

Exhibit A - Acronyms and Definitions

As used in the Design/Build Contract to which this Exhibit is attached, and in the other Contract Documents (unless otherwise specified therein), the following acronyms and terms shall have the meanings set forth below.

A.1 ACRONYMS

AADT	Annual Average Daily Traffic
AAN	American Association of Nurserymen
AAP	AASHTO Accreditation Program
AAR	Association of American Railroads
AASHTO	American Association of State Highway & Transportation Officials
ABC	Aggregate Base Course
ACC	Alternative Configuration Concept
ACHP	Advisory Council on Historic Preservation
ACI	American Concrete Institute
ACM	Asbestos-Containing Material
ADA	Americans with Disabilities Act
ADAAG	Americans with Disabilities Act Accessibility Guidelines
ADT	Average Daily Traffic
AGC	Associated General Contractors of America, Inc.
AI	Asphalt Institute
AIA	American Institute of Architects
AISC	American Institute of Steel Construction

AISI	American Iron & Steel Institute
AITC	American Institute of Timber Construction
AMRL	AASHTO Materials Reference Laboratory
ANSI	American National Standards Institute (formerly ASA and USASI)
APCD	Air Pollution Control Division
APEN	Air Pollution Emission Notice
ARA	American Railway Association
ARE	Additional Requested Element
AREA	American Railway Engineering Association
AREMA	American Railway Engineering & Maintenance Association
ARTBA	American Road & Transportation Builders Association
ASCE	American Society of Civil Engineering
ASCII	American Standard Code of Information Interchange
ASLA	American Society of Landscape Architects
ASME	American Society of Mechanical Engineers
ASTM	American Society for Testing & Materials
ATC	Alternative Technical Concepts
ATMS	Advanced Traffic Management System
ATR	Automatic Traffic Recorder
ATSSA	American Traffic Safety Services Association
AWG	American Wire Gauge
AWPA	American Wood Preservers' Association
AWS	American Welding Society

AWWA	American Water Works Association
BAFO	Best and Final Offer
BATCD	Basic and Temporary Configuration Diagram
BMP	Best Management Practices
BNSF	BNSF Railway Company (formerly The Burlington Northern and Santa Fe Railway Company)
BTPD	Black Tailed Prairie Dog
BOS	Bus On Shoulders
BRT	Bus Rapid Transit
CADD	Computer-Assisted Drafting and Design
CBC	Concrete Box Culvert
CCA	Colorado Contractors Association
CCD	City and County of Denver
CCI	Construction Cost Index
CCR	Colorado Code of Regulations
CCTV	Closed Circuit Television
CAPCDQ	Colorado Air Pollution Control Division
CDNR	Colorado Department of Natural Resources
CD	Collector-Distributor
CDOT	Colorado Department of Transportation
CDOW	Colorado Division of Wildlife
CDPHE	Colorado Department of Public Health & Environment
CDPS	Colorado Discharge Permit System

CERCLA	Comprehensive Environmental Response, Compensation & Liability Act, 42 U.S.C. §§ 9601, <i>et. seq.</i>
CFR	Code of Federal Regulations
CHP	Colorado Highway Patrol
CIH	Certified Industrial Hygienist
CIP	Cost in Place
CLOMR	Conditional Letter of Map Revision
CMS	Changeable Message Sign
COM	Communications
CP	Colorado Procedure
CPM	Critical Path Method
CQMP	Construction Quality Management Plan
C.R.S.	Colorado Revised Statutes
CRAL	Construction of Relocation Acceptance Letter
CRSI	Concrete Reinforcing Steel Institute
CRT	Console Monitor (Cathode Ray Tube)
CSEO	Colorado State Engineer's Office
CSL	Cross Sonic Log
D/B	Design/Build
dB	Decibels
DBE	Disadvantaged Business Enterprise
DCS	Document Control System

DCS	Demonstration Control Strip
DRAL	Design of Relocation Acceptance Letter
DRCOG	Denver Regional Council of Governments
DRB	Dispute Resolution Board
DTD	CDOT Division of Transportation Development
DTM	Digital Terrain Model
DWG	Drawing
EA	Environmental Assessment
ECM	Environmental Compliance Manager
EDB	Extended Detention Basin
ECP	Emissions Control Plan
ECS	Erosion Control Supervisor
ETC	Electronic Toll Collection
EEO	Equal Employment Opportunity
EIA	Electronic Industries Association
EIP	Environmental Investigation Plan
EIS	Environmental Impact Statement
EPA	(U.S.) Environmental Protection Agency
EPD	Escrowed Proposal Documents
ESAL	Equivalent Single Axle Load
ESB	Emerging Small Business
FACWet	Functional Assessment of Colorado Wetlands
FAR	Federal Acquisition Regulation

FCMs	Fracture Critical Members
FEIS	Final Environmental Impact Statement
FEMA	Federal Emergency Management Agency
FHWA	Federal Highway Administration
FIR	Field Inspection Review
FRA	Federal Railroad Administration
FTP	File Transfer Protocol
GAAP	Generally Accepted Accounting Principles
HASP	Health and Safety Plan
HBP	Hot Bituminous Pavement
HDPE	High-density polyethylene
HGL	Hydraulic Guidelines
HIRSYS	Hotline Information Retrieval System
HLMR	High Load Multi-rotational
HMA	Hot Mix Asphalt
HOV	High Occupancy Vehicle
HPTE	(CDOT) High Performance Transportation Enterprise
IEEE	Institute of Electrical & Electronics Engineers
IEQM	Independent Environmental Quality Manager
IES	Illuminating Engineering Society
IGA	Intergovernmental Agreement
IIMS	Incident Information Management System
IMP	Incident Management Plan

IMSA	International Municipal Signal Association
INWMP	Integrated Noxious Weed Management Plan
IPCEA	Insulated Power Cable Engineers Association
IRI	International Roughness Index
ISA	Initial Site Assessment
ISDN	Integrated Services Digital Network
ISO	International Organization for Standards
ISP	Information or Internet Service Providers
ITC	Interface Terminal Cabinet
ITE	Institute of Transportation Engineers
ITP	Instructions to Proposers
ITS	Intelligent Transportation Systems
KW	Kilowatt
LAN	Local Area Network
LAPB	Link Access Protocol, Balanced
Lc	Length of Simple Curve
Ls	Length of Spiral Curve
LED	Light Emitting Diode
LLRU	Lowest Level Replaceable Unit
LFD	Load Factor Design
LFR	Load Factor Rating
LOMR	Letter of Map Revision
LOS	Level of Service

LRFD	Load and Resistance Factor Design
LRFR	Load and Resistance Factor Rating
LS	Line Section
LTDS	Long-term design strength
MACM	Maximum Achievable Control Measures
MARV	Minimum average roll value
Mb	Megabit
Mbps	Megabits per Second
MBTA	Migratory Bird Treaty Act
MESA	Modified Environmental Site Assessment
MHT	Method for Handling Traffic
MIL	Military Specification
MIS	Management Information System
Mm	Millimeter
MMIS	Maintenance Management Information System
MMP	Materials Management Plan
MMU	Malfunction Management Unit
MOA	Memorandum of Agreement
MOT	Maintenance of Traffic
MOU	Memorandum of Understanding
mph	Miles per Hour
MS4	Municipal Separate Storm Sewer System
MSE	Mechanically Stabilized Earth

