

AN ORDINANCE 2008-04-03-0245

APPROVING CHANGE ORDER NO. CIMS-03 IN THE AMOUNT OF \$87,976.83, OF WHICH \$70,381.46 WILL BE REIMBURSED BY TEXAS DEPARTMENT OF TRANSPORTATION, TO THE CONSTRUCTION CONTRACT, AS CHANGED, WITH E-Z BEL CONSTRUCTION, LTD FOR ADDITIONAL WORK IN CONNECTION WITH THE BLANCO/CLARK/HOT WELLS MPO SIDEWALK PROJECT, LOCATED IN DISTRICTS 3 AND 9.

* * * * *

WHEREAS, a contract with E-Z Bel Construction, Ltd. in the amount of \$1,433,848.63 in connection with the Blanco/Clark/Hot Wells MPO Sidewalk Project was authorized by Ordinance No. 2007-08-30-0905; and

WHEREAS, the Blanco/Clark/Hot Wells MPO Sidewalk Project provides for the construction of six-foot wide sidewalks on both sides of the roadway on Blanco from Patricia to Lockhill-Selma, Clark from Southcross to Hot Wells, and Hotwells from New Braunfels to IH 37; and

WHEREAS, this Ordinance authorizes Change Order No. CIMS-03 in the amount of \$87,976.83 to provide for commercial driveways and Type 7 ramps to be installed along Blanco Road and for handrail to be installed along Clark Avenue; and

WHEREAS, Change Order CIMS-03 also administratively amends, at no cost, the approved plan sheets and specifications to incorporate the Environmental Permits Issues and Commitments (EPIC) plan sheets, the revised prevailing wage rate, and revised Special Provision-“Measurement and Payment”; and

WHEREAS, Texas Department of Transportation will reimburse \$70,381.46 out of the \$87,976.83; and

WHEREAS, approval of this Ordinance will be a continuation of Council policy to complete previously approved 1999 General Obligation Street Improvement Bonds and Certificates of Obligation funded projects; NOW THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Change Order No. CIMS-03 in the amount of \$87,976.83 is hereby approved. The City Manager or her designee is hereby authorized to execute Change Order No. CIMS-03 to the contract with E-Z Bel Construction, Ltd. Said contract was approved by Ordinance No. 2007-08-30-0905 in connection with the Blanco/Clark/Hot Wells MPO Sidewalk Project. Copies of Change Order No. CIMS-03 is attached hereto and incorporated herein as Attachment I.

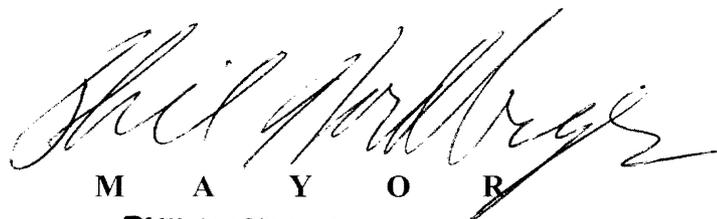
SECTION 2. The following financial adjustments are hereby approved:

- a) Funds are authorized to be received from Texas Department of Transportation, to fund 45099000, SAP Project Definition 23-00847, Blanco/Clark/Hot Wells MPO Sidewalks, shall be revised by increasing WBS element 23-00847-90-04, entitled TxDOT, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$70,381.46.
- b) The amount of \$70,381.46 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00847, Blanco/Clark/Hot Wells MPO Sidewalks, SAP WBS Element 23-00847-05-02-01-02, entitled TX DOT Construction, SAP GL Account 5201140, and is authorized to be encumbered and made payable to **E-Z Bel, LTD.**, for construction services.
- c) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00847, Blanco/Clark/Hot Wells MPO Sidewalks, shall be revised by increasing SAP WBS Element 23-00847-05-02-01-01 entitled City Construction, SAP GL Account 5201140, by the amount of \$17,595.37.
- d) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00847, Blanco/Clark/Hot Wells MPO Sidewalks, shall be revised by decreasing SAP WBS Element 23-00847-05-06 entitled Construction Contingency, SAP GL account 5201140, by the amount of \$17,595.37.

