

# STATE OF TEXAS DEPARTMENT OF TRANSPORTATION

## MATERIALS MAINTENANCE CONTRACT

PROJECT: MMC 6475-90-001  
CSJ: 6475-90-001  
HIGHWAY: US 69, ETC.  
LIMITS OF WORK: WOOD AND VAN ZANDT COUNTIES  
TYLER DISTRICT

**FOR PURCHASE AND DELIVERY OF MATERIALS ONLY**  
MATERIAL: EMULSIONS

SUBMITTED FOR  
LETTING: 10/29/2024  
DATE

APPROVED FOR  
LETTING: 10/29/2024  
DATE

DocuSigned by:

*David J. Clark, P.E.*

156209C9BF9E41C

MAINTENANCE ENGINEER

DocuSigned by:

*Stewart R. Wicks, P.E.*


0C37D4E5C1A4D2

DIRECTOR OF MAINTENANCE

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SPECIFICATIONS ADOPTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, SEPTEMBER 1, 2024 AND SPECIAL SPECIFICATIONS ITEMS INCLUDED IN THE CONTRACT SHALL GOVERN ON THIS PROJECT.

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STATE	DISTRICT	COUNTY	
TEXAS	TYL	WOOD, ETC.	
CONTROL	SECTION	JOB	HIGHWAY NO.
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**GENERAL NOTES: EMULSIONS**

**GENERAL.**

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

Area Engineer                      Lance Pomykal, P.E      [Lance.Pomykal@txdot.gov](mailto:Lance.Pomykal@txdot.gov)

For Q&A on Proposals navigate to:

<https://tableau.txdot.gov/views/ProjectInformationDashboard/NoticetoContractors>

Use 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 and click on the link in the window that pops up to view the Q&A.

All relevant project documentation including CTDs and cross sections will still be posted to the districts FTP website.

<https://ftp.dot.state.tx.us/pub/txdot-info/Pre-Letting%20Responses/>

.....  
**SPECIAL PROVISION TO ITEM 10: ITEM 10 APPLIES TO MAINTENANCE MATERIALS (MMC) AND TRAFFIC MATERIALS CONTRACTS (TMC) WITH NO FEDERAL FUNDS BEING USED. ITEMS 1-9 DO NOT APPLY TO MMC AND TMC CONTRACTS.**

The intent of this contract is to provide emulsion materials at non-sites specific locations within the Mineola and Canton Maintenance Sections (Wood and Van Zandt Counties.) The contractor will provide materials.

A map of Wood and Van Zandt Counties are included in this contract.

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.

Material requests shall be issued by Work Order. Each Work Order shall be scheduled by the assigned TxDOT representative and will specify items, quantities, and delivery location.

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Each Work Order sent by the Department is independent and separate from other Work Orders held by the Contractor.

Prior to beginning operations, the Department will arrange a preconstruction conference between representatives of the Department and the Contractor. In this meeting, the representatives from all parties will discuss the contract, proposed procedures, and the plans for performing the work while providing for safe passage of 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 surface used in hauling operations free of dirt or other materials.

Department-approved safety hats and safety vests will be worn by all workers and visitors when:

- Workers are outside of the 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 a 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 for suspension of work.

**EMULSIONS**

This project shall consist of the purchase and delivery of materials only for the Tyler District, consisting of 2 delivery location sites, under Area Engineer, Lance Pomykal, P.E.

Note: These are not site specific. Each material will/can be delivered to any location in the county.

**Site 2:** Canton Area/Mtce Office, 15500 FM 1255, Canton, Texas, 75103

Sarah Hatley	Maintenance Supervisor	(903) 829-5092
Jason York	Assistant Maintenance Supervisor	(903) 829-5092

**Site 3:** Mineola Area/Mtce Office, 205 NE LOOP 564, Mineola, Texas, 75773

Jeremy Reid	Maintenance Supervisor	(903) 569-2601
Michael Ellison	Assistant Maintenance Supervisor	(903) 569-2601

A map of these locations is included in this contract.

All work on this contract will be scheduled and directed by the Maintenance Supervisor or the Assistant Maintenance Supervisor or their designee.

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**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.)

