

June 16, 2021 – via Video Conference
MCA-MDT Technical Committee Meeting Agenda
Joint Meeting – 2:00 pm

Participants: Jodie Tooley, Cale Fisher, Clint H, Hal Fuglevand, Taylor Huebner, Pat Bomgardner, Justin B, Don Bummel, Guy Slaybaugh

MDT: Joe Green, Paul Jagoda, Jake Hoffman, Jeff Jackson, Dean Jones, Paul Bushnell, Oak Metcalfe, Shane Pegram, Jeremy Wilde, Christopher Trautmann, Jake Goettle, Paul Rieger, Geno Liva, Dwane Kailey, Dean Jones, Patrick Lane, Jim Davies, Brandon Jones, John MacMilkan, Matthew Strizich, Kathleen Terrio, Kathy James, Matthew Collingwood, Doug McBroom

MCA: Nicole Hanni

SPECIFICATION CHANGES

- 1. 101.03 Definitions**
- 2. 105.16 Claims for Adjustment and Disputes**
- 3. 105.16.1 Notice of Claim**

Fuglevand: Language in standard specs referencing partnering, utilized to settle disputes, then timing starts. Wants partnering added to specs and not buried in memo.

Jagoda: Memo just issued, will share in chat, titled Construction Claims Process.

Slaybaugh: Wants partnering process and dispute resolution not to overlap ability/timeline to file claim.

- 4. 105.16.2 Claim Process**
- 5. 106.09 Domestic Materials**
- 6. 107.13.1 Insurance on All Contracts**
- 7. 555.03.3 Placing and Fastening**
- 8. 607.03.4 Constructing Barbed and Woven Wire Fence**
- 9. 607.04.1 New Fence**
- 10. 107.0.9 Temporary Fence**
- 11. 607.05 Basis of Payment**
- 12. 617.03.11 Service and Control Assembly**
- 13. 703.14 Class 4 Treated Timber Poles**
- 14. 706.01 Structural Timber and Lumber**
- 15. 706.04.1 Treating**
- 16. 706.04.2 Incising**
- 17. 706.04.3 Inspection**
- 18. 712.02.8 Wood Fence Posts and Brace Rails**
- 19. Section 208 Environmental Protection:** proposed Table 208-3 Environmental Compliance Deduction will not be implemented in Spec Book V2.3. The Department would like to have a discussion on possibly having a special provision that includes the Table for use in certain projects at the next MCA-MDT Meeting.

No comments to proposed spec revisions 4-18.

Fisher: Discussed BMPs and requirements.

Green: Will follow-up regarding BMP requirements

Table 208-3 Environmental Compliance Deduction discussion:

Bomgardner: Is this table new?

Fuglevand: This deduction table is concerning.

Slabaugh: That is 1% deduction based on?

Green: Contracted awarded amount.

MCA New Business

1. MDT's Design Software: Cale and Jake held brief conversations. Apex Software used for take offs. Designers started using shapes and trapezoids. Unable to extract. Patrick (MDT) discussed that some projects being worked on now are 2-3 years old, using Geopack. Not a lot of success with this process. Civil 3D and Autodesk being researched to pull cross section lines. Will work with contractor on a case-by-case basis. Brandon: Will be providing different files types for delivery. XML files will be provided. Cross-section data is needed during estimating phase. Patrick Lane always ready to help with IT issues. Joe will send out information to group.

2. Subcontracts: Cale discussed EPM advising a subcontract is needed for Superior Traffic Services. STS is delivering to the job, and providing some training to on site flaggers for operation and rest is remote, not on job.

Kathy: This is site work and this does involve a subcontract. In this case, a subcontract is needed.

Cale: Language on this job is not different than any other job. Maintaining is done off site. How is this different than renting equipment and it being delivered?

Guy: Some companies won't complete the subcontract as the paperwork takes too much time, and prices increase.

Hal: Then they have to submit certified payroll for David Bacon Wages for 1 day.

Jake Goettle: Now that they understand how difficult this is... lets research.

MDT New Business

1. Customer Service Survey: Jake Goettle discussed customer service survey to send out to members. Draft questions in progress, sitting at approx. 20 questions. Prefer we wait? Guy advised to send survey to David to include in E-brief. Pat requested that comments be allowed in survey.

Old Business

1. Federal Highway Wage Decision Updated: Kathy: Struggling with US DOL to update Highway Wage rates. DOL no longer allowing zone pay. 10-15 states still include zone pay. All states working on removing zone pay. State divided up into metro and rural areas, which allows for different rates based on areas. Cale: MCA needs to have discussion on how to move forward. If turned over to DOL for survey, they are 3-9 years out. Cale, Guy, and Hal will reach out to David to discuss. Jodie Tooley is interested in being involved in this discussion. MCA needs to discuss and decide if they want to be involved in the process.
2. MDT Claims Process: Jake: Spec change turn-around time, concerns addressed. Partnering is new and joining with claims process is new also. Future changes are always open.
3. Partnering: Jake: Couple of positions approved through the legislature, effective July 1. Developed position description and job profile to post as soon as possible. Working on webpage with resources and having folks being facilitators. Jake: Quad State AGC Meeting: Partnering Successes, and how partnering help with a specific project would be a good agenda item.
4. MCA-MDT Environmental Task Force Meeting: Work hasn't been implemented. Specific BMP provision on contracts with endangered species impact. See how the summer goes, and reconvene in the fall.

Next meeting in October in person and virtually.