



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

JOSH STEIN
GOVERNOR

DANIEL H. JOHNSON
SECRETARY

August 21, 2025

MEMO TO: AGC/NCDOT Roadway Subcommittee Members

FROM: R.E. Davenport, Jr., PE
State Contract Officer

SUBJECT: AGC/NCDOT Roadway Subcommittee Meeting Minutes – August 21, 2025

The meeting was held in the Riverwood Conference Room at NCDOT Century Center on August 21, 2025, at 10:00 am. Microsoft Teams was available for those that wished to attend virtually. The following were discussed:

- Seeding & Mulching (AGC)
 - AGC is looking for clarification on what 80% vegetation means.
 - NCDOT – 80% spec was set up to just ensure some establishment before the contractor leaves a project. Our area construction engineers are responsible for accepting a project, working with Roadside teams.
 - The contractor should ask for the Area Construction Engineer to visit the project to push acceptance along.
 - Punch list items getting merged in with vegetation items, on design build.
 - NCDOT to meet with Roadside to try to have some clarification on accepting vegetation.
 - When there are basins to be removed from the project, contractors are unable to remove the basin without disturbing established vegetation.
- Topsoil Stockpiles (AGC)
 - On some Bid-Build contracts the contractor is having trouble receiving payment for stockpile borrow material for what they have stockpiled through the clearing & grubbing process.
 - Inspection staff only want to pay unless the material is hauled off and borrow is paid for material coming in, not topsoil that is stockpiled.
 - NCDOT response is for contractors to reach out to the Area Construction Engineer of that area.
- Lime on Topsoil (AGC)
 - Contractors < particularly in the East, would like payment for lime to enrich the soil. You could follow the spec with the right type of seed, but the PH of the soil is off, and nothing may grow. This is noticed near the end of the project; thus, the reactive work is extensive and expensive.

- ECO Turf (AGC) - Lime takes time to enrich the soil, so ECO Turf could be used to establish vegetation in the Eastern part of the state. There are not a lot of options to utilize.
- Liquid lime as a temporary material to help establish the granular lime for permanent vegetation. No approved product for liquid lime.
- Conflict between PH and PI for material you can use. PH is low and material has a PI that is outside of spec.
 - **AGC asks for new criteria for temp seed to include lime. And a liquid lime for permanent seed.**
- Adding on the difficulty of finding good borrow material.
- Lime is not included in the Temp Seeding & Mulching or Temp Fertilizer line item.
- Railroad Special Provision (AGC)
 - AGC looking for an update on Rail issues – inspection costs, permit fees, third party rail consultants. Looking for transparency on Rail costs from NCDOT.
 - AGC is asking for better communication with Rail Division and Rail companies with permits, design, and agreements.
 - NCDOT investigating a railroad specific resurfacing contract to pave at each crossing.
 - Concern with Rail Companies banning contractors from doing any work on their line if there are concerns with compliance.
 - There needs to be better coordination between Rail Companies and the customer (DOT & Contractor) when there are new changes or permits added.
 - Can DOT set up the Right of Entry agreement prior to construction?
- Review/Approval Components for Wet Utilities (AGC)
 - Issues with getting approvals on submittals from Municipalities and a final approval from DOT.
 - RE office approved provisionally precast on polycrrete but M&T rejected it. Todd will address with issue with the contractor.
- Fuel Adjustment Update (NCDOT/AGC)
 - Will this be applied to Select Granular & Class IV Stabilization?
 - NCDOT to apply fuel adjustments to these items.
 - AGC to think about the fuel factor for these materials.
 - Currently not sure if we want to apply the fuel adjustment to Undercut as a fuel adjustment will also be applied to the material going in.
 - Undercut (and Shallow) isn't a material like the other items considered for fuel adjustments. Contractor feels that digging and hauling undercut does have a fuel cost to move this item of work.
 - Undercut is an arbitrary quantity with a token price, which is mainly why it wasn't considered for fuel adjustment.
- Flagging for Borrow Operations Update (NCDOT/AGC)
 - NCDOT Update – The Department will maintain the specification as it is. We provide some guidance as to what “contractor convenience” means so it is not so subjective in the field.
 - AGC asks for RE to address when flagging is required, whether for convenience or for safety. They would like it written to help with inconsistencies, and to have something to reference at time of bid.

- Certified Payroll Pilot (NCDOT)
 - NCDOT to pilot the software with 8 contractors to move to Electronic Certified Payroll.
 - Pilot should be out in 6 months. Michelle to send out the Special Provision for AGC to review.
- *Cost Flow/CPM Schedule (AGC)*
 - *Looking at provision and providing comments. Deadline is September 30, 2025.*
- *BABA Requirements change to projects obligated beyond October 1st.*
 - *Payment is contingent upon receiving certification of compliance with BABA from contractors but ultimately from supplier or manufacturer. This is to be on the Bill of Laden or shipment invoice (MRR) from supplier when material is shipped to the project.*
 - *This cannot be done in the submittal package. NCDOT is looking for this on material shipment information.*
 - *This is applied to City Utility work and materials. It doesn't matter if municipality pays for it, the material still needs to meet BABA requirements.*
- *AGC Conference*
 - *AGC to send in topics to discuss and DOT to*

2025 Meeting Dates

April 17

June 19

August 21

October 16

December 18