

# STATE OF TEXAS

## DEPARTMENT OF TRANSPORTATION

### MATERIALS MAINTENANCE CONTRACT

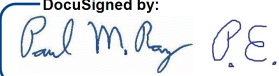
PROJECT NO. MMC 6436-39-001

HIGHWAY: US 190, ETC  
LIMITS OF WORK: BRAZOS, ETC

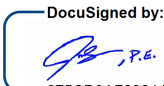
FOR PURCHASE AND DELIVERY OF MATERIALS ONLY:  
BRINE SOLUTION (MATERIALS ONLY) DELIVERY & PICKUP

SUBMITTED FOR LETTING: 2/7/2023  
Date

APPROVED FOR LETTING: 2/7/2023  
Date

DocuSigned by:  
  
D5649C5D0971432

CONTRACT SPECIALIST


DocuSigned by:  
  
74C0D7E5327495E

DIRECTOR OF MAINTENANCE

#### INDEX OF SHEETS

- 1 TITLE SHEET
- 2A-2E GENERAL NOTES
- 3 ESTIMATE & QUANTITY SHEET
- 4-6 LOCATION MAPS

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

© 2023		 Texas Department of Transportation	
FED.RD. DIV. NO.	PROJECT NO.	SHEET NO.	
6	MMC 6436-39-001	1	
STATE	DISTRICT	COUNTY	
TEXAS	BRYAN	BRAZOS, ETC	
CONTROL	SECTION	JOB	HWY NO.
n/a	n/a	n/a	US 190, ETC
FILENAME			DATE

**County:** Brazos, ETC.

**Highway:** US 190, ETC.

**GENERAL NOTES:**

**General Project Description** – This is a MATERIALS ONLY, CALL-OUT Contract for the purchase and delivery of FRACKING BRINE to the location(s) specified AND for purchase and pick up of BRINE SOLUTION by state forces.

Pre-Bid Contractor questions on this project are to be addressed to the following individual:

Paul M. Ray, P.E. – District Maintenance – [Paul.Ray@txdot.gov](mailto:Paul.Ray@txdot.gov)

Michael Estillette – District Maintenance – [Michael.Estillette@txdot.gov](mailto:Michael.Estillette@txdot.gov)

Questions may be submitted via the Letting Pre-Bid Q&A web page. This webpage can be accessed from the Notice to Contractors dashboard located at the following Address:  
<https://tableau.txdot.gov/views/ProjectInformationDashboard/NoticetoContractors>

All contractor questions will be reviewed by the Engineer. All questions and any corresponding responses that are generated will be posted through the same Letting Pre-Bid Q&A web page.

The Letting Pre-Bid Q&A web page for each project can be accessed by using the dashboard to navigate to the project you are interested in by scrolling or filtering the dashboard using the controls on the left. Hover over the blue hyperlink for the project you want to view the Q&A for and click on the link in the window that pops up.

For pick up of materials, a Work Order issued by the District Maintenance Office, or its representative, will specify the time, date, and quantities of materials to be picked up by TxDOT personnel using TxDOT vehicles and equipment.

For delivery of materials, a Work Order will specify the location(s), time, date and quantities to receive delivery of materials requested in this Contract.

**District Headquarters (Site 1)**

Contact:

Bryan District Director of Maintenance

Jace Lee 979-778-9664

2591 N Earl Rudder Frwy Bryan, Texas 77803

**Freestone Co Maintenance (Site 2)**

Contact:

Freestone County Maintenance Supervisor

Danny Green 903-389-3530

340 West US 84 Fairfield, Texas 75840

**County:** Brazos, ETC.

**Highway:** US 190, ETC.

Madison Co Maintenance (Site 3)

Contact:

Madison County Maintenance Supervisor

William Connor 936-348-2759

910 N May St Madisonville, Texas 77864

**SECTION 10.2 – INSTRUCTIONS TO BIDDERS:**

View the plans on-line or download from the web at:

<https://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, including the Material Supplier’s Questionnaire, and the steps for prospective bidders to follow in preparation of a bid : <https://www.txdot.gov/business/road-bridge-maintenance/contract-letting/contractor-prequalification.html> (NOTE: Download questionnaires and open using Adobe Acrobat or other PDF viewer; otherwise, Internet Explorer is the only browser which can open as PDF.)

