

BRENT SPENCE
BRIDGE CORRIDOR



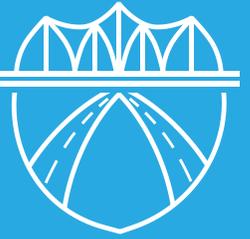
Brent Spence Bridge Corridor Information Session

December 7, 2022



INVESTING IN LOCAL COMMUNITIES. GROWING AMERICA'S ECONOMY.
brentspencebridgecorridor.com





PROJECT OVERVIEW

Tom Arnold, P.E.

PROJECT GOALS

- Improve traffic flow and level of service
- Improve safety
- Correct geometric deficiencies
- Maintain connections to key regional and national transportation corridors

TOTAL PROJECT OVERVIEW

Revised Text shown in red

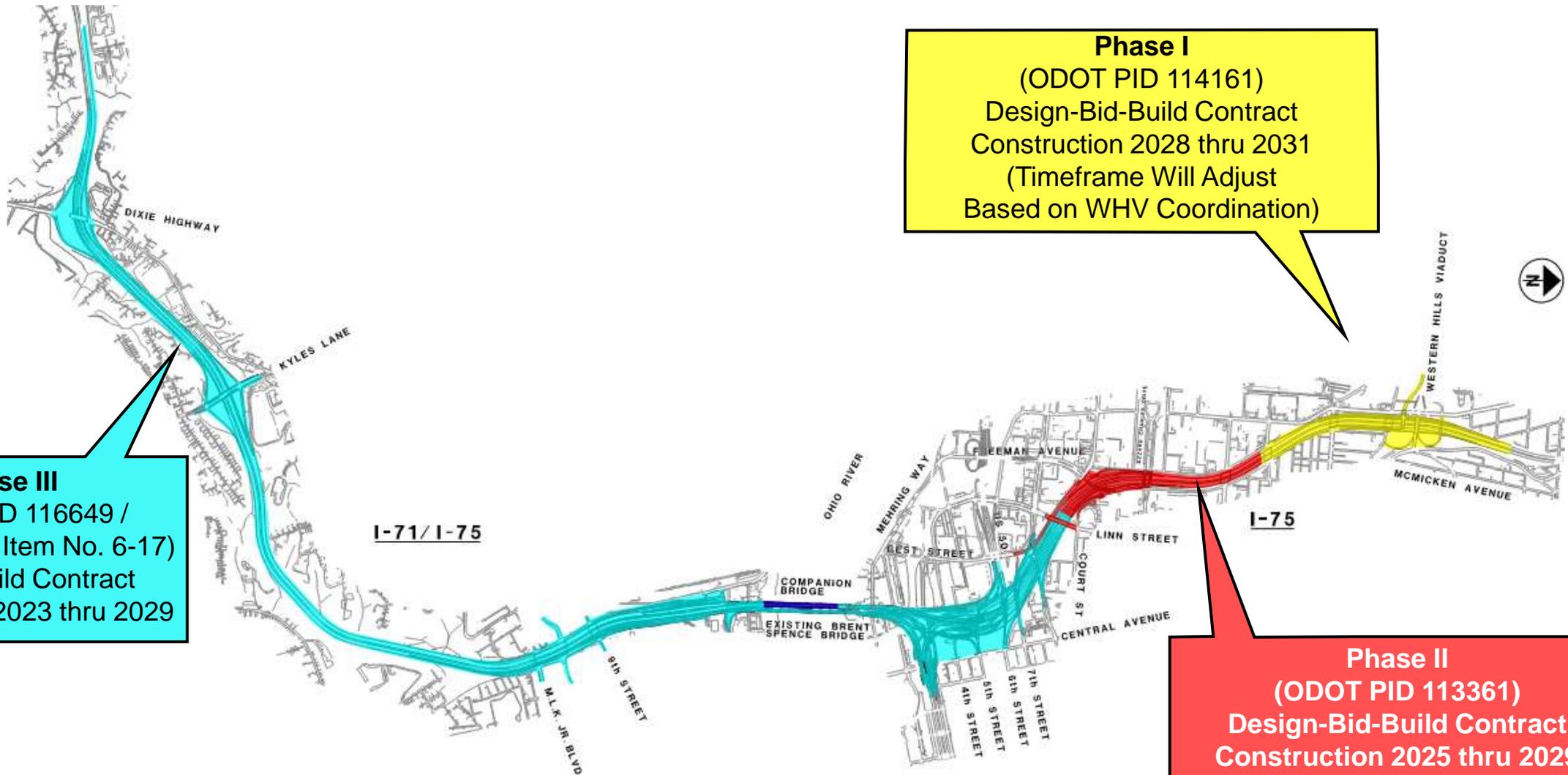
- Eight-mile corridor from Western Hills Viaduct interchange in OH to Dixie Highway in KY
- 5 miles of I-71/75 in KY
- **3** mile of I-75 in OH
- New companion Bridge west of the existing Brent Spence Bridge
- Updates to existing BSB
- Interstate reconstruction, widening and reconfiguring interchanges
- Estimated Total Project Amount is \$3.6B (for all three segments – Dixie Highway to WHV)
- **Substantial Completion January 2029**



PROJECT HISTORY



PROJECT DESIGN/PHASING



Phase I
(ODOT PID 114161)
Design-Bid-Build Contract
Construction 2028 thru 2031
(Timeframe Will Adjust
Based on WHV Coordination)

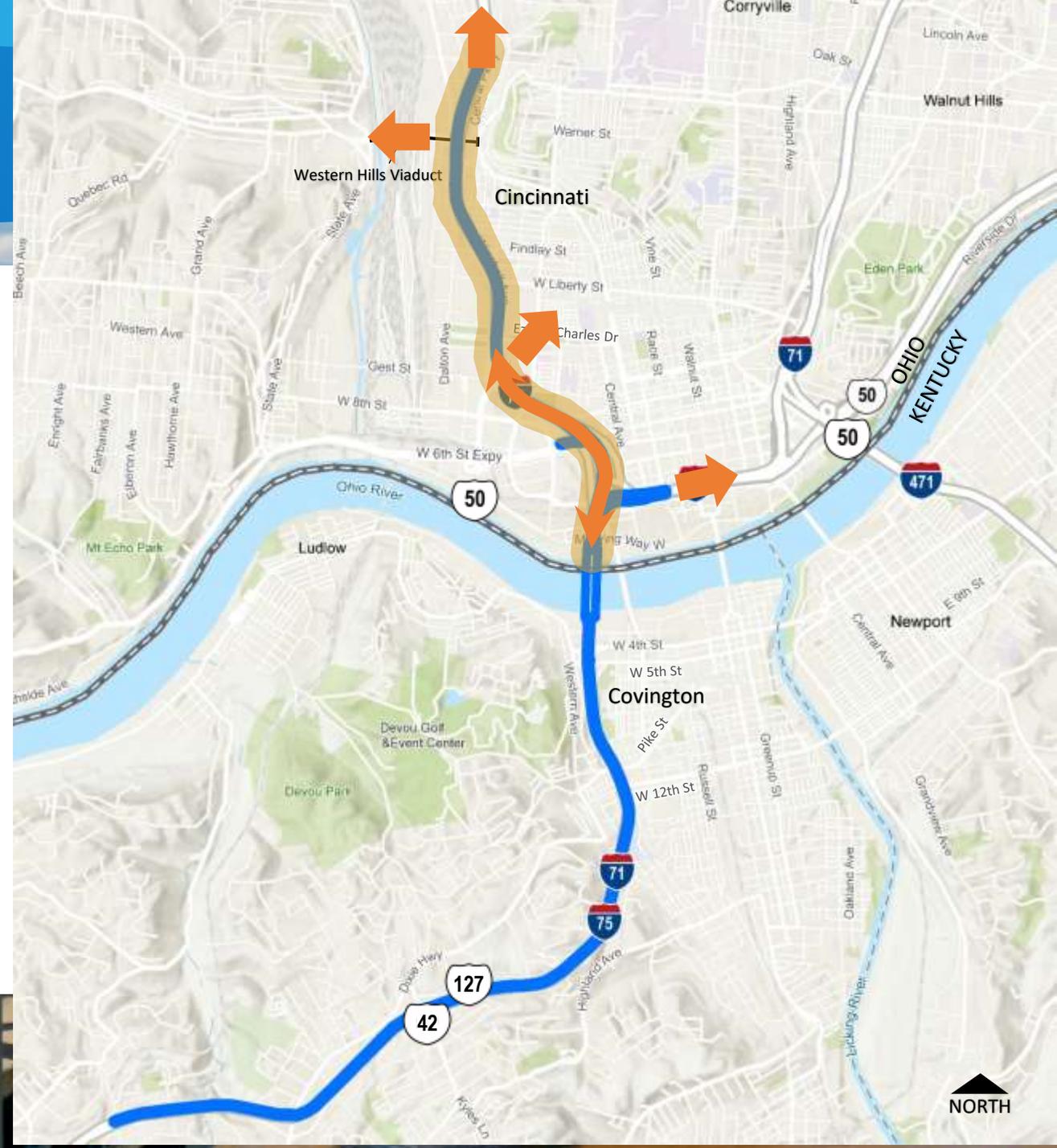
Phase III
(ODOT PID 116649 /
KYTC Project Item No. 6-17)
Design-Build Contract
Construction 2023 thru 2029

Phase II
(ODOT PID 113361)
Design-Bid-Build Contract
Construction 2025 thru 2029

Project Description

Ohio

- Widen I-75
- Rebuild all overpass bridges and interchanges
- Build a collector-distributor system
- Tie into Mill Creek Expressway-Hopple Street Interchange project
- Tie into the Western Hills Viaduct project
- Add a northbound exit to Ezzard Charles Drive
- Connect to I-71 and US-50E



Project Description

Brent Spence Bridge

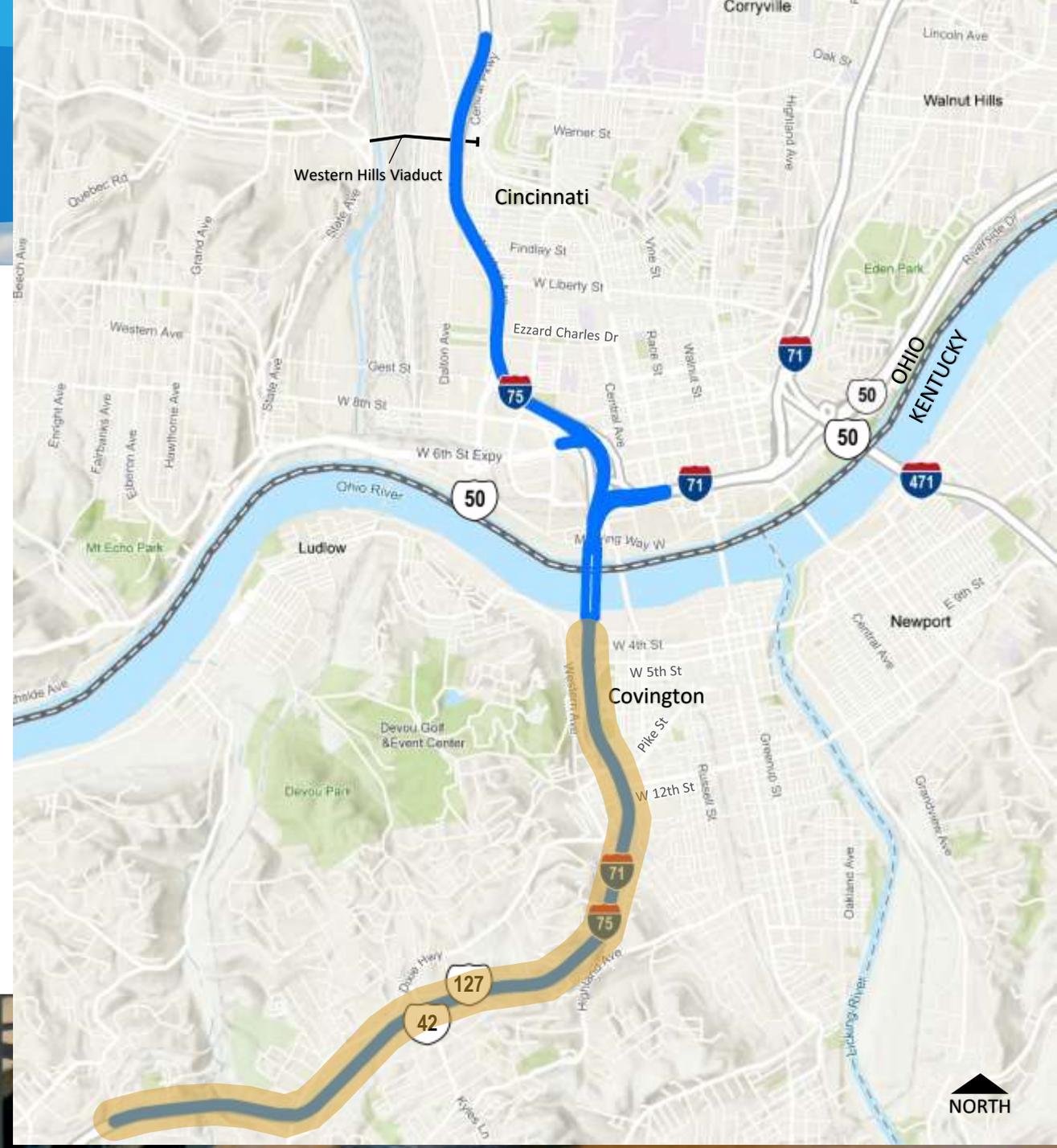
- New double-decker companion bridge
 - 5 lanes each deck
 - Carry through (interstate) traffic
- Rehabilitate and reconfigure existing bridge
 - Three lanes each deck
 - Increased inside/outside shoulders
 - Carry local traffic



