|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| REVIEW OF NEW SPECIFICATION OR SPECIFICATION CHANGE | | | | RCP – 4 (2nd review) |
| **Specification Section No.:** | | | **Item:** Required Contract Provisions – Federal Aid Projects | |
| **Originating Office:** Contracts and Market Analysis | | | **By:** Straub | |
| **Date Sent For Review:** 9/9/2016 | | | **Date Comments Due: 9/22/2016** | |
| Submit response to: STANDARDS AND SPECIFICATIONS UNIT, DIVISION OF PROJECT SUPPORT 4TH FLOOR, CDOT HEADQUARTERS | | | | |
| **Vote**  **/N** | **Concurrent Reviews – Others Commenting** | | The attached Draft Specification is submitted for your review and comments. If not returned by Date Comments Due, the draft specification will be considered to be approved unless the Standards and Specifications Unit of the Project Development Branch [(303) 757-9474, (303) 757-9402] is advised otherwise.  **REMARKS:**  If these proposed changes are approved, our unit will issue these in a revised version of this Standard Special Provision. In addition, the Standard Special Provision, Revision of Section 107, Project Payrolls will be deleted.  This is the second review of this document. The first time it was logged as Log No. 107-21. It has a review and voting period of two weeks, rather than the usual four.  Significant changes to the document are highlighted in yellow. | |
|  | **Spec Committee Members:** | **✓** |
|  | Co-Chairman: Lacey |  |
|  | Region 1: Quirk |  |
|  | Region 1: Stratton |  |
|  | Region 2: Phillips |  |
|  | Region 3: Necessary |  |
|  | Region 4: Boespflug |  |
|  | Region 5: Valentinelli |  |
|  | Project Development: Vacant |  |
|  | Specifications: Brinck |  |
|  | Bridge: Hasan |  |
|  | Contracts & Market Analysis: Eddy |  |
|  | Materials: Schiebel |  |
|  | Traffic Engineering: Matthews |  | REVIEWER COMMENTS:  ( ) Approved ( ) Disapproved ( ) Modified  If disapproved or modified, give reason why and show any modifications on the attached draft copy:    \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_  Name/Signature Date | |
|  | Maintenance: Weldon |  |
|  | FHWA: Feery |  |
|  | Attorney General: Milan |  |
|  |  |  |
|  | **Others:** |  |
|  | Colorado Contractors Assoc.: Moody |  |
|  |  |  |
|  | **Technical Committees:** |  |
|  | PDAC |  |
|  | Drainage Advisory Committee (DAC) |  |
|  | Water Quality Advisory Committee (WQAC) |  |

|  |  |  |  |
| --- | --- | --- | --- |
| COLORADO DEPARTMENT OF TRANSPORTATI ON  **SUBMITTAL OF NEW SPECIFICATION OR SPECIFICATION CHANGE** | | Log No. (Assigned by Standards and Specifications Unit)  RCP – 4 (2nd review) | |
| TO: Standards & Specifications Unit Project Development Branch | FROM:  Straub, Contracts and Market Analysis  (Region, Branch or Technical Committee) | | |
| SPECIFICATION SECTION NO. ITEM  107 Project Payrolls | | | Priority  Routine X Fast D |
| Reason for this new or changed specification :  At the onset of a new web based payroll system (LCPtracker), CDOT anticipated using a phased approach for this new requirement based on project size. However, after discussions with the Standards and Specifications Unit, CDOT has decided to proceed with a full implementation for all projects going to advertisement after December 31, 2016.  The transition to the new software has included a pilot phase during the months of July and August of 2016. After December 31, 2016, the first page of the Standard Special Provision, Required Contract Provisions, Federal-Aid Construction Contracts will be revised to include the language from the above mentioned project special provisions.  In all cases, the proposed language will delete the standard special provision, revision of Section 107, Project Payrolls, dated May 2, 2013. | | | |
| New or Revised Specification:  SEE ATTACHED. | | | |
| NOTE: See Procedural Directive 513.1 for a description of appropriate specification development procedures. | | | |

CDOT Form #1215 1/15

October 31, 2013

REQUIRED CONTRACT PROVISIONS

FEDERAL-AID CONSTRUCTION CONTRACTS

**NOTICE**

This is a standard special provision that revises or modifies CDOT’s *Standard Specifications for Road and Bridge Construction*. It has gone through a formal review and approval process and has been issued by CDOT’s Project Development Branch with formal instructions for its use on CDOT construction projects. It is to be used as written without change. Do not use modified versions of this special provision on CDOT construction projects, and do not use this special provision on CDOT projects in a manner other than that specified in the instructions unless such use is first approved by the Standards and Specifications Unit of the Project Development Branch. The instructions for use on CDOT construction projects appear below.

Other agencies which use the *Standard Specifications for Road and Bridge Construction* to administer construction projects may use this special provision as appropriate and at their own risk.

**Instructions for use on CDOT construction projects:**

Use this standard special provision on federal aid projects.

REQUIRED CONTRACT PROVISIONS

FEDERAL-AID CONSTRUCTION CONTRACTS

Attached is Form FHWA 1273 titled *Required Contract Provisions Federal-Aid Construction Contracts*. As described in Section I. General, the provisions of Form FHWA 1273 apply to all work performed under the Contract and are to be included in all subcontracts with the following modification:

For TAP (Transportation Alternatives Program) funded Recreational Trails projects, Section I (4) regarding convict labor and all of Section IV of the FHWA 1273 do not apply.

Except for Local Agency projects, the Contractor and all subcontractors who are subject to Davis-Bacon Related Acts (DBRA) requirements, shall submit all payrolls and Contractor Fringe Benefit Statements electronically via LCPtracker, utilizing the following web link:

<https://prod.lcptracker.net/WebForms/login.aspx>

The Contractor and subcontractors shall submit a Contractor Fringe Benefit Statement, either for each individual, or for groups of people, for all employees who perform work on the project and whose wages are covered by the Davis-Bacon Related Acts. Other approved deductions shall be noted within the LCPtracker system, and supporting documentation shall be attached. If for any reason the fringe benefits are altered during the life of the project, the Contractor, subcontractor, or both shall submit a revised Contractor Fringe Benefit Statement to accurately reflect the changes.

Each construction subcontractor shall submit their payrolls directly into LCP Tracker for approval by the Contractor.

The Contractor shall submit and approve their own payrolls in LCPtracker.

The Engineer will approve or reject weekly payrolls for the Contractor.