The following Special Conditions supplement and/or modify the standard Contract Documents.

General Conditions Para 2.1 CONSTRUCTION PROCEDURES

2.1.7 Soil testing information and data is not available for this project. In lieu of performing independent testing of the spoil material from the University of Cincinnati, contractors are to select disposal sites that do not require testing.

General Conditions Para. 2.2 CONSTRUCTION SUPERVISION

2.2.5 The Contractor shall manage any language barriers that may exist with the Contractor’s workforce, including subcontractors and tiered subs, to insure effective communication amongst all workers, at all times.

General Conditions Para. 2.3 PROTECTION OF THE PROJECT

2.3.5 The Contractor shall comply with the University’s written procedures for underground and concealed utility identification which shall be obtained through the Project Administrator.

2.3.5.1 A digging permit shall be initiated by the contractor and authorized by the Project Administrator prior to any digging or excavation activity of the contractor.

General Conditions Para. 2.4 MATERIALS AND EQUIPMENT

2.4.2.3 All storage areas shall be cleaned and restored to their original condition.

2.4.3.1 The University reserves the right to refuse to allow any material it considers to be a fire hazard to be stored on the University's property.

General Conditions Para 2.6 SAFETY PRECAUTIONS

2.6.7 The Contractor shall comply with the safety requirements as set forth in the SC-S (Special Conditions-Safety) or SP (Safety Program) sections of the Standard Conditions.

General Conditions Para. 2.9.1 TESTS
2.9.1.4 The University will contract for structural tests and inspections required by the Contract Documents pursuant to Chapter 17 of the OBC. The Contractor shall schedule and coordinate the testing/inspection services direct with the testing and inspection agency.

General Conditions Para. 2.16 INTERRUPTION OF EXISTING SERVICES

2.16.2.1 All interruptions to Utility Services shall be planned by the contractor in coordination with the University, so as to provide the least inconvenience and downtime. A major utility shutdown will require a minimum of two weeks notice from the contractor.

General Conditions Para. 2.17 PARKING

2.17.1 On-site parking for Contractor personnel will not be permitted within construction limits.

2.17.2 All vehicles on University property are subject to University Parking and Traffic Regulations. Parking on University property is limited. Contractors parking on University property will be charged the current rate to park, as space is available. The Contractor may purchase decals, if desired and available, from the Parking Services Office located on Corry Street.

General Conditions Para 5.1 UNIVERSITY PURCHASING DEPARTMENT

5.1.2 The University considers the Bidder’s average four (4) year Experience Modification Rate (EMR) as part of the “responsibleness” evaluation. An average EMR greater than 1.0 will be evaluated to determine “responsibleness” of the bidder.

General Conditions Para 9.2 CONTRACTOR PAYMENT REQUEST

9.2.3.2 The following schedule identifies intermediate milestone completion dates and applicable Liquidated Damages which the University shall be entitled to retain or recover from the Contractor for failure to complete the described Work within the specified timeframe. Refer to section ________ of the project manual for additional information. (Optional sentence if dictated by project.)

*OMIT IF NO MILESTONE COMPLETION DATES.*

<table>
<thead>
<tr>
<th>Milestone Description</th>
<th>No. of Days from Notice to Proceed</th>
<th>Liquidated Damage Amount Per Day</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Example)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Enclose Pressbox and Make Watertight</td>
<td>130</td>
<td>$1,500.00</td>
</tr>
</tbody>
</table>

General Conditions Para. 10.6 COMMISSIONING

SC - 2 of 4 Lead Contractor Project March 9, 2006
10.6.1 The Contractor shall participate, as prescribed in the technical specifications, in the building commissioning process.

10.6.2 The Contractor shall permit the Associate and University Representative(s) project access to commission all performance based equipment, fixtures, and/or systems (i.e., HVAC, Fire Protection, smoke evacuation, fume hoods, emergency power, etc.), prior to final occupancy (phased or otherwise).

10.6.3 The Associate and University’s Project Administrator shall obtain prior approval for commissioning access and activities, from the Contractor responsible for the fixture, equipment and/or system.

10.6.4 The Associate shall promptly notify, in writing, the Contractor responsible for the fixture, equipment and/or system of any deficiency noted during the commissioning effort.

General Conditions Para. 11.2 RECORD DRAWINGS

11.2.4 The Contractor shall furnish to the University a complete list of all Subcontractors, together with a list of their respective material and equipment suppliers. The material and equipment suppliers list must list each product name and number together with the address of the company and name and address of the nearest representative.

General Conditions Para. 14.2 FORM OF SUBMITTALS

14.2.1.4 To facilitate Building Commissioning, the Contractor shall submit to the Associate for approval 4 sets of O&M manuals for dynamic and engineered systems. This submission shall occur within 30 days following approval of all the contractor submittals required by the Technical Specifications.
General Conditions Para. 20.7 UNIVERSITY POLICIES, PROCEDURES, AND FORMS

20.7.1 Contractor shall utilize University forms and obtain them from the University’s website at: http://www.uc.edu/architect or from the Project Administrator.

20.7.2 The University reserves the right to make modifications to its polices, procedures and forms at any time.

20.7.3 Contractors are prohibited from modifying or annotating the forms.

General Conditions Para. 20.8 DRUG FREE WORKPLACE PROGRAM PARTICIATION

Modify the 1st sentence in the following subparagraph:

20.8.5 In addition to OBWC – approved DFWP Level 1 requirements, the University requires that each Contractor that provides labor on the Project construction site(s) shall participate in random drug testing of a minimum of ten (10) percent of the average annual workforce for all University construction projects.

Add the following sub paragraphs:

20.8.6 The University of Cincinnati has adopted the COATS (Construction Owners of the Tri-State) Substance Abuse and Drug Testing Policy. In addition to the contract requirement that the Contractor be enrolled and in good standing in an Ohio Bureau of Workers Compensation (OBWC) Drug Free Workplace Program (DFWP), the Contractor is required to comply, and to require their Subcontractors to comply with the COATS policy to do Work at the University of Cincinnati.

20.8.6.1 A COATS program folder and enrollment form may be obtained from the University’s program administrator Midwest Toxicology Services Inc., by calling 1-800-358-8450 or by logging on to their website: http://www.midwesttoxicology.com/.

20.8.6.2 Any worker or on-site supervisor that is found to be non-compliant with the requirements of the COATS policy will be removed from University property.

General Conditions Para. 20.9 EDGE PARTICIPATION AND REPORTING

20.9.1.3 The EDGE participation goal is ______ % Information regarding the EDGE Program can be obtained at http://www.das.ohio.gov/eod/edge.