

STATE OF TEXAS

DEPARTMENT OF TRANSPORTATION

MATERIALS MAINTENANCE CONTRACT

PROJECT NO. MMC 6398-35-001
 CSJ: 6398-35-001
 HIGHWAY: FM 2201
 LIMITS OF WORK: PALO PINTO COUNTY

FOR PURCHASE AND DELIVERY OF MATERIALS ONLY
 DESCRIPTION: EMULSIONS (MATERIAL ONLY)

RECOMMENDED
 FOR LETTING: 3/15/2022
 Date

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 FOR LETTING: 3/15/2022
 Date

DocuSigned by:



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VICTOR J. LUTZ, P.E.
 DISTRICT ENGINEER

DocuSigned by:




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MATTHEW L. EVANS
 DIRECTOR OF MAINTENANCE

RECOMMENDED
 FOR LETTING: 3/15/2022
 Date

DocuSigned by:




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CARL L. JOHNSON, PE
 DISTRICT ENGINEER

INDEX OF SHEETS

1	TITLE SHEET
2A-E	GENERAL NOTES
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SPECIFICATIONS ADOPTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, NOVEMBER 1, 2014 AND SPECIAL SPECIFICATION ITEMS INCLUDED IN THE CONTRACT SHALL GOVERN ON THIS PROJECT.

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FED.RD. DIV. NO.	PROJECT NO.	SHEET NO.	
6	6398-35-001	1	
STATE	DISTRICT	COUNTY	
TEXAS	FTW	PALO PINTO	
CONTROL	SECTION	JOB	HWY NO.
6398	35	001	FM 2201
FILENAME			DATE
MMC 6398-35-001			3/14/2022

Project Number: MMC 6398-35-001

Control: 6398-35-001

County: Palo Pinto

Highway: FM 2201

GENERAL NOTES:

General:

The purpose of this contract is to supply “**Emulsion - Materials Only**” to locations provided to the Contractor by Work Order

Provide and maintain a dedicated email address for receipt of work orders and correspondence throughout the term of this contract. Acknowledgement of emailed work order/callouts is required no more than 12 hr. from notification.

Contractor’s attention is called to the fact that all Department property will be protected during all phases of the execution of the contract and any damages incurred due to Contractor’s operation will be repaired and replaced at the Contractor’s expense.

Each contract awarded by the Department stands on its own as such, is separate from other contracts. A Contractor awarded multiple contracts, must be capable and sufficiently staffed to concurrently process any or all contracts at the same time.

Prior to beginning operations, the Department will arrange a preconstruction meeting between representatives of the Department and the Contractor. In this meeting, the representatives from all parties will discuss the Contract, proposed procedures, and plans for performing the work while providing safe passage for traffic at all times. Specifications, unusual conditions, and other pertinent items regarding the work will also be discussed. Limit the use of the roadway for the hauling of material to legal loads. Keep the traveled surfaces used in hauling operations free of dirt or other materials.

Coordinate work through the Maintenance Section Supervisor or Representative:

- **TIMOTHY LANE** – 2400 US 180 W MINERAL WELLS, TX 76067 – **Phone:** 940-325-2414

Bids will be received at 2501 SW Loop 820, Fort Worth, TX 76133.

Contractor questions on this project are to be emailed to the following individual:

Area Engineer’s Email: Klinton Kuntz, P.E. klinton.kuntz@txdot.gov
Assistant Area Engineer’s Email: Gary Beck, P.E. gary.beck@txdot.gov

All Contractor questions will be reviewed by the Engineer. Once a response is developed, it will be posted to TxDOT’s Public FTP at the following address:

<https://ftp.dot.state.tx.us/pub/txdot-info/Pre-Letting Responses/>

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All questions submitted that generate a response will be posted through this site. The site is organized by District, Project Type (Construction or Maintenance), Letting Date, CCSJ/Project Name.

Attention is directed to the possible presence of underground utilities owned by the Texas Department of Transportation (irrigation, signal, illumination and surveillance, communication, and control) on the right of way. Call TxDOT for locates at 817-370-6500, or the appropriate department of the local city or town a minimum of 48 hr. in advance of excavation.

If overhead or underground power lines need to be de-energized, contact the electrical service provider to perform this work. Cost associated with de-energizing the power lines or other protective measures required are at no expense to the Department.

