



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY
GOVERNOR

LYNDO TIPPETT
SECRETARY

April 18, 2008

MEMORANDUM TO: AGC-DOT Joint Cooperative Committee Members
FROM: E. C. Powell, Jr., P. E.
State Construction Engineer
SUBJECT: Minutes to the Joint Committee Meeting

The Joint Cooperative Committee of the AGC-DOT met at 10:00 AM on March 20, 2008, in the Chief Engineer’s Conference Room at the NCDOT Equipment and Maintenance Facility located at Beryl Road in Raleigh.

Members and attendees present included:

Debbie Barbour	C. A. Gardner	Art McMillian	Steve Varnedoe
Kevin Burns	Brad Goodson	Graham Moore	Richard Vick
Theresa Canales	Ron Hancock	Jon Nance	Judi Williams
Clarence Coleman	Berry Jenkins	Ellis Powell, Jr.	Sherell Williams
Bill Copeland	Cecil Jones	Bill Rosser	Sim Wooten, Jr.
Susan Coward	Don Lee	Ron Shaw	Jim Wyngaarder
Lynise DeVance	Mike Long	Bill Tomlinson	

AGENDA

Project lettings.....Debbie Barbour

- Ms. Debbie Barbour stated that \$1.6 Billion of conventional let T.I.P. projects, Moving Ahead and resurfacing projects are scheduled to be let in calendar year 2008.

21st Century Transportation Committee.....Susan Coward

- Ms. Susan Coward advised that the 21st Century Transportation Committee has a full committee meeting scheduled for March 24, 2008. The committee has been reviewing various funding concepts, including a bond referendum. Methods to cover gap funding for NC Turnpike Authority (NCTA) have also been discussed. The 21st Century Transportation Committee has full committee meetings scheduled for April 20, 2008 and May 1, 2008.

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The Transportation Oversight Committee is focused on the Department of Transportation (DOT) transformation. The DOT will present the legislative agenda to the Transportation Oversight Committee at the April 2008 meeting.

- Mr. Berry Jenkins advised that the DOT and Carolinas Association of General Contractors (CAGC) met with the Joint Legislative Commission on the Department of Transportation Disadvantaged Minority-Owned and Women-Owned Businesses Program March 19, 2008. The DOT representatives who attended the meeting were Mr. Jon Nance, Mr. Ellis Powell, Ms. Jan Bryant, Ms. Theresa Canales, Mr. Lamar Sylvester, and Mr. Michael McKoy. The CAGC was represented by Mr. Berry Jenkins and Mr. Mark Perkins of Sanford Contractors. The items of discussion included the suggestion of legislation giving the DOT authority to pay subcontractors directly when it has been determined money was unwarrantedly held by the prime contractor. CAGC does not support this idea. Mr. Jenkins advised that the CAGC was asked to give a presentation during the next commission meeting.

Transformation Updates.....Steve Varnedoe

- Mr. Steve Varnedoe advised that the Department is improving planning prioritization. The Department is in the process of categorizing the road system into three tiers; statewide (interstate and major primary routes), regional (the remaining primary routes) and subregional (secondary roads.) The Department also has a focus on programs and project delivery and performance and accountability. The DOT is developing a bridge program that will achieve overall results by categorizing bridges by tier and using various methods such as rehabilitation, replacement and preservation to improve bridge ratings. A bridge design guide has been developed for the subregional tier, which includes a bridge design that minimizes the work on the roadway approaches. To improve project delivery the Department has identified onsite scoping meetings with the agencies and DOT personnel as a method to reduce the delivery time for bridge projects. In addition, the Department is in the process of regionalizing the preconstruction units (planning and design) to improve the project delivery for TIP projects. The Department is piloting several project management models on projects across the state. One specific model is the Tri-technical management model where the Division Construction Engineer, a Roadway Design Project Engineer and a Planning Engineer are involved from the beginning of the project to the end; this will enhance communication through all phases of the project.
- Mr. Varnedoe advised that as part of the transformation, the Department has created performance metrics for top Department managers, two of the metrics are project completion and project budget. The project completion metric will compare the original contract completion date plus approved time extensions to the actual project acceptance date. The target performance is to have 80% of the projects completed on time. The

project budget metric will compare the budgeted amount, which is the contract award amount plus a percentage for engineering, inspection and contingencies, and the final construction cost, which are all payments to the contractor (with consideration for adjustments of asphalt cement and fuel), plus engineering, inspection and contingencies. The final cost should be within two percent of the budgeted amount. The metric will be calculated for projects with the final estimate paid by tier (Statewide, Regional and Subregional), and reviewed quarterly.

