ATTACHMENT J - STATE FUNDING CONDITIONS

This is a government project that includes a public work funded by a state grant contract through the Housing Trust Fund. The CONTRACTOR shall comply with the special conditions below pertaining to requirements of state funding.

1. The CONTRACTOR shall comply with prevailing wage laws and rules as set forth elsewhere in the Agreement. The journey level rates are included as an attachment; contractors will need to verify apprentice level rates by specific trade using the L&I website, since the rates cannot be easily downloaded for all trades in a single table. The CONTRACTOR shall coordinate with COUNTY to ensure that it lists the correct project site owner in L&I submissions (there is more than one listing for "Lewis County"; only one is correct).

2. Notwithstanding anything in this agreement to the contrary, the CONTRACTOR shall not be entitled to any payment for goods not incorporated into the work under this Agreement.

3. The CONTRACTOR shall comply with the Inadvertent Discovery Plan included at the end of this document.

4. This project requires that a minimum of 20% of total labor hours for the work at 2015 NE Kresky Ave itself (i.e., the portion of the project that is a public work on the government building and grounds, as opposed to the design, office, or administrative tasks that are not part of the work on the building or grounds) are to be provided by apprentices from a program registered and approved by the Washington State Apprenticeship and Training Council. For information on available apprenticeship programs, contact the Department of Labor and Industries' Apprenticeship Section at (360) 902-5320 or apprentice@lni.wa.gov. The CONTRACTOR shall comply and demonstrate compliance with this requirement. With each application for any payment, CONTRACTOR shall submit an apprenticeship form in the format required by the Department of Commerce, a sample of which COUNTY is included directly below, and which is available at https://des.wa.gov/sites/default/files/public/documents/Facilities/EAS/StatementOfApprentice-JourneymanParticipation.xlsx. CONTRACTOR shall update the cumulative hour totals with each submittal.

Department of Enterprise Services

STATEMENT OF APPRENTICE/JOURNEYMAN PARTICIPATION

Firm Name, Address, City, State & ZIP+4	Project Name (Title)	Contract No.
contractor firm name	name of project	HFU number
street address	Contract Award Amount:	Notice to Proceed Date
city,state, and zip	$	date

Reporting Period from: beginning date to end date | Required Apprenticeship Percentage: 15%

APPRENTICE SUMMARY

Apprentice Name	Apprentice Registration Number (6 digit)	Craft or Trade	Name of Contractor or Sub-Contractor	Apprentice hours worked this period

JOURNEYMAN SUMMARY

Craft or Trade	Number of Journeyman	Journeyman hours worked this period

Apprentice total hours worked this period:			0
Journeyman total hours worked this period:			0
	Previous Total	New Total	Percentage
Cumulative Apprentice hours total brought forward from last reporting period:	previous total	#VALUE!	#VALUE!
Cumulative Journeyman hours total brought forward from last reporting period:	previous total	#VALUE!	

I, the undersigned, do hereby certify under penalty of perjury that the items listed herein represent the proper hourly totals for Apprenticeship/Journeyman participation during this reporting period.

Printed Name: Signature: _____

Title: Date:

DES Labor Form 110215

5. This project is subject to third-party inspection and verification by the Washington Community Reinvestment Association (WCRA) and its inspection subcontractor, Falkin Associates. The CONTRACTOR shall supply all requested information to WCRA and Falkin and will have to coordinate with those entities to allow them to inspect the work, usually at or close in time to when the work is being done. The CONTRACTOR shall furnish an accurate schedule, based on good-faith expectations, of the project work to facilitate these inspections. In addition, all change orders must be approved by the third-party inspector.

6. The CONTRACTOR shall submit requests for payment using fully completed AIA forms G702 and G703, at CONTRACTOR'S up-front expense (but which can be included in the invoice as a cost to COUNTY). The forms are available here:

    a. G702, https://shop.aiacontracts.com/contract-documents/6404869-application-and-certificate-for-payment-cost-of-the-work-no-gmp; and

    b. G703, https://shop.aiacontracts.com/contract-documents/6404873-continuation-sheet-cost-of-the-work .