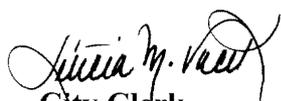
SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 4. This Ordinance shall take effect on the tenth day after passage.

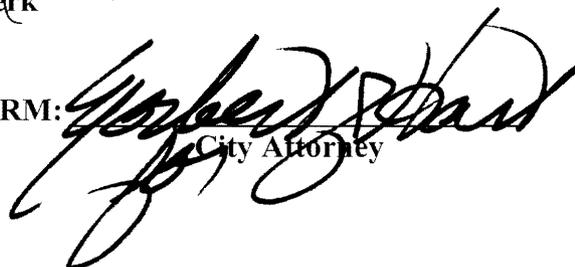
PASSED AND APPROVED this 3rd day of April, 2008.

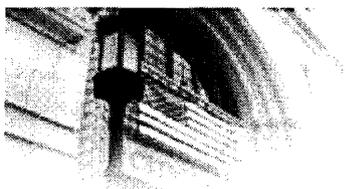

M A Y O R
PHIL HARDBERGER

ATTEST:

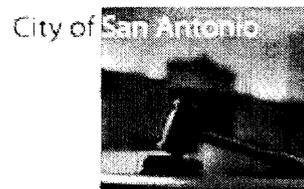

City Clerk

APPROVED AS TO FORM:


City Attorney



Request for
COUNCIL
ACTION



Agenda Voting Results - 9

Name:	9						
Date:	04/03/2008						
Time:	10:10:38 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance approving Change Order No. CIMS-03 in the amount of \$87,976.83, of which \$70,381.46 will be reimbursed by Texas Department of Transportation, to the construction contract, as changed, with E-Z Bel Construction, LTD for additional work in connection with the Blanco/Clark/Hot Wells MPO Sidewalk Project, located in Districts 3 and 9. [Mike Frisbie, Director, Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Phil Hardberger	Mayor		x				
Mary Alice P. Cisneros	District 1		x				x
Sheila D. McNeil	District 2		x				
Jennifer V. Ramos	District 3		x			x	
Philip A. Cortez	District 4		x				
Lourdes Galvan	District 5	x					
Delicia Herrera	District 6		x				
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x				
Louis E. Rowe	District 9		x				
John G. Clamp	District 10		x				



CITY OF SAN ANTONIO
 Department of Public Works
 Capital Programs Division

Blanco/Clark/Hot Wells Sidewalk Project

Scale: None
 03-26-07
 J.R.



CITY OF SAN ANTONIO
PUBLIC WORKS DEPARTMENT
CONSTRUCTION CHANGE ORDER - HORIZONTAL PROJECT

Form PW-15A
Rev. 2 1/2007
(Submit 2 Originals)
2/25/08 15:18

Date Prepared: 2/13/2008 Change Order Title: CIMS-03 Driveways-Ramps-Handrails Project No. 23-00847
Project Name: Const - CityWide Sidewalks

Project Name as shown on the Work Project Authorization

The revision or amendment described below is to the work originally or previously specified is hereby requested, including all changes in costs.
(Describe work to be added or deleted, including SAP Material number. Attach a revised plan sheet affected or drawings.)

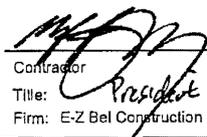
Title : Construction - MPO Sidewalks Blanco - Clark - Hotwells
Number : 4800006878
CIMS-03 Driveways-Ramps-Handrail
1. The substitution of residential driveways pay item to commercial driveways pay item on Blanco.
2. The substitution of Type 1 and Type 2 curb ramps pay item to Type 7 curb ramps pay item on Blanco.
3. The addition of Handrail pay item to Hot Wells.
4. The addition of the Environmental Epic Sheet(s) not originally included in approved set of plans.
5. Incorporate the revised prevailing wage rate into the specifications.
6. Incorporate the revised Special Provision-"Measurement and Payment" (009-009-COSA now 009-100-01-COSA93)
COSA 20% - TXDOT 80%

Justification for Proposed Alteration (Describe in detail why this work is to be added or deleted. Use attachments if necessary.):

Ty 7 ramps was not included in the bid tab on Blanco. Handrails were not included in the bid tab on Clark.

