



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

GOVERNOR

SECRETARY

September 25, 2020

Contract No.:
T.I.P.:
F.A. No.:
County:
Description: (Project Description)

Mr. M. R. Contractor
Prime Corporation
P.O. Box 1111
Anytown, North Carolina 27777

Subject: Soil-Cement Base – Claim for Additional Costs – Claim ID#3

Dear Mr. Contractor:

This letter is in response to your claim letter No. 45, dated September 15, 2020 about rework to stabilize subgrade. No additional payment or time will be granted for repairs to the soil-cement base on the above referenced project.

In accordance with Articles 542-14 and 542-15 of the 2018 Standard Specifications, “do not use construction equipment on the base for hauling except as necessary to discharge into the spreader during paving operations.” Also, the Contractor shall “maintain the soil-cement base in an acceptable condition until final acceptance of the project. Include in maintenance operations immediate repair of any defects or damage that may occur. Perform this work at no cost to the Department and repeat as often as may be necessary to keep the base in an acceptable condition. Perform repairs to the base by replacing the base for its full depth rather than by adding a thin layer of soil-cement mixture to the existing layer of base.” The Department’s project records indicate that the portion of soil-cement base in question was utilized as a haul route for unclassified excavation hauling operations from -Y3- to -LRev- during November and December of 2019.

In addition, the procedures outlined in Subarticle 104-8(B) of the 2018 Standard Specifications were not adhered to and therefore additional compensation cannot be granted. Cost records were not submitted to this office within seven (7) days after the end of the given weekly period as required by the specifications. Your cost records were submitted with your claim letter. Furthermore, project records indicate you completed the alleged extra work April 20, 2018, which exceeds the requirement to submit your claim within 120 days after completion of the work in dispute. Failures to strictly adhere to the procedures of Subarticle 104-8(B) shall be a bar to recover under the provisions of Article 104-3 or Article 104-7.

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
RESIDENT ENGINEER’S OFFICE
P.O. BOX 111
ANYWHERE, NC 27777

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Website: WWW.DOH.DOT.STATE.NC.US

Location:
222 DISTRICT STREET
ANYWHERE, NC 27777

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If you have any questions or concerns regarding this matter, please contact this office.

Sincerely,

I. M. Engineer
Resident Engineer

cc: State Construction Engineer
Division Engineer
Area Construction Engineer
File