7. With each request for payment, the CONTRACTOR shall supply an updated schedule of values for work completed.

8. Upon payment, the CONTRACTOR shall submit lien waiver forms disclaiming any materialmen's lien on the project property.

9. This project is subject to grant requirements instituted by the Washington Department of Commerce. Grant requirements attend payment for the work, including specific contract requirements and specific paperwork requirements for payment. The CONTRACTOR shall submit paperwork sufficient to allow the work to be reimbursed under the grant requirements, as specified by the Department of Commerce or by Lewis County in an attempt to satisfy those requirements. The CONTRACTOR shall further supply all follow-up information required by the Department of Commerce or Lewis County to facilitate reimbursement for the work.

10. This project is subject to Evergreen Sustainable Design Standards (ESDS). The CONTRACTOR shall take all necessary steps to comply with the COUNTY's approved Evergreen Project Plan. As a convenience to the CONTRACTOR to narrow the range uncertainty, COUNTY has supplied below a good-faith listing of the ESDS requirements it believes are relevant to various types of work in the project as a whole below. The CONTRACTOR shall familiarize itself with the ESDS requirements that pertain to all work and the type of work CONTRACTOR will perform in its scope of work. However, the COUNTY and/or the Department of Commerce and/or its third party verification and inspection services may specify other ESDS compliance requirements to which the project must adhere, and CONTRACTOR will comply with such requirements when alerted to them.

a. ESDS 1.01c – for all work: the CONTRACTOR shall consult with COUNTY and/or its contract project manager or consultants and take steps necessary to ensure its work complies with ESDS requirements. This will include preconstruction meeting(s) to note any ESDS compliance issues likely to arise, documentation of some materials used during the work, and documentation of any other design or work relevant to ESDS compliance.

b. ESDS 1.04 & 7.05a – for fencing: the CONTRACTOR shall install a fence so as to connect shelter resident to usable outdoor space. The CONTRACTOR shall designate, within the fenced outdoor area at a location specified by COUNTY, a smoking location at least 25 feet from all building entries or ventilation intakes, including operable windows.

c. ESDS 2.05b & 2.07 – for frontage work: the CONTRACTOR shall all-weather pathways (e.g., sidewalks) that lead to existing pedestrian routes to services and amenities (e.g., the sidewalks north and south of the property) and connect to the hourly bus service adjacent to the site (e.g., via a bus pull out at that location).

d. ESDS 3.02a – for any landscaping installed at the site, the CONTRACTOR shall await COUNTY and the Department of Commerce's approval of a landscaping plan in which 50% of plantings are native and/or adaptive species meeting the requirements of ESDS 3.02a. The CONTRACTOR shall follow that approved plan and document the landscaping with photographs.

e. ESDS 3.03 – for any permanent irrigation installed at the site, the CONTRACTOR shall await COUNTY and the Department of Commerce's approval of an irrigation system plan compliant with ESDS standard 3.03. The CONTRACTOR shall follow that approved plan and document the work with photographs.

f. ESDS 3.04 – for work related to frontage or storm drains: the CONTRACTOR shall label all storm drains and inlets on site to clearly indicate where the drain or inlet leads.

g. ESDS 4.01a-b – for all plumbing work other than that serving fire sprinklers systems: the CONTRACTOR shall ensure that new or replaced toilets and urinals meet 1.28 gpf and .5 gpf flow limits, and new or replaced showerheads meet 1.5 gpm flow limits. Showerheads, kitchen/bathroom faucets, toilets, and urinals must be tested to meet these requirements (or code if none is specified) via bag or bucket testing. For plumping or piping other than fire sprinklers, Commerce may direct that a pressure-regulating valve be installed within or outside the building to cap the pressure at 60 psi, and if Commerce so directs, the CONTRACTOR shall do so. New utility lines that would allow for portable showers,

bathrooms, or kitchen trailers to be used on site must have the pressure-regulating valve.

h. ESDS 4.02a – for all plumbing work: CONTRACTOR shall conduct pressure-loss tests and visual inspections on all plumbing work completed to determine if there are any leaks and fix any leaks found. Visual inspections shall include checking for leaks at all accessible, visible water supply connections, and valves for water-using fixtures, appliances, and equipment.