Change Order will result in change to Contract Cost as: \$87,976.83

Change Order will result in change to Contract Days as: Working Days Calendar Days # Days 0
(To be negotiated by the Contractor and the City.)

REQUESTED BY:			
			<u>02/25/08</u>
City, Consulting Engineer/Architect, Other (Please Specify)	Date	Contractor	Date
		Title: <u>President</u>	
		Firm: <u>E-Z Bel Construction</u>	
RECOMMENDED BY:			
Consultant (Project Engineer/Architect Only)	Date	Others:	
Firm:		(If required; i.e., City Dept., S.A.W.S., etc.)	
COSA Project Manager	Date	Assistant City Engineer	Date
COSA Capital Programs Manager	Date		
APPROVED BY:			
City Engineer	Date	Director of Public Works (If over \$25,000)	Date

----- FOR CITY USE ONLY -----

Ordinance Required: Yes No Change Order \$25,000 (+ or -) Additional funds required: \$0.00
WBS Element: _____ Contingency WBS Element: _____
Project Contingency Original Balance: \$0.00

Fiscal Remarks: _____

NOTE: This form is a local government record and shall be retained in accordance with the provisions of the Local Government Code, Section 201. Provide (2) originals with supporting documents.

Attachment I

CITY OF SAN ANTONIO
PUBLIC WORKS DEPARTMENT
CONSTRUCTION CHANGE ORDER - HORIZONTAL PROJECT

Form PW-15A
Rev. 2 1/2007
(Submit 2 Originals)
2/25/08 15:18

Date Prepared: 2/13/2008 Change Order Title: CIMS-03 Driveways-Ramps-Handrails Project No. 23-00847
Project Name: Const - CityWide Sidewalks

Project Name as shown on the Work Project Authorization

Original Contract Amount: \$1,433,848.63
Previous Approved COs: \$0.00
This Change Order: \$0.00
Total: \$1,433,848.63

Previous Approved COs: \$0.00
This Change Order: \$0.00
Total: \$0.00
Balance: \$0.00

Fund #: _____ Ordinance #: _____ Ordinance Date: _____
Purchase Requisition #: _____ Contract #: 4600006878 Purchase Order #: _____

Fiscal Remarks: _____

NOTE: This form is a local government record and shall be retained in accordance with the provisions of the Local Government Code, Section 201. Provide (2) originals with supporting documents.

City of San Antonio

PO Box 839966
San Antonio, TX 78205

Phone: 210-207-7790

TITLE: CIMS-03 Driveways-Ramps-Handrails

DATE: 2/13/2008

PROJECT: Const - CityWide Sidewalks

JOB:

TO: Attn: Michael R. Rodriguez
E-Z Bel Construction
811 El Monte Blvd
San Antonio, TX 78201.0
Phone: 210-736-6595 Fax: 210-735-1842

CONTRACT NO: 4600006878

RE:	To:	From:	Number:
DESCRIPTION OF CHANGE			

Title : Construction - MPO Sidewalks Blanco - Clark - Hotwells
Number : 4600006878

CIMS-03 Driveways-Ramps-Handrail

1. The substitution of residential driveways pay item to commercial driveways pay item on Blanco.
2. The substitution of Type 1 and Type 2 curb ramps pay item to Type 7 curb ramps pay item on Blanco.
3. The addition of Handrail pay item to Hot Wells.
4. The addition of the Environmental Epic Sheet(s) not originally included in approved set of plans.
5. Incorporate the revised prevailing wage rate into the specifications.
- 6.. Incorporate the revised Special Provision-"Measurement and Payment" (009-009-COSA now 009-100-01-COSA93)
COSA 20% - COSA 80%

