

STATE OF TEXAS

DEPARTMENT OF TRANSPORTATION

MATERIALS MAINTENANCE CONTRACT

PROJECT NO. MMC 643793001
 CONTROL: 6437-93-001
 HIGHWAY: US287, ETC.
 LIMITS OF WORK: VARIOUS COUNTIES IN WICHITA FALLS DISTRICT

FOR PURCHASE AND DELIVERY OF MATERIALS ONLY: EMULSION

SUBMITTED FOR
 LETTING: 02/28/2023
 Date

APPROVED FOR
 LETTING: 02/28/2023
 Date


D. J. M. R. H., P. E.
 DIRECTOR OF MAINTENANCE

Michael D. Bunn, P. E.
 DISTRICT ENGINEER

INDEX OF SHEETS

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- 3 ESTIMATE & QUANTITY SHEET

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	MMC 643793001	1	
STATE	DISTRICT	COUNTY	
TEXAS	WICHITA	WICHITA, ETC.	
CONTROL	SECTION	JOB	HWY NO.
6437	93	1	US287, ETC.
FILENAME			DATE
MMC_643793001			1/27/2023

GENERAL NOTES

General

Project Description - This project consists of the purchase and delivery of emulsion, materials only, to various counties located within the Wichita Falls District.

Contractor questions on this project are to be addressed to the following individual(s):

David Rohmer, P.E. David.Rohmer@txdot.gov
Michael Reynolds, P.E. Michael.Reynolds@txdot.gov

Questions may be submitted via Letting Pre-Bid Q&A web page. This webpage can be accessed from the Notice of 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.

There are 9 delivery sites (counties) shown in the plans. The bid item price should include shipping charges for delivery of material to any location within the county. The actual delivery location will be specified on each work order.

The Sites and TxDOT Maintenance Supervisors for each county are listed in the table below:

Site	County	Maintenance Supervisor	Maintenance Supervisor Address	Phone Number
Site 1	Archer	Cody Coltharp	20002 SH 79 S, Archer City, TX 76351	940-574-2507
Site 2	Baylor	Craig Hostas	1508 N. Main, Seymour, TX 76380	940-888-2797
Site 3	Clay	Darin Reed	819 US 287 S, Henrietta, TX 76365	940-538-6561
Site 4	Cooke	Roger Krahl	2615 W. Hwy 82, Gainesville, TX 76240	940-665-5312
Site 5	Montague	Shane Watkins	905 Hwy 81 N, Bowie, TX 76230	940-872-2209
Site 6	Throckmorton	Brian Beaty	615 E. Chestnut, Throckmorton, TX 76483	940-849-4821
Site 7	Wichita	Brian Moore	2844 E. Central Freeway, Wichita Falls, TX 76301	940-322-8669
Site 8	Wilbarger	Chris Alaniz	4031 S. Main, Wilbarger, TX 76384	940-552-9393
Site 9	Young	Taylor Lewis	848 US 380 West, Graham, TX 76450	940-549-0676

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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.

Section 10.2 – Instruction to Bidders

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

View or download plans at: <https://www.txdot.gov/business/letting-bids/plans-online.html>

Section 10.2.4, the quantities listed in the proposal are estimates only. TxDOT does not guarantee a minimum or maximum quantity will be requested on this contract. Payments will be made for the work performed in conformance with the contract.

Section 10.4 – Scope of Work

Prior to beginning operations, the Department will arrange a coordination call between representatives of the Department and Contractor. In this meeting, the representatives from all parties will discuss the Contract, and proposed procedures and plans for performing the work. Specifications, unusual conditions, and other pertinent items regarding the work will also be discussed.

In accordance with Article 10.4.3.1, this contract may be extended twice not to exceed 540 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.

Use materials from pre-qualified producers. A list of material producers pre-qualified by the Construction Division (CST) of the Texas Department of Transportation can be found at the following website: <https://www.txdot.gov/business/resources/producer-list.html>.

Article 10.6.2, When materials fail to meet contract requirements and is inadequate to serve the purpose, it will be considered defective. Correct, or remove and replace the materials at the Contractor's expense as directed.

Section 10.8 – Prosecution and Progress

Article 10.8.2 – Contract term will be 6 months (180 Calendar Days). Calendar days will be charged in accordance with Article 10.8.2, "Contract Term".

Article 10.8.3, material for this contract will be requested by work order. Each work order will include the bid item, quantity, delivery location, and the number of allowed working days to complete the work order. Each work order will have a minimum quantity of 5,000 gallons.

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For this contract, the contractor will have 5 working days from the date of the work order to complete the work order.

Transport truck shall be equipped with transfer pump and required hoses to transfer material from transport to TxDOT storage tanks. Hose shall be compatible with 3-inch cam lock type connection. Failure to provide required pump and hoses may result in rejection of the transported load.

If TxDOT needs to cancel a load of emulsion, and 8-hour notification to the vendor prior to the scheduled delivery will be required.

Article 10.8.6 – “Late Delivery Damages” - Actual damages will be charged for failure to deliver acceptable material within the number of working days specified in the work order in accordance with Article 10.8.6.

Materials deliveries should occur Monday through Friday between the hours of 7:00 a.m. and 5:00 p.m. CST or as directed. Coordinate with the TxDOT Maintenance Supervisor for the scheduling of deliveries.

Contractor shall provide delivery tickets which include the applicable CSJ (XXXX-XX-XXX), date, time, type of material, and quantity delivered. Upon delivery, present the delivery ticket to the TxDOT representative for signature.

Section 10.9 – Measurement and Payment

Article 10.9.3 – “Progress Payments” - Invoices are not required and will not be used for the monthly estimate payment. TxDOT will reconcile quantities with the contractor prior to payment.

Article 10.9.5 – “Demurrage” - Trucks may be held up to 2 hours at the jobsite at no additional expense to the Department. The Contractor’s driver will report to the Engineer or designated representative at the time of arrival at the delivery location and obtain a signature documenting the date and time.

Written documentation of arrival/departure will be used when calculating demurrage charges and included on an invoice submitted to the managing office by the Contractor. The demurrage charge will be invoiced in 15-minute increments, rounded down to the nearest whole increment.

Contractor shall submit a demurrage rate per truck with support documentation of the rate in advance of the coordination call. If no support documentation is submitted, a demurrage rate of \$125.00 per hour per truck will be charged.

Item 8010 – Asphalts, Oils, and Emulsions

Delivery temperature for CHFRS-2P shall be between 150-160 °F. The majority of CHFRS-2P will be used on the district’s in-house seal coat during the spring/summer of 2023.