MTIP	Materials Testing and Inspection Plan
MUTCD	Manual on Uniform Traffic Control Devices
NAD	North American Datum
NAVD	North American Vertical Datum
NBIS	National Bridge Inspection Standards
NBS	National Bureau of Standards
NCHRP	National Cooperative Highway Research Program
NCN	Nonconformance Notice
NCR	Nonconformance Report
NDRD	New Development and Redevelopment
NEC	National Electrical Code (NFPA-70)
NEMA	National Electrical Manufacturers Association
NEPA	National Environmental Policy Act
NESC	National Electrical Safety Code
NESHAP	National Emissions Standards for Hazardous Air Pollutants
NFPA	National Fire Protection Association
NGS	National Geodetic Survey
NHS	National Highway System
NICET	National Institute for Certification in Engineering Technologies
NIOSH	National Institute for Occupational Safety & Health
NIST	National Institute of Standards & Technology
NPDES	National Pollution Discharge Elimination System
NSF	National Sanitation Foundation (nsf)

NTCIP	National Transportation Communications for I.T.S. Protocol
NTP1	First Notice to Proceed
NTP2	Second Notice to Proceed
NTS	Not to Scale
OAHP	Office of Archaeology and Historic Preservation
OSHA	Occupational Safety & Health Administration
PCCP	Portland Cement Concrete Pavement
PCI	Prestressed Concrete Institute
PCO	Potential Change Order
PCP	Product Control Plan
PDA	Pile-Driving Analyzer or Personal Digital Assistant
PE	Professional Engineer, or, in the context of right-of-way, PE shall mean Permanent Easements
PET	Polyester
PG	Performance Grade
PGDH	A Policy on Geometric Design on Highways and Streets (AASHTO)
PI	Public Information
PIP	Public Information Plan
PIV	Peak Inverse Voltage
PLS	Professional Land Survey (or Surveyor?)
PM	Program Manager
POSS	Point of Slope Selection
PP	Polyester polypropylene
PPE	Personal Protective Equipment

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PQCI	Process Quality Control Inspection
PQCT	Process Quality Control Testing
PRI	Pavement Rutting Index
psf	Pounds per square foot
PSI	Pavement Serviceability Index
PSQF	Permanent Stormwater Quality Facility
PSR	Pavement Serviceability Rating
Pt	Potential Transformer
PTFE	Polytetrafluoroethylene
PTI	Post-Tensioning Institute
PUC	Colorado Public Utilities Commission
PVC	Polyvinyl Chloride
PVI	Point of Vertical Intersection
PVT	Point of Vertical Tangency
PWR	Power
QA	Quality Assurance
QC	Quality Control
QCP	Quality Checkpoint
QM	Contractor’s Quality Manager
QMO	Quality Management Oversight
QMP	Quality Management Plan
QMS	Quality Management System
QPM	Quality Program Manual

QRD	Quality Records Database
R	Radius
RAQC	Regional Air Quality Council
RACM	Reasonable Achievable Control Measures
RAP	Recycled Asphalt Pavement
RCO	Request for Change Order
RCP	Reinforced Concrete Pipe
RCP	Request for Change Proposal
RCRA	Resource Conservation and Recovery Act, 42 U.S.C. §§ 6901 <u>et seq.</u>
RE	Railroad Easement
RECs	Recognized Environmental Conditions
RECAT	Regional Erosion Control Advisory Team
RFC	Released for Construction
RFP	Request for Proposals
RFQ	(CDOT) Request for Qualifications (
RHM	Recognized Hazardous Material
RL	Reinforcement Length
ROD	Record of Decision
<u>ROD 2</u>	<u>Record of Decision 2</u>
ROM	Rough Order of Magnitude
ROW	Right-of-Way
RSC	Rigid Steel Conduit
RTD	Regional Transportation District

RWIS	Roadway & Weather Information System
SAE	Society of Automotive Engineers
SAP	Sampling Analysis Plan
SBA	Small Business Administration
SBE	Small Business Enterprise
SCP	Stormwater Construction Permit
SHPO	State Historic Preservation Officer
SIA	Structure Inspection Assessment
SIC	Standard Industrial Code, U.S. Department of Labor
SI&A	Structural Inventory & Appraisal
SMA	Stone Matrix Asphalt
SMP	Safety Management Plan
SOQ	Statement of Qualifications
SPCC	Spill Prevention Control and Countermeasures (Plan)
SPCS	State Plane Coordinate System
SSPC	Steel Structures Painting Counsel
STD	Standard
STP	Shielded Twisted Pair
SWMP	Stormwater Management Plan
TCC	(CDOT) Traffic Communications Center
TCP	Traffic Control Plan
TDM	Transportation Demand Management
TE	Temporary Easement

TFE	CDOT Furnished Equipment
TIC	(CDOT) Transportation Information Center
TIG	Tungsten Inert Gas
TL	Testing Level
TMP	Traffic Management Plan
TMS	Traffic Management System
TMSR	Traffic Management Strategy Report
TOC	(CDOT) Traffic Operations Center
TRB	Transportation Research Board (of National Research Council)
TYP	Typical
UDFCD	Urban Drainage and Flood Control District
UE	Utility Easement
UL	Underwriters Laboratories
UNCC	Utility Notification Center of Colorado
UPS	Uninterruptible Power Supply
URA	Utility Relocation Agreement
USACE	United States Army Corps of Engineers
USAFA	United States Air Force Academy
USASI	United States of America Standards Institute
U.S.C.	United States Code
USDOT	United States Department of Transportation
USGS	United States Geological Survey
USFWS	U.S. Fish & Wildlife Service

Vc	Length of Vertical Curve
VDS	Vehicle Detection System
VE	Value Engineering
VECP	Value Engineering Change Proposal
VM	Video Monitor
VMA	Voids in the Mineral Aggregate
VMS	Variable Message Sign
WAQTC	Western Alliance for Quality Transportation Construction
WQCV	Water Quality Capture Volume
WBS	Work Breakdown Structure
WDP	Workforce Development Plan
WPA	Works Progress Administration
WQCD	Water Quality Control Division, Colorado Department of Public Health & Environment
WTVI	Working Time Violations Incident

A.2 Definitions

Abandonment	As related to Utilities, shall have the meaning set forth in the executed URAs included in the Reference Documents.
ACC Conditions	Conditions that CDOT or FHWA identify during the ACC process that are necessary for Approval of the ACC.

