

Special Provisions Addressing Liquidated Damages and Incentives & Disincentives

SP-19 INCENTIVE AND DISINCENTIVE FOR SUBSTANTIAL COMPLETION OF MILESTONES:

This special provision is for the application of incentives and disincentives for the timeliness of reaching milestones.

Milestone Area 1 (See Milestone Exhibit No. 1): This area includes the intersection and signal improvements from the southern construction limits at HWY 80 through Towne Centre Drive/Rustown Drive.

An **incentive of \$200,000** is offered for meeting the following criteria for "Milestone 1" by November 15, 2019:

1. All vehicular lanes included in Milestone Area 1 (this includes the turn lanes and intersections) must be paved and striped.
2. All vehicular lanes included in Milestone Area 1 are open to traffic.
3. All traffic signal improvements are complete and in operation for Gus Thomasson Road-Motley Drive intersection and the Gus Thomasson Road-Towne Centre Drive/Rustown Drive intersection.

A disincentive \$2,000 per calendar day will be applied for each calendar day past November 15th that the milestone criteria is not met.

Milestone Area 2 (See Milestone Exhibit No. 2): This area includes the intersection and signal improvements at Town East Boulevard and North Mesquite Drive.

An **incentive of \$100,000** is offered for meeting the following criteria for "Milestone 2" by November 15, 2019:

1. All vehicular lanes included in Milestone Area 2 (this includes the turn lanes and intersections) must be paved.
2. All vehicular lanes included in Milestone Area 2 are open to traffic.
3. All traffic signal improvements are complete and in operation for Gus Thomasson Road-Town East Boulevard intersection and the Gus Thomasson Road-North Mesquite Drive intersection.

A disincentive of \$1,000 per calendar day will be applied for each calendar day past November 15th that the incentive criteria is not met.

Page 79 – Special Provisions, SP-3 Liquidated Damages:

- Change SP-3 to read:
 - "This project is a 730 calendar day contract. Liquidated damages are per the provisions of 108.8.1 of the *Public Works Construction Standards, North Central Texas, Fifth Edition, November 2017.*"
 - This change increases the amount of liquidated damages from \$500.00 per day to \$1,000.00 per day.