By signing this proposal, a bidder acknowledges that he/she has a copy of the “Standard Specifications for Construction of Highways, Streets and Bridges”, adopted by the Texas Department of Transportation, November 1, 2014. This specification book may be purchased from the Department.

**SECTION 10.3 – AWARD AND EXECUTION OF CONTRACT:**

**IMPORTANT NOTICE TO BIDDERS**

The necessity to maintain the supply of winter weather material during winter events requires the Contractor’s physical point of supply for material pick up to be within 70 miles of the Bryan District Complex located at 2591 N. Earl Rudder Freeway, Bryan, TX, 77803. Contractors whose physical supply point is beyond this range will NOT be considered for bidding.

Each contract awarded by the Department stands on its own and 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.

Material requests shall be issued by Work Order. Each Work Order shall be scheduled by the assigned TXDOT representative and will specify items, quantities, load pipe size, coupling type, and delivery location.

**County:** Brazos, ETC.

**Highway:** US 190, ETC.

Each Work Order sent by the Department is independent and separate from other Work Orders held by the Contractor. If the Contractor is sent multiple Work Orders, they must be equipped to provide, possess, or acquire the necessary material and be sufficiently staffed to fulfill all Work Orders at the same time.

**SECTION 10.4 – SCOPE OF WORK:**

Prior to beginning operations, per Article 10.4.2, the Contractor will arrange a coordination call between representatives of the Department and the Contractor.

In accordance with Article 10.4.3, TXDOT does not guarantee that all or only the quantities shown in plans for delivery may be requested (under-run / over-run). Contractor should expect to provide materials in the quantity and type requested in the Work Order(s).

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

In accordance with Article 10.4.3.1, this contract may be extended once not to exceed 730 calendar days for the entire contract term if mutually agreed.

**SECTION 10.6 – CONTROL OF MATERIALS:**

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

**SECTION 10.8 – PROSECUTION AND PROGRESS:**

Contract time charges shall begin upon issuance of “Authorization to Begin Work” letter. This Contract is for one (1) year and shall be computed and charged in accordance with Article 10.8.2, “Contract Term”.

In the event of an Expedited Work Order (EWO), a representative of the Department may call for the initial expedited request and an email of the request shall be provided by the Department. In accordance with Article 10.8.5, a Contractor must accept an Expedited Work Order (EWO) within 2 hr. from initial contact of the Department, or the Department will obtain the material through another source. The Department could seek damages for any costs exceeding the EWO cost.

All material delivery tickets must include the Work Order number and be signed, dated, and list the arrival/departure times by the Department representative upon arrival at final delivery location.

**County:** Brazos, ETC.

**Highway:** US 190, ETC.

In the event of a delay in delivery of materials, notify the Maintenance Supervisor for the work order immediately by phone and provide documentation, in writing, to the office of record upon completion of delivery.

Failure to complete a work order will incur damages in accordance with Article 10.8.6. Actual damages incurred will be deducted from the work order payment and calculations will be provided upon request.

Providing material that does not meet the requirements of the specification does not constitute delivery and the Contractor may be required to remove all failed materials from the site. Applicable damages may continue to accrue until the Contractor delivers materials in full compliance to the designated site.

**SECTION 10.9 – MEASUREMENT AND PAYMENT:**

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

Trucks may be held for up to 2 hr. at the jobsite at no additional expense to the Department. Written documentation of arrival will be used when calculating demurrage charges and included on an invoice submitted to the managing office. The Department will specify the arrival time and delivery frequency on the work order provided to the Contractor. If the Contractor arrives prior to the specified delivery time, the 2 hr hold will not begin until the arrival time specified on the work order.

Contractor will provide demurrage rate per truck, per 15-min increment, at the Coordination call prior to beginning work on the Contract.

Demurrage charges will be invoiced in 15-min increments, rounded down to the nearest whole increment. Contractor will be required to provide documentation for the demurrage per truck.

