



**INDIANA DEPARTMENT OF TRANSPORTATION**  
*Driving Indiana's Economic Growth*

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Indianapolis, Indiana 46204

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**Michael R. Pence, Governor**  
**Karl B. Browning, Commissioner**

# AGENDA

## January 15, 2015 Standards Committee Meeting

MEMORANDUM

December 29, 2014

TO: Standards Committee

FROM: Scott Trammell, Secretary

RE: Agenda for the January 15, 2015 Standards Committee Meeting

A Standards Committee meeting is scheduled for 09:00 a.m. on January 15, 2015 in the N955 Bay Window Conference Room. Please enter meeting through the double doors directly in front of the conference room.

The following items are listed for consideration:

A. GENERAL BUSINESS ITEMS

OLD BUSINESS

*(No items on this agenda)*

NEW BUSINESS

1. *Approval of the Minutes from the December 18, 2014 meeting*

B. CONCEPTUAL PROPOSAL ITEMS

OLD BUSINESS

*(No items on this agenda)*

NEW BUSINESS

*(No items on this agenda)*

C. STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
PROPOSED ITEMS

OLD BUSINESS

<u>Item No. 01</u>	<u>12/18/14 (2014 SS)</u>	<u>Mr. Walker</u>	<u>pg 03</u>
SECTION 408		SEALING CRACKS AND JOINTS	
507.02		Materials	
507.03(a)		Routing, Cleaning and Sealing	
507.03(b)		Cleaning and Filling	
507.04(a)		Sawing, Cleaning and Sealing	
507.04(b)		Cleaning and Filling	

NEW BUSINESS

<u>Item No. 01</u>	<u>(2014 SS)</u>	<u>Mr. Cales</u>	<u>pg 09</u>
SECTION 103		AWARD AND EXECUTION OF CONTRACT	
108.01		Subletting Of Contract	
109.07		Partial Payments	

<u>Item No. 02</u>	<u>(2014 SS)</u>	<u>Mr. Pankow</u>	<u>pg 22</u>
808.09		Warranty for Durable Pavement Marking Material	
808.09.1		Extended Warranty for Preformed Plastic Pavement Marking Material	

<u>Item No. 03</u>	<u>(2014 SS)</u>	<u>Mr. Koch</u>	<u>pg 26</u>
801.18		Basis of Payment	

<u>Item No. 04</u>	<u>(2014 SS)</u>	<u>Mr. Koch</u>	<u>pg 30</u>
108.08		Determination and Extension of Contract Time	

cc: Committee Members  
FHWA  
ICA

PROPOSAL TO STANDARDS COMMITTEE

PROBLEM(S) ENCOUNTERED:

There are revisions needed in section 408 of the Standard Specifications. Working cracks should be routed and sealed, not routed and filled. Non-working cracks are filled, not sealed. Crack Filling materials require a correction to limit the use to AE-90S.

Also, clarification is also needed to ensure that hot-poured sealant is filled to within 1/4 inch **below** the surface when routing, so the joint is not over-filled. Similar discrepancies also exist in 507.

PROPOSED SOLUTION: Incorporate the necessary revisions to 408 and 507 to ensure that the standard specifications are correct and consistent with current industry practice.

APPLICABLE STANDARD SPECIFICATIONS: 408, 507

APPLICABLE STANDARD DRAWINGS: N/A

APPLICABLE DESIGN MANUAL SECTION: N/A

APPLICABLE SECTION OF GIFE: N/A

APPLICABLE RECURRING SPECIAL PROVISIONS: None

PAY ITEMS AFFECTED: 408

Submitted By: Ron Walker

Title: Manager

Organization: INDOT – Materials and Test

Phone Number: 317-610-7251 x204

Date: October 30, 2014

APPLICABLE SUB-COMMITTEE ENDORSEMENT: Todd Shields, Bill Tompkins, Mike Prather, Mike Buening

(Note: Proposed changes shown highlighted gray)

The Standard Specifications are revised as follows:

SECTION 408, BEGIN LINE 1, DELETE AND INSERT AS FOLLOWS:

**SECTION 408 – SEALING ~~OR FILLING~~ CRACKS AND JOINTS**

**408.01 Description**

This work shall consist of sealing ~~or filling~~ longitudinal and transverse cracks and joints in existing asphalt pavement in accordance with 105.03.

*Full lane width transverse cracks and longitudinal joints shall be routed and sealed. All other cracks shall be filled.*

**MATERIALS**

**408.02 Materials**

Materials shall be in accordance with the following:

Asphalt Binder <del>for Crack Sealing</del> , PG 64-22* .....	902.01(a)
Asphalt Emulsion for Crack <del>Sealing AE-90, Filling</del> , AE-90S, <del>AE-150</del> .....	902.01(b)
Fine Aggregates, No. 23 or 24 .....	904
Joint Sealing Materials .....	906.02(a)2

\* Polypropylene fibers shall be used only in conjunction with warranted micro-surfacing.

**CONSTRUCTION REQUIREMENTS**

**408.03 Equipment**

A distributor in accordance with 409.03 shall be used when crack ~~sealing and filling with asphalt emulsion or~~ an indirect-heat double boiler kettle with mechanical agitator shall be used when ~~routing and filling with hot poured material. An indirect-heat double boiler kettle with mechanical agitator shall be used when routing and sealing.~~ Air compressors shall be capable of producing a minimum air pressure of 100 psi.

**408.04 Weather Limitations**

Sealing or filling operations shall not be conducted on a wet surface, when the ambient temperature is below 40°F, or when other unsuitable conditions exist, unless approved by the Engineer.

**408.05 Routing and ~~Filling~~ Sealing Cracks and Joints**

Cracks and joints, *1/2 in. or less in width*, shall be routed ~~when specified~~, with a routing machine capable of cutting a uniform shape to form a reservoir not exceeding 3/4 in. wide with a minimum depth of 3/4 in. *Cracks and joints shall be cleaned by blowing with compressed air or by other suitable means.* The operation shall be coordinated such

that routed materials do not encroach on pavement lanes carrying traffic and all routed materials are disposed of in accordance with 104.07. Cracks and joints shall be ~~filled~~*sealed* with hot poured joint sealant to within 1/4 in. ~~of below~~ the surface in accordance with the manufacturer's recommendations.