Item	Description	Quantity	Units	Unit Price	Net Amount
00001	Item B-05302010-Driveways (Conc 5")-City Work Blanco-PO Line No. 5	-1281.200	sy	\$69.00	(\$88,402.80)
00002	C-05302010-Driveways (Conc) (6")-City Work Blanco-PO Line No. 5	1980.100	sy	\$72.00	\$142,567.20
00003	B-05312005-Curb Ramps (Ty1)-City Work Blanco-PO Line No. 5	-5.000	ca	\$625.00	(\$3,125.00)
00004	B-05312006-Curb Ramps (Ty2)-City Work Blanco-PO Line No. 5	-25.000	ca	\$625.00	(\$15,625.00)
00005	Curb Ramps (Ty 7)-City Work Blanco	30.000	ca	\$1,300.00	\$39,000.00
00006	C-04502025-Rail (Ty Pr1)-City Work Hot Wells	50.000	LF	\$220.00	\$11,000.00
00007	Environmental Epic Sheet(s)	0	N/A	\$0.00	\$0.00
00008	Revised Prevailing Wage Rate (Specifications)	0	N/A	\$0.00	\$0.00
00009	Revised Special Provision "Measurement and Payment" (009-009-COSA)	0	N/A	\$0.00	\$0.00
00010	Insurance & Bond @ 3%	2562.430	DOL	\$1.00	\$2,562.43
Total Cost					\$87,976.83

The Original Contract Sum was	\$1,433,848.63
Net Change by Previously Authorized Requests and Changes	\$0.00
The Contract Sum Prior to This Change Order was	\$1,433,848.63
The Contract Sum Will be Increased	\$0.00
The New Contract Sum Including This Change Order	\$1,433,848.63
The Contract Time Will Not Be Changed	

MPO Sidewalk Project Change Order

Item No.	Bid Item Description	Unit of Mea	Approx. Qty(s)	Unit Bid Price	Amount	
2003 SIDEWALKS HOT WELLS BLVD.						
4502025	RAIL (TY PR1)	LF	50.00	\$ 220.00	\$ 11,000.00	Contract Price
TOTAL 2003 SIDEWALKS HOT WELLS BLVD.					\$ 11,000.00	
2003 SIDEWALKS BLANCO RD.						
5302010	DRIVEWAYS (CONC) (5")	SY	(1,281.20)	\$ 69.00	\$ (88,402.80)	Contract Price
5302010	DRIVEWAYS (CONC) (6")	SY	1,980.10	\$ 72.00	\$ 142,567.20	Contract Price
5312006	CURB RAMPS (TY 2)	EA	(25.00)	\$ 625.00	\$ (15,625.00)	Contract Price
5312005	CURB RAMPS (TY 1)	EA	(5.00)	\$ 625.00	\$ (3,125.00)	Contract Price
5312010	CURB RAMPS (TY 7)	EA	30.00	\$ 1,300.00	\$ 39,000.00	TXDOT Avg Pricing (See Attached)
TOTAL 2003 SIDEWALKS BLANCO RD.					\$ 74,414.40	
				Subtotal	\$ 85,414.40	
				Ins & Bond @ 3%	\$ 2,562.43	
				Total CO	\$ 87,976.83	

General Decision Number: TX070043 02/09/2007 TX43

Superseded General Decision Number: TX20030043

State: Texas

Construction Types: Heavy and Highway

Counties: Bell, Bexar, Brazos, Comal, Coryell, Guadalupe,
Hays, McLennan, Travis and Williamson Counties in Texas.

Heavy (excluding tunnels and dams) and Highway Construction
Projects (does not include building structures in rest area
projects). *NOT TO BE USED FOR WORK ON SEWAGE OR WATER
TREATMENT PLANTS OR LIFT/PUMP STATIONS IN BELL, CORYELL,
MCLENNAN AND WILLIAMSON COUNTIES.

