protection and safekeeping of any materials retained by the Contractor. Such materials shall be removed from the site of the work before the date of completion of the work. If debris from clearing operations is placed on adjacent property, the Contractor shall obtain, without cost to the Government, additional right-of-way for such purposes. Such material shall be so placed as not to interfere with roads, drainage or other improvements and in such a manner as to eliminate the possibility of its entering into channels, ditches, or streams. The Contractor shall submit written evidence to the Contracting Officer that it has obtained from the property owner permission for disposal of material on the owner's property. The written evidence shall consist of an authenticated copy of the conveyance under which the Contractor acquired the property rights and access thereto, prepared and executed in accordance with the laws of the State of Louisiana. If temporary rights are obtained by the Contractor, then the period of time shall coincide with the 00700 Contract Clause, entitled "*Commencement, Prosecution, And Completion Of Work (FAR 52.211-10)*", plus any extension authorized under Section 00700 Contract Clause, entitled Default (Fixed-Price Construction) (FAR 52.249-10), subparagraph (b) (1). However, delay resulting from acquisition of additional rights-of- way for alternate disposal areas will not qualify as excusable delays if suitable Government-furnished disposal areas are available.