**ITEM 8042 – WINTER WEATHER MATERIAL**

TXDOT equipment utilizes either a 2-inch or a 3-inch quick couple connection (typically male) to their pumps / plumbing systems, hoses are typically female-female; some trucks may have top-fill ports. The Contractor shall provide adapters to pumps and / or hoses at their facility to accommodate pumping / transfer / delivery unto TXDOT vehicles / equipment. Pumping / dispensing connections shall be discussed at the preconstruction meeting. Pick-up areas shall be sufficiently lighted to perform operations safely during nighttime. Emergency power for lighting and / or pumping may be required and shall be provided by the Contractor while considered subsidiary to pertinent items.

**County:** Brazos, ETC.

**Highway:** US 190, ETC.

All loads will be inspected by TxDOT personnel. Delivered brine solution will be rejected if it is deemed to be contaminated by foreign chemicals or petroleum products. Rejected loads shall be removed to TxDOT property and properly disposed of at the Contractor's expense.

Minimum order per office will be four thousand (4000) gallons.

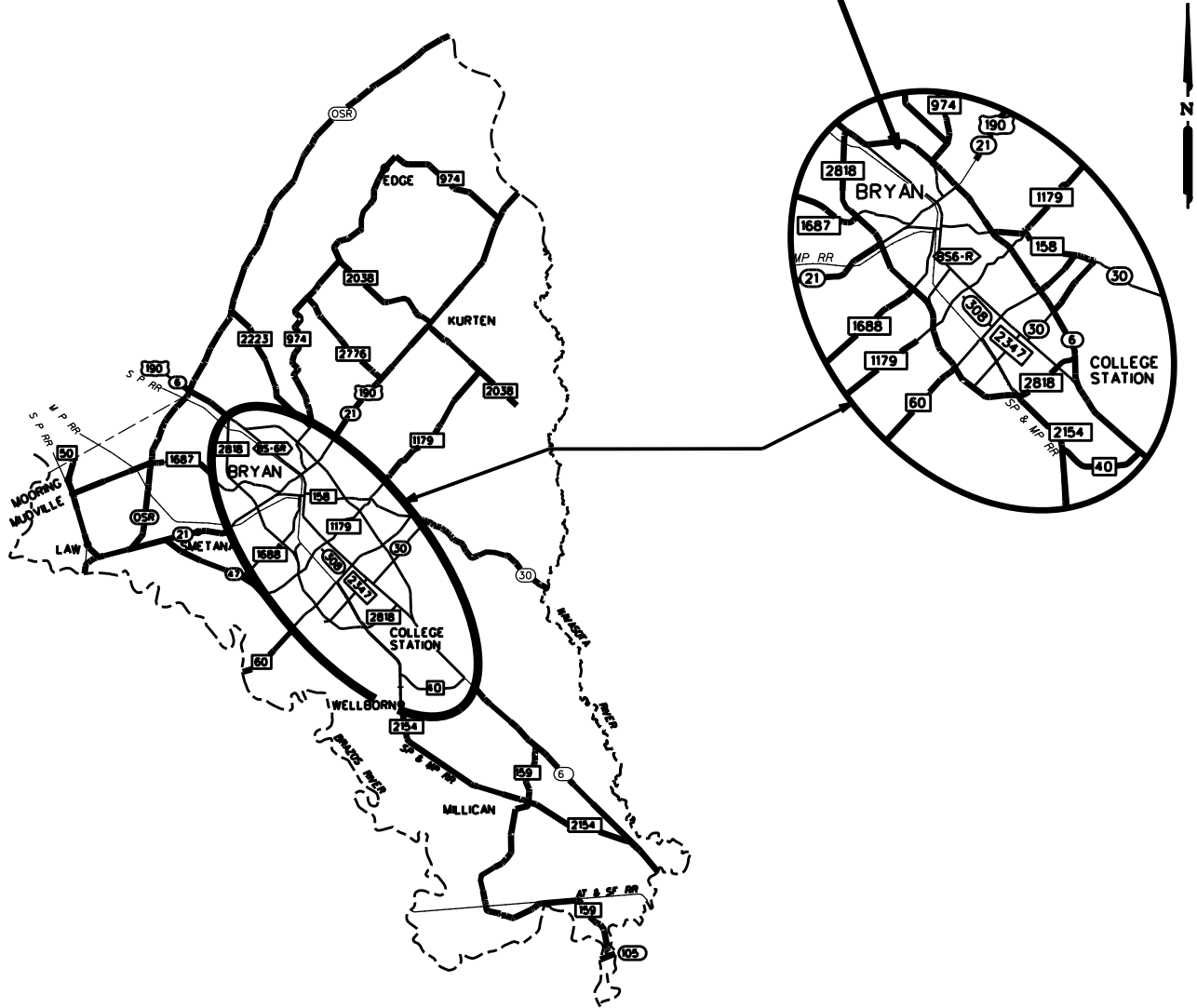
Material for delivery on this contract must be delivered in seven (7) calendar days from the issuance of the work order.