**408.06 Sealing *Filling* Cracks ~~and Joints~~**

Cracks ~~and joints~~ shall be cleaned by blowing with compressed air or by other suitable means. Asphalt material shall be placed utilizing a "V" shaped wand tip, to allow the penetration of the materials into the cracks ~~and joints~~. The cracks ~~and joints~~ shall be completely filled or overbanded not to exceed 5 in., or as required. All excess asphalt material shall be removed from the pavement. The ~~sealed~~*filled* cracks ~~and joints~~ shall be covered with sufficient fine aggregate *or other suitable material* to prevent tracking of the asphalt materials. All excess cover material shall be removed from the pavement *within 24 h, when directed.*

Application of asphalt materials shall be completed without covering existing pavement markings. When traffic is to be maintained within the limits of the section, temporary traffic control measures in accordance with 801 shall be used. Treated areas shall not be opened to traffic until the asphalt material has been absorbed.

**408.07 Method of Measurement**

Sealing and filling of cracks and joints in asphalt pavements will be measured by the ton of material used. Routing of cracks and joints will not be measured.

Temporary traffic control measures will be measured in accordance with 801.17.

**408.08 Basis of Payment**

Sealing and filling of cracks and joints in asphalt pavements will be paid for by the ton of material used for the type specified.

Temporary traffic control measures will be paid for in accordance with 801.18.

Payment will be made under:

<b>Pay Item</b>	<b>Pay Unit Symbol</b>
<i>Cracks in Asphalt Pavement, Fill</i> .....	TON
Cracks and Joints in Asphalt Pavement, Rout and Seal.....	TON
<del>Cracks and Joints in Asphalt Pavement, Seal</del> .....	TON

The cost of all materials, cover aggregate, cleaning, and all necessary incidentals shall be included in the cost of the pay items in this section.

REVISION TO STANDARD SPECIFICATIONS

OLD BUSINESS ITEM

SECTION 507 - PCCP RESTORATION

507.02 MATERIALS

507.03(a) ROUTING, CLEANING AND SEALING

507.03(b) CLEANING AND FILLING

507.04(a) SAWING, CLEANING AND SEALING

507.04(b) CLEANING AND FILLING

The Standard Specifications are revised as follows:

SECTION 507, BEGIN LINE 9, DELETE AS FOLLOWS:

**507.02 Materials**

Materials shall be in accordance with the following:

Asphalt Binder <del>for Crack Sealing</del> , PG 64-22.....	902.01(a)
<del>Asphalt Emulsion AE-90, AE-90S, AE-150.....</del>	<del>902.01(b)</del>
Dowel Bars.....	910.01(b)10
Fine Aggregates, Size No. 23 or 24 .....	904
Joint Sealing Materials.....	906.02
Rapid Setting Patch Materials.....	901.07

Dowel bars and dowel bar assemblies shall be in accordance with 503.04.

SECTION 507, BEGIN LINE 38, DELETE AND INSERT AS FOLLOWS:

Cracks shall be sealed with hot poured joint sealant in accordance with the manufacturer's recommendations within 1/4 in. ~~of below~~ the surface. A distributor in accordance with 409.03 shall be used with an indirect-heat double boiler kettle and mechanical agitator. The hot poured joint sealant shall be placed utilizing a "V" shaped wand tip, to allow the penetration of the materials into the cracks.

SECTION 507, BEGIN LINE 54, INSERT AS FOLLOWS:

Cracks shall be filled with asphalt material. The cracks shall be completely filled or overbanded not to exceed 5 in., or as required. Asphalt material shall be placed utilizing a "V" shaped wand tip, to allow the penetration of the materials into the cracks. The filled cracks shall be covered with sufficient fine aggregate ~~or other suitable material~~ to prevent tracking of the asphalt material. All excess cover material shall be removed from the pavement ~~within 24 h, when directed~~.

SECTION 507, BEGIN LINE 80, INSERT AS FOLLOWS:

Joints shall be sealed with joint sealing materials in accordance with the sealant manufacturer's recommendations. Transverse joints shall be sealed with ~~hot poured joint sealant~~, silicone sealant or preformed elastomeric joint sealant. Longitudinal joints shall be sealed with hot poured joint sealant or silicone sealants.

SECTION 507, BEGIN LINE 90, DELETE AND INSERT AS FOLLOWS:

**(b) Cleaning and Filling**

REVISION TO STANDARD SPECIFICATIONS

OLD BUSINESS ITEM

SECTION 507 - PCCP RESTORATION

507.02 MATERIALS

507.03(a) ROUTING, CLEANING AND SEALING

507.03(b) CLEANING AND FILLING

507.04(a) SAWING, CLEANING AND SEALING

507.04(b) CLEANING AND FILLING

Joints in PCCP shall be cleaned by blowing with compressed air or by other suitable means when specified. *Cleaning shall include removal of old sealant and backer rod.* Air compressors shall be capable of producing a minimum air pressure of 100 psi. Water blasting shall not be utilized.

Joints shall be filled with hot poured joint sealant in accordance with the manufacturer's recommendations within 1/4 in. ~~of~~below the surface. A distributor in accordance with 409.03 shall be used with an indirect-heat double boiler kettle and mechanical agitator. The hot poured joint sealant shall be placed utilizing a "V" shaped wand tip, to allow the penetration of the materials into the joints.

COMMENTS AND ACTION

OLD BUSINESS ITEM

SECTION 408 - SEALING CRACKS AND JOINTS

507.02 MATERIALS

507.03(a) ROUTING, CLEANING AND SEALING

507.03(b) CLEANING AND FILLING

507.04(a) SAWING, CLEANING AND SEALING

507.04(b) CLEANING AND FILLING

DISCUSSION:

<p>Motion:                  Second:                  Ayes:                  Nays:                  FHWA Approval:</p>	<p>Action:  <input type="checkbox"/> Passed as Submitted  <input type="checkbox"/> Passed as Revised  <input type="checkbox"/> Withdrawn</p>
<p>Standard Specifications Sections                  referenced and/or affected:                   304.03 pg. 226; section 408 pg.                  281 thru 282; 507.03 pg. 367;                  507.04 pg. 368.</p>	<p><input type="checkbox"/> 2016 Standard Specifications   <input type="checkbox"/> Revise Pay Items List</p>
<p>Recurring Special Provision                  affected:                   NONE</p>	<p><input type="checkbox"/> Create RSP (No. _____)                  Effective _____ Letting                  RSP Sunset Date:</p>
<p>Standard Drawing affected:                   NONE</p>	<p><input type="checkbox"/> Revise RSP (No. _____)                  Effective _____ Letting                  RSP Sunset Date:</p>
<p>Design Manual Sections affected:                   NONE</p>	<p><input type="checkbox"/> Standard Drawing                  Effective</p>
<p>GIFE Sections cross-references:                   NONE</p>	<p><input type="checkbox"/> Create RPD (No. _____)                  Effective _____ Letting   <input type="checkbox"/> GIFE Update</p>

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

PROPOSAL TO STANDARDS COMMITTEE

PROBLEM(S) ENCOUNTERED:

Recurring Special Provisions, such as:

Used for many years, 100-C-151B DISADVANTAGED BUSINESS ENTERPRISE PROCEDURES AND GOOD FAITH EFFORTS has been recently revised by the EEO Division to coincide with Federal regulations. This RSP revises statements and overwrites subsections of the 2014 Standard Specifications.