Modification Number	Publication Date
0	02/09/2007

Effective 02/09/2007

SUTX2005-001 01/03/2005

	Rates	Fringes
Air Tool Operator.....	\$ 16.00	0.00
Asphalt Distributor Operator...	\$ 12.09	0.00
Asphalt paving machine operator	\$ 11.82	0.00
Asphalt Raker.....	\$ 9.96	0.00
Asphalt Shoveler.....	\$ 10.56	0.00
Broom or Sweeper Operator.....	\$ 9.74	0.00
Bulldozer operator	\$ 11.04	0.00
Carpenter.....	\$ 12.25	0.00
Concrete Finisher, Paving.....	\$ 10.53	0.00
Concrete Finisher, Structures..	\$ 10.95	0.00
Concrete Paving Curbing Machine Operator.....	\$ 14.00	0.00
Concrete Paving Finishing Machine Operator.....	\$ 12.00	0.00
Concrete Rubber.....	\$ 10.88	0.00
Crane, Clamshell, Backhoe, Derrick, Dragline, Shovel Operator.....	\$ 13.66	0.00
Electrician.....	\$ 24.11	0.00
Flagger.....	\$ 9.49	0.00
Form Builder/Setter, Structures	\$ 10.88	0.00
Form Setter, Paving & Curb.....	\$ 9.89	0.00
Foundation Drill Operator, Truck Mounted.....	\$ 15.00	0.00
Front End Loader Operator.....	\$ 11.36	0.00
Laborer, common.....	\$ 9.34	0.00
Laborer, Utility.....	\$ 10.12	0.00
Mechanic.....	\$ 14.74	0.00
Mixer operator, Concrete Paving	\$ 15.25	0.00
Mixer operator.....	\$ 10.83	0.00
Motor Grader Operator, Fine Grade.....	\$ 15.26	0.00
Motor Grader Operator, Rough...	\$ 12.96	0.00
Oiler.....	\$ 14.71	0.00
Painter, Structures.....	\$ 11.00	0.00
Pavement Marking Machine Operator.....	\$ 11.52	0.00
Pipelayer.....	\$ 10.49	0.00
Planer Operator.....	\$ 17.45	0.00
Reinforcing Steel Setter, Paving.....	\$ 15.50	0.00
Reinforcing Steel Setter, Structure.....	\$ 14.00	0.00
Roller Operator, Pneumatic, Self-Propelled.....	\$ 9.34	0.00
Roller Operator, Steel Wheel, Flat Wheel/Tamping.....	\$ 9.60	0.00
Roller Operator, Steel Wheel, Plant Mix Pavement.....	\$ 10.24	0.00
Scraper Operator.....	\$ 9.93	0.00
Servicer.....	\$ 11.41	0.00
Sign Installer (PGM).....	\$ 14.85	0.00

Slip Form Machine Operator.....	\$ 15.17	0.00
Spreader Box operator.....	\$ 10.39	0.00
Structural Steel Worker.....	\$ 13.41	0.00
Tractor operator, Crawler Type..	\$ 11.10	0.00
Traveling Mixer Operator.....	\$ 10.04	0.00
Trenching machine operator, Heavy.....	\$ 14.22	0.00
Truck Driver Tandem Axle Semi- Trailer.....	\$ 10.95	0.00
Truck driver, lowboy-Float.....	\$ 15.30	0.00
Truck driver, Single Axle, Heavy.....	\$ 11.88	0.00
Truck driver, Single Axle, Light.....	\$ 9.98	0.00
Wagon Drill, Boring Machine, Post Hole Driller Operator.....	\$ 14.65	0.00
Welder.....	\$ 14.26	0.00
Work Zone Barricade Servicer...\$	11.15	0.00

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

 In the listing above, the "SU" designation means that rates listed under the 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, DC 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, DC 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, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION

SPECIAL PROVISION
009 – 100-01 – COSA93
Measurement and Payment

For this project, Item 009, "Measurement and Payment," of the City of San Antonio's Standard Specifications, is hereby amended with respect to the clauses cited below, and no other clauses or requirements of this Item are waived or changed hereby.

References to retainage is removed from **Article 9.5 Progress Payments** and replaced by the following:

