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| REVIEW OF NEW SPECIFICATION OR SPECIFICATION CHANGE | | | | **Log No.: 108-3** |
| **Specification Section No.:** 108.09 | | | **Item:** Failure to Complete Work on Time | |
| **Originating Office:** Project Support | | | **By:** Andrew Pihaly | |
| **Date Sent For Review:** April 15, 2019 | | | **Date Comments Due:** April 29, 2019 | |
| Submit response to: Andrew Pihaly, Specifications Engineer, 3rd floor, CDOT HQ | | | | |
| **Vote**  **Y/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) 757-9402] is advised otherwise.  **REMARKS:**  If these proposed changes are approved, our unit will issue these in a standard special provision. | |
|  | **Spec Committee Members:** | **✓** |
|  | Co-Chairman: Neil Lacey | ✓ |
|  | Region 1: Telecia McCline | **✓** |
|  | Region 1: Jason Lucerna | **✓** |
|  | Region 2: Jennifer Billings | **✓** |
|  | Region 3: Jarrett Spegele | **✓** |
|  | Region 4: Chris Boespflug | **✓** |
|  | Region 5: David Valentinelli | **✓** |
|  | Project Development: Neil Lacey | **✓** |
|  | Standards and Specifications: Shawn Yu | **✓** |
|  | Area Engineers: Straub, Zamora, & Ryburn | **✓** |
|  | Bridge: Hoang Bui | **✓** |
|  | Contracts & Market Analysis: Markos Atamo | **✓** |
|  | Materials: Mike Stanford | **✓** |
|  | Materials: Craig Wieden | **✓** |
|  | Traffic Engineering: Manjari Bhat | **✓** | 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: Tyler Weldon | **✓** |
|  | FHWA: Kelly Galardi | **✓** |
|  | Attorney General: Leo Milan | **✓** |
|  | **Others:** |  |
|  | Colorado Contractors Assoc.: Jim Moody | **✓** |
|  | **Technical Committees:** |  |
|  | Bridge |  |
|  | PDAC | **✓** |
|  | Drainage Advisory Committee (DAC) |  |
|  | Water Quality Advisory Committee (WQAC) |  |

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| **COLORADO DEPARTMENT OF TRANSPORTATION**  **SUBMITTAL OF NEW SPECIFICATION OR SPECIFICATION CHANGE** | | | Log No. (Assigned by Standards and Specifications Unit)  108-3 | |
| TO: Standards & Specifications Unit Project Development Branch | | FROM:  Project Support Branch  (Region, Branch or Technical Committee) | | |
| SPECIFICATION SECTION NO.  108.09 | ITEM  Failure to Complete Work on Time | | | Priority  Routine Fast x |
| Reason for this new or changed specification:  Revises the schedule of liquidated damages in subsection 108.09.  Liquidated damages are re-calculated and adjusted accordingly every two years. The revised amounts shown have been reviewed and approved by FHWA. | | | | |
| New or Revised Specification:  See attached. | | | | |
| NOTE: See Procedural Directive 513.1 for a description of appropriate specification development procedures. | | | | |

XXXXXX XX, 2019

# REVISION OF SECTION 108

FAILURE TO COMPLETE WORK ON TIME

**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 CDOT’s Standards and Specifications Unit. 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 on all projects.

Section 108 of the Standard Specifications is hereby revised for this project as follows:

In subsection 108.09 delete the schedule of liquidated damages and replace with the following:

|  |  |  |
| --- | --- | --- |
| **Original Contract Amount ($)** | | **Liquidated Damages per Calendar Day ($)** |
| **From More Than** | **To And Including** |
| 0 | 500,000 | 800 |
| 500,000 | 1,000,000 | 1,600 |
| 1,000,000 | 2,000,000 | 2,200 |
| 2,000,000 | 5,000,000 | 3,200 |
| 5,000,000 | 15,000,000 | 5,400 |
| 15,000,000 | ----- | 9,800 |