Local Government Guidelines Manual Training

May 23, 2023

Region 1

8:30	Welcome	Kimery Grant
	Getting Started	Erin Rakus
10:00	Break	
	Environmental Phase	Erin Rakus
	Design Phase	Taylor Lee
11:30	Lunch	
	ROW Phase	Chasity Bell
12:50	Pre-Construction	Chasity Bell
	Construction	Taylor Lee
1:45	Break	
1:55	Construction	Taylor Lee
	Reimbursements	Matt Burcham
	Close-Out Procedures	Erin Rakus
3:00	Wrap-Up	Kimery Grant















We are Your Main Point of Contact

Region 1 (Knoxville MPO) Erin Rakus

Region 1 (All other MPOs & RPOs) Taylor Lee

Region 2 (All) Katie Brown

TN

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We are Your Main Point of Contact

Region 3 Simchah Edwards (Nashville MPO excluding Rutherford Co.)

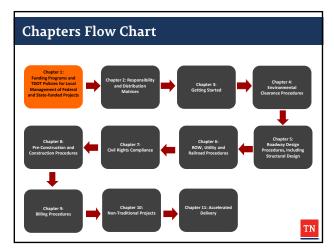
Region 3 Kat McClung (Clarksville MPO, Rutherford Co., & RPOs)

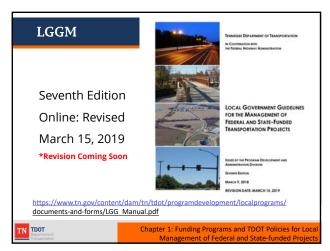
Region 4 (Memphis MPO) Meghan Wilson

Region 4 (RPO & Jackson MPO) Meghan Wilson

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1. Eligibility Determination 2. NEPA Phase 3. Design Phase 4. Right of Way Phase 5. Construction Phase 6. Project Closeout Chapter 1: Funding Programs and TDOT Policies for Local Management of Federal and State-funded Projects Chapter 1: Funding Programs and TDOT Policies for Local Management of Federal and State-funded Projects

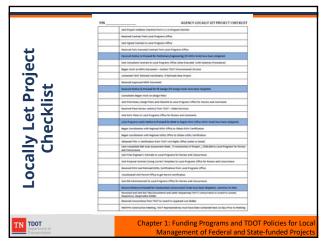
Overview

- LPDO is the single point of contact for:
 - Project Correspondence
 - Project Coordination
- A checklist is provided for project milestones
- If guidelines are not followed, withdrawal of all federal and/or state funding may occur

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Chapter 1: Funding Programs and TDOT Policies for Loca Management of Federal and State-funded Project

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When Contacting Us, Please Provide:

- Project Title
- Project Location (City and County)
- Project Identification Number (PIN), an eight-digit number (Example: 115881.00) assigned to each specific project
- PIN must also be referenced on all correspondence and reimbursement requests

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Document, Document

- Assume every project you manage will be audited.
- All steps, regulations and procedures have been established to ensure the proper use of taxpayer dollars.

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Poll Time!!!

When contacting your program monitor about a project, what information should you provide in the correspondence?

- a) Project Location & Title
- b) SEC Football Predictions
- c) Project Identification Number (PIN)
- d) Both A & C

TDOT
Department

Chapter 1: Funding Programs and TDOT Policies for Local Management of Federal and State-funded Project

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Federal Programs

Federal Programs

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Chapter 1: Funding Programs and TDOT Policies for Local Management of Federal and State-funded Projects

Surface Transportation Block Grant (STBG)

- Match 80% federal/20% local
 - Specific items are 100% federally eligible
- Eligible project types- resurfacing, roadway widening, sidewalks, intersection improvements, ADA upgrades, etc.
 - Eligible STBG Items
- Funds are appropriated based on population

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Surface Transportation Block Grant (STBG)

- Appropriations:
 - Metropolitan/Urbanized Areas (populations over 200,000)
 - Small MPOs (populations between 50,000 and 200,000)
 - Small Cities (populations between 5,000 and 50,000)