9.5 Progress Payments. Each month as the Work progresses on all City Contracts regardless of Contract Sum, the Director of Public Works or his designated representatives, and Contractor shall determine the cost of the labor and materials incorporated into the Work during that month and actual invoiced cost of Contractor acquired materials stored on the Project site, and/or within off-site storage facilities either owned or leased by the Contractor. Upon receipt of a complete and mathematically accurate Construction Estimate Certification Form from the Contractor, the City shall make payments to Contractor within thirty (30) calendar days on Contracts totaling four hundred thousand (\$400,000.00) dollars or less, based upon such cost determination and at the Contract unit prices in a sum equivalent to one hundred (100) percent of each such invoice. At the time the last monthly invoice is paid by Owner, a Letter of Conditional Approval may be furnished to the Contractor. However, where the Contract amount exceeds four hundred thousand dollars (\$400,000.00), installments shall be paid to Contractor at the rate of one hundred (100) percent of each monthly invoice within thirty (30) calendar days of Owner receipt of a complete and mathematically accurate Construction Estimate Certification Form from the Contractor. The payments of such installments are payments toward satisfaction of the Contract Sum, and the Contractor invoices upon which such monthly payments are based, are given to Owner by Contractor only for the purposes of fixing the periodic sums to be paid in compliance with Article 9.1. Owner's payment of installments shall not in any way be deemed to be a final acceptance of any part of the Work by Owner, and will not prejudice Owner in the final settlement of Contract account nor relieve the Contractor from completion of the Work as herein provided.

Article 9.5.1 Progress Payments, Subcontractors is voided and replaced by the following:

.1 Subcontractors. For the purposes of this article only, the term subcontractor includes suppliers and the term work includes materials provided by suppliers at a location approved by the City. The Contractor shall pay the subcontractor for work performed within ten (10) days after the Contractor receives payment for the work performed by the subcontractor. Completion of all the subcontractor's

work shall include vegetative establishment, test, maintenance and other similar periods that are the responsibility of the subcontractor.

- a. For the purpose of this Item, satisfactory completion shall have been accomplished when: (1) The subcontractor has fulfilled the contract requirements of both the City and the subcontract for the subcontracted work, including the submission of all submittals required by the specifications and the City; and, (2) The work done by the subcontractor has been inspected and approved by the City and the final quantities of the subcontractor's work have been determined and agreed upon.
- b. The inspection and approval of a subcontractors work does not eliminate the Contractor's responsibilities for all the work as defined in Item 7.
- c. The above requirements are also applicable to all sub-tier subcontractors and the above provisions shall be made a part of all subcontract agreements.

.2 Failure to comply with any of the above requirements may cause the Engineer to withhold all estimates which have or may become due and the Engineer may suspend the work until written notices with sufficient details showing the subcontractor has complied with contractual obligations as described in this Article.

.3 These requirements shall apply to all tiers of subcontractors and be incorporated the provisions of all subcontract or material purchase agreements.

Write To: Designer
 1. Sheet Design or Feet style, size or weight - match next attachment.
 2. If additional space is needed for a numbered action, issue and/or commitment, place it up or down as needed for prepending and readability but do not relocate from its relative position.

During the planning phase of project development the following environmental permits, issues and commitments have been developed during coordination with resource agencies, local governmental entities and the general public. Any change orders and/or deviations from the final design must be reported to the Engineer prior to the commencement of construction activities, as additional environmental clearances may be required.

I. Clean Water Act, Section 402: Municipal Pollutant Discharge Elimination System
 (Addresses MS4 requirements for project)

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

II. Clean Water Act, Section 401 and 404 Compliance

Filling, dredging or excavating in any water bodies, rivers, creeks, streams, wetlands or wet areas is prohibited unless specified in the USACE permit and approved by the Engineer.

No Permit Required 404 Permit and 404 Certification Required

The Contractor must adhere to all the terms and conditions associated with the following permit(s):

Permit Required Action Values of the US Applicable State Rule Title

Permit	Required Action	Values of the US	Applicable State Rule Title
1.			
2.			
3.			
4.			
5.			

III. Cultural Resources

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

Refer to TxDOT Standard Specifications in the event historical issues or archeological artifacts are found during construction. Upon discovery of archeological artifacts (bones, burnt rock, flint, pottery, etc.) cease work in the immediate area and contact the Engineer immediately.

IV. Hazardous Materials or Contamination Issues

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

If potentially hazardous material and/or contaminated media (i.e. soil, groundwater, surface water, sediment, building materials) are unexpectedly encountered during construction, cease work in the immediate area and contact the Engineer immediately.

