

The minutes reflect the writer's impressions of the discussion and are not intended to imply or announce policy or directives. Refer to the contract to determine MDT requirements.

August 15, 2012
MCA-MDT Technical Committee Meeting Minutes

New Specification Revisions. The CAS Bureau has proposed revisions to 31 Standard Specifications. The proposed revisions will be open for comment during the month of August 2012. Each specification was briefly discussed.

Supplemental Specifications

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| 1. 105.02 | Contractor Furnished Drawings |
| 2. 106.09 | Domestic Materials |
| 3. 108.03.2 | Scheduling |
| 4. 108.03.3 | CPM Scheduling |
| 5. 204 | Exist Surface Prep |
| 6. 206 | Haul |
| 7. 212.05 | Obliterate Roadway |
| 8. 301 | Gravel |
| 9. 301.03.5 D | Compaction |
| 10. 303.04.2 | Stockpiled Surfacing Aggregate |
| 11. 304.03.3 | CTB |
| 12. 401 | PMS |
| 13. 410.03.2 | Bituminous Surface Treatment |
| 14. 410.04.4 | Bituminous Surface Treatment |
| 15. 410.05.1 | Bituminous Surface Treatment |
| 16. 501.03.14 | Surface Test |
| 17. 551.03.6 | Curing |
| 18. 553 | Prestressed |
| 19. 554.03 | Fabrication Drawings |
| 20. 556.03.2 | Fabrication Drawings |
| 21. 558.03.1 | Construction Drawings |
| 22. 611.02.5 | Fabrication Drawings |
| 23. 612 | Structure Paint |
| 24. 618.03.11 B | Traffic Control for Seal Coat |
| 25. 620 | Pavement Markings |
| 26. 704.01.10 | Retro-reflective Sheeting |
| 27. 704.01.11 | Lettering |
| 28. 711 | Structures |
| 29. 713.07 | Linseed Oil |
| 30. 713.13 | Compost |
| 31. 714 | Pavement Marking Materials |

MDT NEW BUSINESS

- 1. Buy America.** MDT discussed the issues relating to the terminology of Made in American versus Melted in America. MDT stressed the importance of having the proper documentation

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with the Form 406. With the specification changes, this will be a focus area for MDT. MDT will no longer be accepting materials without all required documentation.

- 2. Subcontracting.** It was stated that MDT will no longer require an approved sub-contract for Owner-Operator truckers. This is separate from the SU Permit issue.
- 3. CM/GC.** MDT has sent draft legislation to the governor to allow MDT to use the CM/GC contracting method. If it passes, MDT believes guidelines would be developed with the help of the contractors, as was the case for Design/Build. MDT is not sure at this time, what specific projects this method will be used for. FHWA and AASHTO are pushing states hard to use alternate contracting methods. MCA would like to see the draft legislation. MCA mentioned that during the time when Design/Build had to be brought before the legislature, MDT and MCA had an agreement going in, MCA thinks this process would be helpful here. Concerns were expressed that local Contractors do not want to be pushed out by larger out-of-state companies during proposal acceptance, which seems it could open the door for some subjectivity.

MCA NEW BUSINESS

- 1. 202.03.3.** A contractor questioned the language in 202.03.3. The contractor believes they have seen larger chunks of surfacing material in the fill than the 6" required by the specification. MDT mentioned the non-uniformity procedure.
- 2. 301.03.5.** A contractor asked if MDT could set limits on project size with which Supplemental Specification 301.03.5 would be implemented in regards to gravel cure. MDT stated smaller projects are some of the higher likelihood areas of this spec being necessary. MDT will discuss the issue.
- 3. Late Estimates.** A contractor brought up an issue of a negative estimate being completed multiple years after a project was completed. MDT asked for more information and will look into the situation. Another Contractor stated this is too common and if subcontractors are involved, sometimes they are out of business or their bond has expired.

OLD BUSINESS

- 1. SU Permits.** MCA, in response to MDT's decision on subcontracts, questioned if owner-operators were still subject to the Special Fuel Users permit. This is a separate issue, what Construction requires an approved subcontract for is separate from when an SU permit is required.
- 2. DBE Goals.** MCA voiced concern about the DBE goals and procedures for putting forth a good faith effort. MDT Civil Rights mentioned that this is a federal program and is somewhat controversial nationwide. Contractors requested the DBE list be reviewed as there seems to be companies on there that do not do what they are signed up for. A Contractor also asked if there was any way to 'graduate' a DBE out of the program. Civil Rights will be present at the next few meeting to answer questions. MDT looking at DBE training in January timed with the MCA conference, possibly with a meet-and-greet with prime contractors.