100-C-151C DBE AND NON-DBE GOAL CONTRACTS RECORD KEEPING AND TIMELY PAY and 100-C-209 SUBCONTRACT REPORT AND PAYMENTS REQUIREMENTS have been listed on the Menu and Basis for Use for some time and have an important report and payments requirements.

(PROBLEM): Such an extensive changes to the Standard Specifications, in particular changes to the SECTION 103, could be cumbersome and difficult to follow.

PROPOSED SOLUTION: Incorporate listed RSPs into 2016 Standards Specifications.

APPLICABLE STANDARD SPECIFICATIONS: Section 103; 108.01; and 109.07 (2014SS).

APPLICABLE STANDARD DRAWINGS: none

APPLICABLE DESIGN MANUAL SECTION: none

APPLICABLE SECTION OF GIFE: none

APPLICABLE RECURRING SPECIAL PROVISIONS:  
100-C-151B; 100-C-151C and 100-C-209.

PAY ITEMS AFFECTED: none

APPLICABLE SUB-COMMITTEE ENDORSEMENT:

IMPACT ANALYSIS (attach report): none

Submitted By: Robert Cales

Title: Director, Contract Administration

Organization: INDOT

Phone Number: 317-233-4794

Date: December 29, 2014

REVISION TO STANDARD SPECIFICATIONS

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SECTION 103 - AWARD AND EXECUTION OF CONTRACT

108.01 SUBLETTING OF CONTRACT

109.07 PARTIAL PAYMENTS

(Note: Basis for Use: Required for all federal aid contracts with DBE goal.)

100-C-151B DISADVANTAGED BUSINESS ENTERPRISE PROCEDURE AND GOOD FAITH EFFORTS

(Revised 04-15-14)

The Standard Specifications are revised as follows:

SECTION 103, BEGIN LINE 1, DELETE AND INSERT AS FOLLOWS:

**SECTION 103 – AWARD AND EXECUTION OF CONTRACT**

**103.01 Disadvantaged Business Enterprise Program**

This requirement will apply only to a federal aid contract.

**(a) General Requirements**

Failure to carry out the requirements set forth in 49 CFR ~~23.43(a)~~ 26, *as outlined in the Department's DBE Program Manual*, shall constitute a breach of contract and, after notification, may result in ~~termination of the contract or such remedy as the State deems appropriate~~ *such contract sanctions as the Department or the Federal Highway Administration may determine to be appropriate, including, but not limited to: (a) withholding of payments to the Contractor under the contract until the Contractor complies, and/or (b) cancellation, termination or suspension of the contract, in whole or in part.*

The above referenced CFR section requires the following policy and disadvantaged business enterprise obligation to be included in all subsequent agreements between the Contractor and all subcontractors as follows:

1. It will be the policy of the Department ~~that disadvantaged business enterprises, as defined in 49 CFR Part 23, shall have the maximum opportunity to participate in the performance of contract work financed in whole or in part with Federal funds provided under this contract to create a level playing field on which DBE's can compete fairly for federally funded contracts.~~ Consequently, the disadvantaged business enterprise requirements of 49 CFR Part ~~23~~26, *as outlined in the Department's DBE Program Manual*, apply to this contract.
2. ~~The Contractor agrees to ensure that disadvantaged business enterprises certified by the State shall have the maximum opportunity to participate in the performance of contract work or subcontract work financed in whole or in part with Federal funds provided under this contract. In this regard, the Contractor shall take all necessary and reasonable steps, in accordance with 49 CFR Part 23, to ensure that~~

REVISION TO STANDARD SPECIFICATIONS

SECTION 103 - AWARD AND EXECUTION OF CONTRACT

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~~disadvantaged business enterprises have the maximum opportunity to compete for and perform work in this contract.~~ The Contractor shall not discriminate on the basis of race, color, national origin, or sex, in the award and performance of this contract. *The Contractor shall carry out the applicable DBE requirements in the award and administration of federally funded contracts. Failure by the Contractor to carry out these requirements is a material breach of this contract which may result in the termination of this contract or such other remedy as the Department or the Federal Highway Administration deems appropriate. The Contractor shall include language prohibiting discrimination on the basis of race, color, national origin, or sex in the performance of this contract in all subcontracts.*

SECTION 103, BEGIN LINE 59, DELETE AND INSERT AS FOLLOWS:

**4. Certified DBE**

A business enterprise which has completed and filed a request for certification with the ~~Indiana~~ Department of Administration, and that the business enterprise has been reviewed and determined to comply with the guidelines established in 49 CFR Part ~~2326~~. Business enterprises which are determined to be eligible will be certified as DBEs *to perform specific types of work.*

**(c) Goal**

A contract provision *DBE* goal may be shown on the Proposal sheet. Such goal, if required, has been established as the *desired minimum* amount to be contracted to DBEs. The Contractor shall meet or exceed the goal, or demonstrate that it could not be met despite ~~best~~ *good faith* efforts. Achievement of the ~~contract provision~~ goal does not relieve the Contractor of the requirement for affirmative action on subsequent subcontracting on this contract. Only work with listed DBEs ~~which~~ *that* are certified prior to the date of the letting will count toward the goal. *Credit towards contract goals will be given only for work performed by certified DBEs in the work areas for which they have been certified. The same requirements with respect to obtaining the goal apply for a Contractor that is certified as a DBE. A DBE Contractor must either achieve the goal utilizing other DBE firms or demonstrate that the goal could not be met despite good faith efforts.*

Contracting may be in the form of a subcontract, lease agreement, or material supply agreement. ~~Full~~ *Prime* contractors will receive 100% credit ~~will be given~~ for work done by the DBE under subcontracts and lease agreements. Credit for utilization of a DBE material supplier ~~will be limited to those DBEs certified as suppliers prior to the letting at the rate of 60% of the expenditure to the supplier unless the supplier is also the manufacturer.~~ *agreement depends on whether the supplier is a manufacturer, regular dealer or broker. Full credit will be given for suppliers who manufacture the items and*

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*are certified as Supplier Manufacturer in the DBE repository. Credit will be limited to 60% of the expenditure for suppliers acting as a regular dealer and are certified as Supplier Regular Dealer in the DBE repository. Credit will be limited to fees and commissions for suppliers acting as a broker and are certified as Supplier Broker in the DBE repository. Suppliers ~~that do not manufacture the items~~ shall also perform a commercially useful function in order for credit to be received.*