**SECTION 10.4 – SCOPE OF WORK:**

In accordance with Article 10.4.3.1, this contract may be extended one time for an additional 365 calendar days 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.

Use materials from pre-qualified producers. A list of material producers pre-qualified by the Construction 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>.

**SECTION 10.8 – PROSECUTION AND PROGRESS:**

Contract time charges shall begin upon issuance of "Authorization to Begin Work" letter. This contract is for three-hundred and sixty-five (365) 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.

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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.

Notify the contacts given above when encountering any unforeseen delays.

**SECTION 10.9 – MEASUREMENT AND PAYMENT:**

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

If a specified time is dictated on the Work Order and Contractor arrives prior to the specified time, the 2-hour hold will not begin until the specified arrival time on the work order.

**ITEM 8010. ASPHALTS, OILS, AND EMULSIONS (MATERIALS ONLY):**

Delivery will be Monday through Friday during business hours only unless other arrangements have been requested and agreed upon by the Maintenance Section Supervisor. Minimum order for delivery per office will be 5,000 gallons. Contractor must have a location available for pickup items within 120 miles of Mineola and/or Canton maintenance offices as defined above in the project locations.

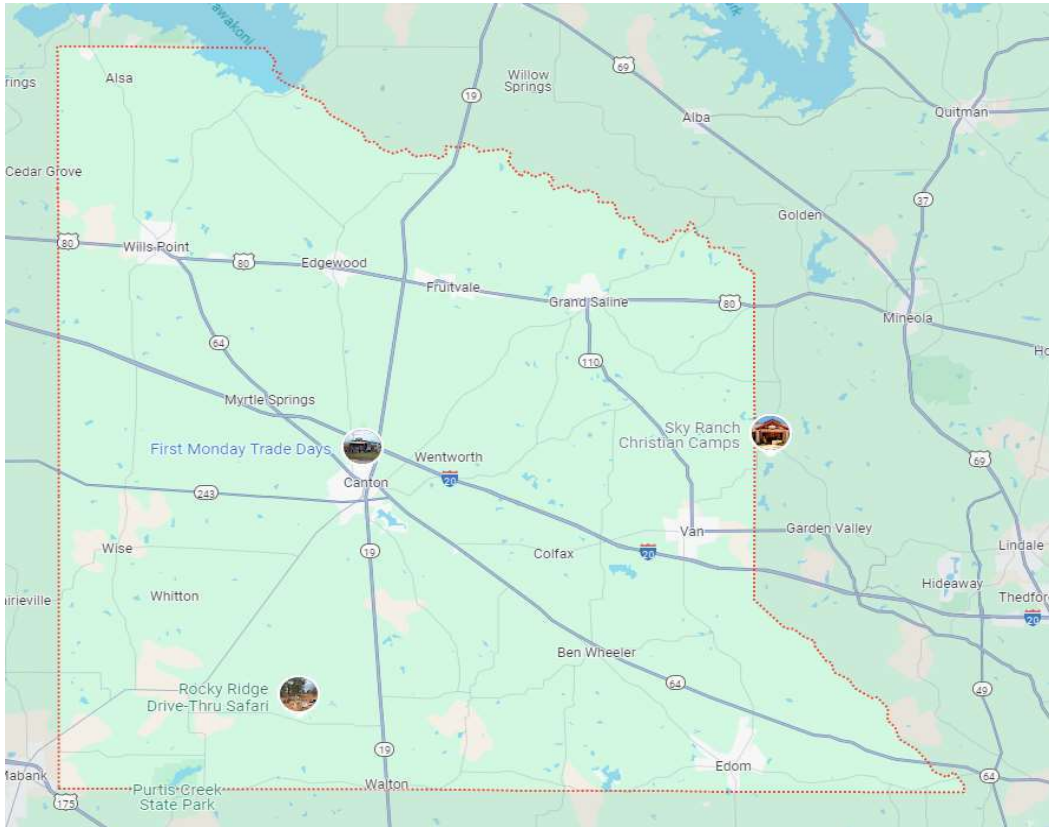
**ESTIMATE SUMMARY**

PROJECT NO. 6475-90-001		A L T .	ITEM CODE			DESCRIPTION	U N I T	TOTAL		
EMULSION			ITEM NO	DESC CODE	SP NO			EST.	FINAL	
EST.	FINAL									
			8003	7049		EMULSIONS (MS-2)(SITE 2)	DEL	GAL	500.000	
			8003	7050		EMULSIONS (MS-2)(SITE 3)	DEL	GAL	1000.000	
			8003	7088		EMULSIONS (CSS 1-H)(SITE 2)	DEL	GAL	10000.000	
			8003	7089		EMULSIONS (CSS 1-H)(SITE 3)	DEL	GAL	12000.000	
			8003	7115		EMULSIONS (CRS-2P)(SITE 2)	DEL	GAL	5500.000	
			8003	7116		EMULSIONS (CRS-2P)(SITE 3)	DEL	GAL	5000.000	
			8003	7139		EMULSIONS (CHFRS-2P)(SITE 2)	DEL	GAL	50000.000	
			8003	7140		EMULSIONS (CHFRS-2P)(SITE 3)	DEL	GAL	65000.000	
			8003	7165		EMULSIONS (CMS-2P)(SITE 2)	DEL	GAL	6000.000	
			8003	7166		EMULSIONS (CMS-2P)(SITE 3)	DEL	GAL	5000.000	
			8003	7205		EMULSIONS (CSS1-H (40%))(SITE 2)	DEL	GAL	6000.00	
			8003	7206		EMULSIONS (CSS1-H (40%))(SITE 3)	DEL	GAL	5000.000	

**ESTIMATE & QUANTITY SHEET**


STATE DISTRICT	COUNTY	HIGHWAY	PROJECT NO.	SHEET NO.
10	WOOD, ETC.	US 259, ETC.	6475-90-001	3

## PLAN SHEET

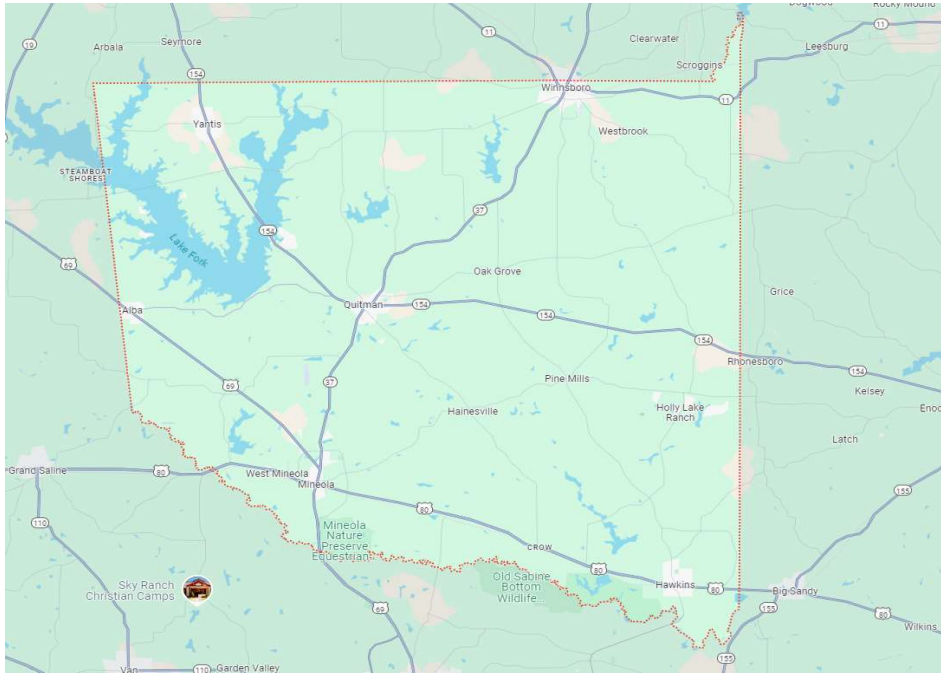


Site	Maintenance Office	County	Address
2	CANTON	VAN ZANDT	15500 FM 1255, Canton, TX 75103

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Site	Maintenance Office	County	Address
3	MINEOLA	WOOD	205 N.E. Loop 564, Mineola, TX 75773

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CONTROL	SECTION	JOB	HIGHWAY NO.
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