i. ESDS 5.01b – for all work, although the nature of the work determines the compliance measures as described in this paragraph: If the CONTRACTOR installs or disturbs/reinstalls any attic, roof, exterior wall, or floor insulation (or any insulation for heating, cooling, or ventilation ducts or for hot water piping), comply with the insulation requirements in the Deemed Measures list included at the end of this Attachment, using the multifamily low-rise and pipe/duct rows of the table. If the CONTRACTOR replaces any exterior window or exterior door leading to conditioned space, comply with the multifamily low-rise requirements in the Deemed Measures list. If the CONTRACTOR has been specifically hired to conduct pressure boundary testing and/or improvements, comply with the Pressure Boundary requirements in the Deemed Measures list.

j. ESDS 6.01a – for all work: Follow ESDS mandatory materials limitations shown below. Anytime a material in one of the product categories below is used, CONTRACTOR shall deliver a copy or photo of the cut sheet, label, or other evidence of what material was used to COUNTY's construction manager, Matt Patana, for inclusion in the project binder. CONTRACTOR may contact Matt Patana with questions about whether a product complies with the limitations.

Product Category	**Mandatory**
wet-applied interior paints, coatings, primers*	All products must have been tested and found compliant with the California Department of Public Health Standard (CDPH) Method V1.1 (2010), using CA Section 01350, for school or residential exposure scenarios. (Compliance with v1.2 (2017) is also acceptable). Certification by UL GreenGuard Gold, or SCS Indoor Advantage Gold are evidence of compliance; credible laboratory test reports are also acceptable.
Sheet wall coverings (wallpaper, etc.)	All sheet wall coverings must be phthalate-free. Do not install wall coverings containing PVC/Vinyl
interior adhesives and sealants*	All adhesives and sealants must have VOC content less than or equal to the thresholds provided by the SCAQMD Rule 1168 (dated 10/6/2017).

Flooring	All flooring products (whether carpet or hard surface) must have been tested and found compliant with the California Department of Public Health Standard (CDPH) Method V1.1 (2010), using CA Section 01350, for school or residential exposure scenarios. (Compliance with v1.2 (2017) is also acceptable). Certification by CRI-Green Label Plus (for carpet and carpet pad) or FloorScore (for resilient floor) are evidence of compliance; credible laboratory test reports are also acceptable. Exception: • Flooring products that are an inherently nonemitting source of VOCs (stone, ceramic, concrete, clay brick, and unfinished or untreated solid wood) and has no binders, surface coatings, or sealants that include organic chemicals. No carpet may be installed within 3 feet of building entryways that are accessible from the ground, or in wet locations such as laundry rooms, bathrooms, kitchens/ kitchenettes, or utility rooms. Exception: • Outdoor-grade carpet tile may be installed within 3 feet of building entryways, but not in other "wet" locations.. No carpet may be installed on slab-on-grade floors. (*see exemption for New Construction Only*) Fluid applied finish floors may only be installed in non-occupied spaces, such as mechanical rooms or garages.
Insulation	Cavity insulation, including spray foam (framed floors, walls, attics, etc.) must have been tested and found compliant with the California Department of Public Health Standard (CDPH) Method V1.1 (2010), using CA Section 01350, for school or residential exposure scenarios. (Compliance with v1.2 (2017) is also acceptable). Certification by UL GreenGuard Gold, or SCS Indoor Advantage Gold are evidence of compliance; credible laboratory test reports are also acceptable. If two-part spray polyurethane foam insulation is to be used, both of the following apply: 1. HFC blowing agents must not be used** 2. your Construction Management Plan (see Criterion **1.01c**) must cover all appropriate OSHA approved safety and health measures related to installation – including respirators, PPE, and work area controls.
Composite Wood	Formaldehyde emissions less than or equal to the thresholds provided by CARB Phase 2 and/or TSCA Title IV for plywood, particleboard, MDF, and these materials within other products like cabinets and doors. Exception: The following exterior-grade products are exempt from this requirement: • Wood structural panels manufactured according to PS 1-09 or PS 2-10 (or one of the standards considered by CARB to be equivalent to PS 1 or PS 2) and labeled bond classification Exposure 1 or Exterior • Structural wood products manufactured according to ASTM D 5456 (for structural composite lumber), ANSI A190.1 (for glued laminated timber), ASTM D 5055 (for I-joists), ANSI PRG 320 (for cross-laminated timber), or PS 20-15 (for finger-jointed lumber).