*A written request for changes in utilization of race/gender conscious DBE firms listed in the Affirmative Action Certification shall be approved prior to start of listed services or purchase of listed materials. Requests to reduce or eliminate the services or material provided by a listed race/gender conscious DBE that include written approval by the DBE will be considered sufficient justification if the committed DBE utilization after the requested change will meet or exceed the contract goal or a lesser percentage approved prior to execution of the contract. If the committed DBE utilization after the change does not meet or exceed the contract goal or a lesser percentage approved prior to execution of the contract, or the listed race/gender conscious DBE does not approve the change, the Contractor shall submit documented evidence that the DBE is unable to perform successfully. Disposition of the request for change will be determined on the basis of the affirmative actions taken as required herein.*

*When a race/gender conscious DBE firm is removed from eligibility, the Contractor shall take the following steps:*

- 1. If a subcontract has not yet been executed, the Contractor shall not count work performed by the firm toward the contract goal. The Contractor will be directed to meet the contract goal with an eligible DBE firm or demonstrate that it has made a good faith effort to do so.*
- 2. If a subcontract has been executed before the firm has been declared ineligible, the Contractor shall continue to count work performed by the firm toward the contract goal.*

SECTION 103, DELETE LINES 102 THROUGH 119.

SECTION 103, DELETE LINES 143 THROUGH 241.

SECTION 103, AFTER LINE 242, INSERT AS FOLLOWS:

***(e) Determination of Good Faith Efforts***

*Appendix A of 49 CFR Part 26 has been used for guidance in preparing the Department's procedures to determine the adequacy of good faith efforts. Additional factors consistent with 49 CFR Part 26, and the Department's policies and procedures have also been utilized.*

***1. Good Faith Efforts Prior to Award***

REVISION TO STANDARD SPECIFICATIONS

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SECTION 103 - AWARD AND EXECUTION OF CONTRACT

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*The following factors will be considered in determining good faith efforts prior to award of a contract. The Contractor, including DBE Contractors, shall submit evidence on each of the factors.*

- a. The Contractor shall make reasonable effort to contact all ready, willing, and able DBEs who express a desire to work on any of the pay items of the contract.*
- b. To effectively participate, the DBE shall have the opportunity to analyze the contract and submit quotations prior to letting. Information provided by the Contractor to the DBEs shall include, at a minimum, the contract number, pay items, quantities for those pay items to be subcontracted, and the date the subcontract bid is desired.*
- c. The Contractor shall select the portions of the work to be performed by DBEs in order to increase the likelihood of DBE participation. This shall include, where appropriate, an attempt to break down the contract into economically feasible units to facilitate DBE participation.*
- d. The Contractor shall provide the interested DBEs with complete information about the plans, specifications, and requirements of the contract. Attempts shall be made to have plans available or to notify the DBE of the location of available plans. The Contractor shall notify the DBE of revisions to the contract.*
- e. It will be considered unacceptable to avoid subcontracting to DBEs if such subcontracting to DBEs results in the need to further subdivide remaining work items.*
- f. The Contractor shall negotiate in good faith with interested DBEs and not reject such DBEs as unqualified without sound reasons based on thorough investigation of their capabilities. Confirmed documentation that a DBE has not been able to perform previous work through no fault of others will be considered to be sound reason. Unacceptable criteria include, but are not limited to, unsubstantiated oral statements and unsigned documentation.*
- g. The Contractor shall make efforts to assist interested DBEs in obtaining bonding, lines of credit, or insurance required by the State. However, the Contractor shall affirmatively consider waiving requirements it may have in order to assist the DBE.*

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- h. Only firms certified as DBEs prior to the letting date can be used to meet the contract goal for the Department's DBE program.*

*The Contractor will be considered to have made good faith efforts if it either:*

- a. Documents that it has obtained enough DBE participation to meet the goal, or*
- b. Documents that it made adequate good faith efforts in accordance with the factors set out above to meet the goal even though it did not succeed in obtaining enough DBE participation to do so.*

*If a DBE goal has been established for the contract, the Contractor shall take good faith efforts to achieve the established goal prior to the bid opening. The Affirmative Action Certification shall be completed and submitted with the Proposal Book to indicate both race/gender conscious and race/gender neutral proposed DBE utilization.*

*The award of the contract will be made to the lowest and best bidder when all other requirements have been met and good faith efforts have been taken toward meeting the DBE goal, if required, in accordance with these requirements.*

*If the apparent low bidder has not achieved the contract DBE goal, the bidder shall respond in writing within five business days after notification by the Department of the failure to meet the DBE goal. The response shall provide evidence identifying the bidder's good faith efforts and all affirmative actions taken prior to letting to achieve the required DBE goal. Failure to respond within the five business day period will result in rejection of the bid, and may result in forfeiture of the bid bond, and the referral of the bidder to the Prequalification Committee.*

*Responses shall be sent to the Department's Division of Contract Administration. The Department will review the bidder's good faith efforts for compliance with these requirements.*

*If the Department determines that adequate good faith efforts have been made, and the bidder has met all other bidding requirements, the contract will be awarded.*

*If the Department determines that good faith efforts were inadequate, the Department will issue written notification of the determination to the bidder. The determination will outline the reasons for determination of non-compliance with good faith effort requirements.*

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*The bidder may request a review of a determination of non-compliance by making a written submittal within five business days of the bidder's receipt of notification of non-compliance from the Department. The request for review shall include evidence disputing the Department's reasons for issuing a determination of non-compliance. The request shall be sent to the Department's Division of Contract Administration.*

*Upon receipt of a request, the Department will contact the bidder to schedule a review. The review will be held by the Department's Deputy Commissioner and Chief Counsel, or a designee who did not participate in the original determination of non-compliance. The review will be conducted in accordance with the Department's policy for review of good faith efforts requirements. A copy of the policy is available on the Department's website or through the Division of Contract Administration.*

*If the Deputy Commissioner's finding determines that the bidder's good faith efforts were adequate, and the bidder has met all other bidding requirements, the contract will be awarded and the Department will adjust the contract time by the number of calendar days from the date of the original determination of non-compliance to and including the date of the Deputy Commissioner's findings.*

*If the Deputy Commissioner's finding determines that the bidder's good faith efforts were inadequate, the finding will be forwarded to the Commissioner. The Commissioner will review the Deputy Commissioner's finding and issue a written Contract Award Determination.*

*If the Commissioner's Contract Award Determination finds that the bidder's good faith efforts were adequate, and the bidder has met all other bidding requirements, the contract will be awarded and the Department will adjust the contract time by the number of calendar days from the start of the original determination of non-compliance to and including the date of the Commissioner's determination.*