V. Federal Listed and Physical Threatened and Endangered Species, Critical Habitat, State Listed Species, Candidate Species and Migratory Birds

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

If any of the listed species are observed, cease work in the immediate area, do not disturb species or habitat and contact the Engineer immediately. The work may not remove active nests from bridges and other structures during nesting seasons of the birds associated with the nests. If caves or sinkholes are discovered, cease work in the immediate area, and contact the Engineer immediately.

VI. Vegetation Resources

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

VII. Edwards Aquifer

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

VIII. Other Environmental Issues

No Action Required Required Action

Action No. Section #
 Title of Condition Commitment

Action No.	Section # Title of Condition	Commitment
1.		
2.		
3.		
4.		
5.		

BLANCO ROAD

Design Consultant Logo Area -
 Delete Area If not applicable.



**ENVIRONMENTAL PERMITS,
 ISSUES AND COMMITMENTS
 (EPIC)**

FEDERAL DISTRICT	FEDERAL AND DISTRICT NO.	SECTION NO.
STATE	DISTRICT	COUNTY
TEXAS	11	BEXAR
GENERAL	SECTION	JOB SHEET NO.
104	11	001

Note To Designer:
 Do not alter sheet design or font style, size or weight - match text attributes.
 1. If you have any questions, please contact the project engineer.
 2. If you have any comments, please contact the project engineer.
 3. If you have any questions, please contact the project engineer.
 4. If you have any comments, please contact the project engineer.
 5. If you have any questions, please contact the project engineer.
 6. If you have any comments, please contact the project engineer.
 7. If you have any questions, please contact the project engineer.
 8. If you have any comments, please contact the project engineer.
 9. If you have any questions, please contact the project engineer.
 10. If you have any comments, please contact the project engineer.

During the planning phase of project development the following environmental permits, issues and commitments have been developed during coordination with relevant agencies, local governmental entities and the general public. Any change orders and/or deviations from the final design must be reported to the Engineer prior to the commencement of construction activities, as additional environmental clearances may be required.

I. Clean Water Act, Section 407 National Pollutant Discharge Elimination System
(Addresses MS4 requirements for project)

No Action Required Required Action

Action No.	Waters of the US/Section 404 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

II. Clean Water Act, Section 401 and 403 Compliance

Filling, dredging or excavating in any water bodies, rivers, creeks, streams, wetlands or wet areas is prohibited unless specified in the USACE permit and approved by the Engineer.

No Permit Required 401 Permit and 403 Certification Required

The Contractor must adhere to all of the terms and conditions associated with the following permit(s):

Permit	Required Action	Waters of the US	Applicable Plan Sheet Title
1.			
2.			
3.			
4.			
5.			

III. Cultural Resources

No Action Required Required Action

Action No.	Section 8 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

Refer to TxDOT Standard Specifications in the event historical issues or archeological artifacts are found during construction. Upon discovery of archeological artifacts (bones, burnt rock, flint, pottery, etc.) cease work in the immediate area and contact the Engineer immediately.

IV. Hazardous Materials or Contamination Issues

No Action Required Required Action

Action No.	Section 8 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

If potentially hazardous material and/or contaminated media (i.e. soil, groundwater, surface water, sediment, building materials) are unexpectedly encountered during construction, cease work in the immediate area and contact the Engineer immediately.

V. Federal Listed, and Proposed Threatened and Endangered Species, Critical Habitat, State Listed Species, Candidate Species and Migratory Birds

No Action Required Required Action

Action No.	Section 8 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

If any of the listed species are observed, cease work in the immediate area, do not disturb species or habitat and contact the Engineer immediately. The work may not remove active nests from bridges and other structures during nesting season of the birds associated with the nests. If caves or sinkholes are discovered, cease work in the immediate area, and contact the Engineer immediately.

VI. Vegetation Resources

No Action Required Required Action

Action No.	Section 8 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

VII. Electrical Analysis

No Action Required Required Action

Action No.	Section 8 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

VIII. Other Environmental Issues

No Action Required Required Action

Action No.	Section 8 BA of Construction	Comments
1.		
2.		
3.		
4.		
5.		

HOTWELLS BLVD.