*wet applied within, and not a part of, the weather resistive barrier ("WRB")
**HFC blowing agents are prohibited in WA as of January 1, 2021 by Chapter 70A.45.080 RCW

k. ESDS 6.01b – for all work: (1) Do not use carpet; (2) Do not use two-part foam; and (3) do not use sealants that contain orthophthalate plasticizers. Anytime the CONTRACTOR uses foam or any sealant, CONTRACTOR shall deliver a copy or photo of the cut sheet, label, or other evidence of

what material was used to COUNTY's construction manager, Matt Patana, for inclusion in the project binder. CONTRACTOR may contact Matt Patana with questions about whether a product complies with the limitations.

l. ESDS 7.03 – for finalization/general renovation work: the CONTRACTOR shall create physical barriers to pest intrusion by (1) sealing all wall, floor, and joint penetrations with low-VOC caulking or other appropriate nontoxic sealing methods [bearing in mind the materials limitations listed in ESDS 6.01a-b, above]; and install rodent- and corrosion-proof screens (e.g., copper or stainless steel mesh or rigid metal cloth) on all openings greater than ¼ inch in diameter.

ESDS Deemed Measures List

This Deemed Measures list, cross-referenced above, includes the measures from Appendix B of the ESDS applicable to this rehab project. Measures that apply are enclosed in a red border and have a brief description in red in the rightmost column as to where they apply.

Envelope Efficiency Measures: Mandatory ESDS						
Do?	**Thermal Boundary**			Existing Condition – Effective R-value	Action	
	Multifamily Low-Rise	Attic Insulation		R-19 or below	R-38, or R-49 (depending on attic space)	**No attic**
				R-20 to R-38	R-49	
X	Multifamily Low-Rise	Built up roof		Exterior insulation to code at time of roof cover replacement	For flat vented roofs, assess the viability of changing to a closed insulated cavity+ exterior insulation.	**If any built-up roof insulation is installed, disturbed, or reinstalled**
X	Multifamily Low-Rise	Wall Insulation	Closed Cavity	No insulation	Dense Pack	
				No substantial contact Thermal & Pressure boundaries are not aligned	Dense Pack	
				R-11 or below	Dense Pack (air seal and insulate)	
			Open Cavity	No insulation	Fill Cavity	**For new ingress/egress wall**
				No substantial contact Thermal & Pressure boundaries are not aligned	Fill Cavity	
				No insulation	Fill cavity	**For any new flooring when**

X		Floor Insulation support per Floor Matrix				installing washers/dryers
			No substantial contact Thermal & Pressure boundaries are not aligned		Fill cavity	
			R-12 to R-19		R-30, or Fill cavity	

Envelope Efficiency Measures (Continued): Mandatory ESDS

Do?	**Thermal Boundary**			Existing Condition – Effective R-value		Action	
	Pipe & Duct Insulation	Heating and cooling duct Insulation	Any	Any ducts in Conditioned Space		No DMPL Measure	**Note:** Seal ducts prior to insulation.
			Rigid	...ducts in Unconditioned Space	R-7 or below	R-11	
			Flex		R-7 or below	R-8	
			Any		R-8 or greater	OK	
X		Ventilation Duct Insulation		Uninsulated		When exposed, meet code requirements	**For new ventilation system ducting**
X		Hot Water Distribution Pipe		No pipe insulation		R-3.6	When exposed, insulate to code R403.5.3 or C403.10.3 **If any hot water pipes are installed or if their insulation is disturbed or reinstalled**

Deemed Measures Priority List – Mandatory ESDS				
Done?	**Pressure Boundary**	Existing Condition	Action	Notes
X	Energy Audit Air leakage testing required	All	As part of the audit, establish air building air leakage baseline	**Will comply.**
	Energy Audit, Zonal Pressure boundary test	Buildings with attic or crawl. **[no attic or crawl]**	Using series air leakage testing, determine if there is excessive leakage to the attic or crawl space and verify good alignment of air barrier and insulation	When this test determines there is significant leakage between interior and attic or crawl, It is recommended that insulation be removed prior to air sealing attic or crawl. Then reinstall the insulation.

