

# STATE OF TEXAS

## DEPARTMENT OF TRANSPORTATION

### MATERIALS MAINTENANCE CONTRACT

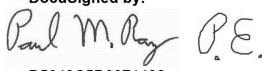
PROJECT NO. MMC 6409-93-001


HIGHWAY: SH 36, ETC.  
LIMITS OF WORK: MILAM COUNTY

FOR PURCHASE AND DELIVERY OF MATERIALS ONLY:  
DENSE-GRADED HOT-MIX ASPHALT (SMALL QUANTITY)

SUBMITTED FOR  
LETTING: 5/23/2022  
Date

APPROVED FOR  
LETTING: 5/23/2022  
Date


DocuSigned by:  
  
D5649C5D0971432...  
CONTRACT SPECIALIST

DocuSigned by:  
  
275CD3AF332445F...  
DIRECTOR OF MAINTENANCE

#### INDEX OF SHEETS

1	TITLE SHEET
2A-2D	GENERAL NOTES
3	ESTIMATE & QUANTITY SHEET
4	LOCATION MAP

SPECIFICATIONS ADOPTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, NOVEMBER 1, 2014 AND SPECIAL SPECIFICATION ITEMS INCLUDED IN THE CONTRACT SHALL GOVERN ON THIS PROJECT.

© 2022			
FED.RD. DIV. NO.	PROJECT NO.	SHEET NO.	
6	MMC 6409-93-001	1	
STATE	DISTRICT	COUNTY	
TEXAS	BRYAN	MILAM	
CONTROL	SECTION	JOB	HWY NO.
N/A	N/A	N/A	SH 36, ETC.
FILENAME			DATE

**County:** Milam

**Highway:** SH 36, ETC.

**GENERAL NOTES:**

**General:**

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

Paul Ray, P.E., [Paul.Ray@txdot.gov](mailto:Paul.Ray@txdot.gov)

Contractor questions will only be accepted by email to the above individual(s).

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/>

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.

**GENERAL REQUIREMENTS AND COVENANTS – ITEMS 1 THRU 9**

**Project Description** – This Contract requires the Contractor to provide Material Special Specification Item 8011 - Dense-Graded Hot-Mix Asphalt (Small Quantity) by the delivery method(s) specified in the plans for the Milam County Maintenance Office:

- Picked up by the Department or Department contracted trucks at the Contractor's hot mix plant
- Delivered by the Contractor to a designated location as defined in the Work order produced by the Maintenance Supervisor or assigned representative.

The Maintenance Supervisor or designated representative will notify the Contractor by email no later than 5:00PM the day before to cancel either a delivery by Contractor or a pickup by the State with a revised Work Order reflecting this change attached to the email.

Work orders will be scheduled and directed by the:

Maintenance Section Supervisor: Robert Talafuse / 254-697-6629

Maintenance Section Assistant: Jason Tomek / 254-697-6629

**ITEM 2 – INSTRUCTIONS TO BIDDERS**

View plan sheets on-line or download from the web at:

<http://www.txdot.gov/business/letting-bids/plans-online.html>

Order plans from any of the plan reproduction companies shown on the web at:

[http://www.dot.state.tx.us/business/contractors\\_consultants/repro\\_companies.htm](http://www.dot.state.tx.us/business/contractors_consultants/repro_companies.htm)

Attention Material Providers: Below is a link to TxDOT's website that explains the State's new bidding process for roadway material contracts and the steps for prospective bidders to follow in preparation of a bid: <https://www.txdot.gov/business/letting-bids/attention-vendors.html>

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To satisfy the requirements to bid a Maintenance Materials Contract (MMC), Bidders must provide a completed Maintenance/Traffic Materials Contract Supplier's Questionnaire (MQ) and related supporting documents. Any contractor with an approved Confidential Questionnaire or Bidder's Questionnaire may bid on material projects. The questionnaire can be downloaded from the above website.

By signing this proposal, the Contract bidder acknowledges they have a copy of the "Standard Specifications for Construction of Highways, Streets and Bridges", adopted by the Texas Department of Transportation, November 1, 2014.

### **ITEM 3 – AWARD AND EXECUTION OF CONTRACT**

Each contract awarded by the Department stands on its own and as such, is separate from other contracts. If the Contractor awarded multiple contracts, they must be sufficiently equipped, possess or acquire the necessary materials and be sufficiently staffed to concurrently process all contracts at the same time.

Prior to beginning operations, the Department will arrange a preconstruction conference between representatives of the Department and the Contractor to discuss execution of the Contract.

Material requests shall be issued by Work Order. Each Work Order shall specify items and quantities to be delivered as well as days to complete Work Order.

### **ITEM 4 – SCOPE OF WORK**

This contract allows for two (2) extensions with agreement between the Contractor and Engineer as allowed by Special Provision 004-004.

### **ITEM 6 – CONTROL OF MATERIALS**

Contractor shall furnish all material in accordance with applicable specifications, test methods and general notes in this Contract or as directed by the Engineer.

