

STATE OF TEXAS  
TEXAS DEPARTMENT OF TRANSPORTATION

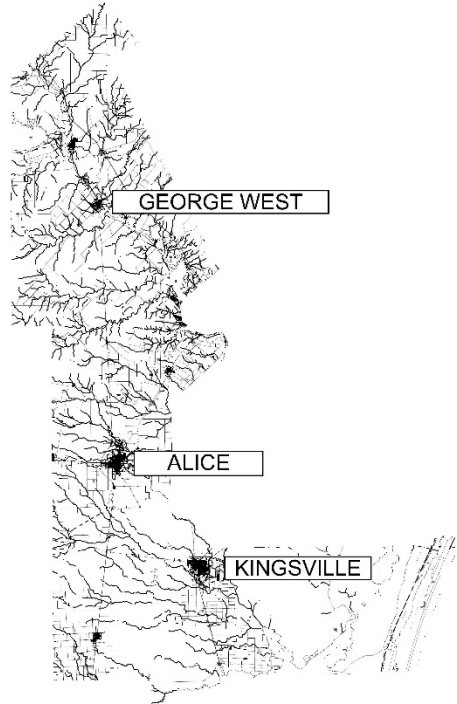
MATERIALS MAINTENANCE CONTRACT

PROJECT NO: MMC 6463-93-001

CSJ: 6463-93-001

LIMITS:\*

FOR PURCHASE, DELIVERY & PICK-UP OF MATERIALS ONLY:  
ASPHALTS, OILS, AND EMULSIONS



- ALICE MAINTENANCE OFFICE AREA OF RESPONSIBILITY
- KINGSVILLE MAINTENANCE OFFICE AREA OF RESPONSIBILITY
- GEORGE WEST MAINTENANCE OFFICE AREA OF RESPONSIBILITY

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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



TEXAS DEPARTMENT OF TRANSPORTATION

SUBMITTED FOR LETTING: 1/25/2024

APPROVED FOR LETTING: 1/25/2024

DocuSigned by:

*Armando Bosquez*

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BRIDGE ENGINEER

DocuSigned by:

*James Harris*

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DIRECTOR OF MAINTENANCE

County: Jim Wells, ETC

Control: 6463-93-001

**GENERAL NOTES:**

This contract shall commence upon the issuance of a work order by the Director of Maintenance or his representative and shall continue for 180 calendar days. This project consists of described word defined with item 8010 "Asphalts Oils, and Emulsions (Materials Only)", the 2014 Texas Standard Specifications, General Notes and Plans.

This purpose of this contract is to supply ITEM 8010 – Asphalts, Oils, and Emulsions (Delivery of Materials Only) at the following locations:

Site 1	Alice Maintenance – (HFRS-2)(DEL)(SITE 1)
Site 2	Kingsville Maintenance – (HFRS-2)(DEL)(SITE 2)
Site 3	George West Maintenance – (SS-1)&(HFRS-2)(DEL)(SITE 3)

Coordinate work through the following individuals:

Area Engineer	Address	Contact Person
Alice Area Office Area Engineer	1071 US 281 Alice, TX 78332	Lucio Ramos, P.E. <a href="mailto:Lucio.Ramos@txdot.gov">Lucio.Ramos@txdot.gov</a>
Assistant Area Engineer Lucia Adame	1071 US 281 Alice, TX 78332	Lucia Adame, P.E. <a href="mailto:Lucia.Adame@txdot.gov">Lucia.Adame@txdot.gov</a>

Maintenance Section	Address	Maintenance Supervisor
Alice	1071 US 281 Alice, TX 78332	Calixto Mora, Jr. <a href="mailto:Cal.Mora@txdot.gov">Cal.Mora@txdot.gov</a>
Kingsville	1802 N 14 <sup>th</sup> St. Kingsville, TX 78363	Alfredo Gaona <a href="mailto:Alfredo.gaona@txdot.gov">Alfredo.gaona@txdot.gov</a>
George West	3830 SH 59 George West, TX 78022	Ricardo Martinez <a href="mailto:Ricardo.Martinez@txdot.gov">Ricardo.Martinez@txdot.gov</a>

**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.dot.state.tx.us/business/plansonline/ftpinfo.htm>

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.

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.

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

If several contracts are awarded to the same contractor, the contractor shall be sufficiently equipped to concurrently supply each contract material. Each contract awarded by the Department stands on its own and as such, is separate from other contracts.

Material requests shall be issued by Work Order to the Contractor a minimum of 7 calendar days in advance unless expedited items therefore allowing a minimum of 48 hours. Each Work Order shall specify quantities to be delivered, location of delivery, and days to complete Work Order. A minimum of 5,500 gallons per work order will be required for delivery only.

**SECTION 10.4 – SCOPE OF WORK:**

Prior to beginning operations, schedule and participate in a coordination call or virtual meetings with the Engineer or designated representative to establish points of contact for communication, an issue escalation ladder, delivery location details, and other Contract requirements. Work with Engineer to resolve or escalate all issues.

In accordance with Article 10.4.3, TXDOT does not guarantee a specific volume to be purchase. No minimum compensation to the Contractor is guaranteed. Quantities indicated for each Item in the Contract are estimates only and are based on the previous usage. These estimates should not be construed as a minimum or maximum quantity to be ordered. The acceptance of this contract also does not guarantee that any specific volume will be purchased.

**SECTION 10.8 – PROSECUTION AND PROGRESS:**

Contract time charges shall begin upon issuance of "Authorization to Begin Work" letter. This contract is for one-hundred and eighty (180) calendar days and shall be computed and charged in accordance with Article 10.8.2, "Contract Term".

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.

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.

