

WELCOME CIP WORKSHOP HEAVY HIGHWAY CONSTRUCTION FIRMS

**WELCOME GREETER-
AMERICA ASIAN
CONTRACTORS
OF TEXAS (AACATX) &
REGISTRATION-SHANDRA COLON
REGIONAL BLACK
CONTRACTOR ASSOCIATION**



INTRODUCTION



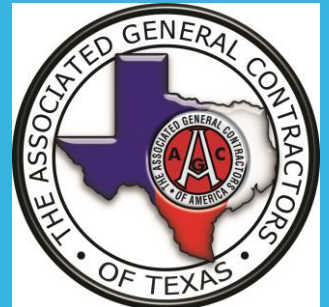
Cooperative Inclusion Plan (CIP)

“Connecting Regional Highway Transportation Providers and Contractor Associations”

Cooperative Inclusion Plan Beginnings



Paul Causey-
American General Contractors of Texas
(AGC)



CIP OVERVIEW

CIP OVERVIEW

What is the CIP?

The CIP is a comprehensive approach to addressing the lack of D/M/W/SBEs and HUBs in highway contracting. The CIP provides a road map for addressing this challenge and aims to bring together the key highway players and contractor associations to close this gap. The North Texas region is a dynamic and diverse community. The CIP paves the way to build on the foundation of inclusion by unifying the key professional organizations, highway organizations and community leaders to collaborate toward feasible strategies.



What are the goals of the CIP?

The CIP focuses on the following four goals, which are monitored to assess performance:

- Expand pool of qualified D/M/W/SBEs and HUBs certified to perform highway construction
- Increase dollars spent with local D/M/W/SBEs and HUBs in highway construction
- Grow bonding capacity of D/M/W/SBEs and HUBs
- Increase number of D/M/W/SBEs and HUBs capable of serving in prime roles

Five Key Focus Areas

The founding CIP partnering organizations identified five key areas to provide the framework for the plan. Centralizing efforts around the five key areas should result in a robust approach that leads to enhanced and new initiatives that drive diversity in highway construction.



One: Education

Develop greater understanding of key processes and requirements for the highway industry.

Two: Access

Provide D/M/W/SBE and HUB firms with greater access to key industry decision makers. Connect current and potential highway contractors to qualified subcontractors.

Three: Availability

Expand pool of firms ready, willing and able to perform highway construction work.

Four: Capacity

Help strengthen the skill set and business acumen of interested firms.

Five: Utilization

Expand the participation of firms in the Texas Department of Transportation and North Texas Tollway Authority procurements to increase potential use of these firms to perform highway work.

CONTINUED CIP OVERVIEW

CIP PARTNERS

The CIP partnering organizations represent a network of entities that are committed to facilitating increased diversity participation in highway procurements and providing opportunities for training, mentoring, networking and business development for D/M/W/SBE and HUB firms.

The CIP combines the expertise of the region's professional contracting organizations — **Asian American Contractors Association of Texas (AACATX)**, **Associated General Contractors of Texas (AGC)**, **Regional Black Contractors Association (RBCA)**, and the **Regional Hispanic Contractors Association (RHCA)** — to provide the guiding posts for short- and long-term strategies. As the major highway providers in the region, the **Texas Department of Transportation (TxDOT)** and the **North Texas Tollway Authority (NTTA)** have joined with the professional contracting organizations to advance current initiatives aimed at ensuring that the region's diverse makeup is carried throughout its procurement processes. Brief overviews of the partnering organizations provide further information on their missions, goals, values and diversity efforts.