Expedited material for this contract must be ready for pick up in ten (10) hours from the issuance of the work order.



# MAP OF BRAZOS CO. MAINTENANCE SECTION BOUNDARIES

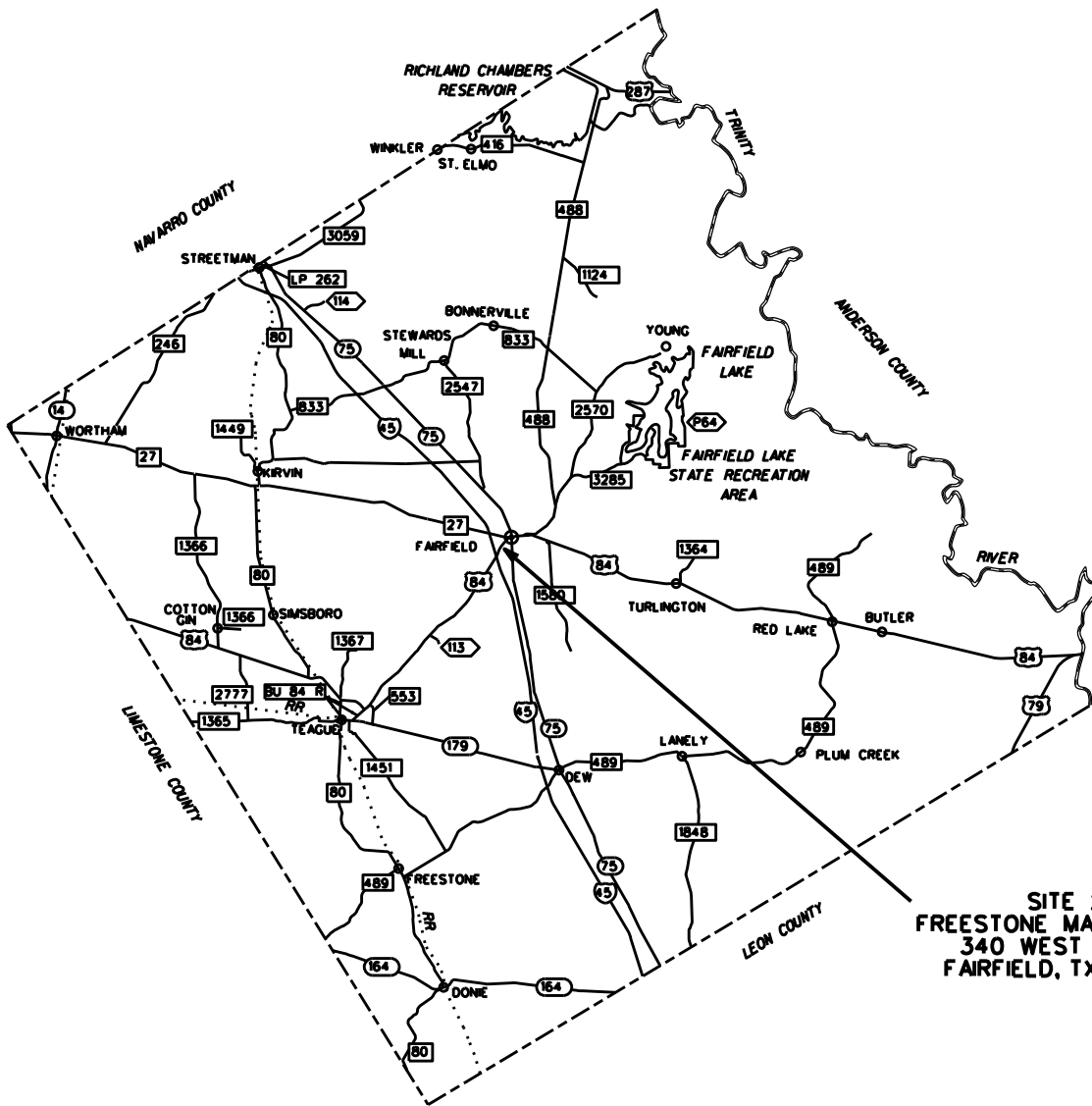
SITE 1  
BRYAN DISTRICT HQ  
2591 N EARL RUDDER FRWY  
BRYAN, TX 77802



DISTRICT	COUNTY	PROJECT	SHEET NO
BRY - 17	BRAZOS	MMC - 6436-39-001	4