Project Description

Kentucky

- Widen I-71/I-75
- Rebuild all overpass bridges and interchanges
- Extend frontage roads in Covington
- Construct collector-distributor systems in Covington and Ft. Mitchell/Ft. Wright



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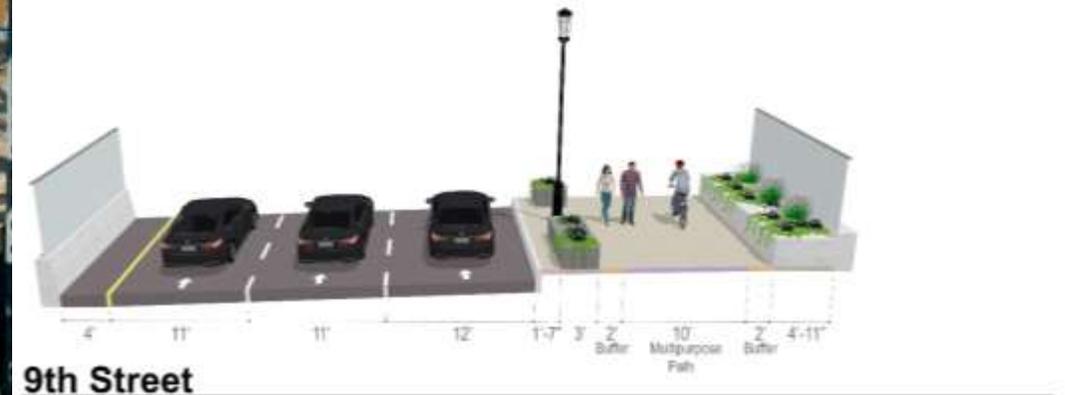


**Brent Spence Bridge Corridor
(Looking Northeast from Kentucky)**



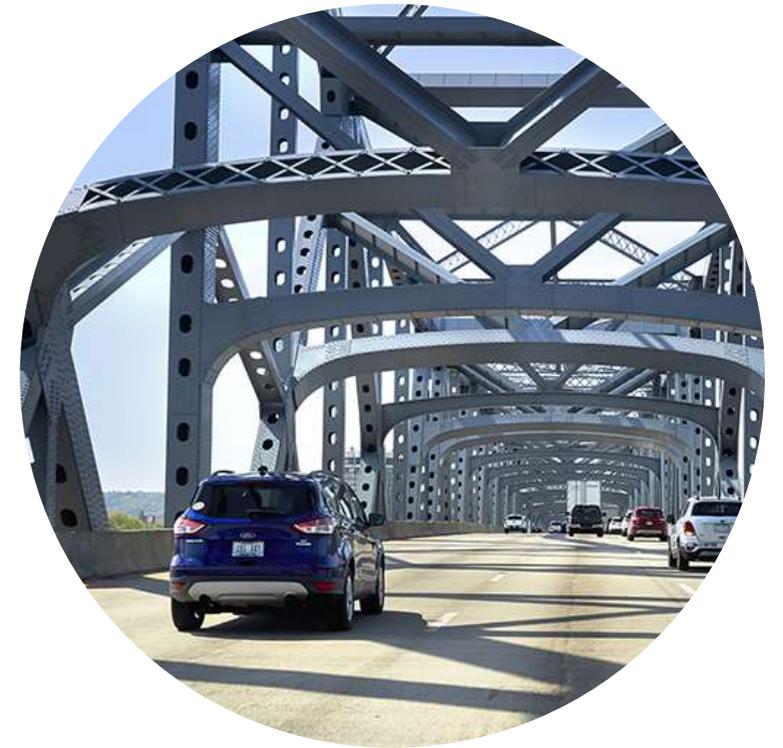
Ohio Pedestrians and Bicycles Connectivity

- Connections across I-75
 - Sidewalks
 - Shared use paths
 - Bike lanes
- New shared use path along Winchell Avenue
- Improved connections to local destinations

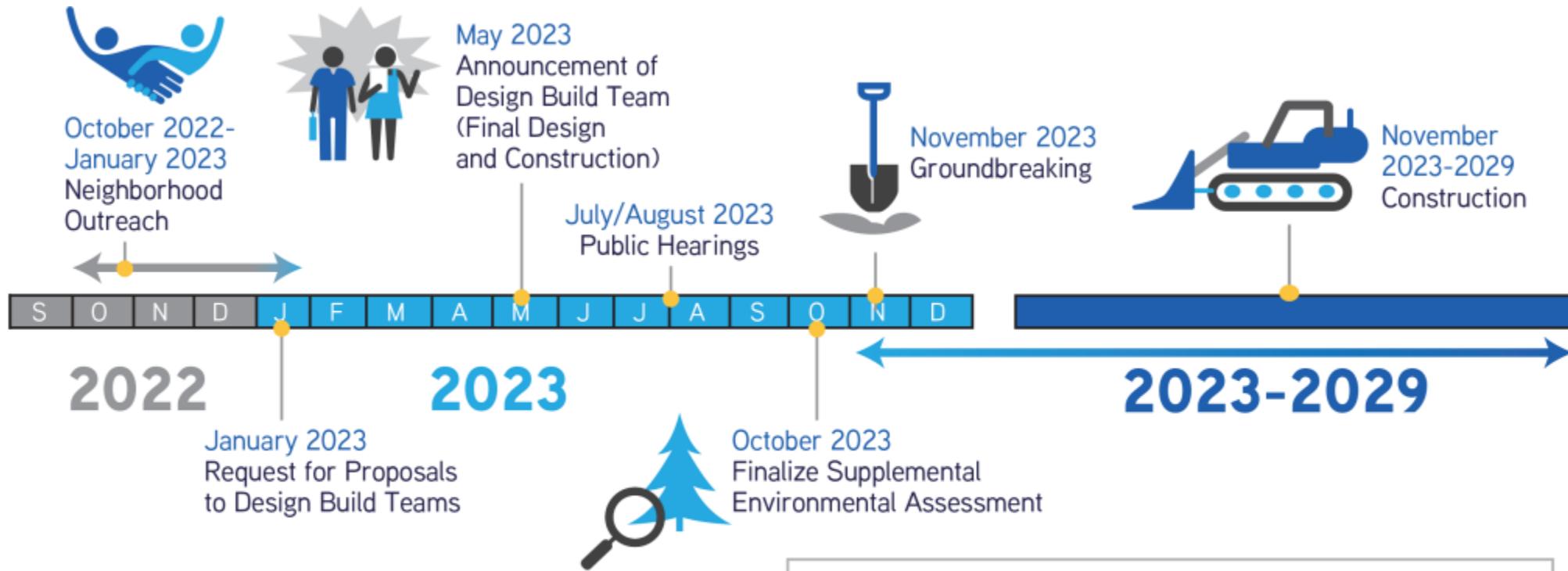


CURRENT PROJECT STATUS

- Design and Project Cost
- Traffic
- Funding/Financing
- Grant Applications
- Supplemental Environmental Assessment
- Outreach
- Pre-Procurement



UPCOMING TASKS / TIMELINE



Right of way acquisition for this project began in June 2014 for ODOT and in May 2022 for KYTC and is expected to be complete by early 2024.
 Updated on October 3, 2022



FEDERAL REQUEST: \$1.66 BILLION

- **Multimodal Project Discretionary (MEGA)
Grant Program**

Submitted May 2022

- **Bridge Investment Program**

Submitted August 2022

- More than 200 letters of support included with applications

PROJECT READINESS

- Ohio & Kentucky are working together to deliver a shovel-ready project
 - Both states have pledged dollars needed to meet local match requirements
 - Memorandum of Understanding signed by both governors; Interstate Cooperative Agreement will be signed soon
 - Federal Highway Administration's 2012 decision of a Finding of No Significant Impact statement has been value engineered to significantly reduce impacts
 - Local communities are actively collaborating with the project team
 - The procurement method has been determined and the project team is poised to bid the project, pending completion of the funding equation



OUT IN THE COMMUNITY

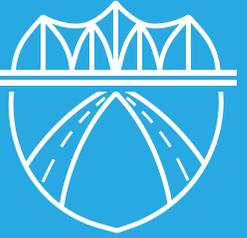
- Public Engagement
 - Neighborhood Outreach
 - Public Hearing

- Advisory Committees
 - Project Advisory Committee
 - Aesthetic Committee
 - Diversity and Inclusion Outreach Committee

NEXT STEPS

- Follow project progress:
BrentSpenceBridgeCorridor.com
and sign up for newsletter.
- Register with ODOT and KYTC to
get procurement updates.
- Spread the word!





PROGRESSIVE DESIGN BUILD OVERVIEW

Stefan Spinoso, P.E.

PROGRESSIVE DESIGN BUILD (PDB)

- To offset construction market uncertainties, including inflation and supply chain pricing and availability
- PDB will allow ODOT & KYTC and the Design Build Team to price materials closer to when they actually will be used for construction
- Design Build Team will be selected based on qualifications while considering their pricing approach rather than qualifications and just a fixed or lowest bidder price.