*If the Commissioner's Contract Award Determination finds that the bidder's good faith efforts were inadequate, at the Commissioner's sole option and without further proceedings, either all bids will be rejected or the contract will be awarded to the next lowest and qualified bidder. An apparent low bidder who has not met the DBE goal and requirements for good faith efforts may be requested not to rebid on this contract during subsequent lettings.*

*The Commissioner's Contract Award Determination will be the final decision of the Department.*

**2. Good Faith Efforts for Extra Work**

*When extra work in accordance with 104.03 is added to a contract with a DBE goal, the Contractor shall hire or make good faith efforts to hire a DBE*

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*subcontractor to perform significant extra work.*

*For purposes of DBE good faith efforts, significant extra work is defined as new pay items added to a Contract that result in a new contracting opportunity not reasonably related to existing pay items being performed by the Contractor or a subcontractor.*

*When significant extra work related to existing pay items being performed by a DBE subcontractor is added to a contract with a DBE goal, the Contractor shall offer that same DBE subcontractor the opportunity to perform the extra work whether or not the existing pay items are counted toward the DBE goal. The Contractor shall consider other DBE subcontractors if the extra work would result in the original DBE subcontractor exceeding its prequalification limits. The Department may consider an exception to a DBE subcontractor's prequalification limit. If the DBE subcontractor is unable to perform the extra work, the Contractor shall hire or make good faith efforts to hire an alternate DBE subcontractor to perform the work.*

*When significant extra work related to existing pay items being performed by a non-DBE subcontractor is added to a contract with a DBE goal, the non-DBE subcontractor may perform the extra work. If the non-DBE subcontractor is unable to perform the extra work, the Contractor may self-perform the extra work. If the Contractor chooses not to self-perform the extra work, the Contractor shall hire or make good faith efforts to hire a DBE firm to perform the work.*

*When significant extra work related to existing pay items being performed by the Contractor is added to a contract with a DBE goal, the Contractor may self-perform the extra work. If the Contractor chooses not to self-perform the extra work, the Contractor shall hire or make good faith efforts to hire a DBE firm to perform the work.*

*The Contractor shall forward documentation of good faith efforts to hire a DBE subcontractor to perform extra work to the District Equal Employment Opportunity, EEO, Officer for review. The EEO Officer will determine if good faith efforts have been met in accordance with 103.01(e)1.*

*If the EEO Officer determines that the Contractor failed to make good faith efforts to hire a DBE firm when required as a result of significant extra work, written notice will be sent to the Contractor. The Contractor may appeal the determination in accordance with 103.01(e)1.*

**(f) Affirmative Action Certification**

The Affirmative Action Certification, included in the Proposal book, shall be completed when the Proposal book is submitted to the Department. The certification shall list ~~DBEs or shall state the reasons DBEs are not listed~~ all DBE firms the Contractor

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*plans to utilize, either race/gender consciously or race/gender neutrally. Blank certifications shall cause the bid to be rejected. If a portion of a pay item is to be performed by a DBE, an explanation shall be included stating exactly what the DBE is performing or supplying. Failure to do so may affect the award of the contract. The Contractor shall ensure that DBE firms listed on the Affirmative Action Certification are certified DBE firms as listed in the Department's DBE directory at the time of letting. In addition to the listing of DBE firms that will be used race/gender consciously to meet the goal, the Contractor shall also provide a total for the amount of work that it anticipates will be performed by other DBE firms used race/gender neutrally on the contract beyond the goal requirements.*

*Race/gender neutral awards involve the utilization of a DBE firm because the DBE firm is the best firm to perform the work. Race/gender conscious awards involve the utilization of a DBE firm primarily to achieve the contract DBE goal.*

SECTION 103, BEGIN LINE 281, DELETE AND INSERT AS FOLLOWS:

*In order to perform a commercially useful function on a contract, the dollar volume of hauling by a DBE trucking firm that is counted toward the DBE goal is limited to the total value of transportation services provided by the DBE's own trucks; the total value of transportation services a DBE lessee provides with its own trucks; and the total value of transportation services a non-DBE lessee provides with its own trucks, not to exceed the value of transportation services provided by DBE-owned trucks that dollar volume of hauling attributable to a maximum of twice the number of vehicles owned by the DBE, or leased from another DBE, that are utilized on the project. DBE hauling lessors who sublease a portion of their hauling shall take positive affirmative actions to sublease to DBEs and shall provide Form MBE-2 to the Department, evidencing those efforts prior to commencing work. In addition, DBE credit will also be given for any fee or commission the non-DBE lessee receives as a result of the lease arrangement for any additional non-DBE trucks.*

*In order to count leased trucks toward the goal, the lease must indicate that the DBE has exclusive use of and control over the truck. This does not preclude the leased truck from being used by others during the term of the lease with the consent of the DBE, so long as the lease gives the DBE absolute priority for use of the leased truck. Leased trucks must display the name and identification number of the DBE. The DBE must be responsible for the management and supervision of the entire trucking operation for which it is responsible on a particular contract, and there cannot be a contrived arrangement for the purpose of meeting the DBE goals.*

*The Contractor shall provide the Engineer copies of any lease agreements between DBE trucking subcontractors and any DBE or non-DBE trucking firms or owner/operators that will be used to supplement the DBE trucking subcontractor's trucks*

REVISION TO STANDARD SPECIFICATIONS

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SECTION 103 - AWARD AND EXECUTION OF CONTRACT

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*for the purpose of meeting the DBE goal. Copies of these lease agreements shall be provided by the time of use of any supplemental trucks on the Contract.*

*In addition to delivery ticket information required by Section 106, the following information shall be included on each ticket for material delivered to the job site by a DBE trucking subcontractor or lessee:*

- 1. Name of trucking firm*
- 2. Printed name of the driver*

*The Contractor shall submit weekly reports to the Engineer on forms provided by the Department, documenting the number of DBE trucks utilized and a breakdown of the dollar amount credited toward the Contract DBE goal. The reports shall be submitted within five business days of the end of the week being reported. Forms are available on the Department's website or from the Division of Contract Administration.*

SECTION 103, BEGIN LINE 303, DELETE AND INSERT AS FOLLOWS:

**(i) Records and Reports**

The Contractor shall keep such records as necessary to determine compliance with its DBE utilization obligations and compliance with the Guidelines *for Determining* of Good Faith Efforts ~~for Goal Contracts~~. The records kept by the Contractor shall indicate the minimum requirements as follows:

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REVISION TO STANDARD SPECIFICATIONS

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SECTION 103 - AWARD AND EXECUTION OF CONTRACT

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(Note: Basis for Use: Required for all federal aid contracts.)

