

SECTION 00180 - PROSECUTION AND PROGRESS

(Follow all instructions. If there are no instructions above a subsection, paragraph, or sentence, then use the subsection, paragraph, or sentence on all projects. All other modifications to this Section will require Department of Justice approval. (See the Specification Manual, Chapter 3.) Remove all instructions before preparing the final document.)

Comply with Section 00180 of the Standard Specifications modified as follows:

Add the following subsection:

00180.21(g) Mentor-Protégé Agreement - If the Contractor enters into a subcontract with an Emerging Small Business (ESB) subcontractor, the Agency may offer the Contractor and its ESB subcontractor an opportunity to enter into a project specific Mentor-Protégé Agreement.

The project specific Mentor-Protégé Agreement will be paid for and specified by Change Order.

(Use the following subsection .40(b) when limitations prevent all contractor work before a specified date. Fill in the specific date.)

00180.40(b) On-Site Work - Add the following paragraph to the end of the subsection:

The Contractor shall not begin On-Site Work before (Date) , unless approved by the Engineer.

(Use the following lead in sentence and subsection .40(c) when limitations are included in the Special Provision. Delete the limitations that do not apply.)

Add the following subsection:

00180.40(c) Specific Limitations - Limitations of operations specified in these Special Provisions include, but are not limited to, the following:

Limitations	Subsection
Cooperation with Utilities	00150.50
Cooperation with Other Contractors	00150.55
Railway Work	00170.01(e)
Contract Completion Time	00180.50(h)
Right-of-Way and Access Delays	00180.65
Traffic Lane Restrictions	00220.40(e)
Special Events	00220.40(e)
In-water Work Restrictions	00290.30(a-1)
Noise Control	00290.30(d)

(Use the following paragraph when limitations prevent contractor work within the limits of the project, before a specified date or for a duration. Fill in the specific dates.)

The drawbridge may be temporarily closed to river traffic from ____ (Date) ____, to ____ (Date) ____ .

Be aware of and subject to schedule limitations in the Standard Specifications that are not listed in this subsection.

(Obtain the type of schedule ("A", "B", or "C") from the project Scheduler. Insert the type in the blank.)

00180.41 Project Work Schedules - A Type ____ schedule as detailed in the Standard Specifications is required on this Contract.

(Use the following subsection .42 when requested by the Region Utility Specialist.)

00180.42 Preconstruction Conference - Add the following paragraph to the end of this subsection:

Before meeting with the Engineer for the preconstruction conference, hold a group utilities scheduling meeting with representatives from the utility companies involved with this project. Incorporate the utilities time needs into the Contractor's schedule submitted at the preconstruction conference.

Add the following subsection:

(Use one of the following four .50(h) subsection options, as appropriate. Fill in the blanks.)

(Option 1. When on-site work is to be controlled, use the following.)

00180.50(h) Contract Time - Complete all Work to be done under the Contract before the elapse of ____ Calendar Days, or not later than _____, whichever occurs first.

Recording of the elapse of Calendar Days will begin on the day the Contractor begins On-Site Work as defined in 00110.20.

(Option 2. When seeding establishment or plant establishment is required, use the following. Delete what does not apply. Remove parentheses.)

00180.50(h) Contract Time - Complete all Work to be done under the Contract, except for (seeding establishment) (and) plant establishment, not later than _____.

(Option 3. When there are two completion times, use the following.)

(If either durable pavement markings (00865) or high performance pavement markings (00866) are required, and the completion date is after September 15, check with the Scheduler and request two completion times.)

(If permanent seeding (01030) or planting (01040) is required, and the completion date is outside the planting seasons (see 01030.43(b) or 01040.41 and .42), check with the Scheduler and request two completion times. Delete what does not apply. Remove parentheses.)

00180.50(h) Contract Time - There are two Contract Times on this Project as follows:

(1) Complete all Work to be done under the Contract, except for _____, not later than _____.

(2) Complete all Work to be done under the Contract (. except for (seeding establishment) (and) plant establishment.) not later than _____.

(Option 4. When none of the three options above apply, use the following.)

00180.50(h) Contract Time - Complete all Work to be done under the Contract not later than _____.

(Use the following subsection .65 when right-of-way access delays are necessary. Fill in the blanks with the appropriate information.)

00180.65 Right-of-Way and Access Delays - Add the following paragraph:

It is anticipated that the ending date of an anticipated delay for the following properties will be as shown:

- File _____ (R/W file number) (Stations right and left) _____ not later than _____ (Date) _____.

(Use the following subsection .85(b) on projects that have one completion time. Select the dollar amount from the table listed below.)

00180.85(b) Liquidated Damages - Add the following paragraph:

The liquidated damages for failure to complete the Work on time is \$ _____ per Calendar Day*.

* Calendar Day amounts are applicable when the Contract time is expressed on the Calendar Day or fixed date basis.

(Use the following subsection .85(b) on projects that have two completion times. To determine the values to use, do the following:

For the first value (first blank) calculate the total estimated biddable contract amount of all the work to be finished by the first completion date. For the second value (second blank), use the total estimated biddable contract amount. For the combined value (third blank), use the second value. Do not use a cumulative total for the third blank. [For example: (1) Complete all work to be done under the

Contract, except paving, not later than July 1, 200x. (2) Complete all work to be done under the Contract not later than September 1, 200x. The total estimated contract amount is \$2,100,000. The estimated biddable contract amount for paving is \$300,000. To calculate the estimated biddable contract amount for the work to be finished by the first completion date for determining the value for the first blank; all work to be done (\$2,100,000) except paving (\$300,000) would be \$1,800,000. From the table, the value to choose is \$800. To determine the value for the second blank; all work to be done would be \$2,100,000. From the table, the value to choose is \$1,100. To determine the value for the third blank, use the second value which is \$1,100.]

00180.85(b) Liquidated Damages - Add the following paragraphs:

There are two daily amounts of liquidated damages on this Project as follows:

Liquidated damages for failure to complete the Work on time required by 00180.50(h-1) will be \$ _____ per Calendar Day *. Liquidated damages for failure to complete the Work on time required by 00180.50(h-2) will be \$ _____ per Calendar Day *. If liquidated damages should become payable concurrently under the combination of 00180.50(h-1) and (h-2), liquidated damages will be \$ _____ per Calendar Day *.

* Calendar Day amounts are applicable when the Contract time is expressed on the Calendar Day or fixed date basis.

(Use the following table to determine the liquidated damages to be filled in above. Delete the table when finished.)

Engineers Estimate		Liquidated Damages
For More Than	To and Including	
\$ 0	\$ 25,000.....	\$ 50
25,000	50,000.....	100
50,000	100,000.....	300
100,000	500,000.....	600
500,000	1,000,000.....	700
1,000,000	2,000,000.....	800
2,000,000	5,000,000.....	1,100
5,000,000	10,000,000.....	1,200
10,000,000	20,000,000.....	2,000
20,000,000	30,000,000.....	2,700
30,000,000	—	3,400