TXDOT DALLAS DISTRICT CONTRACTED MAINTENANCE

Sherry Perkins
Contract Administration Manager

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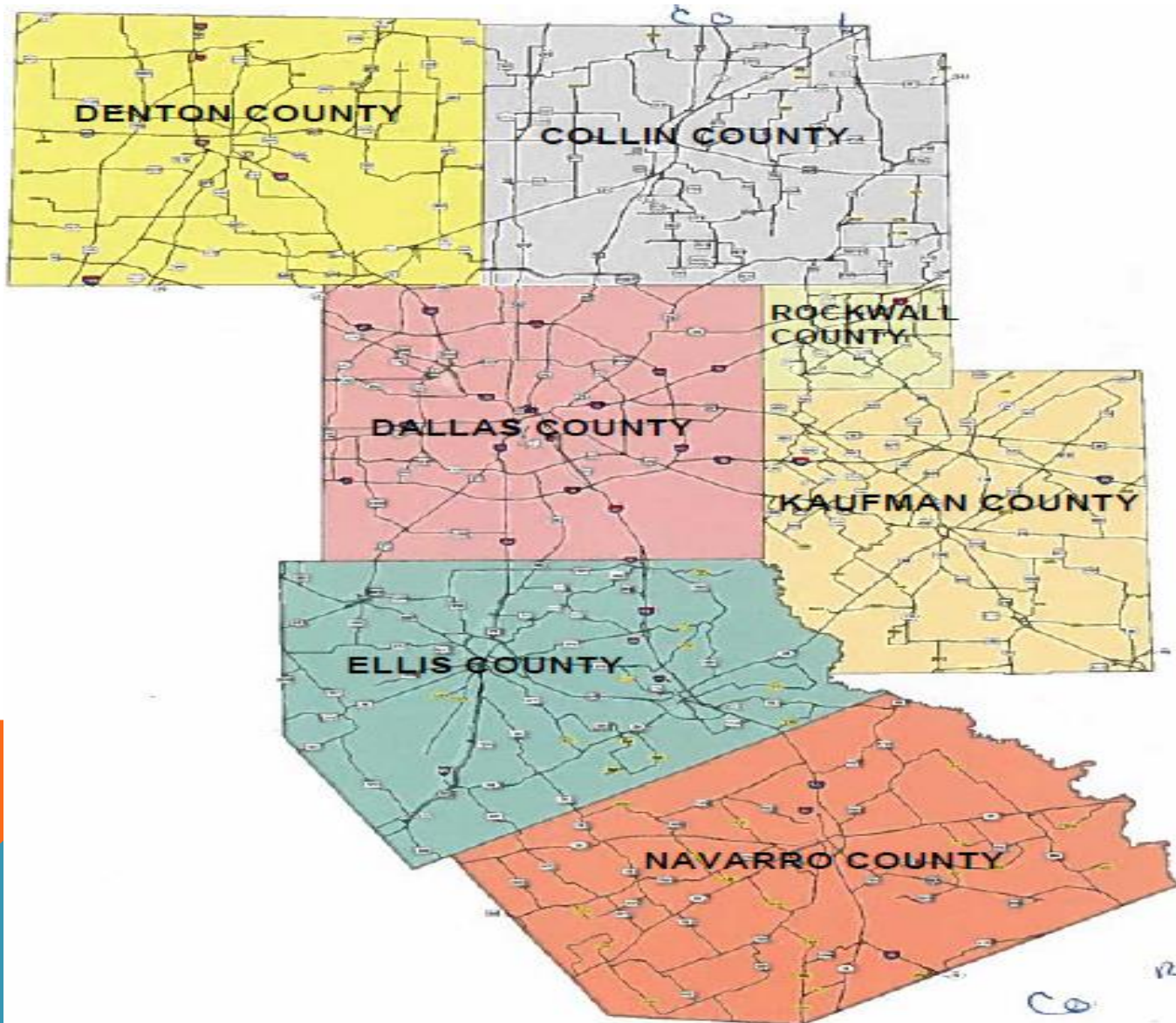