If working near power lines, comply with the appropriate sections of Texas State Law and Federal Regulations relating to the type of work involved.

Item 2 – Instructions to Bidders:

This project includes plan sheets that are not part of the bid proposal.

Order plans from any Reproduction Company listed at:

http://www.dot.state.tx.us/business/contractors_consultants/repro_companies.htm

View or download plans at:

<http://www.dot.state.tx.us/business/plansonline/plansonline.htm>

Item 3 – Award and Execution of Contract:

This contract is site specific, only materials received delivered to the Delivery Sites within state right of way or state property specified in the plans will be paid.

Material will be made available for pickup or delivery, as indicated in the plans.

When material is specified to be picked up by TxDOT, material shall be made available within 48 hrs. or as directed in the Work Order.

When material is specified to be delivered, successfully deliver each Work Order within 3 calendar days upon notification, or as directed in the Work Order. The delivery hours

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will be Monday through Thursday, 7:00 AM to 5:00 PM, or as directed in the Work Order.

Notify the Maintenance Section Supervisor 24 hours in advance prior to delivery.

Item 4 – Scope of Work:

This contract allows for two (2) 120-day extensions as allowed by Special Provision 004-004, provided both the Contractor and TxDOT agree.

Item 6 – Control of Materials:

Use materials from pre-qualified producers. A list of material producers pre-qualified by the Constriction Division (CST) of the Texas Department of Transportation (TxDOT) can be found at the following website:

<https://www.txdot.gov/business/resources/producer-list.html>

Item 7 – Legal Relations and Responsibilities:

Appropriate Personal Protective Equipment (PPE), including Department-approved safety hats and safety shirts, will be worn by all workers and visitors when:

Workers are outside of vehicles at all outdoor worksites. This includes those who occasionally visit worksites either on the highway surface or right of way.

Working in areas where there is danger of head injury from impact, from falling or flying objects, or from electrical shock or burns.

Non-compliance with this requirement will be grounds of suspension of work.

All work on this contract will be scheduled and directed by the Maintenance Section Supervisor.

Any hazardous spills or releases of this material on TxDOT property will be promptly cleaned and remediated at Contractor's expense, including cost of spilled material.

Item 8 – Prosecution and Progress:

Working days will be charged in accordance with Section 8.3.1.5., "Calendar Day".

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Unless otherwise directed, prosecute the work continuously to completion of the Callout Work Request.

Item 9 – Measurement and Payment:

Units delivered in volume and weight measurements will be in accordance with Article 9.1, "Measurement of Quantities". Furnish the tare and maximum gross weights as well as the volume capacity of all vehicles, trucks, truck-tractors, trailers, semi-trailers or combination of such vehicles to deliver materials for the contract. Also furnish calculations supporting these weights and capacities. Provide all measurements required for pay a minimum of two days before the equipment is used.

When material is measured by the ton, provide a conversion rate to cubic yards on each haul ticket.

Contractor is responsible for obtaining annual overweight tolerance permit if hauling materials exceed the legal road weight.

Items with units measured individually, not measured by volume or weight, will be counted and confirmed at point of delivery.

In accordance with Article 9.2, "Plans Quantity Measurement", plans quantity measurement requirements are not applicable to this contract.

TxDOT does not guarantee that all quantities shown in plans will be requested for delivery.

Item 500 – Mobilization:

Mobilization does not apply to this Maintenance Materials Contract.

Item 8010 – Emulsion (Materials Only):

There is 1 delivery site location shown on the plans. The delivery site will be FM 2201 in Palo Pinto County.

Minimum delivery quantity shall be 5000 gallons. Partial loads will use multiplier to cover full load freight cost.

All deliveries/transportations shall include a pump and hose to offload material into TxDOT distributor trucks.

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All transports must have a seal attached to the draining device and other openings.

Contact the receiving Maintenance Section Supervisor at least 24 hours prior to delivery.

Deliver Monday through Thursday during business hours only. Deliveries outside of these times may be allowed at the sole discretion of the Maintenance Section Supervisor.

The Contractor's driver shall report to the Maintenance Section Supervisor, or his representative, at the time of arrival at the final delivery location and obtain a signature documenting the date and time of delivery and departure.