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Bridge Replacement and Rehabilitation (BRR)

- Match 80% federal/20% local
 - · Can use State Aid to offset match
- Eligible project types off-system bridges
- TDOT will develop a planning report based on bridge rating and offer bridge to Local Government (LG)

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Highway Infrastructure Program (HIP)

- Match 80% federal/20% local
- Eligible project types- resurfacing, roadway widening, sidewalks, intersection improvements, etc.
- Coronavirus Response and Relief Supplemental Appropriations Act (HIP-CRRSAA)

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Federal Lands Access Program (FLAP)

- Call for Projects closed in May
 - Next call is TBD
- Match 80.66% federal/19.34% local total project
- Established in 23 U.S.C. 204 to improve transportation facilities that provide access to, are adjacent to, or are located within Federal lands.
- Emphasis on high-use recreation sites and economic generators

https://highways.dot.gov/federal-lands/programs-access/tn



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State Programs State Programs

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High Priority Bridge Replacement Program (HPBRP)

- No Local Match
 - County must commit 33% of their State Bridge Grant funds to projects on bridge program list
- Eligible project types off-system bridges on the bridge program list https://www.tn.gov/content/dam/tn/tdot/progra mdevelopment/stateprograms/2018-2020 Bridge Program.pdf

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Interchange Lighting

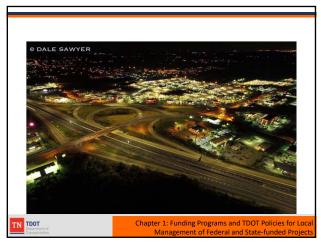
- Match 50% state/ 50% local
- Can use federal funds to offset match
- Project types lighting of an interchange
- How to apply send request letter to Commissioner



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Local Interstate Connector (LIC)

- Match 50% state/ 50% local
- Project types connects an interstate to an area of local interest (another major road, industrial park, etc.)
- Cap \$4 million (total)
- How to apply send a request letter to the Commissioner with resolution and location map

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State Industrial Access (SIA)



- Match ROW-50% state/50% local, Design & Construction-100%
- Project types New or improved access road to a new or expanding industry
- How to apply contact Danielle Hagewood (615-253-2521)

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Grant Opportunities

Grant Opportunities

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Congestion Mitigation and Air Quality (CMAQ)

- Match 80% federal/20% local
- Eligible project types (must be in nonattainment or maintenance area):
 - Strategic Initiatives park and ride, transit, diesel retrofit
 - General Call traffic flow improvement, bike/pedestrian improvements
- https://www.tn.gov/tdot/long-rangeplanning-home/air-quality-planning/cmaqfunding.html
- Contact Jennifer Downs (615-253-4671)



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Multimodal Access Grant (MMAG)

- Applications due in eGrants October of every year
 - https://www.tn.gov/tdot/multimodal-transportationresources/multimodal-access-grant.html
 - Match 90% state/ 10% local
 - · Next application period is TBD
- Cap \$1.25 million
- Eligible project types sidewalks, bicycle lanes, road diets, separated bicycle facilities
- In order to qualify for the Multimodal Access Grant, projects SHALL be located along a State Route
- Contact TDOT.MultimodalPlanning@tn.gov



Chapter 1: Funding Programs and TDOT Policies for Loca Management of Federal and State-funded Project

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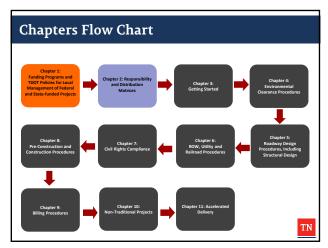
Transportation Alternatives Program (TAP)

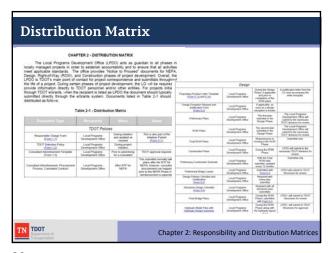
- Applications due in eGrants October of every year
 - https://www.tn.gov/tdot/program-developmentand-administration-home/localprograms/tap.html
 - Match 80% federal/ 20% local
 - · Only construction phases funded with award
- Eligible project types pedestrian facilities, scenic overlooks, historic preservation, safe routes for non-drivers
- Contact Neil Hansen (615-741-4850)



Chapter 1: Funding Programs and TDOT Policies for Loca Management of Federal and State-funded Project







Poll Time!!!