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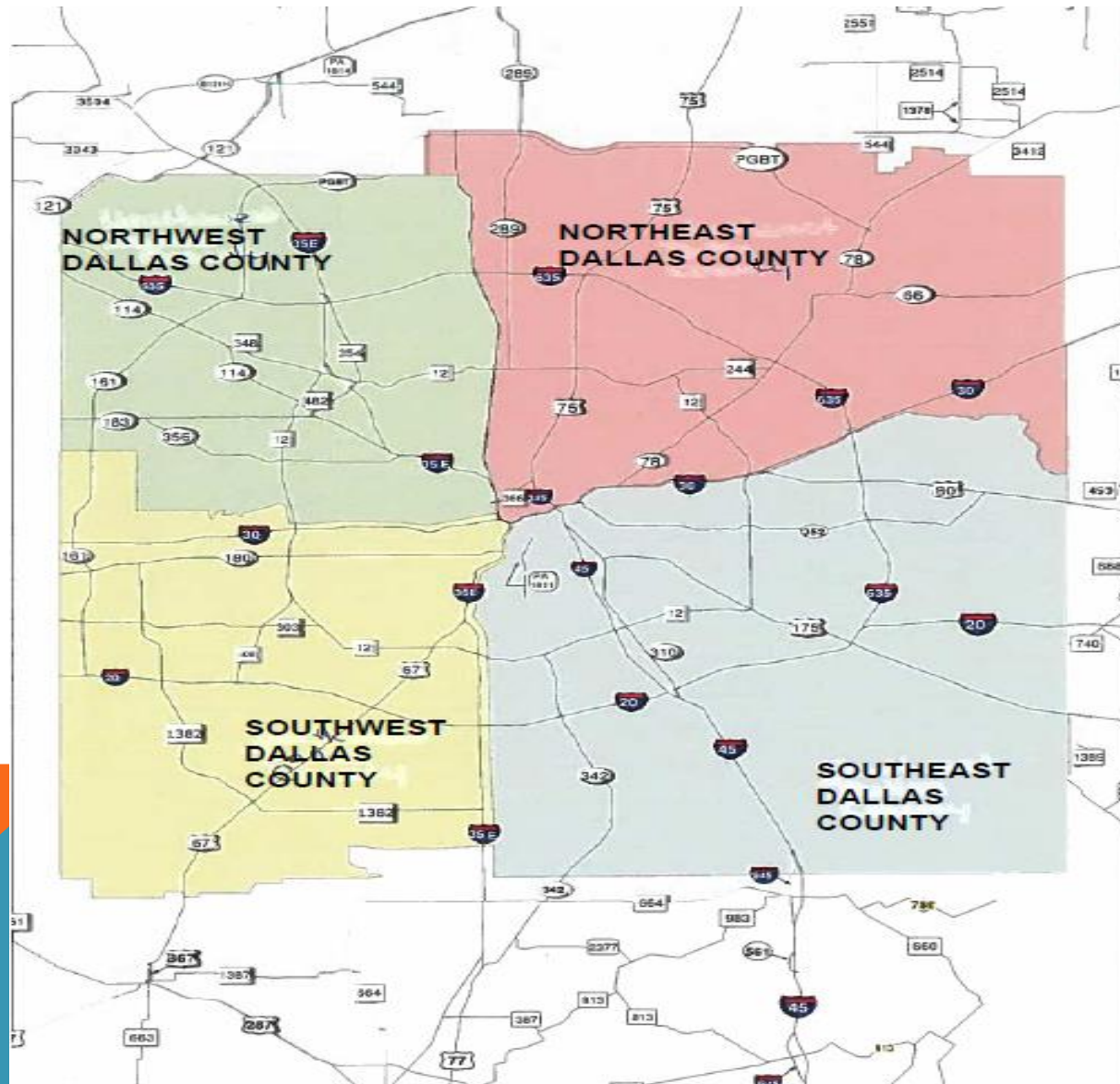
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DALLAS DISTRICT MAINTENANCE SECTIONS



DALLAS COUNTY MAINTENANCE SECTIONS



CONSTRUCTION VS. MAINTENANCE CONTRACTS

CONSTRUCTION	MAINTENANCE
FEDERAL FUNDS	STATE FUNDS



MAINTENANCE CONTRACT LETTING

STATE LET

LOCAL LET



Maintenance Contracts \geq \$300,000

- Maintenance Contracts with an Engineer's Estimate at or over \$300,000 are required by Texas Administrative Code to be State let.



TXDOT WEBSITE NAVIGATION

The screenshot shows the TXDOT website navigation page. The browser address bar displays <https://www.txdot.gov/business.html>. The page features a top navigation bar with links for Home, Projects, Find Business Contacts?, Page, Safety, and Tools. The main content area is organized into three columns: Letting & Bids, Opportunities, and Consultants. The Letting & Bids column includes a list of links, with red arrows pointing to 'Projects to Be Let' and 'Plans Online'. The Opportunities column includes a list of links. The Consultants column includes a list of links, with a red arrow pointing to 'Prequalification'. The Vendors column includes a list of links. The bottom of the page features a 'Resources' section.