100-C-151C DBE AND NON-DBE GOAL CONTRACTS RECORD KEEPING AND TIMELY PAY

(Revised 04-15-14)

SECTION 103, BEGIN LINE 264, DELETE AND INSERT AS FOLLOWS:

~~Requests to subcontract a portion of the work to a firm that is not a DBE shall include Form MBE-2. Documentation shall be submitted evidencing contacts and the results thereof with potential DBEs for the specific work to be subcontracted.~~

Upon receipt of notification from the Department, a Disadvantaged Business Enterprise Utilization Affidavit, Form ~~MBE-3~~DBE-3, shall be completed by the Contractor and returned to the Department. The Contractor and the subcontractor/lessor/supplier shall certify on Form ~~MBE-3~~DBE-3 that specific amounts have been paid and received. *A DBE-3 Form certification shall be completed and submitted for every DBE utilized on the contract, whether there was a DBE contract goal or not.*

SECTION 103, AFTER LINE 340, INSERT AS FOLLOWS:

**103.02.1 Record Keeping**

*All firms performing work on Department contracts, bidding on Department contracts, or offering quotes for subcontract or trucking services shall register with the Department, annually, by submitting the following information to the Department's Prequalification Engineer.*

- (a) firm's name;*
- (b) firm's address;*
- (c) firm's status as a DBE or non-DBE;*
- (d) the age of the firm; and*
- (e) the annual gross receipts of the firm*
- (f) in which of the following markets has the firm participated?*
  - 1. prime Contractor*
  - 2. subcontractor*
  - 3. hauler*
  - 4. consultant*
  - 5. supplier*

REVISION TO STANDARD SPECIFICATIONS

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SECTION 103 - AWARD AND EXECUTION OF CONTRACT  
108.01 SUBLETTING OF CONTRACT  
109.07 PARTIAL PAYMENTS

(Note: Basis for Use: Required for all contracts.)

100-C-209 SUBCONTRACT REPORT AND PAYMENTS REQUIREMENTS

(Revised 08-12-14)

The Standard Specifications are revised as follows:

SECTION 108, AFTER LINE 28, INSERT AS FOLLOWS:

*The Contractor shall submit payment records through the Department's Subcontractor Payment Tracking System (<http://itap.indot.in.gov>) of all payments made to subcontractors and DBE firms approved by the Department. Reports shall be submitted no later than 10 days after the end of each month in which a subcontractor is paid for work on the contract. Reports shall include any release of retainage payments made to subcontractors.*

SECTION 109, AFTER LINE 924, INSERT AS FOLLOWS:

*Within 10 business days of receipt of payment for any such estimate, the Contractor shall make payment to all subcontractors, including lessors and material suppliers, for the value of their work performed and materials complete in place in accordance with this contract. Failure to comply with this clause shall constitute a material breach of the contract and may result in sanctions under the contract.*

*Any delay or postponement of payment among the parties may take place only for good cause, with the Department's written approval. The explanation from the Contractor shall be made in writing to the Department.*

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COMMENTS AND ACTION

SECTION 103 - AWARD AND EXECUTION OF CONTRACT

108.01 SUBLETTING OF CONTRACT

109.07 PARTIAL PAYMENTS

DISCUSSION:

<p>Motion:  Second:  Ayes:  Nays:  FHWA Approval:</p>	<p>Action:  ____ Passed as Submitted  ____ Passed as Revised  ____ Withdrawn</p>
<p>Standard Specifications Sections referenced and/or affected:</p>	
<p>SECTION 103 pg 12 thru 24; 108.01 pg 77; 109.07 pg 112</p>	<p>____ 2016 Standard Specifications</p>
<p>Recurring Special Provision affected:</p>	<p>____ Revise Pay Items List</p>
<p>100-C-151C DBE AND NON-DBE GOAL CONTRACTS RECORD KEEPING AND TIMELY PAY; 100-C-209 SUBCONTRACT REPORT AND PAYMENTS REQUIREMENTS; 100-C-151B DISADVANTAGED BUSINESS ENTERPRISE PROCEDURE AND GOOD FAITH EFFORTS</p>	<p>____ Create RSP (No.____) Effective ____ Letting RSP Sunset Date:</p>
<p>Standard Drawing affected:</p>	<p>____ Revise RSP (No.____) Effective ____ Letting RSP Sunset Date:</p>
<p>NONE</p>	<p>____ Standard Drawing Effective</p>
<p>Design Manual Sections affected:</p>	<p>____ Create RPD (No.____) Effective ____ Letting</p>
<p>NONE</p>	<p>____ GIFÉ Update</p>
<p>GIFE Sections cross-references:</p>	
<p>NONE</p>	

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

PROPOSAL TO STANDARDS COMMITTEE

PROBLEM(S) ENCOUNTERED: It was determined that the Contractor should not be held responsible for the marking warranty during the time period beyond substantial completion to the date required to achieve final acceptance, because of issues such as the extra time it can take to achieve the Notice of Termination, NOT.

PROPOSED SOLUTION: durable pavement marking warranty periods shall begin at the substantial completion date as defined in 101.59 instead of the current Standards Specification sections 808.09 and 808.09.1, which references “the last working day for the total contract as defined in the final acceptance letter”.

APPLICABLE STANDARD SPECIFICATIONS: 808.09 and 808.09.1

APPLICABLE STANDARD DRAWINGS: NA

APPLICABLE DESIGN MANUAL SECTION: NA

APPLICABLE SECTION OF GIFE: NA

APPLICABLE RECURRING SPECIAL PROVISIONS: NA

PAY ITEMS AFFECTED: NA

IMPACT ANALYSIS (attach report): NA

Submitted By: **Greg Pankow**

Title: **State Construction Engineer**

Organization: **INDOT**

Phone Number: **(317) 232-5502**

Date: **12/22/14**

APPLICABLE SUB-COMMITTEE ENDORSEMENT: **N/A**

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

IMPACT ANALYSIS REPORT CHECKLIST

Please explain the business case as to why this item should be presented to the Standards Committee for approval.

Please answer the following questions with Yes, No or N/A.