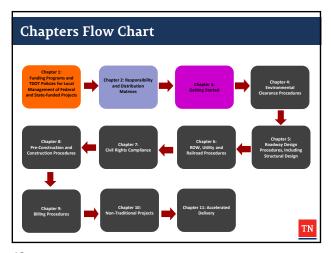
Which of these funding sources does not use federal dollars?

- a) Federal Lands Access Program (FLAP)
- b) Surface Transportation Block Grant (STBG)
- c) High Priority Bridge Replacement Program (HPBRP)d) Highway Infrastructure Program (HIP)

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Questions?

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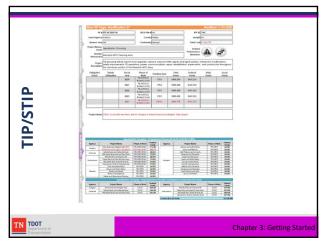


TIP/STIP

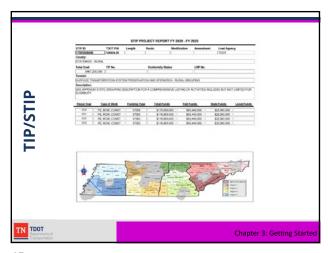
- All Federally funded projects must be included in a TIP or <u>STIP</u>
- ITS Project Identification Form
- These items must be included in the initiation packet

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Department of Transportation	Chapter 3: Getting Starter

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ITS Projects

- Intelligent Transportation Systems (ITS)
- Defined as: "Any project that in whole or in part funds the acquisition of technologies or systems of technologies that provide or significantly contribute to the provision of one or more ITS user services as defined in the National ITS architecture"
- Examples:
 - Traffic signal control systems
 - · Traffic detection/monitoring systems





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ITS Projects

- Must determine if ITS before placing in TIP/STIP
- Tennessee ITS Project Identification <u>Form</u> must be completed and submitted
- LG submits to $\underline{tdot.trafficops.its-reviews@tn.gov}$ to validate if the project is an ITS project and make the risk determination
- Risk determination defines the level of documentation needed
- Three ITS project levels determined by TDOT:
- High Risk (require a completed Systems Engineering Analysis Report (SEAR))
- Low Risk (require a completed Simplified Systems Engineering Analysis Form (SSEAF))
- Non-SEA
- \bullet TDOT will notify LG if any additional documentation required
- Submit signed form with project initiation packet



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	Tennessee ITS Project Identification Form	
	INSTRUCTIONS: Refer to Section 4.2 of the TDOT ITS Project Development Guidelines. Attach or make available any documents referenced in this form when submitting.	
	SECTION 1 – PROJECT INFORMATION	
	Agency:	
	Agency Information (Address, phone number, e-mail, etc):	
W	Project Name and Location:	
Çţ	New Project Modification Project Expansion Project	
<u> </u>	Nature of Work:	
Projects	Planning Scoping Scoping Scoping Construction Coperations Maintenance (Equipment Replacement) Scoping Construction Coperations Construction Coperations Construction Coperations Coperations Coperations Coperations Coperation Coperat	
	Please provide the following background information. In most cases, 1-3 sentences will be sufficient for each item.	
TS	Brief Description of ITS project objectives – (What is the purpose of the project? What needs are being addressed?):	
_		
	Project Summary – (What solutions will address the needs? What major elements will be installed? What major function(s) will be performed?)	
	Work to Date: (Any preliminary planning, investigation of options, associated internal or external systems examined?)	
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Online Grant Management Software: TDOT eGrants