Letting & Bids

- Building-Related Projects - Facilities Letting
- Local Government Projects
- Highway Cost Index
- Contract Letting
- Letting Schedule
- Projects to Be Let
- Plans Online
- Project Letting Addenda
- Pre- and Post-Letting Information
- Schedule of Letting File Updates
- Official Bid Item Index
- Unofficial Bid Item Index
- Average Low Bid Unit Prices
- Contract Bidding
- Bid Item Code Description Abbreviations

Opportunities

- Proposal Request Forms
- Projected Consultant Projects
- Aviation Projects
- Aviation Design Opportunities
- Auctions and Sales of State Property
- Right of Way Contracts
- Scientific Services Contracts- RFPs
- Department Certification for Professional Real Estate Appraisers
- Real Estate Management and Development
- Toll Operations

Consultants

- Architectural, Engineering and Surveying Consultants

Contractors

- Prequalification
- Information
- Notice to Contractors
- Contractor Information System (CIS) Reports
- Diversity Management System

Vendors

- Early Payment Program
- Selling Goods and Non-Professional Services to TxDOT
- Payments and Claims
- Purchase Orders
- Bid Recording Report

Projects

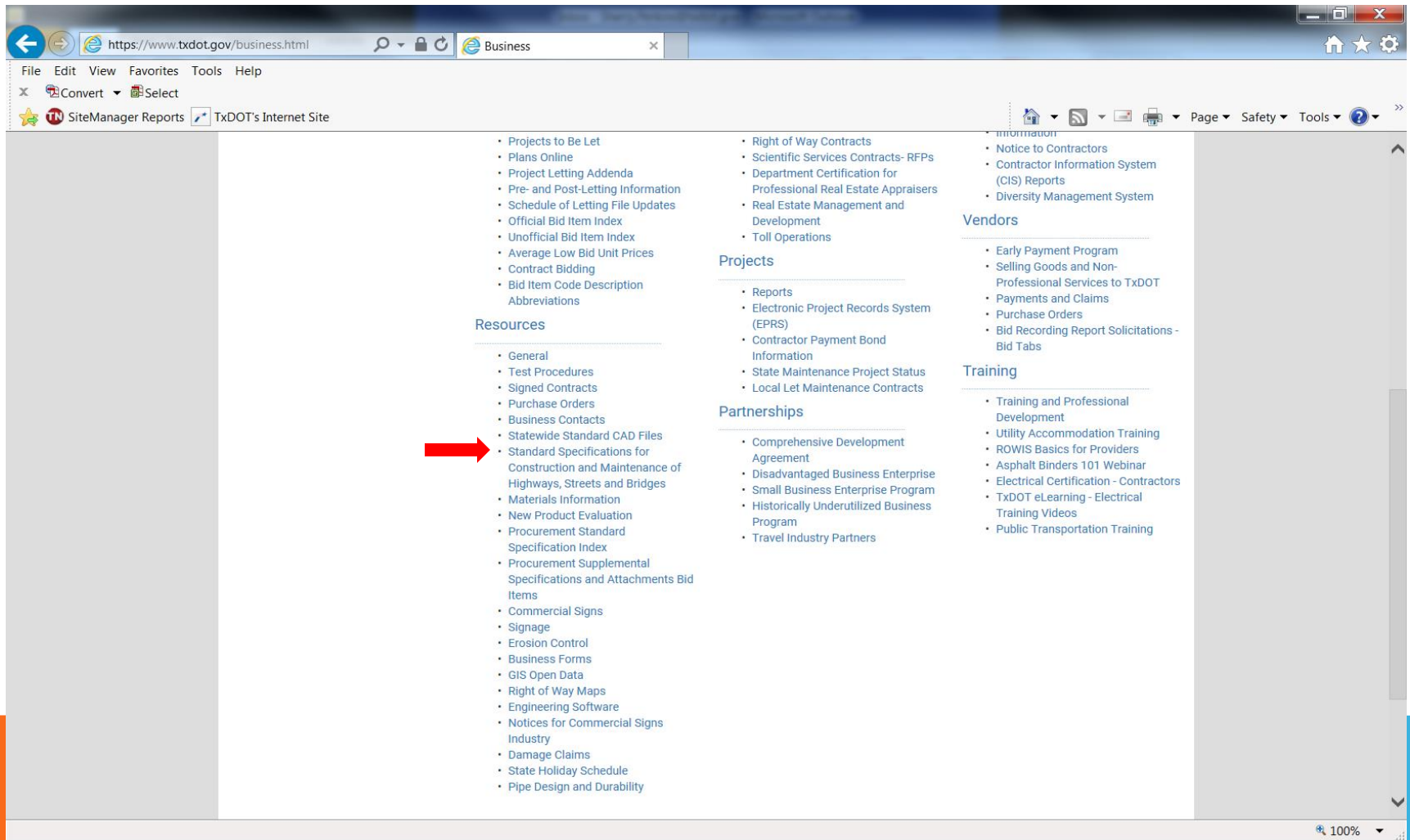
- Reports
- Electronic Project Records

Resources

21 Days Prior to Letting

8 Weeks Prior to Letting

2014 STANDARDS AND SPECIFICATIONS



2014 Standard Specifications for Construction and Maintenance of Highways, Streets, and Bridges. The “Spec Book” is available online from the website, or you may obtain a copy from TxDOT Publications at 512-416-3176, or by contacting Ashleigh Cross at 214-320-6289.

CONTRACTOR PREQUALIFICATION

Confidential Questionnaire (CQ)

- This level of qualification is normally for construction projects. Bidders must provide an audited financial statement

Bidder's Questionnaire (BQ)

- This level of qualification is for bidding on projects for which the full requirements for a Confidential Questionnaire are waived—
- normally smaller construction, routine maintenance, emergency, and specialty projects. In order to satisfy the
- requirements for bidding on a waived project, bidders must provide a completed Bidder's Questionnaire and related
- supporting documents.
- The proposal request form denotes projects eligible for this level of qualification with a "W."

Visit the TxDOT website



Business

- Prequalification

<https://www.txdot.gov/business/contractors/contractor-prequalification.html>