Deemed Measures Priority List – Mandatory ESDS (Continued)				
Done?	**Pressure Boundary**	Existing Condition	Action	Notes
X	Blower Door Assisted Air Sealing building	Non-obvious Leaks	Post sealing test. 30% reduction or Meet 7ACH (not worse than pre audit)	See detailed note. **Will comply.**
X	Duct Sealing or Performance Tested Comfort Systems (PTCS)	When heating or cooling ducts are located in unconditioned spaces.	Performance Tested Comfort Systems (PTCS)	**No heating or cooling duct work in the project. But, will comply for any heating or cooling ducts in unconditioned spaces if the unconditioned space is altered or added as part of this project.**
	Recessed Can Lights	IC Rated Air Tight Can	No DMPL Measure	Or convert can lights to J-box and air seal a surface mount LED.
		Non-IC Rated Can	IC Rated Air Tight Can	
		Non-IC Rated Can	Build the box	

Heating/Cooling System:
[Redacted – no heating or cooling system work in this project.]

Windows and Doors: ESDS Optional						
Done?				Existing Condition	Action	**Optional ESDS**
X	Single-Family	MF Low-Rise	Prime Window, slider	For energy efficiency. Single pane - any frame. Double pane aluminum without thermal break. Typically U>.65. Other security or durability issues.	U-factor 0.30 or less SHGC 0.40 or less	**For any new or replaced exterior windows**
			Low-E Storm Window		Emissivity 0.22 or less EXTERIOR: Air Leakage Rating 1.5 cfm/sf or less INTERIOR: Air Leakage Rating 0.5 cfm/sf or less	**For any new or replaced exterior windows**
			Insulated Door Exterior		Metal, insulated core minimum R-6, match the style of existing, where practical	**For any new or replaced exterior doors**
	Multifamily Mid/High-Rise		Prime Window		U-factor 0.30 or less SHGC 0.40 or less	**Evergreen Standard Optional 2 credits if all windows are replaced**
			Prime Window, slider		U-factor 0.24 or less SHGC 0.40 or less	**Evergreen Standard Optional 4 credits if all windows are replaced**

PLAN FOR THE INADVERTENT DISCOVERY OF CULTURAL RESOURCES DURING BUILDING RENOVATION AND LANDSCAPING/FENCING INSTALLATION

The building renovation and landscaping/fencing installation will require a small amount of ground disturbance. This plan lays out the procedure if cultural materials are discovered during the project.

1. Recognize Cultural Resources

A cultural resource discovery could be prehistoric or historic and consist of:

- areas of charcoal or charcoal-stained soil with artifacts;
- stone tools or waste flakes (i.e. an arrowhead, or stone chips);
- bones, burned rocks, accumulation of shells or other food related materials in association with stone tools or flakes;
- a cluster of tin cans or bottles, logging or agricultural equipment older than 50 years; or
- buried railroad tracks, decking, or other industrial materials.

If human remains are encountered, treat then with dignity and respect at all times. Cover the remains with a tarp or other materials (not soil or rocks) for temporary protection in place and to shield them from being photographed. **Do not call 911** or speak with the media. Follow the special procedures for the Unanticipated Discovery of Human Skeletal Material.

2. Protect the Site

If any Lewis County employee, contractor, or subcontractor believes that he or she has uncovered any cultural resource at any point in the project, all work adjacent to the discovery shall cease. (Due to the small project scale and area here, work on the entire project shall cease, not merely work in a specific area.) Vehicles, equipment, and unauthorized personnel will not be permitted to traverse the discovery site. Work in the immediate area will not resume until treatment of the discovery has been completed following provisions for treating archaeological/cultural material as set forth in this document. All communications between Lewis County and any agency on cultural resource issues will go through Lewis County staff.

3. Notify Appropriate Parties

The Lewis County employee, contractor, or subcontractor, or their appointee, will immediately contact the Environmental Planner and the Project Coordinator.