Brent Spence Bridge Corridor Project

Progressive Design-Build Procurement

JAN 2023	FEB 2023	MAR 2023	APR 2023	MAY 2023	JUNE 2023	JULY 2023	AUG 2023	SEPT 2023	OCT 2023	NOV 2023	DEC 2023	JAN 2024
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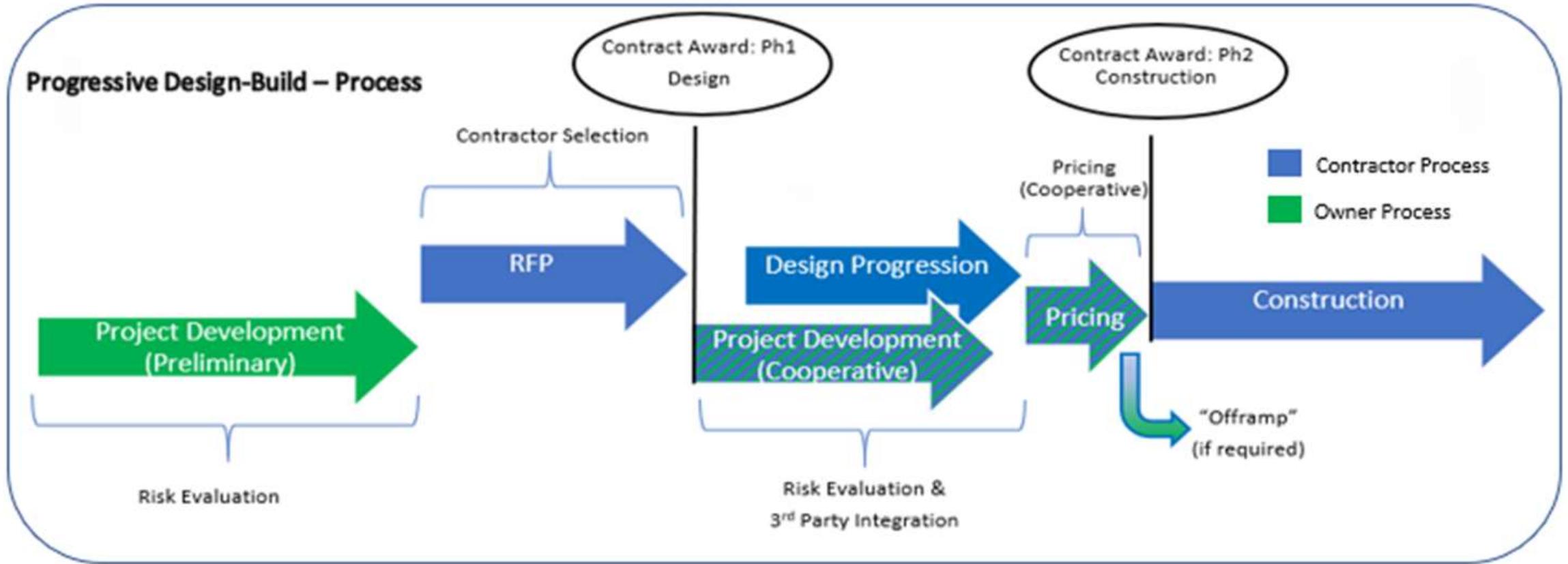
Procurement Assistance / Construction Administration Assistance Authorized August 2022

PDB Schedule

Draft RFP Release	1/6/2023
Final RFP Advertised	2/17/2023
One-on-One meetings	3/2/2023
Proposals Due from Design Build Teams	3/31/2023
Design Build Team Interviews	4/17/2023
Apparent Best Value Announcement	5/1/2023
Design Build Contract Award	5/31/2023



PROGRESSIVE DESIGN BUILD (PDB)



CONTRACT OBJECTIVES

- Deliver the project within budget
- Maximize public investment in the project by minimizing the footprint
- Minimize traffic disruption during construction with minimal detours or diversion of traffic to the local streets
- Provide opportunities for workforce development and DBE utilization
- Provide strong aesthetic value along the project corridor
- Open the new companion bridge to traffic by January 2029

GENERAL WORK TYPES

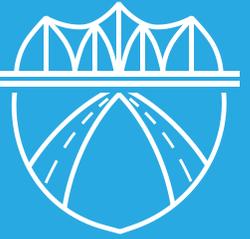
1. Concrete work
2. Electrical work
3. Excavation, drilling wrecking, and demolition
4. Fencing, guardrails, barriers, and signs
5. Highway, street, and bridge construction
6. Landscape services
7. Other construction services – Fill embankment and cement stabilization
8. Painting, striping, and marking – Edge line, lane line
9. Rebar and reinforcing steel
10. Traffic control and safety
11. Water, sewer, and utility lines
12. Goods and services – Performance bond, field office, and mobilization
13. Construction management
14. Environmental services
15. Surveying and mapmaking

ODOT and KYTC Support Contracts

- Procurement Assistance and Construction Administration Assistance
 - HNTB Prime
 - Assisting with PDB procurement
 - Will assist with construction phase administrative tasks
- Independent Cost Estimator
 - ODOT January 2023 Programmatic
 - Estimated Fee: \$6.0 million
- QA Manager / Owner's Representative
 - June 2023 Special Programmatic Selection
 - Estimated Fee: \$13.0 million
 - Will provide design review and support services
- Construction Inspection and Administration
 - ODOT September 2023 Programmatic
 - Estimated Fee: \$79.8 million
 - Includes inspection, engineering services, materials testing and materials lab



BRENT SPENCE
BRIDGE CORRIDOR



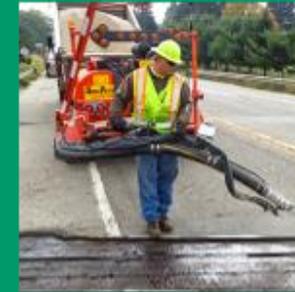
THANK YOU!

BRENTSPENCEBRIDGECORRIDOR.COM



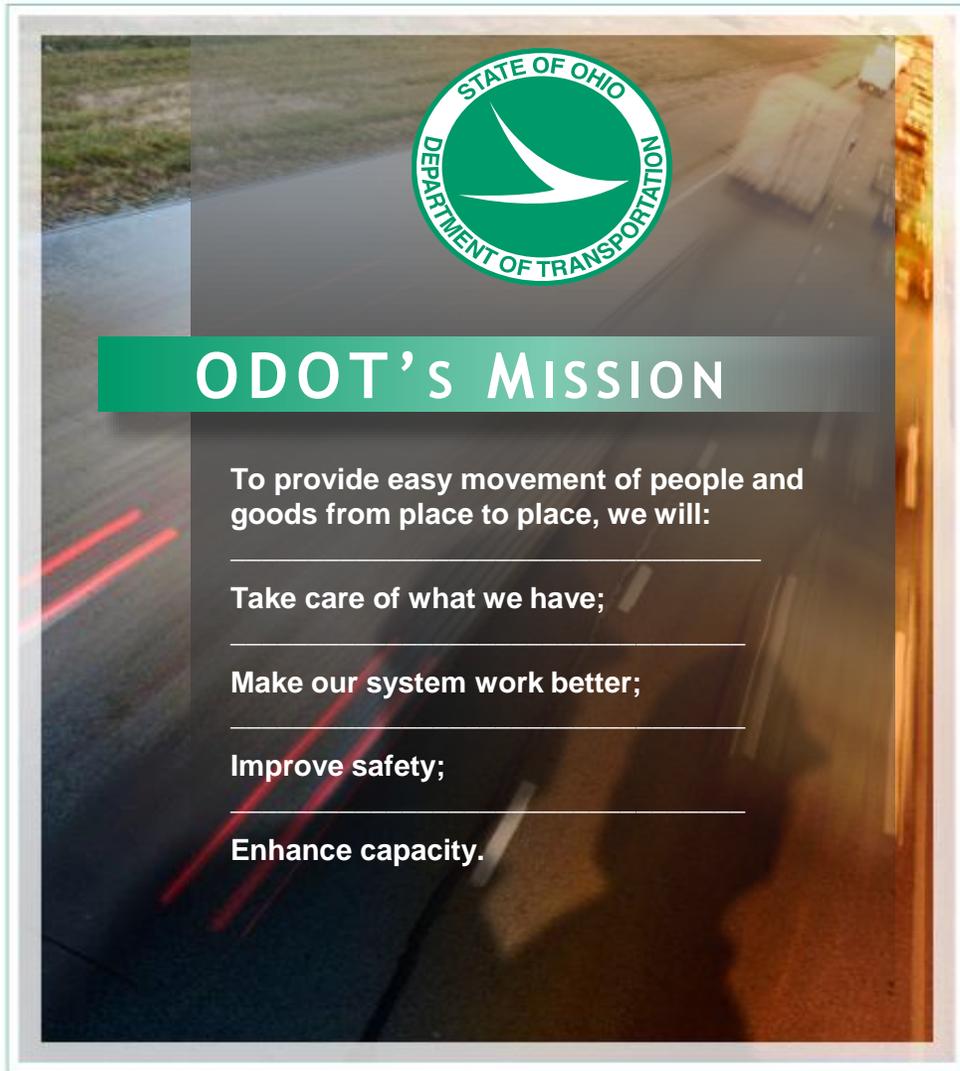
TEAM
KENTUCKY[®]
TRANSPORTATION
CABINET

ODOT - PREQUALIFICATION REQUIREMENTS- CONSTRUCTION & CONSULTANT SERVICES & FINANCIAL MANAGEMENT- BRENT SPENCE BRIDGE CORRIDOR INFORMATION SESSION 12/7/22



OHIO DEPARTMENT OF
TRANSPORTATION

ABOUT ODOT

A graphic with a background image of a road at night with red laser lines. In the top left corner is the ODOT logo, a green circle with a white stylized 'S' and the text 'STATE OF OHIO DEPARTMENT OF TRANSPORTATION'. A green horizontal bar across the middle contains the text 'ODOT'S MISSION'. Below this bar, the text 'To provide easy movement of people and goods from place to place, we will:' is followed by four horizontal lines, each with a corresponding mission statement.

ODOT'S MISSION

To provide easy movement of people and goods from place to place, we will:

- Take care of what we have;
- Make our system work better;
- Improve safety;
- Enhance capacity.

With the mission to provide safe and easy movement of people and goods from place to place, the Ohio Department of Transportation (ODOT) supports the state highway system and promotes transportation initiatives statewide.

As a more than \$3 billion per year enterprise, ODOT invests the bulk of its resources in system preservation through maintenance, construction, and snow and ice operations.

DOING BUSINESS WITH ODOT: CONSTRUCTION PRE- QUALIFICATION

DOING BUSINESS WITH ODOT: CONSTRUCTION

- All Bidders (primes) must be prequalified
- Prime contractors must self perform 50% of project work
- Prime and all subcontractors must be enrolled in Ohio Bureau of Worker's Compensation ("OBWC") Drug-Free Safety Program ("DFSP") or a comparable program approved by the OBWC

ODOT: CONSTRUCTION WORK TYPES

ODOT Work Types

[Work Types: Definitions and Minimum Skills Requirements | Ohio Department of Transportation](#)

Not all 57 work types require prequalification see manual for more info

The screenshot shows a webpage header with 'Know Our PROGRAMS' and 'Doing BUSINESS'. The main content area is titled 'Work Types: Definitions and Minimum Skills Requirements' with a sub-header 'August 04, 2021 ODOT'. Below this is a list of work types with dropdown menus: 1 Clearing and Grubbing, 2 Building Removal, 3 Gas, Oil, Water Well Abandonments, and 4 Roadway Excavation and Embankment Construction. At the bottom, there are buttons for 'PREQUALIFICATION & ...' and 'SHARE'.