TxDOT must qualify bidders to become eligible to bid or to receive a bid proposal on a construction or maintenance project. The agency has two levels of qualification, both of which require annual requalification.



WAIVED PROJECTS

634341001.csj

COUNTY: HUNT HIGHWAY: SH0034 LENGTH: 0.0010 MI
 CONTROL NUMBER: 6343-41-001 SBE GOAL: 0.0 %
 PROJECT NUMBER: RMC - 634341001
 TYPE: ON CALL TREE TRIMMING
 TIME FOR COMPLETION: 365 CALENDAR DAYS
 BIDS RECEIVED UNTIL: 2:00 PM APRIL 18, 2019 GUARANTY: 5,000.00
 BIDS WILL BE OPENED: 2:00 PM APRIL 18, 2019 EST.COST: 229,000.00
 MAIL OR DELIVER BIDS TO: FOR PS&E PROJECT QUESTIONS CALL:
 TEXAS DEPARTMENT OF TRANSPORTATION MARTIN GONZALEZ
 PARIS DISTRICT 3001 IH 30 EAST
 ATTN: MAINTENANCE CONTRACT OFFICE GREENVILLE, TX 754030000
 1365 N MAIN ST 903/455-2363
 PARIS, TX 754600-000
 903/737-9300
 TO REQUEST A PROPOSAL GO TO <http://www.dot.state.tx.us/business/pr.htm>
 FOR ELECTRONIC BIDDING VISIT THE WEBSITE BELOW:
<http://www.txdot.gov/business/letting-bids/ebs.html>
 LIMITS FROM: VARIOUS LOCATIONS IN HUNT AND
 LIMITS TO: RAINS COUNTY

ITEM DES					APPROXIMATE	
ALT	NO.	CD.	ITEM DESCRIPTION	UNIT	QUANTITIES	
BID PRICE			AMOUNT SEQ			
	500	6033	MOBILIZATION (CALLOUT)	EA	5.000	
	752	6003	TREE TRIMMING / BRUSH REMOVAL	MI	150.000	
	752	6004	TREE TRIMMING / BRUSH REMOVAL (CHANNELS)	AC	20.000	
	6185	6002	TMA (STATIONARY)	DAY	36.000	

→ THIS IS A WAIVED PROJECT - BIDDING PROPOSALS ISSUED TO PREQUALIFIED CONTRACTORS AND BIDDERS QUESTIONNAIRE CONTRACTORS UPON REQUEST.

E-VERIFY CERTIFICATION

Pursuant to Texas Transportation Code §223.051, all TxDOT contracts for construction, maintenance, or improvement of a highway must include a provision requiring Contractors and subcontractors to use the U.S. Department of Homeland Security's E-Verify system to determine employment eligibility. By signing the contract, the Contractor certifies that prior to the award of the Contract:

- the Contractor has registered with and will, to the extent permitted by law, utilize the United States Department of Homeland Security's E-Verify system during the term of the Contract to determine the eligibility of all persons hired to perform duties within Texas during the term of the agreement; and
- the Contractor will require that all subcontractors also register with and, to the extent permitted by law, utilize the United States Department of Homeland Security's E-Verify system during the term of the subcontract to determine the eligibility of all persons hired to perform duties within Texas during the term of the agreement.