Does this item appear in any other specification sections? Yes

Will approval of this item affect the Approved Materials List? No

Will this proposal improve:

Construction costs? No  
Construction time? Yes  
Customer satisfaction? No  
Congestion/travel time? No  
Ride quality? No

Will this item improve safety:

For motorists? No  
For construction workers? No

Will this proposal improve quality for:

Construction procedures/processes? Yes  
Asset preservation? No  
Design process? No

Will this proposal provide clarification for the Contractor and field personnel? Yes

Can this item improve/reduce the number of potential change orders? Yes

Is this item editorial? Yes

Please provide any further information as to why this proposal should be placed on the Standards Committee meeting Agenda: N/A

REVISION TO STANDARD SPECIFICATIONS

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SECTION 808 - PAVEMENT TRAFFIC MARKINGS

808.09 WARRANTY FOR DURABLE PAVEMENT MARKING MATERIAL

808.09.1 EXTENDED WARRANTY FOR PREFORMED PLASTIC PAVEMENT MARKING MATERIAL

The Standard Specifications are revised as follows:

SECTION 808, BEGIN LINE 423, DELETE AND INSERT AS FOLLOWS:

The warranty period shall be 180 days beginning with the ~~last working day~~ *substantial completion date* for the ~~total~~ contract as defined in ~~the final acceptance letter~~ *101.59*, but not prior to November 1 of the calendar year in which the last pavement markings were installed. If more than 3% of a unit or 3% of the total of any one intersection or set of transverse markings fails, the failed portion shall be replaced. All pavement markings required to be replaced under the terms of this warranty shall be replaced within 60 days of the notification of failure.

**808.09.1 Extended Warranty for Preformed Plastic Pavement Marking Material**

Extended warranty markings shall be warranted for a period of two years beginning with the ~~last working day~~ *substantial completion date* for the ~~total~~ contract as defined in ~~the final acceptance letter~~ *101.59*. The markings will be subject to snowplowing and deicing chemicals. The material shall be warranted to retain its color, retro-reflectivity, and durability and shall be free of other obvious defects or failures.

COMMENTS AND ACTION

808.09 WARRANTY FOR DURABLE PAVEMENT MARKING MATERIAL

808.09.1 EXTENDED WARRANTY FOR PREFORMED PLASTIC PAVEMENT MARKING MATERIAL

DISCUSSION:

Motion:	Action:
Second:	
Ayes:	<input type="checkbox"/> Passed as Submitted
Nays:	<input type="checkbox"/> Passed as Revised
FHWA Approval:	<input type="checkbox"/> Withdrawn
Standard Specifications Sections referenced and/or affected:	<input type="checkbox"/> 2016 Standard Specifications
808.09 pg 803 and 808.09.1 pg 804.	<input type="checkbox"/> Revise Pay Items List
Recurring Special Provision affected:	<input type="checkbox"/> Create RSP (No. _____) Effective _____ Letting RSP Sunset Date:
NONE	
Standard Drawing affected:	<input type="checkbox"/> Revise RSP (No. _____) Effective _____ Letting RSP Sunset Date:
NONE	
Design Manual Sections affected:	<input type="checkbox"/> Standard Drawing Effective
NONE	
GIFE Sections cross-references:	<input type="checkbox"/> Create RPD (No. _____) Effective _____ Letting
NONE	<input type="checkbox"/> GIFE Update

Mr. Koch  
Date: 01/15/15

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

PROPOSAL TO STANDARDS COMMITTEE

PROBLEM(S) ENCOUNTERED: RSP 801-C-237 provides needed clarity for the frequency of payment for particular temporary construction signs.

PROPOSED SOLUTION: Incorporate language into 2016 Standard Specifications

APPLICABLE STANDARD SPECIFICATIONS: 801.18

APPLICABLE STANDARD DRAWINGS: n/a

APPLICABLE DESIGN MANUAL SECTION: n/a

APPLICABLE SECTION OF GIFE: n/a

APPLICABLE RECURRING SPECIAL PROVISIONS: n/a

PAY ITEMS AFFECTED: Road Closure Sign Assembly...Each

IMPACT ANALYSIS (attach report): n/a

Submitted By: Michael Koch

Title: Fort Wayne Area Engineer

Organization: INDOT

Phone Number: 574-612-2224

Date: December 10, 2014

APPLICABLE SUB-COMMITTEE ENDORSEMENT:

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

IMPACT ANALYSIS REPORT CHECKLIST

Please explain the business case as to why this item should be presented to the Standards Committee for approval.

Please answer the following questions with Yes, No or N/A.

Does this item appear in any other specification sections? RSP 801-C-237

Will approval of this item affect the Approved Materials List? no

Will this proposal improve:

- Construction costs? no
- Construction time? no
- Customer satisfaction? no
- Congestion/travel time? no
- Ride quality? no

Will this item improve safety:

- For motorists? no
- For construction workers? no

Will this proposal improve quality for:

- Construction procedures/processes? yes
- Asset preservation? no
- Design process? yes

Will this proposal provide clarification for the Contractor and field personnel? yes

Can this item improve/reduce the number of potential change orders? yes

Is this item editorial? yes

Please provide any further information as to why this proposal should be placed on the Standards Committee meeting Agenda: RSP 801-C-237 provides a consistent method for temporary construction sign payment.

REVISION TO STANDARD SPECIFICATIONS

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SECTION 801 - TRAFFIC CONTROLS FOR CONSTRUCTION AND MAINTENANCE  
OPERATION  
801.18 BASIS OF PAYMENT

(Note: The Standards committee adopted this RSP at December 19, 2013 meeting.)

801-C-237 TEMPORARY CONSTRUCTION SIGNS

(Adopted 12-19-13)

The Standard Specifications are revised as follows:

SECTION 801, BEGIN LINE 1126, INSERT AS FOLLOWS:

Each construction sign, barricade, temporary worksite speed limit sign assembly, *road closure sign assembly*, ~~portable changeable message sign~~, or flashing arrow sign will be paid for only once regardless of how many times each is moved, ~~or~~ replaced, *or how many times each is altered to change the sign message*. Payment will not be made for signs or barricades used for the convenience of the Contractor.

Additional materials necessary to place the ~~PCMS~~ *portable changeable message sign* in a secure and level manner for site conditions shall be included in the cost of the pay item. All costs to furnish, install, program, activate, deactivate, change messages, *move, replace*, and maintain the PCMS shall be included in the cost of the pay item. The cost of IP cellular phone service shall be included in the cost of the pay item.