Work Type Code	Work Type Description	Work Type Code	Work Type Description
1	Clearing & Grubbing	29	Structure Repairs
2	Building Removal	30	Hydrodemolition
3	Gas, Oil, Water Well Abandonments	31	Structural Steel Repairs
4	Roadway Excavation & Embankment Construction	32	Heat Straightening
5	Major Roadway Excavations	33	Tieback Installation
6	Incidental Grading	34	Earth Retaining Structures
7	Soil Stabilization	35	Drainage (Culverts, Misc.)
8	Temporary Soil Erosion & Sediment Control	36	Guardrail / Attenuators
9	Aggregate Bases	37	Fence
10	Flexible Paving	38	Misc. Concrete
11	Apply Bituminous Treatments	39	Maintenance of Traffic
12	Rigid Paving	40	Waterproofing
13	Pavement Planning, Milling, Scarification	41	Raised Pavement Markers
14	Concrete Texturing	42	Signing
15	Sawing	43	Highway Lighting
16	Flexible Replacement	44	Traffic Signals - Standard
17	Rigid Pavement Replacement	45	Pavement Markings
18	Pavement Rubblizing, Breaking, Pulverizing	46	Landscaping
19	Structure Removal	47	Mowing
20	Level 1 Bridge	48	Trucking
21	Level 2 Bridge	49	Herbicidal Spraying
22	Level 3 Bridge	50	Railroad Track Construction
23	Reinforcing Steel	51	Micro Tunneling
24	Structural Steel Erection	52	Tunneling
25	Stud Welding	53	Piling
26	Structural Steel Painting	54	Post-Tensioning Bridge Members
27	Expansion & Contraction Joints, Joint sealers, Bearing Devices	55	Fiber Optic Cable Installation, Splicing, Termination and Testing – Traffic Signal System
28	Caissons / Drilled Shafts	56	Fiber Optic Cable Installation, Splicing, Termination and Testing – Intelligent Transportation System
		57	Sealing of Concrete Surfaces with Epoxy or Non-Epoxy Sealers

ODOT: CONSTRUCTION PREQUALIFICATION

Contracts Support & Resources



Bidding Construction Projects

Info for interested bidders, including Addenda, Project Bids (EBSX) Files, Plans & Proposals. Access to Planholder Lists, Bid Letting Pamphlet, & Project Status Information.



Sold Project Results

Data and reports on project bidders, bid amounts, DBE commitments & awarded contractors, including Apparent Low Bidder, Award Results, and Bid Tabulations.



Estimating

Serves as ODOT's expert in construction costs; embracing estimating, bid analysis, management and monitoring of project funding, and economic analysis & forecasting.



Prequalification & Certification

Information for Contractors Currently or Wanting to Become Prequalified, Prequalified Contractors List and Work Type Forms. DBE & EDGE Certifications and requirements. Certified Producer, Supplier and Fabricators lists.



Procurement Opportunities

Includes details for current and upcoming vendor invitation to bid (ITB), RFP, RFI for Vendor Contracts, consignment agreement, and cooperative purchasing program.



Civil Rights and Labor (CRL)

Gateway to the tools used to manage contracts, payrolls, base percent goals, on the job trainee goals, and compliance.

ODOT: CONSTRUCTION PREQUALIFICATION

ODOT / Working / Contracts / Prequalification & Certification

Prequalification & Certification

The Contractor Qualification Section prequalifies construction companies to bid on projects let by the Ohio Department of Transportation by determining the bidder's dollar bidding capacity and the work types for which the bidder is qualified.

▲ Prequalified Bidders

A Bidder must be prequalified by the Department according to [ORC Chapter 5525](#) and the rules and regulations governing prequalification in order to submit a Bid. Contractors can apply for prequalification [online by clicking here](#). Prospective Bidders that are not yet prequalified must furnish ODOT a properly completed prequalification application at least 30 days before the date specified for the receipt of Bids. The prequalification certificate is the Bidder's license to Bid and perform construction for the Department.

The Qualification Section reviews all construction contracts to ensure that all of the required information is compiled prior to the contract execution. Additionally, this section reviews all Request to Sublet (C92s) to determine if subcontractors have sufficient dollar qualification and work types to perform the anticipated work.

Contact

[Karen Crago](#), Contractor Qualifications Coordinator,
[614-728-8498](tel:614-728-8498)

ODOT: CONSTRUCTION PREQUALIFICATION



Prequalification & Certification

CONTRACTOR PQ AND CERT.
HOME

FORMS & SUPPORT

LISTINGS & RULES

Forms & Support

Guideline, instructions and other forms related to the prequalification process



WT 26 - Structural Steel Painting (Bridge)

Training support and related links for Work Type 26 (Structural Steel Painting); aka Bridge Painting; and related Paint Quality Control Specialist (QCS) certification.



Business & Economic Opportunity

Details and support for DBE, DBE, MBE, EDGE and Universal Certification Programs



C-95 Guidelines & Questions

Procedure For Evaluation Of Contractor Performance



Joint Venture Application Certification

Electronic form for completing and submitting a joint venture application



Pre-Qualification Renewal User Manual

Guidance on renewing for existing prequal companies



Register for Account - ODOT Prequalification

Instructions for registering a new company for the prequal system



Sample Financial Balance Sheet

Audit Example, with empty formatted/calculated worksheet in Excel format

ODOT: CONSTRUCTION PREQUALIFICATION APPLICATION

ODOT / Working / Contracts / Prequalification & Certification / Forms & Support / Register for Account - ODOT Prequalification



Prequalification & Certification

CONTRACTOR PQ AND CERT.
HOME

FORMS & SUPPORT

LISTINGS & RULES

Register for Account - ODOT Prequalification

Register for Account - ODOT Prequalification

Step 1 - Click "Not Registered?" Link



OHIO DEPARTMENT OF
TRANSPORTATION

*Username (email)

*Password

Login

[Forgot your password?](#)
[Not Registered?](#)

REQUIRED BY SECTIONS 5525.01 to 5525.09 OF THE OHIO REVISED CODE
It is unlawful for any applicant for qualification to knowingly make a false statement with respect to the applicant's financial worth. (Any person violating the above statutes is subject to a fine and shall be disqualified from submitting bids on work let by the Department of Transportation for a period of two years following the date of conviction.)

LAUNCH 
Prequalification System Link

Attachment



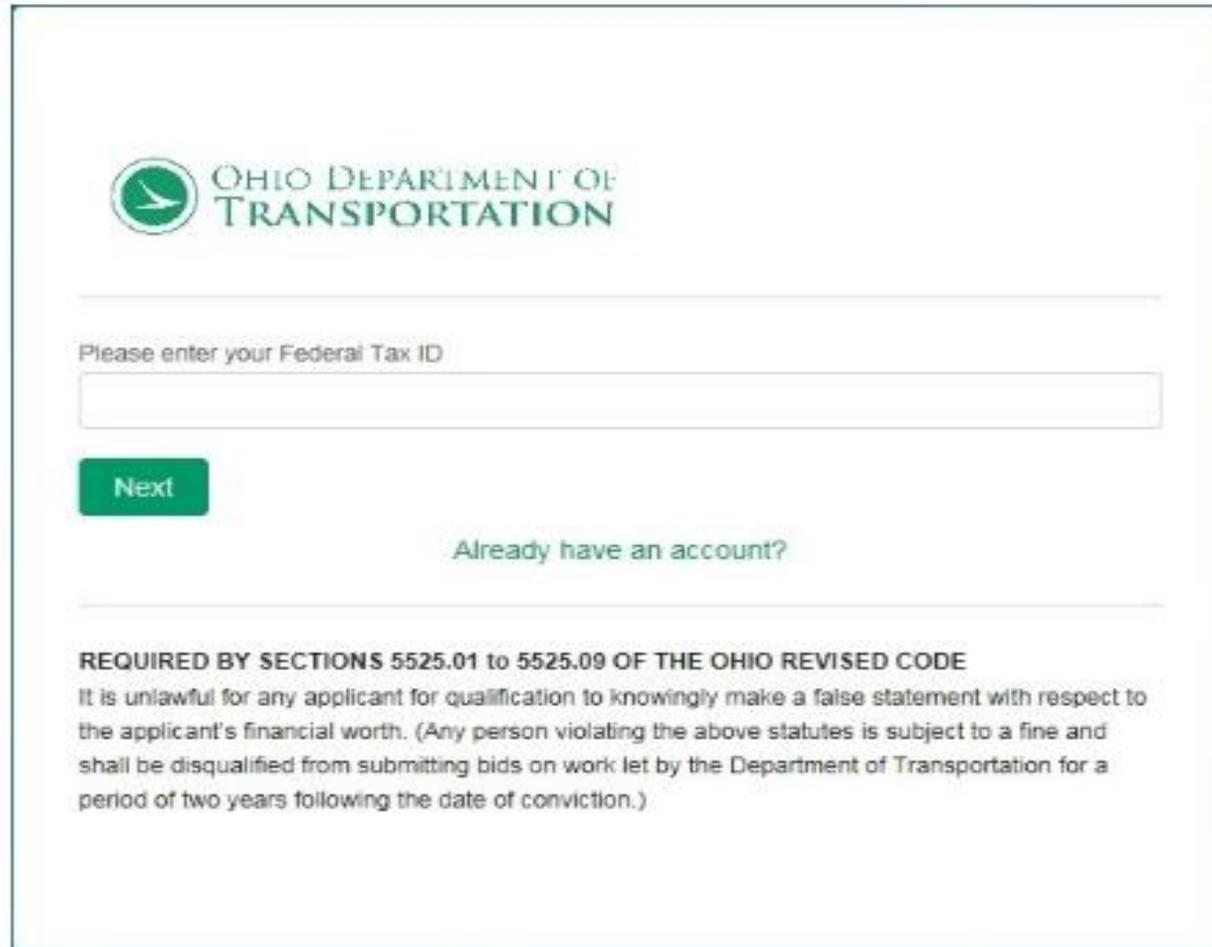
Register for Account - ODOT
Prequalification.pdf | 421 KB

DOWNLOAD

Share this   

ODOT: CONSTRUCTION PREQUALIFICATION APPLICATION

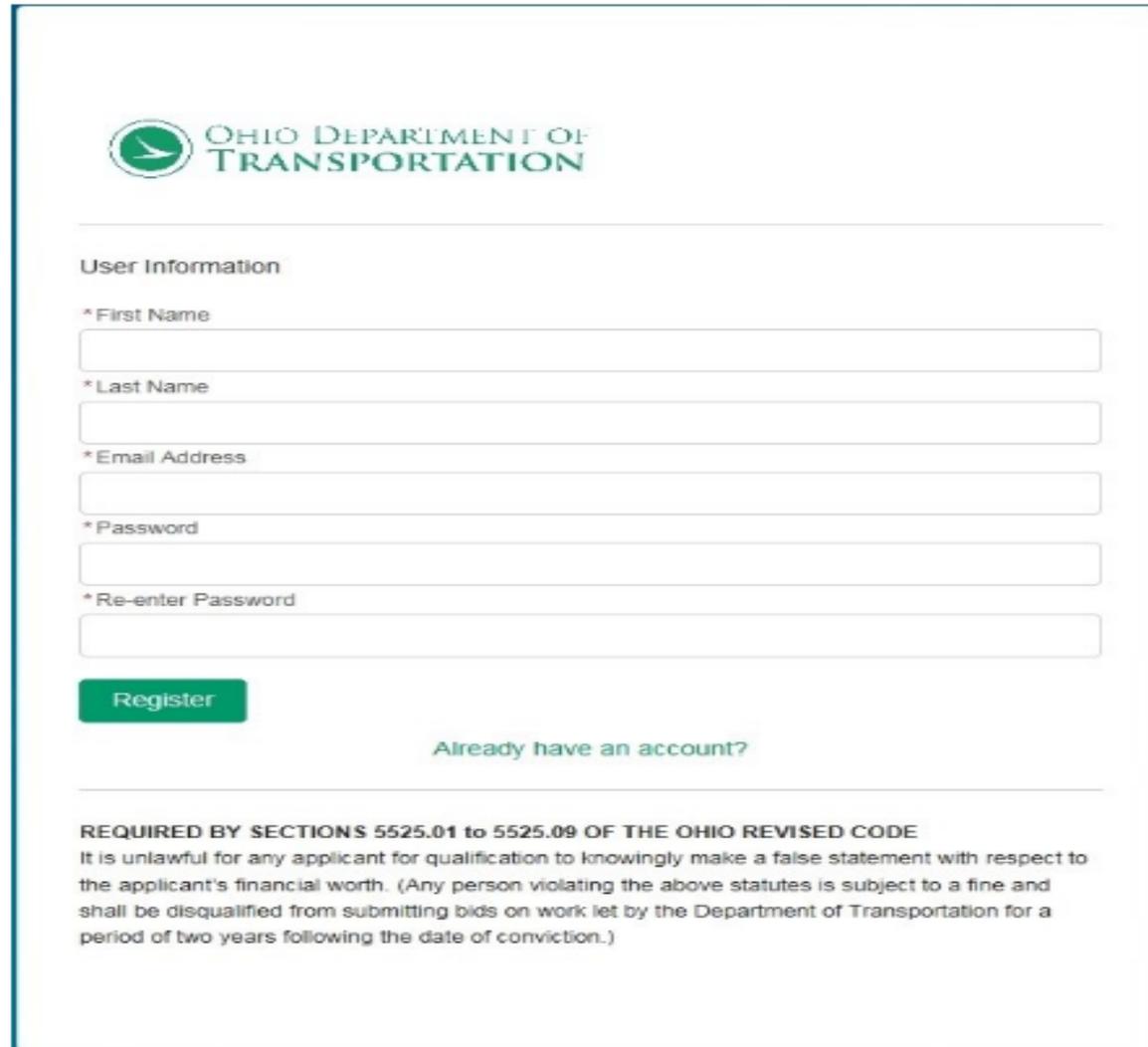
Step 2 - Enter your 9-digit Federal Tax ID and click Next.