**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 up for 2-hours at the jobsite at no additional expense to the Department. Written documentation of arrival will be used when calculation 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-hour hold will not begin until the arrival time specified on the work order.

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

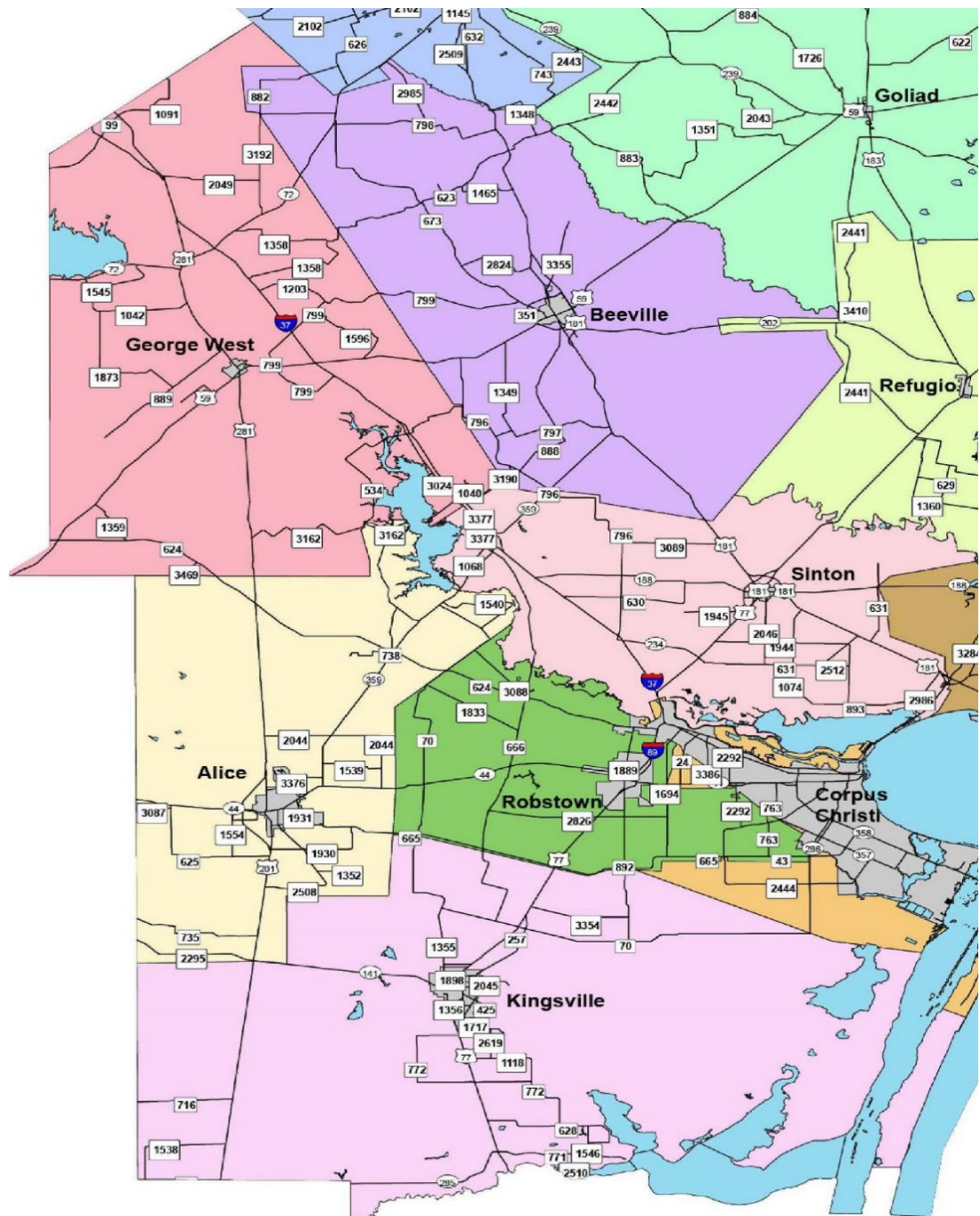
Demurrage charges will be invoiced in 15-min increments, rounded down to the nearest whole increment. Contractor will be required to provide documentation for the demurrage per truck.

**ITEM 8010 – Asphalts, Oils, and Emulsions (Delivery of Materials Only)**

Provide asphalt cements, cutback and emulsified asphalts, performance-graded asphalt binders, and other miscellaneous asphalt materials and specified on the plans. This a contract for supplying Emulsion material on an as needed basis. Transport truck shall be equipped with transfer pump and required hoses to transfer material from transport to TxDOT storage tanks. Details about the hose will be indicated in work order.

Material (Delivery). Payment will be made at the unit prices bid for each item. This price is full compensation for furnishing materials, loading, hauling, delivery of materials, furnishing scales and labor for weighing and measuring, providing pumps and hoses for transferring liquid brine solution to a storage tank, and equipment, labor, tools, and incidentals. Delivery locations will be as shown on the plans





**PLAN SHEET  
& SUMMARY**

ITEM NO.	DESC. NO.	SPEC NO.	DESCRIPTION	UNIT	QTY
8010	6239		EMULS (HFRS-2)(DEL)(SITE 1)	GAL	18,000
8010	6240		EMULS (HFRS-2)(DEL)(SITE 2)	GAL	18,000
8010	6241		EMULS (HFRS-2)(DEL)(SITE 3)	GAL	18,000
8010	6139		EMULS (SS-1) (DEL) (SITE 3)	GAL	18,000



CONT	SECT	JOB	HIGHWAY
6463	93	001	US 281
DIST	COUNTY		SHEET NO.
16	Jim Wells, ETC.		4