

02/17/11

Page 1 of 3

SSD: 12/3/79, 4/10/80, 11/19/82, 5/9/83, 12/7/90, 12/20/96, 07/14/04, 09/01/05, 08/06/07, 01/07/09, 04/15/09 & 11/30/09, 05/12/10

January 17, 2012

## SPECIAL ATTENTION

### FUEL ADJUSTMENT

(a) The shortage of all products in relation to the national and worldwide energy situation has made future costs of fuel unpredictable. For this reason, a price adjustment clause is being inserted in this contract to provide for either additional compensation to the Contractor or payment to the State, depending upon an increase or decrease in the price of fuel.

(b) The fuel usage factors, which will be applied to the several items of the Contract shall be those set forth in Table 1.

(c) Price adjustment will be based upon the quantity of fuel incorporated in the work as determined by the factors in Table 1.

When the monthly sales price determined per paragraph (f) is more than 110% of the fixed base price set forth in paragraph (e), a contract adjustment will be made under Item 1010.15 based on: [monthly sales price less 110% of the fixed base price] multiplied by [item quantity eligible for payment during month] multiplied by [fuel factor].

When the monthly sales price determined per paragraph (f) is less than 90% of the fixed base price set forth in paragraph (e), a contract adjustment will be made under Item 1010.15 based on: [monthly sales price less 90% of the fixed base price] multiplied by [item quantity eligible for payment during month] multiplied by [fuel factor].

(d) The Contractor warrants that its bid prices for this Contract include no allowances for any contingency to cover increased costs for which adjustment is provided herein.

(e) The fixed base price of fuel will be:

\$ 3.5815 per gallon on English Projects.

\$ 0.9462 per liter on Metric Projects.

This price is used solely to compute price adjustments. The fuel price will be the lower bulk retail price of **ultra low sulfur diesel fuel** for Boston as published by the Journal of Commerce and will include current Federal and State taxes.



**Table 1 - FUEL FACTORS**

Item of Work	Item No.	Units	Fuel	
<b>Excavation:</b>				
Earth	203.1_,4_	gal/c.y.	0.26	
	203.50_,51_,52_	(liters/m <sup>3</sup> )	(1.29)	
	203.6_,7_			
	206.1_			
	207.1_			
	504.1_			
Rock	203.2_	gal/c.y.	0.34	
	206.2_	(liters/m <sup>3</sup> )	(1.68)	
	207.2_			
	504.2_			
Other	203.3_	gal/c.y.	0.31	
	206.3_	(liters/m <sup>3</sup> )	(1.54)	
	207.3_			
	583._			
	585._			
	586._			
	587._			
<b>Bases:</b>				
Unprocessed	209._	gal/c.y.	0.46	
	304.1_,2_	(liters/m <sup>3</sup> )	(2.28)	
Processed	304.3_	gal/c.y.	0.82	
	304.4_,5_,6_	(liters/m <sup>3</sup> )	(4.06)	
	508._			
<b>Bituminous Concrete</b>				
Pavement <sup>2</sup>	403._	gal/ton	1.90	
	411._	(liters/t)	(7.93)	
<b>All Other Items:</b>		gal/\$1,000 of work (liters/\$1,000 of work)	13.0 (49.2)	
<b>Excluded Items: <sup>3</sup></b>				
210._	510.61_	560._	565.2_	645.7_
211._	510.65_	561._	568._	692._
306.31_	528._	563.1_	592._	698._
306.32_	544._	563.2_	603.0001	8_._
410._	548._	563.3_	618._	10_._
510.31_	550.1_	563.7_	619._	
510.41_	550.2_	565.7_	624._	

<sup>2</sup> Item 403.4 & 403.6 shall be calculated using the "All Other Items" category rate.

<sup>3</sup> Also excluded are all supplementary agreements, extra work and per specification items.