The screenshot shows a web form for the Ohio Department of Transportation. At the top left is the ODOT logo, which consists of a green circle with a white stylized 'O' and the text 'OHIO DEPARTMENT OF TRANSPORTATION' to its right. Below the logo is a horizontal line. Underneath the line is the text 'Please enter your Federal Tax ID'. Below this text is a white rectangular input field. Below the input field is a green button with the word 'Next' in white text. Below the button is the text 'Already have an account?'. At the bottom of the form is a horizontal line, followed by the text 'REQUIRED BY SECTIONS 5525.01 to 5525.09 OF THE OHIO REVISED CODE'. Below this is a paragraph of text: 'It is unlawful for any applicant for qualification to knowingly make a false statement with respect to the applicant's financial worth. (Any person violating the above statutes is subject to a fine and shall be disqualified from submitting bids on work let by the Department of Transportation for a period of two years following the date of conviction.)'

ODOT: CONSTRUCTION PREQUALIFICATION APPLICATION

Step 3- Enter Company Information and click Next.

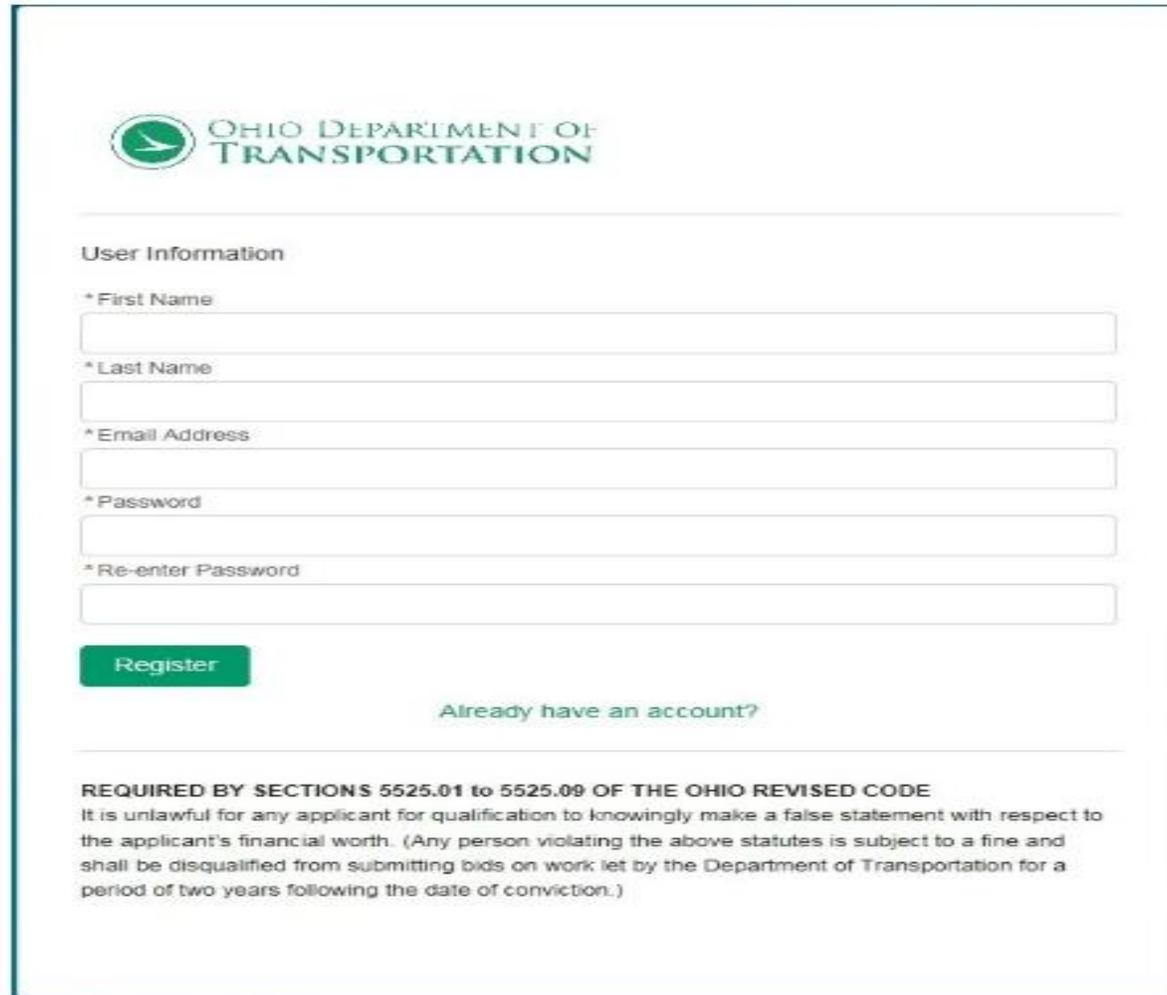


The screenshot shows a registration form for the Ohio Department of Transportation. At the top left is the ODOT logo, which consists of a green circle containing a white stylized bird or wing shape, followed by the text "OHIO DEPARTMENT OF TRANSPORTATION". Below the logo is a horizontal line. The form is titled "User Information" and contains five input fields, each with an asterisk indicating it is required: "* First Name", "* Last Name", "* Email Address", "* Password", and "* Re-enter Password". Each field is represented by a white rectangular box with a thin border. Below the input fields is a green button with the text "Register" in white. Underneath the button is a link that says "Already have an account?". At the bottom of the form, there is a section titled "REQUIRED BY SECTIONS 5525.01 to 5525.09 OF THE OHIO REVISED CODE" followed by a paragraph of text: "It is unlawful for any applicant for qualification to knowingly make a false statement with respect to the applicant's financial worth. (Any person violating the above statutes is subject to a fine and shall be disqualified from submitting bids on work let by the Department of Transportation for a period of two years following the date of conviction.)"

ODOT: CONSTRUCTION PREQUALIFICATION APPLICATION

Step 4- Enter your User Information and click Register.

(Password must be 10 characters long)



The screenshot shows a registration form for the Ohio Department of Transportation. At the top left is the ODOT logo, which consists of a green circle with a white stylized 'O' and the text 'OHIO DEPARTMENT OF TRANSPORTATION' to its right. Below the logo is a horizontal line. Underneath the line is the heading 'User Information'. The form contains five input fields, each with an asterisk indicating it is required: '* First Name', '* Last Name', '* Email Address', '* Password', and '* Re-enter Password'. Each field is a simple rectangular box. Below the 'Re-enter Password' field is a green button with the text 'Register' in white. Below the button is a link that says 'Already have an account?'. At the bottom of the form, there is a section titled 'REQUIRED BY SECTIONS 5525.01 to 5525.09 OF THE OHIO REVISED CODE' followed by a paragraph of text: 'It is unlawful for any applicant for qualification to knowingly make a false statement with respect to the applicant's financial worth. (Any person violating the above statutes is subject to a fine and shall be disqualified from submitting bids on work let by the Department of Transportation for a period of two years following the date of conviction.)'

ODOT: OTHER CONSTRUCTION PREQUALIFICATION INFO

ODOT / Working / Contracts / Prequalification & Certification / Listings & Rules



Listings & Rules

Access the Prequalified Contractors Listing, Administrative Rules and Certified Bridge Painters

Prequalification & Certification

CONTRACTOR PQ AND CERT. HOME

FORMS & SUPPORT

LISTINGS & RULES

WT 26 Class Certification List
(Completed WT 26 course per C&MS 514). (née Certified Bridge Painters)

Operator Name	Vehicle	Company	Expires	Valid To
11 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
12 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
13 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
14 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
15 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
16 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
17 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
18 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
19 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid
20 J. Smith, Michael	Excavator	WYOMING	2/20/2021	Valid

Ohio Law: Rules on Bidding & Contracting
Details and an OAC law link regarding code changes to financial statement and financial audit requirements for ODOT's construction contract

Prequalified Contractor Listing
Note: intended for informational purpose only. Contact Contracts at 614-466-3778 to clarify any contractor's prequalification status.

Work Types: Definitions and Minimum Skills Requirements
Access to a complete list of Prequalification Work Types and associated requirements

- 1 Clearing and Grubbing
- 2 Building Removal
- 3 Gas, Oil, Water Well Abandonments
- 4 Roadway Excavation and Embankment

ODOT: PREQUALIFICATION - WHO DOES IT APPLY TO?

- All Prime Contractors must be pre-qualified by ODOT
- Subcontractors can do up to \$1 million of sub work in a year on ODOT projects without being prequalified. It is important for subcontractors to monitor their prequalification limits closely. If it is anticipated that you will do more than \$1 million of sub work on ODOT projects per year, then pre-qualification will be required.

ODOT: PREQUALIFICATION REQUIRED DOCUMENTATION

Resume of Key Construction Personnel

W-9 Form (with original signature)

Insurance Certificate

Secretary of State Authorization (if out-of-state company)

Financial Review or Financial Audit

- Independent Certified Public Accountant's report
- Additional information may be required for members of consolidated organizations

ODOT: OFFICE OF CONTRACTS

[Contracts | Ohio Department of Transportation](#)

ODOT / [Working](#) / [Contracts](#)

Contracts

Information about contracts, bidding documents, plans and proposals, invitations to bid on purchasing contracts as well as prequalification information. And access to the staff, publications and procedures that pull all this information together to serve the consultant/contractor community and protect the interests of Ohio's citizens.