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Acceleration Costs	Shall mean those fully documented increased costs reasonably incurred by the Contractor; (i.e., costs over and above what the Contractor would otherwise have incurred) which are directly attributable to increasing the performance level of the Work in an attempt to complete necessary Activities of the Work earlier than otherwise anticipated, such as for additional equipment, additional crews, lost productivity, overtime and shift premiums, increased supervision, and any unexpected movement of materials, equipment, or crews necessary for resequencing in connection with acceleration efforts.
Accept or Acceptance	Formal conditional determination in writing by the CDOT Project Manager that a particular matter or item appears to meet the requirements of the Contract Documents.
Activity	Parts of the Work including finished products or functional processes required as subcomponents of the Work Breakdown Structure, as defined by the Contractor.
Additional Requested Elements	The meaning set forth in Book 2, Section 1
Affected Area	As related to mined land reclamation, the total disturbed surface of a pit or quarry such as sand, gravel, topsoil, or borrow, that is being mined or will be mined. The area includes, but is not limited to, the excavation area, plant, and stockpile areas, parking and storage areas, and the haul roads.
Affiliate	<p>(1) Any Person that directly or indirectly through one or more intermediaries controls, or is controlled by, or is under common control with the: (i) Contractor or (ii) any Major Participant; and</p> <p>(2) Any Person for which 10% or more of the equity interest in such Person is held directly or indirectly, beneficially, or of record by the: (i) Contractor, (ii) any Major Participant, or (iii) any Affiliate of the Contractor under Part (1) of this definition.</p> <p>For purposes of this definition, the term “control” means the possession, directly or indirectly, of the power to cause the direction of the management of a Person, whether through voting securities, by contract, family relationship, or otherwise.</p>
Alternative Configuration Concepts	The meaning set forth in Section 2.3.1 of the Instructions to Proposers.
Alternative Technical Concepts	The meaning set forth in Section 2.2.1 of the Instructions to Proposers.
Applicable Laws	See Legal Requirements.
Application for Final Payment	The application described in Book 1, Section 11.6.1.
Approve or Approval	Formal conditional determination in writing by the CDOT Project Director that a particular matter or item is good or satisfactory for the Project.

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Architectural and Engineering Services	All Work relating to the design, including preparation and interpretation of architectural and engineering plans and specifications, development of design solutions for conformance with all codes and public safety requirements and other design related decision-making, and any other activities, collectively, which are required to be practiced by an architect or engineer in accordance with the laws of the State of Colorado.
As-Built	Revised set of drawing submitted by a Contractor upon completion of the Project or a particular job. They reflect all changes made in the specifications and working drawings during the construction process, and show the exact dimensions, geometry, and location of all elements of the work completed under the contract.
As-Built Documents	The documents to be provided by the Contractor as described in Book 2, Section 2.
As-Built Schedule	The meaning set forth in Book 2, Section 2
Backfill	Material used to replace or the act of replacing material removed during construction.
Base Course	One or more layers of specified material and thickness placed on a subbase or a subgrade to support a surface course.
Basic Configuration	The elements defining the Project as set forth in Book 2, Section 1.2, subject to any permitted modifications thereto contained in the Proposal Documents.
Betterment	As related to Utilities, a betterment is generally defined as the upgrading; (e.g. increase in capacity) of a Utility being relocated that is not attributable to the construction of the Project or is made solely for the benefit of and at the election of the Utility Owner (not including a technology improvement which can be implemented at a cost equal to or less than the cost of a “like for like” replacement or relocation). The use of new materials or compliance with current standards in the performance of the Utility Work is not considered a Betterment.
Blue Book	The meaning set forth in Book 1, Section 13.7.3.1.
Book 1	The Contract Document designated as Book 1 in the RFP.
Book 2	The Contract Document designated as Book 2 in the RFP.
Book 3	The Contract Document designated as Book 3 in the RFP.
Book 4	The Contract Document designated as Book 4 in the RFP.

Bridge	<p>A structure, including supports, erected over a depression or an obstruction such as water, highway, or railroad, and having a track or passageway for carrying traffic or other moving loads and having a length measured along the center of roadway of more than 20 feet (6 m) between undercopings of abutments or extreme ends of openings for multiple boxes.</p> <p><i>Length.</i> The length of a bridge structure is the over-all length measured along the line of survey stationing back to back of backwalls of abutments, if present, otherwise, end to end of the bridge floor; but in no case less than the total clear opening of the structure.</p> <p><i>Roadway Width.</i> The clear width measured at right angles to the longitudinal centerline of the bridge between the bottom of curbs or guard timbers, or in the case of multiple heights of curbs, between the bottoms of the lower risers.</p>
Calendar Day	Each and every day shown on the calendar, beginning and ending at midnight.
CDOT	The Project Director for the Project, acting directly or through a representative authorized in writing, who is responsible for administrative supervision of the Project; or the State of Colorado for the use and benefit of the Department of Transportation, whichever the context requires.
CDOT-Caused Delays	Unavoidable delays, to the extent that they affect the Critical Path, arising from the following matters and no others:
	(a) A suspension order pursuant to Book 1, Section 14.1;
	(b) CDOT-Directed Changes;
	(c) Failure or inability of CDOT to provide the Contractor with access to ROW identified on the ROW Plans on or before the deadline for such access set forth in the ROW Access Schedule;
	(d) Failure or inability of CDOT to provide responses to proposed schedules, design submittals and other submittals and matters for which response by CDOT is required, within the time periods indicated in the Contract Documents;
	(e) Uncovering, removing, and restoring Work, to the extent provided in Book 1, Section 5.5.3;
	(f) Delay in issuance of NTP2 or provision of reasons why it was unable to do so to the extent provided in Book 1, Section 4.2.2;
	(g) Any improper action by CDOT as representative with binding authority, as specified in Book 1, Section 24.5.1, or improper failure to act by CDOT within a reasonable time after delivery of notice by the Contractor to CDOT requesting such action; and

	Any court order to suspend Work shall not be considered a CDOT-Caused Delay (although it may qualify as a Force Majeure event) despite the fact that CDOT may specifically direct the Contractor to comply with the court order.
CDOT-Directed Changes	Any changes in the Work (including changes in the standards applicable to the Work), which CDOT has directed the Contractor to perform as described in Book 1, Section 13.
Certificate of Compliance	A certification, including a signature by a person having legal authority to act for the manufacturer, stating that the product or assembly to be incorporated into the Project was fabricated in accordance with and meets the applicable requirements of the Contract Documents, or verifying the quality and quantity of material delivered which shall be accepted by the Contractor, whichever is applicable.
Certified Invoice	Any invoice or billing endorsed by the Contractor, certifying that material, specialty work, subcontract work, rental, lease, services, etc. were acquired for the Project and that the invoiced or billed amount represents the actual costs.
Certified Test Report	A test report from the manufacturer or an independent testing laboratory, including a signature by a person having legal authority to act for the manufacturer or the independent testing laboratory stating that the test results show that the product or assembly to be incorporated into the Project has been sampled and tested and the samples have passed all specified tests.
Change Order	The meaning set forth in Book 1, Section 13.1.1.1.
Claim	A separate demand by the Contractor for: (i) a time extension which is disputed by CDOT, or (ii) payment of money or damages arising from work done by or on behalf of the Contractor in connection with the Contract which is disputed by CDOT. A claim will cease to be a Claim upon resolution thereof, including resolution by delivery of a Change Order or Contract amendment signed by all parties.
Commercial Vehicle(s)	A vehicle used on highways, in interstate commerce, that meets one of the following criteria: (i) has a Gross Vehicle Weight Rating (GVWR) or Gross Combination Weight Rating (GCWR), or gross vehicle weight or gross combination weight of 10,001 pounds or more, whichever is greater; (ii) is designed to transport more than eight passengers (including the driver) for compensation; (iii) is designed to transport 16 or more people, including the driver and is not used to transport passengers for compensation; (iv) functions to transport hazardous materials in quantities requiring the vehicle to be placarded.
Completion Deadlines	Any or all of the following deadlines, depending on the context: the Completion Deadline and the Final Acceptance Deadline.