Violation of this requirement constitutes a material breach of the Contract, subjects a subcontractor to removal from the Contract, and subjects the Contractor or subcontractors to possible sanctions in accordance with Title 43, Texas Administrative Code, Chapter 10, Subchapter F, "Sanctions and Suspension for Ethical Violations by Entities Doing Business with the Department."

SPECIAL PROVISION TO ITEM 8 PROSECUTION AND PROGRESS

008-030

Special Provision to Item 8 Prosecution and Progress



Item 8, "Prosecution and Progress" of the Standard Specification is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 8.2., "Subcontracting," is supplemented by the following paragraph, which is added as paragraph six to this article:

The Contractor certifies by signing the Contract that the Contractor will not enter into any subcontract with a subcontractor that is not registered in the Department of Homeland Security's (DHS) E-Verify system. Require that all subcontractors working on the project register and require that all subcontractors remain active in the DHS E-Verify system until their work is complete on the project.

SPECIAL PROVISION 000 NOTICE OF CONTRACTOR PERFORMANCE EVALUATIONS

000-659

Special Provision 000

Notice of Contractor Performance Evaluations



1. GENERAL

In accordance with Texas Transportation Code §223.012, the Engineer will evaluate Contractor performance based on quality, safety, and timeliness of the project.

2. DEFINITIONS

2.1. Project Recovery Plan (PRP)—a formal, enforceable plan developed by the Contractor, in consultation with the District, that documents the cause of noted quality, safety, and timeliness issues and specifies how the Contractor proposes to correct project-specific performance deficiencies.

In accordance with Title 43, Texas Administrative Code (TAC), §9.23, the District will request a PRP if the Contractor's performance on a project is below the Department's acceptable standards and will monitor the Contractor's compliance with the established plan.

2.2. Corrective Action Plan (CAP)—a formal, enforceable plan developed by the Contractor, and proposed for adoption by the Construction or Maintenance Division, that documents the cause of noted quality, safety, and timeliness issues and specifies how the Contractor proposes to correct statewide performance deficiencies.

In accordance with 43 TAC §9.23, the Division will request a CAP if the average of the Contractor's statewide final evaluation scores falls below the Department's acceptable standards for the review period and will monitor the Contractor's compliance with the established plan.

3. CONTRACTOR EVALUATIONS

In accordance with Title 43, Texas Administrative Code (TAC) §9.23, the Engineer will schedule evaluations at the following intervals, at minimum:

- Interim evaluations—at or within 30 days after the anniversary of the notice to proceed, for Contracts extending beyond 1 yr; and
- Final evaluation—upon project closeout.

In case of a takeover agreement, the Engineer will evaluate the Surety as the prime Contractor.

In addition to regularly scheduled evaluations, the Engineer may schedule an interim evaluation at any time to formally communicate issues with quality, safety, or timeliness. Upon request, work with the Engineer to develop a PRP to document expectations for correcting deficiencies.

Comply with the PRP as directed. Failure to comply with the PRP may result in additional remedial actions available to the Engineer under Item 5, "Control of the Work." Failure to meet a PRP to the Engineer's satisfaction may result in immediate referral to the Performance Review Committee for consideration of further action against the Contractor.

The Engineer will consider and document any events outside the Contractor's control that contributed to the failure to meet performance standards or comply with a PRP, including consideration of sufficient time.

Follow the escalation ladder if there is a disagreement regarding an evaluation or disposition of a PRP. The Contractor may submit additional documentation pertaining to the dispute. The District Engineer's decision

000-659

on a Contractor's evaluation score and recommendation of action required in a PRP or follow up for non-compliance is final.

4. DIVISION OVERSIGHT

Upon request of the Construction or Maintenance Division, develop and submit for Division approval a proposed CAP to document expectations for correcting deficiencies in the performance of projects statewide.

Comply with the CAP as directed. The CAP may be modified at any time up to completion or resolution after written approval of the premise of change from the Division. Failure to meet an adopted or revised adopted CAP to the Division's satisfaction within 120 days will result in immediate referral to the Performance Review Committee for consideration of further action against the Contractor.