Contact

Nate Fling, Administrator | [Office of Contracts Contact List](#)

ODOT: OFFICE OF CONTRACTS - CONTACTS

Nate Fling	Administrator	Contracts & Estimating	614-466-2140
Joseph Anthony	Construction Cost Manager	Construction Cost Estimating & Analytics	614-387-0745
Ron Bauer	Construction Cost Estimator	Construction Cost Estimating & Analytics	614-644-6784
Rebecca Moser	Construction Cost Estimator	Construction Cost Estimating & Analytics	614-466-7681
David Kauffman	Construction Cost Estimator	Construction Cost Estimating & Analytics	614-466-4051
Jordan Bergman	Construction Cost Estimator	Construction Cost Estimating & Analytics	614-387-4171
Phillip Lockhart	Construction Cost Estimator	Construction Cost Estimating & Analytics	614-351-2886
Timothy Pritchard	Analyst	Business Intelligence	614-644-0128
Justin Hickey	Analyst	Business Intelligence	614-466-2255
George Rysavy	Analyst	Business Intelligence	614-752-9978
Scott Newhouse	Funding Manager	Project Funding	614-387-2317
Helene Ware	Senior Funding Analyst	Project Funding	614-466-2346
Katie Beth Jackson	Project Coordinator/Funding Analyst	Project Funding	614-387-4245

ODOT: OFFICE OF CONTRACTS - CONTACTS

Karen Crago	Contractor Qualifications Coordinator	Prequalification & Construction Contracts	614-728-8498
Dan Stacy	Construction Letting Manager	Contracts Letting Services	614-466-8691
Norketta Carter	Construction Contract Sales	Contracts Letting Services	614-644-7880
Deancia Bryant	Construction Contract Sales	Contracts Letting Services	614-728-9610
Teresa Adams	Sourcing Analyst	Contracts Letting Services	614-728-9608
Tina Collins	Computer Support	Contracts Letting Services	614-466-2314
Donita Weatherspoon	Construction Contract Sales	Contracts Letting Services	614-466-3496
Todd VanKirk	Sourcing Planner	Purchasing Services	614-466-3209
Nick Krafft	Sourcing Planner	Purchasing Services	614-275-1333

DOING BUSINESS WITH ODOT: CONSULTANT SERVICES PRE-QUALIFICATION

CONSULTANT SERVICES OPPORTUNITIES

FUTURE
PROGRAMMATIC
01/10/22

- Programmatics (requests for Letters of Interest [LOI]) are issued 3 times per year: January, May, September

FUTURE
PROGRAMMATIC
05/09/22

- Programmatics may include:
 - DBE or EDGE Participation Goals
 - DBE or EDGE Development Goals

FUTURE
PROGRAMMATIC
BEYOND 05/09/22

- SBE Set-Aside
- Sub-consultant will need appropriate Consultant Prequalification

CONSULTANT SERVICES OPPORTUNITIES

Future Programmatic Date 05/09/2022
Sorted By District (Subject to Departmental Changes)

Future Prog Prompt By Date
Run Date 12/9/2021

Dist	Prgmtc Date	PID	Construction Cost	Project Name (ie CRS)	Project Description	Consultant Work Description	Sale Date	Award Date
1	05/09/22	102375	\$16,534,153	HAN IR75/CR99 Interchange Rehab.	Reconstruct CR99 interchange with IR75 to accommodate existing and future traffic. Project will also include upgrading intersections along the CR99 corridor between Technology Drive and Main St. The project also includes replacing and upsizing a storm sewer outlet that runs east along CR 99/CR 212 to its outlet.	Includes appraisal review services, development of appraisal problem analyses (APA's) as needed and project management. Anticipate approximately 22 parcels across the following land uses: commercial and agricultural. ftp://ftp.dot.state.oh.us/pub/Districts/D01/IR75_CR99/		01/01/24
			\$16,534,153	HAN IR75/CR99 Interchange Rehab.	Reconstruct CR99 interchange with IR75 to accommodate existing and future traffic. Project will also include upgrading intersections along the CR99 corridor between Technology Drive and Main St. The project also includes replacing and upsizing a storm sewer outlet that runs east along CR 99/CR 212 to its outlet.	Acquisition services: title reports, appraisals, negotiations, closings, project management, RE-95's and RE-56's as needed and possible relocation. Anticipate approximately 22 parcels across the following land uses: commercial and agricultural. ftp://ftp.dot.state.oh.us/pub/Districts/D01/IR75_CR99/		01/01/24
District Subtotal:						2		
3	05/09/22	109227	\$5,626,000	MED US 0042 19.58	Pavement Replacement - Major 2 Funded ProjectMED US 42 19.58 (0.25 miles north of Fenn Rd) to 23.017 (14 ft north of Sleepy Hollow Rd.)	Survey	07/01/24	07/01/24

CONSULTANT SERVICES COMMON NAICS CODES

Commonly used on ODOT projects:

541320 Landscape Architectural Services*

541330 Engineering Services*

541620 Environmental Consulting Services

541990 All Other Professional, Scientific, and Technical Services*

*NAICS code has descriptors

CONSULTANT SERVICES HOME PAGE

[Consultant Services | Ohio Department of Transportation](#)

Consultant Services

Consultant Services' mission is to assist districts and other offices in contracting for the services of consultants needed to support the mission of the Ohio Department of Transportation. We develop agreements which efficiently and effectively provide professional services. In establishing these agreements, we assist our customers in selecting qualified consultants and conduct equitable negotiations to provide approved, legal agreements.

Our redesigned site is focused around the cycle of interactions consultants need for working with us and our local partners, from becoming prequalified and familiar with our office's processes to being aware of and able to participate in our current and future programmatic listings & other consulting opportunities; to accessing support material for managing projects and invoicing; and able to navigate through detailed selection information and other consultant reporting functions.

Contact

Mailing Address: ODOT Office of Consultant Services
1980 W. Broad St. Mailstop: 4100, 1st Floor
Columbus, Ohio 43223

[Susan Stehle, P.E., Administrator](#) [614-387-2310](tel:614-387-2310)

[See All Contacts](#)

Quick Links

 [Register as a Professional Services Vendor](#)

 [Prequalification Information](#)

 [DBE/EDGE/SBE Information](#)

 [Manuals & Contract Documents](#)

 [Consultant Services Email Signup](#)

 [How to Access ODOT's FTP Site](#)

Announcements

Read the latest notices and news from Consultant Services here. Would you rather see these announcements as a running PDF? View [the PDF version](#).

 **11-07-22 Posting Date**

POSTING DATE: November 04, 2022 at 11:33 AM

One item: *Tentative DBE and EDGE Goals, and SBE Set-Aside Programmatic Consultant Selection Group No. 01-17-23*

Project Notifications & Future Programmatic

 [View All ODOT Project Notifications](#)

A listing of current notifications for consulting opportunities on ODOT projects.

 [View All Local Project Notifications](#)

A listing of current notifications for consulting opportunities on local projects.

CONSULTANT SERVICES- PREQUALIFICATION

[Consultant Services | Ohio Department of Transportation](#)



Consultant Services

[HOME](#)

[ANNOUNCEMENTS](#)

Prequalification Information

Consultants must obtain prequalification status from ODOT to be eligible to do work on ODOT projects. This requires Consultants to demonstrate their technical proficiency in performing Professional Services; additionally, the firms must comply with all Federal and State laws, regulations, and guidance regarding the receipt and use of public funds (i.e., financial and regulatory compliance).

The consultant prequalification process is described in the Consultant Prequalification Requirements & Procedures manual below.

 [Sign up for Notifications](#)

 [Access all Manuals & Consultant Documents](#)

CONSULTANT SERVICES- PREQUALIFICATION

[Consultant Services | Ohio Department of Transportation](#)

PROJECT NOTIFICATIONS

FUTURE PROGRAMMATICS

PREQUALIFICATION INFORMATION

SUBMIT ELECTRONIC LETTER OF INTEREST (LOI)

PROPOSAL & FEE INFORMATION

CONSULTANT SELECTION INFO & REPORTS

LOCAL PUBLIC AGENCY (LPA) PROCEDURES

DBE/EDGE/SBE INFORMATION

MANUALS & CONTRACT DOCUMENTS

View All Prequalification Resources



Consultant Prequalification

Explains the ODOT Consultant Prequalification process including all aspects for the procurement, management, and administration of contracts for professional services



Training Resources for Consultant

Listing of specific consultant prequalification category training and certification opportunities



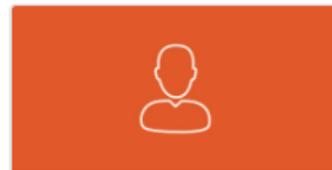
Auditing A/E Consultants

See requirements and download forms and templates for annual cost submissions by architectural and engineering (A/E) consultants.



Firm Prequalification List

ODOT PreQ Firm List



Individual Prequalification List

ODOT PreQ Individual List



PreQ User Manual

PreQ User Guide for Consultants

Firm/Company/Individual User Manual for the ODOT Prequalification System

CONSULTANT SERVICES- PREQUALIFICATION

Consultant Prequalification Requirements & Procedures

Explains the ODOT Consultant Prequalification process including all aspects for the procurement, management, and administration of contracts for professional services

[Consultant Services | Ohio Department of Transportation](#)

2022 Edition

This document has been prepared to explain the Ohio Department of Transportation (ODOT) Consultant Prequalification Requirements and Procedures.

Section 5526 of the Ohio Revised Code empowers the Director of Transportation to enter into contracts for professional services, with the consent of the Controlling Board. The Director may enter into contracts for professional services with any qualified person, firm, partnership or association.

Prequalification of consulting engineering and environmental firms, right of way acquisition individuals and construction inspection individuals is one element of the Department's qualifications-based selection process. The Department will list the minimum level of required prequalification with project notifications for projects that include services for which the Department prequalifies consultants. Only consultants that are prequalified are eligible to be selected.

For projects that do not include such services, prequalification will not be required.

CONSULTANT SERVICES- PREQUALIFICATION MANUAL

PART I - GENERAL PREQUALIFICATION INFORMATION

PART II - PREQUALIFICATION DEFINITIONS, REQUIREMENTS AND SUBMITTAL REQUIREMENTS

PART III - FINANCIAL AND COST ACCOUNTING SYSTEM REQUIREMENTS

APPENDIX A - PREQUALIFICATION REQUEST FORMS

selected. For projects that do not include such services, prequalification will not be required.

Table of Contents

PREFACE	PART I	PART II	PART III
Preface General overview for Program Management and Oversight; Governing Documents; Governance Structure; and Authority of the Department's Consultant	Part I – General Prequalification Overview of the Prequal Frequency, Consultant Requirements, Categories, Employment Requirements, Addresses, DBE, EDGE and SBE Status, Certifications,	Part II – Prequalification Access to General Categories of: Roadway Design; Right of Way Plan Development; Bridge Design; Bridge Inspection; Geotechnical Engineering; Traffic Signal Design;	Part III – Financial and Cost Accounting System Annual Submission of Financial Package; Financial & Cost Accounting System Evaluation & Maintaining Full Prequalification Status; Audits
APPENDIX A			
Appendix A – Prequalification Request Within the PreQ system, various certificates, forms and documents are identified as requirements to validate successful completion of the prequalification categories.			

CONSULTANT SERVICES- PREQUALIFICATION CATEGORIES

1.03 – PREQUALIFICATION CATEGORIES

A. The Department prequalifies consulting firms in the following categories:

Bicycle Facilities and Enhancement Design Roadway:

- Non-Complex Roadway Design
- Complex Roadway Design

Interchange Operations / Modification / Justification Study (IOS/IMS/IJS)

Safety Study

Right of Way Plan Development:

- Limited
- Complex

CONSULTANT SERVICES- PREQUALIFICATION CATEGORIES CONT'D.

Subsurface Utility Location Services

Bridge Design:

- Level 1 Bridge Design
- Level 2 Bridge Design

Bridge Inspection:

- Level 1 Bridge Inspection
- Level 2 Bridge Inspection
- Underwater Dive Bridge Inspection

Soils/Geotechnical Services:

- Geotechnical Engineering Services
- Geotechnical Testing Laboratory
- Geotechnical Field Exploration Services
- Geotechnical Drilling Inspection Services

Traffic Signal Design:

- Basic Traffic Signal Design
- Traffic Signal System Design
- ITS Design and Operations

Highway Lighting Design:

- Limited Lighting Design
- Complex Lighting Design

CONSULTANT SERVICES- PREQUALIFICATION CATEGORIES CONT'D.

Environmental Services:

- Environmental Document Preparation - EA/EIS
- Environmental Document Preparation - CE
- Environmental Document Preparation - Section 4(f)
- Ecological Surveys
- Stream and Wetland Mitigation
- Waterway Permits
- Qualitative Air Analyses
- Quantitative Air Quality Analyses
- Noise Analyses and Abatement Design
- Archaeological Investigations
- History/Architectural Investigations
- Regulated Materials Review
- Public Involvement – C1 and C2 Level CE
- Public Involvement – D1 and Higher Level CE
- Public Involvement – EA/EIS

Construction Management Firm

CONSULTANT SERVICES- PREQUALIFICATION CATEGORIES CONT'D.