Constructive	When used in connection with the terms “change in the Work,” “delay,” “suspension,” or “acceleration,” that change in the Work, delay, suspension, or acceleration which, but for the express terms of the Contract Documents, could be inferred or implied at law.
Contaminated Groundwater	Extracted groundwater including contaminants above legally-permitted discharge levels so as to require treatment prior to re-use or disposal. Contaminated groundwater, which may legally be re-used without treatment, including use for dust control, or which merely requires dilution prior to re-use or disposal, shall specifically be excluded from the definition.
Contaminated Soils	Soils containing Hazardous Substance constituents in an amount above the applicable CDPHE remediation levels, and less than the amounts set forth in 40 CFR, Part 261.
Contract	Depending on the context: (i) the Design/Build Contract, or (ii) collectively, the Contract Documents, which establish the rights and obligations of CDOT and the Contractor.
Contract Deadlines	The deadlines set forth in Book 1, Section 4.3
Contract Documents	The meaning set forth in Book 1, Section 1.2.
Contract Drawings	The drawings included in Book 4, including the ROW Plans.
Contract Price	The meaning set forth in Book 1, Section 11.1.1.
Contract Schedule	The meaning set forth in Book 2, Section 2.
Contractor	The meaning set forth in the first page of Book 1.
Contractor-Related Entities	Contractor, Major Participants, Subcontractors, their employees, agents and officers and all other Persons for whom Contractor may be legally or contractually responsible.
Contractor Specifications	The specifications describing the Work that are developed by the Contractor.
Contractor’s Engineer	A professional engineer registered in the State of Colorado who is responsible for engineering and administrative supervision of the Project on behalf of the Contractor, who is either an employee of the Contractor, or a consulting engineer under contract to the Contractor.
Contractor’s Utility Tracking Report	The report regarding Utilities likely to be impacted by the Project which the Contractor shall maintain on a current basis, and which the Contractor shall periodically submit to CDOT, as more particularly described in Book 2, Section 7.3.2.
County	Broomfield City and County.
Critical Path	The precedence of activities with total Float less than or equal to zero on each applicable Contract Schedule.
Cross Drain	Pipes or culverts that convey flow from one side of the road to the other, and are typically open on each end. Also known as a cross culvert.

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Current Initial Schedule	The meaning set forth in Book 2, Section 2.
Day	The meaning set forth in Book 1, Section 1.8.
Defect or Defective Condition	Nonconforming Work.
Delay and Disruption Damages	The meaning set forth in Book 1, Section 13.5.2.
Denver Parks Representative	The person from the City and County of Denver Department of Parks and Recreation, acting directly or through a representative authorized in writing, who is responsible for oversight of the City and County of Denver Department of Parks and Recreation’s interests regarding any portion of the Project located on City and County of Denver Department of Parks and Recreation property.
Department	The Colorado Department of Transportation.
Design/Build Contract	That certain Design/Build Contract (the US 6 DESIGN BUILD Project) executed by CDOT and the Contractor (to which this Exhibit A is attached), and any and all amendments thereto.
Design Documents	All drawings (including plans, elevations, sections, details, and diagrams), specifications, reports, calculations and records, at any stage of development or revision necessary for design of the Project in accordance with the Contract Documents.
Differing Site Conditions	"Differing Site Conditions" shall mean (a) subsurface or latent conditions encountered at the exact boring holes identified in the geotechnical reports included in Book 3, which differ materially from those conditions indicated in the geotechnical reports for such boring holes, or (b) physical conditions of an unusual nature, differing materially from those ordinarily encountered in the area and generally recognized as inherent in the type of work provided for in the Contract. The term shall specifically exclude all such conditions of which Contractor had actual or constructive knowledge as of the Proposal Due Date. The foregoing definition specifically excludes (x) Utility facilities, (y) Hazardous Substances and (z) any conditions which constitute or are caused by a Force Majeure event.
Directive Letter	The letter described in Book 1, Section 13.1.1.2.
Disadvantaged Business Enterprise	The meaning set forth in Exhibit A, Book 2, Section 20.
Dispute	The meaning set forth in Book 1, Section 19.2.
Effective Date	The date of execution of the Contract by CDOT.
Emerging Small Business	A firm certified by CDOT to participate in CDOT’s ESB Program and listed in the then current ESB Directory.

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Emerging Small Business/ESB Directory	The list of ESBs, available online at http://www.coloradodot.info/content/business/eeo/ESBDirectory.pdf .
Engineer	See “Contractor’s Engineer.” The Contractor acknowledges and agrees that CDOT will be responsible for certain oversight and other matters with respect to the Project, and that as a result certain rights in favor of the Engineer may be exercised by and inure to the benefit of CDOT rather than the Contractor’s Engineer. In the event any question arises regarding whether any such rights are applicable to CDOT or how to apply such rights, CDOT’s interpretation regarding such matter shall control.
Environmental Approvals	The EIS, ROD, EIS Reevaluation, and SB 40 Certification for the Project identified in Book 2, Section 5.
Environmental Compliance Work Plan	The meaning set forth in Book 2, Section 5.0.
Environmental Impact Statement or EIS	The Environmental Impact Statement 2006 Interstate 25 (I-25) Valley Highway Final Environmental Impact Statement (FEIS), associated 2007 Record of Decision (ROD) and 2012 Reevaluation and Record of Decision (ROD).
Environmental Laws	All Legal Requirements now or hereafter in effect relating to the environment or to emissions, discharges, releases, or threatened releases of Hazardous Substances into the environment, including into the air, surface water or groundwater, or onto land, or relating to the manufacture, processing, distribution, use, treatment, storage, disposal, transport, or handling of Hazardous Substances or otherwise relating to the protection of public health, public welfare, or the natural environment (including protection of nonhuman forms of life, land, surface water, groundwater, and air), including the statutes listed in the definition of Hazardous Substances; the National Environmental Policy Act, as amended, 42 U.S.C. §§ 4321 <i>et seq.</i> ; the Occupational Safety and Health Act, as amended, 29 U.S.C. §§ 651 <i>et seq.</i> ; and the Hazardous Materials Transportation Act, as amended, 49 App. U.S.C. §§ 1801; the Endangered Species Act, as amended, 16 U.S.C. §§ 1531 <i>et seq.</i> ; the Clean Water Act, 33 U.S.C. §§ 1251, <i>et seq.</i> ; the Safe Drinking Water Act, 42 U.S.C. §§ 300f, <i>et seq.</i> ; the Migratory Bird Treaty Act, 16 U.S.C. §§ 703 <i>et seq.</i> ; and the Eagle Protection Act, 16 U.S.C. § 668, each as amended.
Equipment	All machinery, tools, and apparatus together with supplies for upkeep and maintenance, necessary for the proper construction and acceptable completion of the Work.
Error	An error, omission, inconsistency, inaccuracy, deficiency or other defect.
Escrowed Proposal Documents	The meaning set forth in Book 1, Section 21.1.