### **ITEM 8 – PROSECTION AND PROGRESS**

Contract time charges begin upon issuance of "Authorization to Begin Work" letter. One-hundred and twenty (120) Working Days have been designated for this contract. Working Days shall be computed and charged in accordance with Article 8.3.1.5 "Calendar Day."

Individual Work Order charge days shall run concurrently with Contract time charges.

The time of issuance of the Work Order shall provide the Contractor a minimum of 24 hours' notice prior to the expected time / timeframe of delivery to provide materials requested, at the requested quantity, delivered to the location assigned in the Work Order.

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The hot mix plant supplying both contractor delivery and TxDOT pickup shall be no further than 50 miles from the TxDOT Maintenance office in this contract as routed by a mapping service mutually agreed upon by the Contractor and TxDOT representative at the pre-construction meeting.

Material requests shall be issued by Work Order. Each Work Order shall specify quantities in tons/day, specify if Work Order is for Contractor delivery or State pickup, location for Contractor delivery, days to complete Work Order and type of haul vehicle to use for Contractor deliveries. Contractor shall have the capability to deliver material using belly dumps, end dumps and flow boys as haul vehicles.

Contractor deliveries and State pickups will typically occur between the hours of 7:00AM and 4:00PM. Prior arrangements will be made with the Maintenance Supervisor or assigned representative if deliveries or pickups are outside these hours.

Contractor's driver shall report to the State's representative at the time of arrival at the final delivery location and obtain a signature documenting the date and time on the haul ticket which will include the Work Order number.

Notify the Maintenance Supervisor when encountering any unforeseen delays.

In accordance with Article 8.6 "Failure to Complete Work on Time," liquidated damages shall be charged for failure to complete each Work Order for each occurrence of Contractor delivery does arrive at the time and / or location specified in the Work Order to the amount specified in Special Provision (SP) 000-658.

### **ITEM 9 – MEASUREMENT AND PAYMENT**

In accordance with Article 9.2 "Plans Quantity Measurement," plans quantity measurement requirements are not applicable for this contract. Quantities shown in the plans are for bidding purposes only. TXDOT does not guarantee that all quantities shown in plans will be requested for delivery.

The acceptance of this contract does not guarantee that any materials may be purchased (zero-run) by TXDOT during the time period for which the contract is active.

Material quantities less or more than those listed in the contract estimate (under-run / over-run) may be requested based upon TXDOT needs and requirements and shall be provided at the same cost per unit of measure as per the original bid price.

Contractor is responsible for obtaining annual overweight tolerance permit if hauling material which exceeds the legal road weight.

The Contract defines a Work Order as "Small Quantity" when it is in the range from fifty (50) tons per day up to or equal to five-hundred ( $\leq 500$ ) tons per day. The Contractor will be notified a minimum of twenty-four (24) hours in advance of "Small Quantity" Work Orders.

The Contract defines a Work Order as "Large Quantity" when it is greater than five-hundred ( $> 500$ ) tons per day. The Contractor will be notified a minimum of one (1) week in advance of "Large Quantity" Work Orders.

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**ITEM 301 “ASPHALT ANTISTRIPPING AGENT”**

When the Contractor adds lime as an anti-stripping agent (or an equivalent anti-stripping agent) the lime or equivalent shall be added to the asphaltic concrete in the methods specified in this item unless otherwise approved by the Bryan District Pavement Engineer. If an alternate method is proposed, the Bryan District Pavement Engineer’s approval will be based on test method Tex-242-F performed on the asphaltic concrete produced through the plant.

**ITEM 500 – MOBILIZATION**

Mobilization does not apply to this non-site-specific materials Contract.

**ITEM 502 – BARRICADES, SIGNS AND TRAFFIC HANDLING**

The State will provide any traffic control needed.

Use strobe lights or rotating beacons on all motorized equipment, operating on or adjacent to the road surface.

**ITEM 8011 – DENSE-GRADED HOT-MIX ASPALT (SMALL QUANTITY) (MATERIALS ONLY)**

Delivery cost incurred by the Contractor are subsidiary to this bid item.

The use of Recycled Asphalt Shingles (RAS) will not be permitted on this contract.

No grade substitution or blending will be permitted on this contract.

Warm-mix asphalt (WMA) is not permitted on this contract.

Use aggregate that meets minimum SAC requirement of Class B.

Use a Texas Gyrotory Compactor (TGC) to design the mixture.

Add one (1.0) percent hydrated lime, commercial lime slurry, or an equivalent anti-stripping agent, based on the total aggregate weight, as mix enhancer for all mixture types unless otherwise approved by the Maintenance Supervisor or assigned representative. Provide hydrated lime or commercial lime slurry in accordance with DMS-6350, “Lime and Lime Slurry”. Add hydrated lime, commercial lime slurry, or an equivalent anti-stripping agent in accordance with Section 301.4.2.

The Plant of material origin is the designated aggregate sampling location, unless otherwise approved by the Bryan District Pavement Engineer.

Material deliveries shall be covered by a tarp during transport.