B. The Department prequalifies individuals in the following categories:

Right of Way Acquisition Services:

- Project Management for Right of Way Acquisition Services
- Title Research
- Value Analysis
- Appraisal
- Appraisal Review
- Negotiation
- Closing
- Relocation
- Relocation Review

Construction Inspection & Administration:

- Project Inspector
- Project Structure Inspector
- Coatings Inspector
- Traffic Signal and Lighting Inspector
- Soils and Aggregate Inspector
- Construction Engineer Level 1/Construction Manager
- Construction Engineer Level 2

CONSULTANT SERVICES- PREQUALIFICATION CATEGORIES CONT'D.

C. Cost Accounting System

- For projects that include engineering and design related services, as defined by 23 CFR 172.3, consultants must be prequalified in the Cost Accounting category. Engineering and design related services means program management, construction management, feasibility studies, preliminary engineering, design engineering, surveying, mapping, or architectural related services with respect to a construction project subject to 23 U.S.C. 112(a).
- For projects that do not meet the definition of engineering and design related services, prequalification in the Cost Accounting category will not be required. Examples of services that do not meet this definition would include right of way acquisition services, traffic counts, financial analysis and statewide planning activities.
- See Part III for detailed information

Note: The definition of each category of work and the requirements for technical prequalification are included in Part II of this Manual. Cost Accounting see Part III

CONSULTANT SERVICES CONTACTS

Please use the contact listing below to identify and contact the member of the Consultant Services staff which may best be able to assist you with your specific questions or issues. Additionally, please refer to the "[Who to Call: Consultant Meet & Greet](#)" listing for additional consultant-related contact details for ODOT's districts and central offices.

Susan Stehle	Administrator	614-387-2310	Consultant Policies and Procedures, SAFe, & IPS Use
Bridget Schleppe	Reports	614-466-4225	CES Reports & Backlog Reports
Dan Krajcovic	Consultant Agreement Analyst	614-466-3742	Districts 3, 4, 5, 9 & Consultant Prequalification
Lindsey Pflum	Consultant Agreement Analyst	614-752-4057	Districts 1, 2, 11, & 12
Lori Brinkman	Consultant Agreement Analyst	614-387-2364	Districts 6, 7, 8, 10 & Local Projects
Jayne Knost	Writer	614-752-6152	Processing Agreements
Cheryl Slone	Process Coordinator	614-466-3117	DBE/EDGE/SBE Information, MyODOT Accounts, & Conflict of Interest Waivers.

OFFICE OF EXTERNAL AUDITS

Update/ Points of Emphasis by Rich Clum

SUBMITTAL PROCESS: ODOT REQUIREMENTS

Financial Prequalification - Annual Submittal (OEA)

- Annually, architectural and engineering (A/E) consultants must submit current cost information for review and approval by ODOT.
- A/E consultants that perform services listed in 23 U.S.C. 112(b)(2)(A) must submit current cost information to ODOT's Office of External Audits for review annually.
- Consultant Overhead Submittal Requirements:
<https://www.transportation.ohio.gov/wps/portal/gov/odot/programs/external-audits/audit-consultant/01-overhead-submittal>

PreQ System (Required use for approved Overhead Rate/Safe Harbor Rate)

- Integrates OEA and Consultant Service review processes (financial and technical).
- Log-in Site: <https://consultantprequalification.dot.state.oh.us/login?returnUrl=%2Fhome>
- User Manual:
<https://www.dot.state.oh.us/Divisions/Engineering/Consultant/ConsultDocs/PreQ%20User%20Guide%20for%20Consultants.pdf>

SAFE-HARBOR PROGRAM (OVERVIEW)

Purpose:

To allow time for small engineering consulting firms, new engineering consulting firms, and engineering consulting firms that may not have previous experience with Federally-funded contracts, to become compliant with Federal and State laws and Part 31 of the Federal Acquisition Regulation.

Safe Harbor Rate:

Safe Harbor allows for a 110-percent indirect cost rate to be applied to direct labor costs incurred on projects. This 110-percent fixed rate is used in lieu of an actual indirect cost rate that would be computed if the Company had a financial management system fully compliant with FAR Part 31.

Safe Harbor Questionnaire:

Companies requesting consideration for Safe Harbor complete a special internal control questionnaire, available upon request from the ODOT Office of External Audits.

Guidelines & Requirements

[A/E Safe Harbor Rate | Ohio Department of Transportation](#)

ODOT PreQ SYSTEM

New PreQ System (Required use for approved Overhead Rate/Safe Harbor Rate)

- Log-in Site: <https://consultantprequalification.dot.state.oh.us/login?returnUrl=%2Fhome>
- User Manual:
<https://www.dot.state.oh.us/Divisions/Engineering/Consultant/ConsultDocs/PreQ%20User%20Guide%20for%20Consultants.pdf>
- Documents submitted electronically.
- Document-management and workflow system.
- Integrates OEA and Consultant Service review processes (financial and technical).

QUESTIONS?

Primary Contact for A/E Questions:

Scot P. Gormley

Administrator

Scot.Gormley@dot.ohio.gov | 614-644-0384

Rich Clum

Financial Program Manager

Richard.clum@dot.ohio.gov | 614-644-5761



THE DIVISION OF CONSTRUCTION PROCUREMENT

Presented By: Brent Kropf
December 7, 2022

Division of Construction Procurement

- ▶ Director – Rachel Mills, P.E.
- ▶ Assistant Director – Brent Kropf
- ▶ Prequalification and Compliance Branch
 - Shella Eagle
- ▶ Advertising, Proposals and Awards Branch (APA)
 - Sheree O’Neal, P.E.
- ▶ Plans, Specifications and Estimates Branch (PS&E)
 - Donnie Miracle, P.E.

Contractor Prequalification

- ▶ Process for Obtaining Prequalification
 - Submit Application for Certificate of Eligibility (TC 14-1)
 - Application is reviewed and recommendation is made by the Prequalification Branch Manager
 - Contractor's equipment
 - Resumes of key personnel
 - Project experience of key personnel
 - Recommendation on the work types is part of the review process (Currently over 200)
 - Financial information is reviewed – Bid Capacity Rating Established
 - Bid Capacity – Increase/Decrease based upon Contractor Performance Reports submitted by Section Engineers

Contractor Prequalification

- ▶ Monthly Construction Prequalification Committee meeting
 - Construction Prequalification Committee Members
 - Director of Construction
 - Office of Legal Services
 - State Highway Engineer's Office
 - District Project Delivery and Preservation Branch Manager
- ▶ Committee reviews/makes formal recommendation to the State Highway Engineer
- ▶ The State Highway Engineer issues a Certificate of Eligibility



Certificate of Eligibility

CERTIFICATE NO.

A 2015

01234

ISSUED BY

COMMONWEALTH OF KENTUCKY
TRANSPORTATION CABINET

This Certifies that XYZ CONSTRUCTION COMPANY
123 EAST FIFTH AVENUE
COLUMBUS, OH 54321

is hereby qualified to accept a contract or subcontract on projects of the Department of Highways for such a period as uncompleted work under prime contract at any time does not exceed the aggregate amount of \$59,486,079. This certificate which expires December 31, 2015 is subject to revision or revocation, and is extended to 120 days from this expiration date. An application for renewal of this certificate must be filed within ninety days after the above date.

TYPES OF WORK

- A GRADE AND DRAIN
- B PORTLAND CEMENT CONCRETE PAVING
- E1 BRIDGES NOT MORE THAN 70 FT. CLEAR SPAN
- E2 BRIDGES NOT MORE THAN 100 FT. CLEAR SPAN
- E3 BRIDGES 100 FT. CLEAR SPAN AND OVER
- E4 DEMOLITION OF MAJOR BRIDGES
- G LIGHTING
- I30 TRAFFIC SIGNALS
- I34 FIBER OPTIC CABLE INSTALLATION

DATE ISSUED: March 31, 2015

BY _____

STATE HIGHWAY ENGINEER
DEPARTMENT OF HIGHWAYS

Construction Procurement Website

Prequalification Information

- ▶ Prequalified Contractors List
 - Updated Monthly
- ▶ Work Items List
- ▶ Rules and Regulations; KRS
- ▶ Policies established for specific work items

Questions?

Contact the Division of Construction Procurement

Rachel Mills – Rachel.Mills@ky.gov

Brent Kropf – Brent.Kropf@ky.gov

Sheree O’Neal – Sheree.O’Neal@ky.gov

Shella Eagle – Shella.Eagle@ky.gov

(502)782-4815



Division of Professional Services

Director – Eric Pelfrey, P.E.

December 7, 2022



Division Overview

What role does Professional Services have within KYTC?

- Required to provide additional capacity or technical expertise when Cabinet engineers have inadequate time or resources
- Nearly 300 contracts/modifications for \$100 million annually
- Typically for more complex, time-consuming projects
 - 50/50 contract split but 90/10 funding split
- FHWA has recognized KYTC's improved effectiveness as a national leader in procurement policy to help realize construction schedules

Brent Spence Bridge Project Role

Partnerships

- KYTC
- Professional Services
- Consultants
- Primes
- ODOT
- Construction Procurement
- Contractors
- Subs

Six Main Processes & Responsibilities

- **Prequalification**
- Advertisement
- Selection (QBS)
- Negotiation
- Procurement
- Reimbursement

Consultant Prequalification

- Rather than Qualifying for each Project (RFQs)
 - 78 Prequalification Services
 - 320 Prequalified Firms
- Annual Prequalification Application & Review
 - Prequalification Criteria
 - Based on staff experience
 - Notifications automated to Firms
 - Reports of eligible services
- Enables teaming with subconsultants



SUBMITTING PREQUALIFICATION REQUESTS

[https://transportation.ky.gov/ProfessionalServices/Pages/Training.](https://transportation.ky.gov/ProfessionalServices/Pages/Training)



DBE Participation Plan

- 39 Prequalified DBE consultants
- Encouraged through Evaluation Factors in RFP
 - 11.95% DBE Goal
- Verified on Final Payment checklist



Contact Information

Division of Professional Services
Kentucky Transportation Cabinet
200 Mero Street, 3rd Floor
Frankfort, KY 40622
(502) 564-4555

<https://transportation.ky.gov/ProfessionalServices>

Eric Pelfrey, P.E.
eric.pelfrey@ky.gov
502.782.5108

Ashley Jewell
ashley.jewell@ky.gov
502.782.5102



DBE RECIPROCALITY

- Firms that are certified in Ohio or Kentucky will qualify for participation as per a Reciprocity Agreement signed between ODOT and KYTC
- Currently finalizing Reciprocity Agreement with Indiana
- Firms not certified by Indiana, Kentucky, or Ohio can still participate, but will need to apply for certification with one of the three states via Out of State certification process



ODOT Department
of Transportation



BRENT SPENCE BRIDGE

CORRIDOR PROJECT





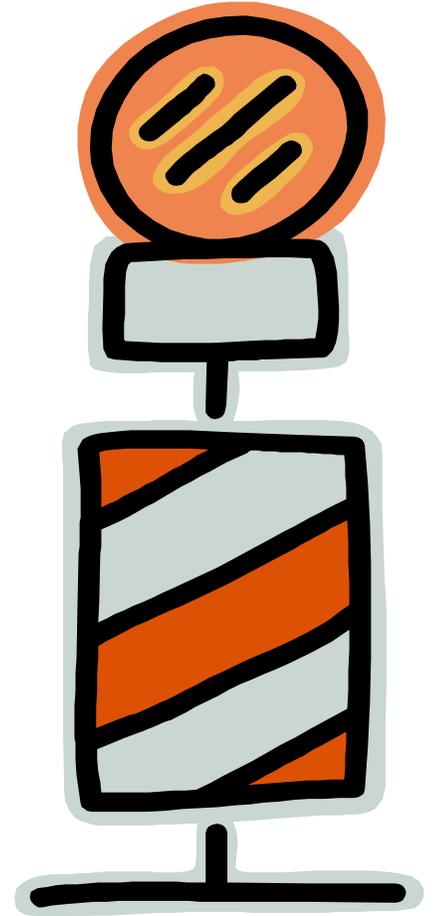
CEI DBE SUPPORTIVE SERVICES

**We provide DBE Supportive Services for all three states involved
with the Brent Spence Bridge corridor project.**

A one stop shop.