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Event of Default	A default as described in Book 1, Section 16.1.1, following notice and opportunity to cure to the extent permitted by Book 1, Section 16.1.2 and issuance by CDOT of notice that an Event of Default has occurred.
Federal Requirements	All Legal Requirements applicable to work financed with federal funds and the provisions required to be included in FHWA-assisted contracts, including the provisions set forth in Book 1, Exhibit C.
Final Acceptance	Acceptance of the Project as described in Book 1, Section 20.1.4.
Final Completion	Final Completion as defined in Book 1, Section 20.
First Notice to Proceed (NTP1)	A first written notice issued by CDOT to the Contractor to proceed with certain limited Work on the date specified therein.
Fixed Price/Best Design Approach	The best value selection method set forth in 23 C.F.R., Part 627, et.al.
Float	The meaning set forth in Book 2, Section 2.1.3.2.8
Force Majeure	For purposes of a Contract Price increase, the meaning set forth in Book 1, Section 13.3.1.2. For purposes of Contractor’s entitlement to a time extension, the meaning set forth in Book 1, Section 13.3.1.3.
General Layout Drawing	A drawing depicting the Plan View, the Longitudinal Section, a Profile Diagram and a Typical Section for a given structure.
Governmental Approval	Any approval, authorization, certification, consent, decision, exemption, filing, lease, license, permit, agreement, concession, grant, franchise, registration or ruling, required by or with any Governmental Person in order to design and construct the Project.
Governmental Person	Any federal, state, local or foreign government and any political subdivision or any governmental, quasi-governmental, judicial, public or statutory instrumentality, administrative agency, authority, body or entity. The term includes the State of Colorado and agencies and subdivisions thereof, other than the Department of Transportation.
Guaranteed Maximum Price	The Guaranteed Maximum Price is the lesser of \$106 million (\$50 million will be Bridge Enterprise funding and \$56 million is non-Bridge Enterprise funding) or the costs submitted on Form J of the Instructions to Proposers if the Form J costs are lower than \$ — 106 million.

Hazardous Substances	<p>Any of the following:</p> <ul style="list-style-type: none"> (a) Substance, product, waste or other material of any nature whatsoever which is or becomes listed, regulated, or addressed pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 USC Section 9601, et seq. (“CERCLA”); the Hazardous Materials Transportation Act, 49 USC Section 1801, et seq.; the Resource Conservation and Recovery Act, 42 USC Section 6901 et seq. (“RCRA”); the Toxic Substances Control Act, 15 USC Sections 2601 et seq.; the Clean Water Act, 33 USC Sections 1251 et seq.; the Clean Air Act, 42 USC Sections 7401 et seq.; all as amended, or any other federal, state or local statute, law, ordinance, resolution, code, rule, regulation, order or decree regulating, relating to, or imposing liability or standards of conduct concerning, any hazardous, toxic or dangerous waste, substance or material, as now or at any time hereafter in effect, (b) Any substance, product, waste or other material of any nature whatsoever which may give rise to liability under any of the above statutes or under any statutory or common law theory based on negligence, trespass, intentional tort, nuisance or strict liability or under any reported decisions of a state or federal court, (c) Petroleum or crude oil excluding de minimis amounts and excluding petroleum and petroleum products contained within regularly operated motor vehicles, and (d) Asbestos or asbestos-containing materials in structures and or other improvements on or in the Site (other than mineral asbestos naturally occurring in the ground).
Highway, freeway, street, or road	A general term denoting a public way for purposes of vehicular travel, including the entire area within the ROW.
Holidays	New Year’s Day, Dr. Martin Luther King, Jr.’s Birthday (observed), Washington-Lincoln Day, Cesar Chavez Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans’ Day, Thanksgiving Day, and Christmas Day. When New Year’s Day, Cesar Chavez Day, Independence Day or Christmas Day falls on Sunday, the following Monday shall be considered a Holiday. When one of these days falls on a Saturday, the preceding Friday shall be considered a Holiday. Additional legal holidays, when designated by the Governor of the State of Colorado or the President of the United States will also be included as Holidays.
CDOT Offices	The meaning set forth in Book 2, Section 2.
Incidental Utility Work	The meaning set forth in the executed URAs included in the Reference Documents.
Including, or including, includes, included	All references in the Contract Documents to “including” or “including” shall mean “including, but not limited to”.

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Incremental Costs	Those costs, if any, which the Contractor incurs as a result of a particular circumstance, which the Contractor would not have incurred but for the circumstance. In determining such costs, one would determine the total cost that the Contractor would have incurred had the circumstance not occurred, and subtract such amount from the costs actually incurred; the difference is the “increment.” (For example, if the Contractor originally has to relocate three water lines, and a fourth water line is discovered in the same general area which can be relocated by the same crew, then if the Contractor is entitled (pursuant to Contract Section 12.4.1.1) to a Change Order increasing the Contract Price on account of such newly discovered water line, CDOT will be charged with only the costs of keeping the crew working the additional time to relocate the fourth water line, and will not be charged any portion of the expense of moving the crew to the site in the first place.)
Indemnified Parties	The meaning set forth in Book 1, Section 18.1.1.
Independent Assurance	The meaning set forth in Book 2, Section 3.
Initial Schedule	The meaning set forth in Book 2, Section 2.
Inspection	The act of viewing or looking carefully at construction, manufacturing, design, and maintenance practices, processes, and products, including document control and shop drawing review, to ensure that the practices, processes, and products comply with the quality requirements contained in the Contract Documents.
Materials Testing and Inspection Plan	The meaning set forth in Book 2, Section 3.
Inspector or Inspector	The Contractor’s authorized representative assigned to perform inspection of Contract performance.
Instructions to Proposers	The RFP Document identified as Instructions to Proposers.
ITS Work	All elements of the Work necessary for completion of the ITS Elements, including providing equipment to meet specified performance measures, development of computer software, installation of equipment, testing and acceptance of equipment and software, integration of newly installed components with existing ITS infrastructure and maintenance of ITS components.
Integrator	
Key Personnel	The persons listed on Contract Exhibit D, subject to revision in accordance with the Contract Documents.
Laboratory	The testing laboratory of the Contractor, CDOT, or any other certified testing laboratory.

