

STATE OF DELAWARE



DEPARTMENT OF TRANSPORTATION

DESIGN-BUILD PROJECT

for

INDIAN RIVER INLET BRIDGE

Replacement of Bridge 3-156,
SR1 over Indian River Inlet
State Contract # 26-073-03 Readvertised
Federal Contract # BRN-S050(14)

SCOPE OF SERVICES PACKAGE

CONTRACT DOCUMENTS

PART 2 - APPENDIX 109A

FORMS

**DB SECTION 109
LUMP SUM PRICE, PROGRESS, AND PAYMENT**

APPENDIX 109A

FORMS INDEX

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FORM 109-06

**CERTIFICATION OF TITLE
TO MATERIALS STORED, OR TO BE STORED,
FOR INCORPORATION INTO DELAWARE DEPARTMENT OF
TRANSPORTATION PROJECT**

WHEREAS, _____ hereafter referred to as the "Design-Builder," is engaged in the performance of the Contract with the Delaware Department of Transportation, hereafter referred to as the "Department," and

WHEREAS, in accord with the Design Plans and Project Specifications, the Design-Builder has purchased certain Materials for incorporation into the Contract Work from _____, hereafter referred to as the "Vendor," and

WHEREAS, these Materials referred to are as follows:

and,

WHEREAS, to comply with the provisions of the Contract Documents regarding payment of stockpiled Materials requiring certification of the Design-Builder's absolute legal title to the Materials described above and warrant of title to the same Materials to the Department, the Design-Builder and the Vendor have entered into the following agreement.

NOW, THEREFORE, and in consideration of the forgoing premises, the Design-Builder and the Vendor agree, with the intention of being bound hereby, as follows:

1. The Vendor has executed this document for the purpose of acknowledging that: the Vendor has made an outright sale and transfer of title for the above Materials to the Design-Builder free of all restrictions, filings, or liens; the Vendor is the lawful owner of the above Materials and has the right make such transfer of title; and the Vendor will not in the future make any claims whatsoever to such title.
2. The Design-Builder certifies and represents that it is the lawful holder of the absolute legal title to the above Materials and has full legal right, power, and authority to sell and transfer such title without restrictions, filings, or liens of any kind on the part of the Vendor and/or any Subcontractor.
3. The Design-Builder, Vendor, and/or any Subcontractor and their successors and assigns, will and do by these presents warrant title to the above described Materials to the Department.
4. In the event that the Vendor has sold the above described Materials to a Subcontractor of the Design-Builder, this Certification of Title is hereby amended at all applicable points to reflect this fact. By the execution of this certification, any such Subcontractor is acknowledging that: such Subcontractor has made an outright sale and transfer of title for the above Materials to the Design-Builder free of all restrictions, filings, or liens; such Subcontractor is the lawful owner of the above Materials and has the right to make such transfer of title; and such Subcontractor will not in the future make any claims whatsoever to such title.

Delaware Department of Transportation

IN WITNESS WHEREOF, the parties hereto have caused this Certification of Title to be executed this day of _____, 20____.

ATTEST: DESIGN-BUILDER

By _____
Title _____

ATTEST: SUBCONTRACTOR

By _____
Title _____

ATTEST: VENDOR

By _____
Title _____

***NOTE: FAILURE TO PROVIDE COMPLETE INFORMATION WILL DELAY FUTURE PAYMENTS UNTIL COMPLETE AND ACCURATE INFORMATION IS PROVIDED. IF AUDIT OF PAYMENTS MADE REVEALS INFORMATION IS INCORRECT, INCOMPLETE, OR HAS BEEN FALSIFIED, CONTRACTOR MAY BE BARRED FROM BIDDING FUTURE WORK IN ACCORDANCE WITH STANDARD SPECIFICATION SECTION 102.11, DISQUALIFICATION OF BIDDERS.**

Sealed and dated this _____ day of _____ in the year of our Lord two thousand and _____ (20__).

Corporate

Seal

Name of Contractor

Attest _____

By: _____

Authorized Signature

Title

SWORN TO AND SUBSCRIBED BEFORE ME this ____ day of _____, 20__.

Notary

Seal

Notary

NOTE: Submitting this document containing information that is not true may constitute additional criminal offenses, in addition to those set out in 17 Del. C. Ch. 8.

Distribution: Project File, Civil Rights (DBE)

FORM RPP

**Request for Periodic Payment and Periodic Certifications
Summary Sheet**

(1) Payment Request No. _____ (4) Date Request Received By Dept's Proj Mgr. _____
 (2) Period of: _____ (5) Contract Price: _____
 (3) Date Request Submitted: _____

(6) Project Component Code	(7) Project Component Value	(8) Cumulative Amount Earned at End of Last Period	(9) Planned Cumulative Payment per PPS-C	(10) Not Used	(11) Actual Cumulative Amount Earned End of This Period
Section A Total					
Section B Total					
Section C Total					
Section D Total					
Section E Total					
Section F Total					
(12) Total Amount Earned to Date					
(14) Total Amount Earned as of Last Period					
(15) Amount Earned This Period					
(16) Less Retention (5%)					
(17) Net Due This Period					

Progress and Quality Certification:

We hereby certify that all Work performed meets Contract requirements, that the indicated Milestone Points have been met and that the cumulative amount earned at end of the period covered by this request and certificate are correct to the best of our knowledge.

For the Design-Builder:

Signed: _____
 Printed or Typed Name: _____
 Date: _____
Design-Builder's Project Manager or Deputy QC Manager

Designer's Certification:

I hereby certify that responsible design staff have examined the site and the Work under construction and have, based on their professional judgment, determined that the site conditions appear to be consistent with those represented by the design documents and that the Work is progressing in accordance with the Design Plans and Project Specifications.

Signed: _____
 Printed or Typed name: _____
 Date: _____
Design Manager

Department Endorsement:

I hereby confirm the achievement of the cumulative amount earned to date indicated herein and concur with this request and certificate except as noted below or attached.

For Department: _____ (Date)
(Signature)
 _____ (Date)
Project Manager

FORM RPP

Instructions

A. All amounts shall be in US\$.

B. Request for Periodic Payment Sheet

- (1) Enter Payment Request Number (numbered sequentially starting with "1")
- (2) Enter month and year covered by this payment request
- (3) Enter date this payment request submitted to Department's Project Manager
- (4) Enter date received by Department's Project Manager
- (5) Enter Contract Price
- (6) Enter Project Component Code from PPS-C for each Project Component in the Section
- (7) Enter Project Component Value from PPS-C for each Project Component
- (8) Enter Amount Earned at End of Previous Period
- (9) Enter Planned Cumulative Amount Earned from PPS-C for each Project Component. Enter "N/A" for any Project Component being paid on a unit price or force account basis
- (10) If "Yes" in Column (10), enter amount shown in Column (9); if "No" in Column (10), enter amount shown in Column (8)
- (11) Total the amounts shown in (11) and enter in (12).
- (12) Enter total of Column (11)
- (13) Enter the MS code of each MS achieved (met) during the period.
- (14) Enter total of column (8)
- (15) Subtract (14) from (12)
- (16) Subtract (16) from (15)

C. Periodic Certifications

The Design-Builder's Representative, QC Manager and Design Manager shall sign and date the Certifications

D. Department's Endorsement

The Department's Project Manager will sign and date the Department endorsement for the Periodic Completion Certificate

D. See Section 109 for documentation required for Unit Priced and Force Account Work.

E. Add additional worksheets for additional project sections as required.