# MAP OF FREESTONE CO. MAINTENANCE SECTION BOUNDARIES

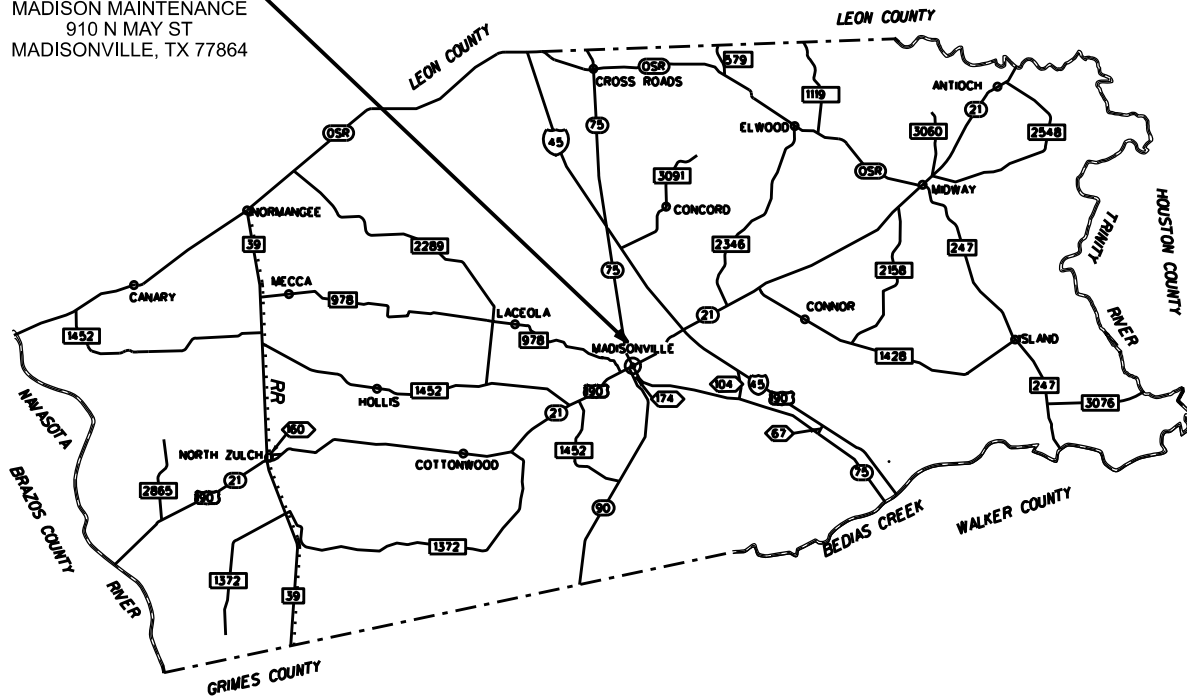


**SITE 2**  
**FREESTONE MAINTENANCE**  
**340 WEST US 84**  
**FAIRFIELD, TX 75840**

DISTRICT	COUNTY	PROJECT	SHEET NO
BRY - 17	BRAZOS, ETC	MMC - 6436-39-001	5

# MAP OF MADISON CO. MAINTENANCE SECTION BOUNDARIES

SITE 3  
MADISON MAINTENANCE  
910 N MAY ST  
MADISONVILLE, TX 77864



DISTRICT	COUNTY	PROJECT	SHEET NO
BRY - 17	BRAZOS, ETC	MMC - 6436-39-001	6