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Landscape and Aesthetics	The design and visual treatment of Project elements and components comprising landscaping for the highway ROW, architectural treatment of bridges and Structures with their adjacent environments, retaining and noise wall patterning, parking structures, site furnishings and lighting and slope paving.
Landscape Acceptance	The meaning set forth in Book 2, Section 17.
Landscape Establishment Period	The meaning set forth in the Standard Specifications
Late Finish Cost Schedule	The late start dates set forth on each applicable Contract Schedule, subject to revision in connection with any Change Orders, which revise the Contract Schedules.
Legal Requirements	All applicable federal, state and local laws, codes, ordinances, rules, regulations, judgments, decrees, directives, guidelines, policy requirements, orders and decrees of any Governmental Person having jurisdiction over the Project or Site, the practices involved in the Project or Site, any Work, or any Utility Work being performed by a Utility Owner. The term "Legal Requirements" does not include Governmental Approvals.
Lien	Any pledge, lien, security interest, mortgage, deed of trust or other charge or encumbrance of any kind, or any other type of preferential arrangement (including any agreement to give any of the foregoing, any conditional sale or other title retention agreement, any lease in the nature of a security instrument, and the filing of or agreement to file any financing statement or other instrument intended to perfect a security interest).
Liquidated Damages	The damages described in Book 1, Section 17.1.
Major Participant	Any of the following entities: all general partners or joint venture members of Proposer; all individuals, persons, proprietorships, partnerships, limited liability partnerships, corporations, professional corporations, limited liability companies, business associations, or other legal entity however organized, holding (directly or indirectly) a 25percent or greater interest in Proposer; any Subcontractor that will perform Work valued at 30 percent or more of the overall Contract amount; the lead engineering/design firm(s); and each engineering/design subconsultant that will perform 30 percent or more of the design Work.
Materials	All components required for use in the construction of the Project.
Monthly Progress Schedule	The meaning set forth in Book 2, Section 2
Multi-Use Trail	A trail that accommodates various travel modes.
Necessary Design Change	The meaning set forth in Book 1, Section 2.4.3.

New Environmental Approval	Any of the following: (a) A new Governmental Approval of the same type as an Environmental Approval; and (b) A renewal, revision, modification or amendment to one or more of the Environmental Approvals.
Nonconformance Report (NCR)	The report described in Book 2, Section 3.
Nonconforming Work	Work performed that does not meet the requirements of the Contract Documents.
Nonconforming Work Notice (NWN)	The notice described in Book 2, Section 3.
Notice of Final Acceptance	The notice delivered to the Contractor under Book 1, Section 20.6.5 stating that final CDOT acceptance of the Project has occurred.
Notice of Termination (or Partial Termination)	A notice issued by CDOT to terminate the Contract and the performance of Work by the Contractor, either in whole or in part, pursuant to Book 1, Section 15.
NTP1 Payment Cap	The amount of \$1.6 million.
Operation Acceptance Reviews	The meaning set forth in Book 2, Section 3.
Options	
Original Initial Schedule	The meaning set forth in Book 2, Section 2.
Overburden	Any material that overlays material designated for road or bridge construction.
Pavement Structure	The combination of one or more of the following courses placed on a subgrade to support and distribute the traffic load to the roadbed. <i>Subbase.</i> The layer or layers of specified or selected material placed on a subgrade to support a base course, surface course, or both. <i>Base Course.</i> The layer or layers of specified or selected material placed on a subbase or a subgrade to support a surface course. <i>Surface Course.</i> One or more layers of a pavement structure designed to accommodate the traffic load, the top layer of which resists skidding, traffic abrasion, and the disintegrating effects of climate. The top layer is sometimes called "Wearing Course."
Payment Bond	The payment bond described in Book 1, Section 8.2.
PCO Notice	The potential change order notice described in Book 1, Section 13.3.
Performance Bond	The performance bond described in Book 1, Section 8.1.
Permission to Enter Property Forms	The meaning set forth in Book 2, Section 8.

Person	Any individual, corporation, company, voluntary association, partnership, trust, unincorporated organization, or Governmental Person, including CDOT.
Preliminary Initial Schedule	The meaning set forth in Book 2, Section 2.
Profile Grade	The trace of a vertical plane usually intersecting the top surface of the proposed rail or wearing surface and usually along the longitudinal centerline of the roadbed. Profile grade means either elevation or gradient of such trace according to the context.
Project	The US 6 DESIGN BUILD Project as more specifically described in Book 2, Section 1.0, the Contractor’s Proposal and all Work to be provided by the Contractor as a condition to Final Acceptance.
Project Completion Deadline	Achievement of all Work necessary to meet the Project Completion Deadline as described in Book 1, Section 4.3.
Project Control Diagram	The meaning set forth in Book 2, Section 9.
Project Director	The person designated by CDOT to direct the Project and to receive delivery of notices to CDOT per Book 1, Section 24.10.1.
Project Manager	The person designated by the Contractor to supervise the Project Persons performing Work, and to receive delivery of notices to the Contractor per Book 1, Section 24.10.1.
Project Survey Coordinator	The meaning set forth in Book 2, Section 9.
Property Management Plan	The meaning set forth in Book 2, Section 8.
Proposal or Proposal Documents	Those documents constituting the Contractor’s proposal in response to the RFP, including any best and final offers or supplements to proposals as may have been requested by CDOT.
Proposal Due Date	The date the Proposal was due as specified in the Instructions to Proposers.
Proposer	An individual, firm, partnership, corporation, joint venture, or combination thereof that was shortlisted under CDOT’s Request for Qualifications issued on August 24, 2012, and in consideration of any addendums to such, and that submits a proposal in response to the RFP.
Proposer’s Price	The price included by the Proposer in Form J that is less than the Guaranteed Maximum Price for the Project. The Proposer may only include a Proposer’s Price if the Proposer has included 100% of all AREs in its Proposal.

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Protection-in-Place or Protect-in-Place	Any Activity undertaken to avoid damaging a Utility which does not involve removing or relocating that Utility, including staking the location of a Utility, avoidance of a Utility’s location by construction equipment, installing steel plating or concrete slabs, encasement in concrete, temporarily de-energizing power lines, and installing physical barriers, per Utility Owner’s requirements as necessary to ensure their safe operation and structural integrity. For example, temporarily lifting power lines without cutting them would be considered Protection in Place; whereas temporarily moving power lines to another location after cutting them would be considered a temporary Relocation.
Public Information Plan	The plan provided by the Contractor and Approved by CDOT as described in Book 2, Section 6.
Punch List	The list of Work items with respect to the Project which remain to be completed after achievement of each Milestone Completion, each Segment Completion, or the Project Completion, generally limited to minor incidental items of Work necessary to correct imperfections which have no adverse effect on the safety or operability of the Project.
Qualified Professional	<u>A person knowledgeable in the principles and practice of construction and project management, such as a licensed professional engineer, or certified professional in construction management or project management.</u>
Quality Assurance (QA)	All those planned and systematic actions necessary for the Contractor to certify to CDOT that all Work fully complies with the requirements of the Contract Documents and that all materials incorporated in the Work, all equipment used, and all elements of the Work will perform satisfactorily for the purpose(s) intended.
Quality Control (QC)	The activities performed by the Contractor, designer, producer or manufacturer to ensure and document that a product meets the requirements of the Contract Documents. Activities may include checking, materials handling and construction procedures, calibrations and maintenance of equipment, shop drawing review, document control, production process control, and any sampling, testing, and inspection done for these purposes.
Quality Program Manual	The plan provided by the Contractor and Approved by CDOT as described in Book 2, Section 3 (or, prior to such Approval, the draft quality program manual included with the Proposal Documents).
Real-Time Notice	Information about construction activities as they happen. This information will be disseminated to stakeholders through a variety of tools to give them access to current Project conditions.
Recognized Hazardous Materials	The meaning set forth in Book 2, Section 5.