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COMMENTS AND ACTION

801.18 BASIS OF PAYMENT

DISCUSSION:

<p>Motion:                  Second:                  Ayes:                  Nays:                  FHWA Approval:</p>	<p>Action:  <input type="checkbox"/> Passed as Submitted  <input type="checkbox"/> Passed as Revised  <input type="checkbox"/> Withdrawn</p>
<p>Standard Specifications Sections                  referenced and/or affected:                    801.18 pg 742.</p>	<p><input type="checkbox"/> 2016 Standard Specifications  <input type="checkbox"/> Revise Pay Items List</p>
<p>Recurring Special Provision                  affected:                    801-C-237 TEMPORARY CONSTRUCTION                  SIGNS</p>	<p><input type="checkbox"/> Create RSP (No. _____)                  Effective _____ Letting                  RSP Sunset Date:</p>
<p>Standard Drawing affected:                    NONE</p>	<p><input type="checkbox"/> Revise RSP (No. _____)                  Effective _____ Letting                  RSP Sunset Date:</p>
<p>Design Manual Sections affected:                    NONE</p>	<p><input type="checkbox"/> Standard Drawing                  Effective</p>
<p>GIFE Sections cross-references:                    NONE</p>	<p><input type="checkbox"/> Create RPD (No. _____)                  Effective _____ Letting    <input type="checkbox"/> GIFE Update</p>

Mr. Koch  
Date: 01/15/15

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

PROPOSAL TO STANDARDS COMMITTEE

PROBLEM(S) ENCOUNTERED: RSP 108-c-585 is currently included in contract proposal

PROPOSED SOLUTION: Incorporate RSP 108-c-585 into 2016 SS

APPLICABLE STANDARD SPECIFICATIONS: 108

APPLICABLE STANDARD DRAWINGS: na

APPLICABLE DESIGN MANUAL SECTION: na

APPLICABLE SECTION OF GIFE: na

APPLICABLE RECURRING SPECIAL PROVISIONS: 108-C-585

PAY ITEMS AFFECTED: na

APPLICABLE SUB-COMMITTEE ENDORSEMENT: na

IMPACT ANALYSIS (attach report): na

Submitted By: Michael Koch

Title: FW Area Engineer

Organization: INDOT

Phone Number: 574-612-2224

Date: 12-23-2014

STANDARD SPECIFICATIONS, SPECIAL PROVISIONS AND STANDARD DRAWINGS  
REVISION TO STANDARD SPECIFICATIONS

IMPACT ANALYSIS REPORT CHECKLIST

Explain the business case as to why this item should be presented to the Standards Committee for approval. Answer the following questions with Yes, No or N/A.

Does this item appear in any other specification sections? **no**

Will approval of this item affect the Approved Materials List? **no**

Will this proposal improve:

Construction costs? **no**

Construction time? **no**

Customer satisfaction? **yes**

Congestion/travel time? **yes**

Ride quality? **no**

Will this proposal reduce operational costs or maintenance effort? **no**

Will this item improve safety:

For motorists? **no**

For construction workers? **no**

Will this proposal improve quality for:

Construction procedures/processes? **no**

Asset preservation? **no**

Design process? **no**

Will this change provide the contractor more flexibility? **no**

Will this proposal provide clarification for the Contractor and field personnel? **no**

Can this item improve/reduce the number of potential change orders? **no**

Is this proposal needed for compliance with:

Federal or State regulations? **no**

AASHTO or other design code? **no**

Is this item editorial?

Provide any further information as to why this proposal should be placed on the Standards Committee meeting Agenda:

REVISION TO STANDARD SPECIFICATIONS

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SECTION 108 - PROSECUTION AND PROGRESS

108.08 DETERMINATION AND EXTENSION OF CONTRACT TIME

108-C-585 WORKING RESTRICTIONS DURING CERTAIN HOLIDAY PERIODS

(Revised 05-23-13)

The Standard Specifications are revised as follows:

SECTION 108, AFTER LINE 395, DELETE AND INSERT AS FOLLOWS:

*Contractors will not be permitted to work during the following holiday periods unless prior written approval is received from the Engineer. All deliveries and traffic coming from suppliers shall cease during the Department-ordered suspensions of work listed below. No time extensions to closure periods, intermediate completion dates, or contract completion dates will be granted for suspending work during these holiday periods.*

*(a) New Year's Day. If New Year's Day falls on a Sunday, work shall be suspended from noon December 31 until sunrise January 3. If New Year's Day falls on a Monday through Saturday, work shall be suspended from noon December 31 until sunrise January 2.*

*(b) Good Friday. Work shall be suspended from noon on Good Friday until sunrise Monday.*

*(c) Memorial Day. Work shall be suspended from noon the Friday before Memorial Day until sunrise Tuesday, the day after Memorial Day.*

*(d) Independence Day. If Independence Day falls on a:*

*Sunday - Work shall be suspended from noon Friday, July 2, until sunrise Tuesday, July 6.*

*Monday - Work shall be suspended from noon Friday, July 1, until sunrise Tuesday, July 5.*

*Tuesday - Work shall be suspended from noon Friday, June 30, until sunrise Wednesday, July 5.*

*Wednesday - Work shall be suspended from sunset on Tuesday, July 3, until sunrise Thursday, July 5.*

*Thursday - Work shall be suspended from noon Wednesday, July 3, until sunrise Monday, July 8.*

*Friday - Work shall be suspended from noon Thursday, July 3, until sunrise Monday, July 7.*

REVISION TO STANDARD SPECIFICATIONS

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SECTION 108 - PROSECUTION AND PROGRESS

108.08 DETERMINATION AND EXTENSION OF CONTRACT TIME

*Saturday - Work shall be suspended from noon Thursday, July 2, until sunrise Monday, July 6.*

*(e) Labor Day. Work shall be suspended from noon the Friday before Labor Day until sunrise Tuesday, the day after Labor Day.*

*(f) Thanksgiving Day. Work shall be suspended from noon the Wednesday before Thanksgiving Day until sunrise the Monday after Thanksgiving Day.*

*(g) Christmas Day. Work shall be suspended from noon December 24 until sunrise December 27.*

The Department may order the suspension of work, either wholly or in part, for a period of time for certain holidays *not already specified herein*. For such orders, ~~if the contract suspension is not stated in the contract documents,~~ the contract completion time will be adjusted as follows:

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COMMENTS AND ACTION

108.08 DETERMINATION AND EXTENSION OF CONTRACT TIME

DISCUSSION:

Motion:	Action:
Second:	
Ayes:	_____ Passed as Submitted
Nays:	_____ Passed as Revised
FHWA Approval:	_____ Withdrawn
Standard Specifications Sections referenced and/or affected:	_____ 2016 Standard Specifications
108.08 g 85.	_____ Revise Pay Items List
Recurring Special Provision affected:	_____ Create RSP (No. _____) Effective _____ Letting RSP Sunset Date:
108-C-585 WORKING RESTRICTIONS DURING CERTAIN HOLIDAY PERIODS	_____ Revise RSP (No. _____) Effective _____ Letting RSP Sunset Date:
Standard Drawing affected:	_____ Standard Drawing Effective
NONE	_____ Create RPD (No. _____) Effective _____ Letting
Design Manual Sections affected:	_____ GIFe Update
NONE	
GIFE Sections cross-references:	
NONE	