

## MCDOT SPECIAL PROVISIONS

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### TERMS AND CONDITIONS

#### TC SECTION 3 SCOPE OF WORK

##### TC 3.05 CONTINGENT ITEMS

**ADD:** The following:

##### TC SECTION 3.05 CONTINGENT ITEMS

Construction items for which quantities are identified in the “Schedule of Prices” pages of the Invitation for Bids as Contingent are established for the purpose of obtaining bids on one or more pay items that may be incorporated into the project.

The Engineer will have sole discretion in determining whether and to what extent these items will be incorporated into the project. The Engineer may order these items to be used at any location within the project and anytime during the work. In most cases contingent items will not be shown on the Plans. The estimated quantities specified in the Invitation for Bids for these items are present solely for the purpose of obtaining a representative bid price. The total of actual quantities required for the construction may only be a fraction of or many times the estimated quantity. The Requirements of GP-4.04 (Variations in Estimated Quantities) will **NOT** apply and TC-7.08 (Eliminated Items) shall apply.

**ADD:** The following:

##### TC - 3.06 WARRANTY OF CONSTRUCTION

The warranty as defined under paragraphs “(a)” through “(g)” in GP-4.10 does apply to this Contract and is hereby specified in this Invitation For Bids. The Contractor’s Performance Bond shall remain in full force and effect during the warranty period as defined above.