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Record Set	A reproduction of a drawing or set of drawings, design calculations, or other record of engineering work required to be performed by the Contractor’s Engineer in accordance with the Rules of Procedures of the State Board of Registration for Professional Engineers and Land Surveyors.
Recovery Schedule	The schedule described in Book 2, Section 2, and which Contractor is required to provide under Book 1, Section 4.5.
Reference Documents	The RFP Documents designated as Reference Documents, and described in Book 1, Section 1.4.
Released for Construction Documents	The drawings (including plans, elevations, sections, details, and diagrams), specifications, shop drawings, drawings, samples, reports and calculations approved by the Contractor for construction as required by Book 2, Section 3.
Relocation or Relocate	As related to Utilities, each removal, transfer of location, Abandonment and/or providing temporary services as necessary, of any and all Utilities that is necessary or advisable in order to accommodate or permit construction of the Project.
Remediation Work	After determination by the Contractor that a Hazardous Substance(s) exists, sampling, treatment, and/or off-Site disposal of Hazardous Substances and materials containing Hazardous Substances, as Approved by CDOT and in accordance with Book 2, Section 5.
Request for Change Order (RCO)	A Contractor-initiated request for a change order under Book 1, Section 13.3.
Request for Change Proposal (RCP)	A proposal issued by CDOT under Book 1, Section 13.2.1.
Request for Proposals	The Request for Proposals for the US 6 DESIGN BUILD Project issued by CDOT on ____, 20__, including all addenda thereto.
Responsible Charge	Personal responsibility for the control and direction of engineering work within a professional engineer’s scope of competence.
Retainage	The meaning set forth in Book 2, Section 19, Exhibit A.
Revised Baseline Schedule	The meaning set forth in Book 2, Section 2.
RFP Documents	The documents listed in ITP Section 1.2.
Right-of-Way	The real property and property interests provided by CDOT, or any City or County (through agreements with CDOT) necessary for ownership and operation of the Project.
Road	A general term denoting a public way for purposes of vehicular travel, including the entire area within the ROW.

Roadbed	The graded portion of highway within top and side slopes, prepared as a foundation for the pavement structure and shoulders.
Roadbed Material	Material in cuts, embankments, and in embankment foundations from the subgrade down that supports the pavement structure.
Roadside	A general term denoting the area adjoining the outer edge of the roadway. Extensive areas between the roadways of a divided highway may also be considered roadside.
Roadside Development	Those items necessary for the preservation of landscape materials and features. The rehabilitation and protection against erosion of all areas disturbed by construction through seeding, sodding, mulching and the placing of other ground covers. Suitable planting and other improvements as may increase the effectiveness and enhance the appearance of the highway.
Roadway	The portion of a highway within limits of construction.
Roadway Width	See bridge.
Routine Maintenance Activity	The type of work performed on a routine; (e.g., daily or weekly) basis to maintain the highway surfaces, shoulders, roadsides, facilities, and structures; such as litter pickup, graffiti removal, and vegetation control.
ROW Access Schedule	The meaning set forth in Book 1, Section 6.1.2.1.
ROW Plans	The meaning set forth in Book 1, Section 6.1.1.
Safety Management Plan	The Approved safety management plan established by the Contractor, as specified in Book 2, Section 2 (or, prior to such Approval, the draft safety management plan included with the Proposal Documents).
Salvable Material	Material that can be saved or salvaged. Unless otherwise specified in the Contract, all salvable material shall become the property of the Contractor.
Second Notice to Proceed (NTP2)	A written notice issued by CDOT to the Contractor to proceed with the remainder of the Work on the date specified therein.
Service Line	As related to Utilities, a Utility line, the function of which is to directly connect the improvements on an individual property to another Utility line located off such property, which other Utility line connects more than one such individual line to a larger system. (The term "Service Line" also includes any Utility on public or private property that services structures located on such property.)
Shop Drawings	A general term that includes drawings, diagrams, illustrations, samples, schedules, calculations, and other data, which provide details of the construction of the Work and details to be used by the Engineer for inspection.
Shoulder	The portion of the roadway contiguous with the traveled way for accommodation of stopped vehicles, for emergency use, and for lateral support of base and surface courses.

Side Drain	A pipe or culvert which is typically parallel to the roadway and under a driveway or a road approach to the mainline roadway.
Sidewalk	That portion of the roadway constructed for pedestrian use.
Site	The parcels of ROW identified on the ROW Plans or upon which the Project is to be constructed and installed as well as all other areas in the vicinity used by the Contractor for construction Work.
Small Business Enterprise	A business certified by RTD to participate in RTD’s Small Business Enterprise Program as a Level 1, Level 2, or Level 3 SBE and listed on the then current SBE Directory.
Small Business Enterprise/SBE Directory	The list of SBE Directory is available online at http://www.rtd-denver.com/Biz_DBESBE.shtml
Specialty Item	Work requiring highly specialized knowledge, abilities, or equipment not ordinarily available in the type of contracting organization qualified and expected to bid on the Contract as a whole, and generally limited to minor components of the overall Contract.
Stakeholder	An individual or group whose interests may be impacted similarly (whether real or perceived) by the construction of the Project.
Stabilization	Modification of soils or aggregates by incorporating materials that increase load-bearing capacity, firmness, and resistance to weathering or displacement.
Stakeholder	The meaning set forth in Book 2, Section 4.
Standard Drawings	Plans issued by CDOT for general application and repetitive use in connection with CDOT projects; the Standard Drawings will not apply to the Work except with regard to work performed using the documents or in connection with any design furnished by the Contractor which references the Standard Drawings.
Standard Specifications	Colorado Department of Transportation Standard Specifications for Road and Bridge Construction 2011.