The Division will consider and document any events outside the Contractor's control that contributed to the failure to meet performance standards or comply with a CAP, including consideration of sufficient time and associated costs as appropriate.

5. PERFORMANCE REVIEW COMMITTEE

The Performance Review Committee, in accordance with 43 TAC §9.24, will review at minimum all final evaluations, history of compliance with PRPs, any adopted CAPs including agreed modifications, any information about events outside a Contractor's control contributing to the Contractor's performance, and any documentation submitted by the Contractor and may recommend one or more of the following actions:

- take no action,
- reduce the Contractor's bidding capacity,
- prohibit the Contractor from bidding on one or more projects,
- immediately suspend the Contractor from bidding for a specified period of time, by reducing the Contractor's bidding capacity to zero, or
- prohibit the Contractor from being awarded a Contract on which they are the apparent low bidder.

A Surety acting as a prime may be found in non-compliance through the contractor evaluation process.

The Deputy Executive Director will determine any further action against the Contractor.

6. APPEALS PROCESS

In accordance with 43 TAC §9.25, the Contractor may appeal remedial actions determined by the Deputy Executive Director.

2014 STANDARD SPECIFICATIONS FOR CONSTRUCTION AND MAINTENANCE OF HIGHWAYS, STREETS AND BRIDGES

ROUTINE MAINTENANCE CONTRACT NAMES

Bridge Preventative Maintenance - Bridge Repair	Debris Removal	Litter Removal	Retroreflectorized Pavement Markings and Markers
Bridge Repair – Roadway	Flexible Pavement Structure Repair	Miscellaneous Concrete Repair	Roadway Illumination Maintenance
Cross Drain Structures Repair or Replacement	Full Depth Concrete Repair	Non-Site Specific Sign Replacement and Refurbishing	Roadside Mowing
Cleaning & Reshaping Ditches	General Maintenance – Managed Lane	On Call Traffic Control Services	Seal Coat & Pavement Markings
Cleaning & Sealing Joints and/or Cracks	Graffiti Removal	Pothole Repair	Specialty Markings
Cleaning and Sweeping Highways & Debris Removal	Guard Fence & Cable Barrier Repair	Raised Pavement Markers	TPWD – Rehabilitation of Roadways – Denton State Park
Culvert Extension/Replacement and Cross Drainage	HHSC – Rehabilitation of Roadways - Terrell State Hospital	Removal and Disposal of Driftwood and Debris	Traffic Signal & Preventative Maintenance
DADS – Rehabilitation of Roadways – Denton State Support Living Center	Inlet and Flume Drainage System Cleaning	On-Call Retroreflectorized Pavement Markings	Tree & Brush Removal and Trimming
			Vegetation Management

QUESTIONS AND CONTACT INFORMATION

FOR ADDITIONAL INFORMATION AND QUESTIONS PLEASE CONTACT:

**SHERRY PERKINS
CONTRACT ADMINISTRATION MANAGER
DALLAS DISTRICT CONTRACTED MAINTENANCE**

214-320-6640

Sherry.Perkins@txdot.gov



NTTA Maintenance Department and Upcoming Opportunities: Process or Projects, etc.



CONTRACTOR POINT OF VIEW

Maintenance Projects
VS.
Construction Projects

Lane Fouts-Owner & CEO
FoutsCo Paving, LLC



FOUTSCO PAVING COMPANY, LLC

FoutsCo Paving Company, LLC is a general contractor specializing in asphalt paving projects.



FOUSTCO Rev3.mov





CONTACT US

FoutsCo Paving Company, LLC

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(940)239-3597 Fax

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Lane Fouts- Owner & CEO

lfouts@foutscopaving.com

Jeff Cormican- Owner & CFO

jcormican@foutscopaving.com

CIP SURVEY

**Please Completed The Survey.
Tell Us What You Think and
Would Like to Learn About.**

**SURVEY- Richard Backus
Regional Hispanic Contractors Association
(RHCA)**



CLOSING REMARKS

CIP

Thanks You For Attending



Cooperative
Inclusion Plan

"Connecting the Dallas-Fort Worth highway transportation providers and
contractors associations"

Moses Aito-
North Texas Tollway Authority
(NTTA)



Cooperative Inclusion Plan (CIP) Contacts:

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Nora Perez 214-319-6456: DBE Coordinator

Noraima.perez@txdot.gov

CIP Information:

www.keepitmovingdallas.com