Training Provided

On-Line Training
Bid Matching Program
Bonding and Financing Assistance
Website Development
Capability Statements
Cash Flow and Labor Burden
Business Plans
Quick Books
Davis Bacon
Marketing
Elevator Speech





Training



- On-Line Training Classes
- 30-minute virtual Power sessions every 2nd and 4th Friday
- **Managing your Business**
 - **Estimating Quantities**
- **Accounting and Bookkeeping**
 - **Working with DOT**
- **Marketing your Business**
- Large library of sessions(over 36 currently)





ONE ON ONE ASSISTANCE

Schedule a one-on-one video or phone call with one of our advisors.



DBE SUPPORTIVE SERVICES WEBSITE INFORMATION



OHIODBESUPPORT.com



INDBESUPPORT.com



KYDBE.com

Contact Information

Tom Quinn,
Project Manager
Tom@ceihome.com

Lacy Jacques
Project Administrator
Ljacques@ceihome.com

William Britt, Business
Development Manager
bbritt@ceihome.com

800.423.7058

DBE ADVISORS

Joe Mallozzi
Jmallozzi@ceihome.com

Sal Santana
Ssantana@ceihome.com

Mark DeGraw
Mdegrow@ceihome.com





Bridging the Gap

Davis-Bacon and the Bipartisan Infrastructure Law



WAGE AND HOUR DIVISION
UNITED STATES DEPARTMENT OF LABOR

dol.gov/agencies/whd
1-866-4-US-WAGE

Disclaimer

This presentation is intended as general information only and does not carry the force of legal opinion.

The Department of Labor is providing this information as a public service. This information and related materials are presented to give the public access to information on Department of Labor programs. You should be aware that, while we try to keep the information timely and accurate, there will often be a delay between official publications of the materials and the modification of these pages. Therefore, we make no express or implied guarantees. The Federal Register and the Code of Federal Regulations remain the official source for regulatory information published by the Department of Labor. We will make every effort to keep this information current and to correct errors brought to our attention.

A construction worker in an orange shirt and blue jeans is working on a steel rebar grid at a construction site. The worker is in the background, slightly out of focus, holding a tool. The foreground is filled with a dense grid of steel rebar. The background shows other workers and construction equipment, all blurred.

Coverage

Davis-Bacon Act Coverage

Applies to contracts in excess of \$2,000 to which the Federal Government or the District of Columbia is a party for construction, alteration, and/or repair, including painting and decorating, of public buildings or public works.

DBRA Coverage of Bipartisan Infrastructure Law Construction Projects

The Bipartisan Infrastructure Law (BIL) applies Davis-Bacon labor standards to federally funded or assisted construction projects in three different ways

- Adding funding to programs previously authorized by an existing Davis-Bacon Related Act
- Adding new programs under the umbrella of an existing Davis-Bacon Related Act
- Including provisions which expressly provide that Davis-Bacon labor standards apply to all construction projects receiving funding under particular programs created by or funded through BIL



Wage Determinations

Wage Determinations (WDs)

Davis-Bacon Wage Determinations (WDs) specify the prevailing wages, including fringe benefits, that prevail for the described classes of laborers and mechanics employed on construction projects of a similar character in the locality.

Two types of wage determinations: **General** and **Project**

- In almost all instances, general WDs are available on sam.gov and should be used in bid solicitations and contracts on which the Davis-Bacon labor standards apply.
- Project WDs should only be requested under certain circumstances

Contracting Agency Responsibilities

- Ensure proper wage determination (WD) is identified and applied;
- Advise contractors which schedule of rates applies to various construction items; and
- After consulting with WHD, advise contractors regarding the duties performed by various crafts in the WD.

Interpreting General WDs

Useful information contained in a general wage determination:

- State and county
- Type of construction with description
- Record of modifications
- List of classifications and rates
- Basis for rates – Identifiers
- Union Identifiers
- Union Weighted Average Identifiers
- SU Identifiers

Interpreting General WDs – Cover Sheet

General Decision Number: LA170002 01/20/2017 LA2

Superseded General Decision Number: LA20160002

State: Louisiana

Construction Type: Heavy

Counties: Acadia, Ascension, Bossier, Caddo, Calcasieu, East Baton Rouge, Lafayette, Lafourche, Livingston, Ouachita, Rapides, St Landry, St Martin, Terrebonne, Webster and West Baton Rouge Counties in Louisiana.

HEAVY CONSTRUCTION PROJECTS (includes flood control, water & sewer lines, and water wells; excludes elevated storage tanks, industrial construction-chemical processing, power plants, and refineries)

Note: Under Executive Order (EO) 13658, an hourly minimum wage of \$10.20 for calendar year 2017 applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2015. If this contract is covered by the EO, the contractor must pay all workers in any classification listed on this wage determination at least \$10.20 (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in calendar year 2017. The EO minimum wage rate will be adjusted annually. Additional information on contractor requirements and worker protections under the EO is available at www.dol.gov/whd/govcontracts.

Modification Number	Publication Date
0	01/06/2017
1	01/13/2017
2	01/20/2017

Interpreting General WDs – Union Example

CARP 0055-001

11/01/2016

	Rates	Fringes
<ul style="list-style-type: none">• Carpenter (Acoustical Ceiling, Installation, and Dry Wall Hanging Only)	\$26.25	\$8.64
<ul style="list-style-type: none">• CBA rates are updated when CBA rates are changed		

Interpreting General WDs – SU Example

SUCO2015-015

07/31/2015

	Rates	Fringes
Bricklayer	\$21.96	\$0.00
Carpenter	\$18.22	\$0.00



Conformances

Conformances

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses

(29 CFR 5.5(a)(1)(ii)).

- The work to be performed by the proposed classification is not performed by a classification already in the wage determination (WD);
- The proposed wage rate must bear a reasonable relationship to WD rates; and
- The proposed classification is utilized in the area by the construction industry.

A photograph of a construction site at sunset. In the foreground, a grid of rebar is laid out on a concrete slab. In the middle ground, three construction workers wearing hard hats and safety vests are looking at blueprints. One worker is pointing towards a large crane that is suspended in the air. The sky is a mix of orange and blue, indicating the time is either dawn or dusk. The overall scene is a busy construction site.

Compliance Principles

Wages and Fringe Benefits

All laborers and mechanics employed or working upon the site of the work must be paid at least the applicable prevailing wage rate for the classification of work performed as listed in the applicable wage determination or a rate approved in accordance with the “conformance process” set forth at 29 CFR 5.5(a)(1)(ii), without regard to skill.

Wages and Fringe Benefits-Classification

Laborers and mechanics shall be paid the appropriate wage rate and fringe benefits on the wage determination for the classification of work actually performed, without regard to skill.

Laborers and mechanics who perform work in more than one classification may be paid the different applicable rates for the work they actually perform if the employer keeps an accurate record of the time spent working in each classification and pays accordingly.

Wages and Fringe Benefits-Pay Frequency

The laborers and mechanics working on the site of the work must be paid weekly, with the exception of fringe benefit contributions paid into a bona fide FB plan, which must be paid no less often than quarterly.

Overtime Pay

Contract Work Hours and Safety Standards Act (CWHSSA)

- Covers contracts over \$100,000 (\$150,000 for contracts procured under the Federal Acquisition Regulations) that require or involve the employment of laborers, mechanics, watchmen or guards on DBA or DBRA covered construction contracts
- Is self-executing (even if not stated in contract)
- Has no “site of work” limitation

Fair Labor Standards Act (FLSA) applies more broadly, with over 130 million workers subject to coverage.

Certified Payrolls

Two separate contract clause requirements apply to “certified payrolls” for a project:

- The contractor shall submit weekly for any week in which any contract work is performed a copy of all payrolls.
29 CFR 5.5(a)(3)(ii)(A).
- Each weekly payroll submitted must be accompanied by a “Statement of Compliance.”
29 CFR 5.5(a)(3)(ii)(B).

Certified Payrolls-Reporting

Weekly payrolls must include specific information as required by 29 CFR 5.5(a)(3).

Weekly payroll information may be submitted in any form desired. Optional Form WH-347 is available for this purpose. The WH-347 form, with instructions, is at:
<https://www.dol.gov/agencies/whd/forms/wh347>

The image shows three construction workers in silhouette against a bright, orange-hued sunset sky. They are wearing hard hats and safety vests. The worker on the left is pointing towards the left. The worker in the middle is holding a large sheet of paper, likely a blueprint. The worker on the right is holding a long tool, possibly a level or a pipe. The background is a blurred construction site with a crane hook visible in the upper left.

Investigations

Investigations

DOL Functions/Responsibilities:

- Determining “prevailing wages”;
- Issuing regulations and standards to be observed by contracting agencies; and
- Perform oversight function and has independent authority to conduct investigations (contracting agencies also have the authority to conduct investigations)

Investigative Process

- Initial conference with employer.
- Examine certified payrolls.
- Examine basic payroll records.
- Check for compliance with apprenticeship and/or trainee requirements.
- Interview employees
- Determine if a conformance is necessary.
- Compute back wages and liquidated damages, if any
- Final conference with employer to discuss results of the investigation.

Withholding

- DBA and CWHSSA provide for withholding of contract funds to satisfy alleged wage underpayments pending resolution of a wage dispute. (40 U.S.C. § 3142(c)(3); 40 U.S.C. § 3702(d).)
- Withholding of contract funds is an effective enforcement tool in DBA/DBRA/CWHSSA cases.
- It protects the rights of covered workers to wages due them.

Withholding of Contract Funds

FAR guidance in 48 CFR Part 22 instructs that if the contracting officer believes a violation exists, or upon request of the Department of Labor:

- The contracting officer must withhold from payments due the contractor an amount equal to the estimated wage underpayment and estimated liquidated damages due under the CWHSSA.
(48 CFR 22.406-9(a))

Debarment

Occurs when a contractor is declared *ineligible* for future contracts due to:

- Violations of the DBA in disregard of its obligations to employees or subcontractors.
- Aggravated or willful violations under the labor standards provisions of Related Acts.
- Period of ineligibility is 3 years for DBA and up to 3 years for DBRA.
- The debarment process is given at 29 CFR 5.12(b)

Debarment Criteria

Debarment is considered when a contractor has:

- Submitted falsified certified payrolls;
- Required “kickbacks” of wages or back wages;
- Committed repeat violations;
- Committed serious violations;
- Misclassified covered workers in clear disregard of proper classification norms; and/or
- As a prime contractor, failed to ensure compliance by subcontractors.

Internet Sites

- Wage Determinations: <https://sam.gov>
- Wage and Hour Division: <http://www.dol.gov/agencies/whd/government-contracts>
- WHD Protections for Workers in Construction under the Bipartisan Infrastructure Law: <https://www.dol.gov/agencies/whd/government-contracts/protections-for-workers-in-construction>
- Resource Book: <http://www.dol.gov/agencies/whd/prevaling-wage-resource-book>
- Office of the Administrative Law Judges Law Library: <https://www.dol.gov/agencies/oalj/topics/libraries/LIBDBA>
- Prevailing Wage Topic videos: <https://www.dol.gov/agencies/whd/government-contracts/construction/presentations>

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