Standards of the Industry	Practices, procedures, methods and standards that: (i) are consistent with current industry practices established for, or employed by, leading participants in the design, construction, operation, and maintenance industries; (ii) comply with applicable laws and applicable industry underwriters’ and the fire and life safety codes and standards; and (iii) promote reliability, efficiency, safety, and security. Standards of the Industry include, without limitation, taking reasonable steps to assure that sufficient personnel are employed and available to perform the work and that such personnel are adequately skilled, experienced, and trained to design, construct, install, operate, and maintain the work properly and efficiently, and that appropriate coordination, monitoring, and testing is performed to assure that all elements of the work are designed, constructed, and installed so as to function as required by the Contract Documents.
State	State of Colorado acting through its authorized representative, or the State of Colorado in the geographic sense, depending on the context.
Storm Drain	A network of pipes that connects inlets, manholes and other drainage features to an outfall.
Street	A general term denoting a public way for purposes of vehicular travel, including the entire area within the ROW.
Structures	Bridges, culverts, catch basins, drop inlets, retaining walls, cribbing, manholes, endwalls, buildings, storm drains, service pipes, underdrains, foundation drains, fences, guardrail, signs, end sections, traffic signals, light standards, and other features which may be encountered in the Work and not otherwise classified.
Subbase	Layer(s) of specified material thickness placed on a subgrade to support a base course.
Subcontract	Any subcontract to perform any part of the Work or provide any materials, equipment or supplies for any part of the Work between the Contractor and a Subcontractor, or between any Subcontractor and its lower tier Subcontractor, at any tier.
Subcontractor or Subconsultant	Any Person with whom the Contractor has entered into any Subcontract and any other Person with whom any Subcontractor has further subcontracted any part of the Work, at any tier.
Subgrade	The top surface of a roadbed upon which the pavement structure, shoulders, and curbs are constructed.
Subgrade Treatment	Modification of roadbed material by stabilization.
Substantial Landscape Completion	The meaning set forth in Book 2, Section 17.

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Substructure	All of the structure below the bearings of simple and continuous spans, skewbacks of arches, and tops of footings of rigid frames, together with the backwalls, wingwalls, and wing protection railings.
Subsurface Drain	A network of piping used to collect groundwater, or relieve water pressure from a wall or structure, and transport it to a location where it will not harm the roadway features, or where it can be conveyed by another system, often a storm drain.
Superintendent	The Contractor’s authorized employee responsible for the construction Work related to the Project or a Segment.
Superstructure	The entire structure except the substructure.
Supplemental Specifications	CDOT-approved additions and revisions to the Standard Specifications.
Supplier	Any Person other than employees of the Contractor not performing work at the Site that supplies machinery, equipment, materials or systems to the Contractor or any Subcontractor in connection with the performance of the Work; Persons who merely transport, pick up, deliver, or carry materials, personnel, parts, or equipment or any other items or persons to or from the Site shall not be deemed to be performing Work at the Site.
Surety	Each properly licensed surety company approved by CDOT, which has issued one or more of the Payment and Performance Bonds.
Surface Course	One or more layers of a pavement structure designed to accommodate the traffic load, the top layer of which resists skidding, traffic abrasion, and the disintegrating effects of climate. The top layer is sometimes called the “Wearing Course.”
Technical Criteria	The criteria described in Book 2 that establishes the minimum acceptable standards of quality, materials, and performance for the Work and which will be used as a basis for reviews, and as a basis for Final Acceptance.
Test	The procedure and method of acquiring and recording physical data and comparing it to set standards and submitting a statement to such conditions or operations as will lead to its Acceptance or rejection (deficiency, <i>Defective Condition</i> , <i>Nonconformance</i>) of the item.
Test-Based Acceptance	Acceptance based on each test meeting minimum requirements.
Test Procedure	Methods that detail the practice of acquiring the <i>Test</i> data.
Time and Materials Change Order	A Change Order issued under Book 1, Contract Section 13.7.
Traffic Control Plan	The plan described in Book 2, Section 16.
Traveled Way	The portion of the roadway for the movement of vehicles, exclusive of shoulders and auxiliary lanes.

Unit Price	The meaning set forth in Book 1, Section 12.5.1.1.
Unit Price Allowance	The meaning set forth in Book 1, Section 11.1.1.
United States Department of Transportation (USDOT)	United States Department of Transportation or any executive department or agency thereof, or as the context may require, the USDOT Secretary or other person who may at the time be acting in the capacity of Secretary, or an authorized representative or any other person otherwise authorized to perform the functions to be performed hereunder by USDOT.
Utility or utility	A privately, publicly or cooperatively owned line, facility and/or system for producing, transmitting or distributing communications, power, cable television, electricity, light, heat, gas, oil, crude products, water, steam, waste (excluding storm drainage facilities), signal systems and other products that directly or indirectly serve the public. The necessary appurtenances to each utility facility shall be considered part of such utility. Without limitation, any Service Line connecting directly to a utility shall be considered an appurtenance to that utility, regardless of the ownership of such Service Line. The term "Utility" is sometimes also used to refer to the owner or operator of any such line, facility and/or system (a "Utility Owner").
Utility Matrix	CDOT has completed an initial Utility investigation including some subsurface utility engineering and has identified all known Utilities that may be impacted by the Project. CDOT has not performed a complete investigation of service lines. The results of CDOT's investigations with respective proposed Relocation information are shown on the Utility Matrix that is included in the Reference Documents.
Utility Owner	The owner or operator of any Utility (including both Public Utility Owners and Private Utility Owners).
Utility Owner Identification Number	The number that has been assigned to each Utility Owner on the Utility Matrix. .
Utility Plans	Utility design sheets included in the Reference Documents that graphically depicts the information from the Utility Matrix.
Utility Removal Work	Work necessary to remove any Utilities (whether or not in use as of the date of NTP1 or NTP2) for which leaving the Utilities in-place is not feasible or not permitted, or which the Contractor otherwise proposes to be removed in order to accommodate or permit construction of the Project, regardless of whether or not replacements for such Utilities are being installed in other locations).
Value Engineering Change Proposal (VECP)	The meaning set forth in the Book 1, Section 12.
Verification/Verify	The act of testing or inspecting performed by qualified testing or inspecting personnel employed by CDOT or its designated agent to independently establish conformity to the Contract Documents.

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Vision Message	The Project message communicated by the CDOT Public Information Team, which will include the overall goals, strategies, direction, and philosophy of the Project.
Warranty	Any warranty made by the Contractor in Book 1, Section 21.
Wheel Path	Wheel paths are the two sections of each through-traffic lane that bear the wheel loading. The center of each wheel path is located 3 feet from the center of the lane; each wheel path is 2 feet wide.
Work	All duties and services to be furnished and provided by Contractor as required by the Contract Documents, including the administrative, design, engineering, quality control, quality assurance, Relocation, procurement, legal, professional, manufacturing, supply, installation, construction, supervision, management, testing, verification, labor, Materials, equipment, documentation and other efforts necessary or appropriate to achieve Final Acceptance except for those efforts which the Contract Documents specify will be performed by CDOT or other Persons. In certain cases the term is also used to mean the products of the Work.
Work Breakdown Structure	The meaning set forth in Book 2, Section 2.
Work Plan Schedule	The meaning set forth in Book 2, Section 1.
Working Day	Any Calendar Day other than Saturday, Sunday, or a Holiday.
Working Drawings	A general term that includes drawings, diagrams, illustrations, samples, schedules, calculations, and other data which illustrate the construction of the work, material, equipment, methods, and items which are necessary to construct the work in accordance with the plans and specifications.
Written Permission of CDOT	A letter signed by the authorized representative of CDOT granting specific permission and outlining limitations of the permission.