Design Consultant Logo Here -
Add/Rev Sheet Y and Applicable

 Texas Department of Transportation

**ENVIRONMENTAL PERMITS,
ISSUES AND COMMITMENTS
(EPIC)**

FEDERAL LAW/REG	FEDERAL AID PROJECT/ACT		HIGHWAY NO.
STATE	COUNTY	CITY/TOWN	CD
TEXAS	LI	EL PASO	SHERIDAN
CONTRACT	SECTION	JOB	SHEET
8915	13	338	303

Note To Designer: Sheet Design or Front view, show or weight - match text circulation.
 1. Do not allow space is needed for a numbered section, fence and adjust sections
 2. If additional space is needed for proportioning and readability but do not relocate from
 up or down as needed for proportioning and readability but do not relocate from
 its relative position.

During the planning phase of project development the following environmental permits, issues and commitments have been developed during coordination with resource agencies, local governmental entities and the general public. Any change orders and/or deviations from the final design must be reported to the Engineer prior to the commencement of construction activities, as additional environmental clearances may be required.

I. Clean Water Act, Section 402 National Pollutant Discharge Elimination System
 (Address any NDE requirements for project)

No Action Required Required Action

Action No.	State of the US/State of ME of Construction	Contract
1.	GENERAL CONSTRUCTION PERMIT STA: 18+54.00 TO STA: 34+71.50	TCEQ, TPDES
2.		
3.		
4.		
5.		

II. Clean Water Act, Section 401 and 404 Compliance

Filling, dredging or excavating in any water bodies, rivers, creeks, streams, wetlands or wet areas is prohibited unless specified in the USACE permit and approved by the Engineer.

No Action Required 404 Permit and 401 Certification Required

The Contractor must adhere to all of the terms and conditions associated with the following permit(s):

Permit	Required Action	Water of the US	Applicable Part 16 of 16c
1.	NATIONWIDE PERMIT WITH NO FES-CONSTRUCTION NOTIFICATION	SAN JUAN RIVER TRIBUTARY	SMELT No. 41
2.			
3.			
4.			
5.			

III. Cultural Resources

No Action Required Required Action

Action No.	Section 8 N.E. of Contract	Contract
1.		
2.		
3.		
4.		
5.		

Refer to TxDOT Standard Specifications in the event historical issues or archaeological artifacts are found during construction. Upon discovery of archaeological artifacts (bones, burnt rock, flint, pottery, etc.) cease work in the immediate area and contact the Engineer immediately.

IV. Hazardous Materials or Contamination Issues

No Action Required Required Action

Action No.	Section 8 N.E. of Contract	Contract
1.		
2.		
3.		
4.		
5.		

If potentially hazardous material and/or contaminated media (i.e. soil, groundwater, surface water, sediment, building materials) are unexpectedly encountered during construction, cease work in the immediate area and contact the Engineer immediately.

V. Federal List and Proposed Threatened and Endangered Species, Critical Habitat, and Listed Species, Candidate Species and Migratory Birds

No Action Required Required Action

Action No.	Section 8 N.E. of Contract	Contract
1.		
2.		
3.		
4.		
5.		

If any of the listed species are observed, cease work in the immediate area, do not disturb species or habitat and contact the Engineer immediately. The work may not remove active nests from bridges and other structures during nesting season of the birds associated with the areas. If cones or shingles are discovered, cease work in the immediate area, and contact the Engineer immediately.

VI. Vegetation Resources

No Action Required Required Action

Action No.	Section 8 N.E. of Contract	Contract
1.		
2.		
3.		
4.		
5.		

VII. Edwards Aquifer

No Action Required Required Action

Action No.	Section 8 N.E. of Contract	Contract
1.		
2.		
3.		
4.		
5.		

VIII. Other Environmental Issues

No Action Required Required Action

Action No.	Section 8 N.E. of Contract	Contract
1.		
2.		
3.		
4.		
5.		

CLARK AVE.



Texas Department of Transportation

ENVIRONMENTAL PERMITS, ISSUES AND COMMITMENTS (EPIC)

FEDERAL ROAD DISTRICT	GENERAL AND PROJECTING DISTRICT/SECTION		ROADWAY ID
TEXAS	DISTRICT	COUNTY	CS
GENERAL SECTION	15	REGINA	SHRY 001
0015	17	113	