4. Documentation of Discoveries

Routine documentation of newly discovered cultural material should not impact construction schedules. Where complex or extensive cultural remains are encountered, the contractor/subcontractor, Environmental Planner and qualified archaeological personnel will determine the appropriate level of documentation and treatment of the resource after consultation with DAHP and representatives of affected tribal governments.

SPECIAL PROCEDURES FOR THE UNANTICIPATED DISCOVERY OF HUMAN SKELETAL MATERIAL

Any human skeletal remains regardless of ethnic origin, which may be discovered during this project, will at all times be treated with dignity and respect. In the event that any human remains are discovered and they are determined to be of Native American origin, the affected Native American Tribe(s) will be immediately notified by Lewis County.

1. During this construction project, if any Lewis County employee or any of the contractors or subcontractors believes that he or she has made an unanticipated discovery of human skeletal remains, all excavation adjacent to the discovery shall cease. (Due to the small project scale and area here, work on the entire project shall cease, not merely work in a specific area.) A **100-foot** work stoppage area will be maintained around the discovery to provide for the total security, protection, and integrity of the human skeletal remains, in accordance with Washington State Law. No persons other than the proper law enforcement personnel, Environmental Planner, and DAHP staff will be authorized direct access to the discovery location after the area is secured. If the remains are determined to be of Native American ancestry thorough consultation with DAHP, then tribal access will be allowed when the affected tribe(s) representative(s) are designated. Coordination for tribal member access must go through the designated tribal representative. The strict control of a burial location is mandated to insure the safety and integrity of the burial feature and remains.

2. Following the specific guidance set forth here, the Environmental Planner will immediately call the local law enforcement official (county sheriff or police department; NOT 911) and will ensure an individual competent and qualified to identify human skeletal remains is present. The ethnic origin, or ancestry, of the discovered human remains will be determined through consultation with the Environmental Planner, DAHP, and the affected tribe(s). The local law enforcement official may arrange for a representative of the Lewis County Coroner's office to examine the discovery and determine whether it should be treated as a crime scene, a historic Euro-American burial, or as a burial of Native American ancestry.

3. If the human skeletal remains are determined to be Native American, the participating parties will consult to determine what treatment is appropriate for the human remains. No Native American human remains will be removed from a site without the explicit consent and concurrence of the affected tribe(s) and DAHP.

4. If disinterment of Native American human remains becomes necessary; the consulting parties will jointly determine the final custodian of the human skeletal remains for reinternment.

Contacts for Inadvertent Discovery

Chehalis Police Department
Non-emergency (360) 748-8650

Lewis County
Ann Weckback, Environmental Planner (360) 740-1440 / 520-0692
Doug Carey, Project Coordinator (360) 740-1337

Sheriff's Office
Non-emergency (360) 748-9286

Lewis County Coroner
Warren McLeod (360) 740-1376

Confederated Tribes of the Chehalis Reservation
Dan Penn, Cultural Resources (360) 709-1747

Cowlitz Indian Tribe
Rita Asgeirsson, Cultural Resources (360) 575-6226
James Gordon, Cultural Resources (360) 577-5680

Confederated Tribes of Warm Springs
Christian Nauer, Cultural Resources (541) 553-2026
Robert Brunoe, THPO (541) 553-1161

Nisqually Indian Tribe
Brad Beach, THPO (360) 456-5221 Ext. 2180
Annette Bullchild, THPO (360) 456-5221 Ext. 1106

Confederated Tribes and Bands of the Yakama Nation
Casey Barney, Cultural Resources (509) 865-5121 ext. 4378
Kate Valdez, THPO (509) 865-5121 ext. 4041

Quinault Indian Nation
Lia Frenchman, Interim THPO (360) 276-8215 x7308
Justine James (he/him) (360) 276-8211 ext 7331

Squaxin Island Tribe
Shaun Dinubilo, Cultural Resources (360) 432-3998 / 870-6324

Department of Archaeology and Historic Preservation
Dr. Rob Whitlam, State Archaeologist (360) 586-3080
Lance Wollwage, Assistant State Archaeologist (360) 586-3536
Dr. Guy Tasa, State Physical Anthropologist (360) 586-3534

Department of Commerce
Timi Harris-Leach, Project Manager | Multifamily Housing Unit (360) 725-4008