



**SPECIAL PROVISIONS
FOR
WORK ON RAILROAD RIGHT-OF-WAY (TRANSCO RAILWAY)**

**Black Hawk County
STP-U-2140(601)--70-07**

**Effective Date
April 21, 2015**

THE STANDARD SPECIFICATIONS, SERIES 2012, ARE AMENDED BY THE FOLLOWING MODIFICATIONS AND ADDITIONS. THESE ARE SPECIAL PROVISIONS AND THEY SHALL PREVAIL OVER THOSE PUBLISHED IN THE STANDARD SPECIFICATIONS.

122015.01 DESCRIPTION.

These are special provisions for construction within or in near proximity to the D&W Railroad (TRANSCO).

122015.02 RAILROAD INSURANCE PROVISIONS

The insurance requirements as described in Article 1107.02, B of the Standard Specifications shall be modified to meet the following:

Provide a Certificate of Insurance with evidence of the following coverage:

COMMERCIAL GENERAL LIABILITY – including Contractual Liability insuring the following indemnifications: a) Name Transco Railway Products Inc. as Additional Insured under the I.S.O. b) Additional Insured/Vendor form #CG2015 endorsement.

- c) The Certificate and Endorsement must state that the General Liability Insurance is primary irrespective of other insurance covering the Additional Insureds and the insurance company will not seek contribution from other insurance available to the Additional Insureds.
- d) The certificate must state the General Liability Insurance includes a waiver of transfer of rights of recovery against the Additional Insureds
- e) Minimum limits: Bodily Injury and Property Damage- per occurrence \$1,000,000 Personal and Advertising Liability \$1,000,000 General Aggregate- other than products \$1,000,000 Products and Completed Operations Aggregate \$1,000,000 Fire Damage Legal Liability \$ 50,000 Premises Medical Payments \$ 5,000

UMBRELLA LIABILITY – with a per occurrence and annual aggregate limit of no less than \$5,000,000.

Statutory Workers Compensation and Employers Liability including a Waiver of Insurer's Right to

Recover against any of the additional insureds listed on this certificate. Coverage B limits not less than \$500,000/\$500,000/\$500,000

Comprehensive Automobile Liability Statutory Automobile Liability (Owned, hired and non-owned) with combined single limits of liability for bodily injury or property damage of not less than \$1,000,000 any one occurrence.

All referenced policies must be issued by an insurance company licensed to do business in Iowa, with an A.M. Best's rating of an "A VII" or better.

122015.03 PROOF OF INSURANCE.

Before the contract is awarded, Contractor shall submit to the Department a certificate of insurance evidencing the coverage. The certificate shall identify the insurance company firm name and address, Contractor firm name, policy period, type of policy, limits of coverage, and scope of work covered (including project number). Policies shall provide no less than 30 calendar days prior written notice to Contracting Authority and Railroad of cancellation or material change in policies. Following award of the Contract, the Contractor shall submit a certificate of insurance evidencing the foregoing coverage to the Railroad and Contracting Authority (if other than the Department), and a certified, true, and complete copy of policy or policies to the Contracting Authority and Railroad. Upon request from either the Contracting Authority or Railroad, a certified duplicate original of any required certificate or policy shall be furnished at no cost to the Contracting Authority or Railroad.

122015.04 METHOD OF MEASUREMENT AND BASIS OF PAYMENT.

Railroad Protective Liability Insurance for Transco Railway Products Inc. will be paid for as a Lump Sum bid item. The Contractor will be paid the Lump Sum bid item price within 30 calendar days after receipt of a signed contract, provided that all necessary certificates of insurance have been submitted to the Department per Article DS-12062.06.