N.C. Turnpike Authority.....Steve DeWitt / Berry Jenkins

- Mr. Steve DeWitt was not in attendance, but through a previous email to Mr. Berry Jenkins, he advised the NCTA will announce the schedule for the selection of the Mid-Currituck Predevelopment group at the NCTA Board meeting held March 19, 2008. The schedule is to select a development partner to complete NEPA and negotiate the design-build-finance-operate-maintain (DB-FOM) contract at the end of the environmental process. NCTA will hold an Industry Forum in mid-May and conduct one-on-one meetings with all interested teams to discuss project issues. Teams will be shortlisted based on statements of interest (SOI) at the end of June 2008 and the Request for Quote (RFQ) will be developed. Teams will be shortlisted in November 2008 based on their submitted technical proposals and best value. Mr. Jenkins requested that questions concerning this information be directed to Steve DeWitt.

DBE/MBE/WBE Date entry And Programs Issues.....Industry

- Mr. Berry Jenkins advised that there is concern regarding the double submittal of DBE/MBE/WBE payments (entry in the payment tracking and submittal of an affidavit from the prime contractor) and the reporting of payments of all subcontractors. Ms. Theresa Canales advised that the contractors should report DBE/MBE/WBE payments for the DBE firms listed in the back of the contract in the DBE payment tracking system. For Non – HiCAMs contracts, the contractor should submit the reported payments to DBE/MBE/WBE firms in writing. The project provisions will be revised to remove the request for a written hard copy affidavit for HiCAMs contracts.
- Mr. Jenkins advised that there was a concern among the industry regarding the unified certification list because the list encompasses a large number of firms qualified to perform transportation work, but are not interested. The industry would like to know if there is a list of firms that are interested or currently performing transportation work. Ms. Canales advised that the Department houses two lists, the Unified Certification Program (UCP) and the Prequalified List of Prime Contractors and Subcontractors. The prequalified list contains firms qualified to perform transportation work and specifies the type of work they are qualified to perform.

- Mr. Jenkins advised that the industry has been told that the Bid Runner software program used to track solicitations of DBE/MBE/WBE firms is not an adequate solicitation process regarding good faith efforts. The Department will get clarification of the use for the bid runner program in regards to the good faith effort and this item will be placed on the agenda for the next meeting. There is also concern regarding poor response from solicitations sent through Bid Runner. Prime contractors receive responses such as firms are not aware of the project or are not interested in performing Department of Transportation work. Mr. Powell advised the industry to submit a list of firms that routinely do not respond to the solicitations to the Office of Civil Rights, who in turn, will contact the firms.

The next meeting is scheduled for May 22, 2008, at 10:00 A.M. in the Chief Engineer's Conference Room at the North Carolina Department of Transportation Equipment and Maintenance Facility located at Beryl Road in Raleigh.

SRW/kdl

cc: Mr. Dan DeVane
Mr. W. D. Riddick
Ms. Susan Coward
Mr. W. F. Rosser, P. E.
Mr. W. S. Varnedoe, P. E.
Ms. D. M. Barbour, P. E.
Mr. J. G. Nance, P. E.
Mr. L. D. Love, P. E.
Mr. C. L. Jones, P. E.
Mr. J. V. Barbour, P. E.
Mr. Art McMillan, P. E.
Mr. R. A. Hancock, P. E.
Ms. T. A. Canales, P. E.
Ms. M. G. Long, P. E.
Mr. M. L. Sylvester, P. E.
Ms. S. R. Williams
Mr. D. G. Lee, P. E.
Ms. Judi Williams
Mr. Clarence Coleman, P. E.
Ms. Lynise DeVance
Ms. Linda Lanier
Mr. B. G. Jenkins, Jr., P. E.
Mr. S. D. DeWitt, P. E.
Mr. C. A. Gardner, P. E.