To establish account:

- Visit website
 - https://tdot.intelligrants.com
- Determine who your agency wants to be the 'agency administrator'
 - This person can add new users to organization



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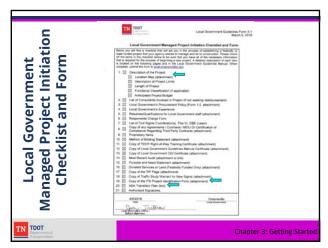
Project Initiations

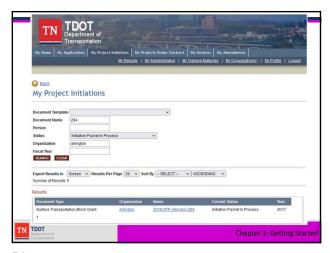
- All newly initiated locally managed projects must be submitted through eGrants for all funding types
 - Grant Awards Applications
- Special Projects Contact Program Monitor before initiating
- Training manual and videos available within the TDOT eGrants system
- Contact your Program Monitor if you have questions

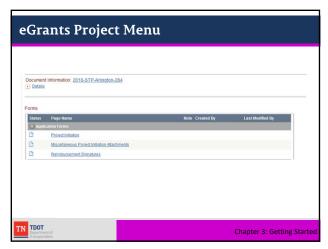


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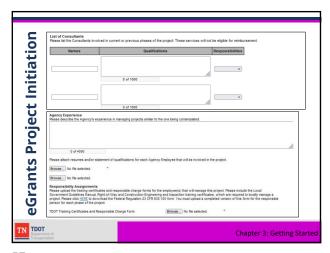




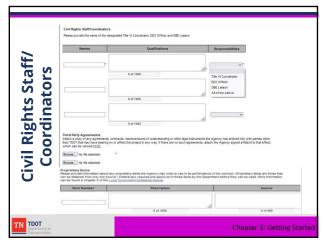






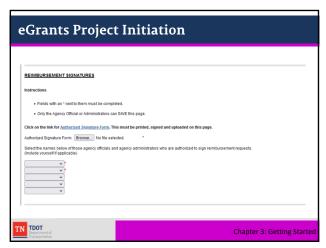


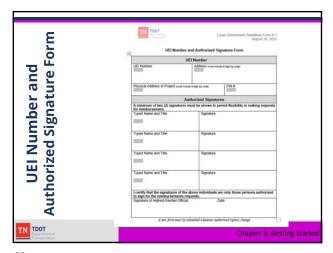
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	6. Responsible Charge Form	
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ja E	Responsible Parson Address: 123 Agris Direct Office Phone: 905-505-1234 Email: prog@rowouton1.com	
is is	Phase Reposition of Section Street Section Section S	Construction
2 T	Signature (Sequentite Fernice for the Local Government)	
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TN TDOT		
Department of Transportation		Chapter 3: Getting Started





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TN TDOT Department of Transportation	Chapter 3: Getting Started









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Civil Rights Coordinator

- LG <u>must have</u> a civil rights coordinator on staff that has completed the Title VI training, which is available online. Designate appropriate person(s) responsible for ensuring compliance with Title VI, EEO and DBE requirements. (Title VI Coordinator, EEO Officer, DBE Liaison)
- This person should have a responsible position in the LG and have easy access to the head of the LG

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Chapter 3: Getting Started

Title VI

- Every government receiving federal-aid must have a comprehensive and proactive Title VI enforcement program to eliminate and prevent discrimination
- Title VI certification must be obtained prior to the issuance of a Notice to Proceed for Construction
- Title VI compliance must be from TDOT



Chapter 3: Getting Started

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Equal Employment Opportunity (EEO)

The LG <u>must be committed</u> to a policy of Equal Employment Opportunity and will administer its personnel policies and conduct its employment practices in a manner which treats each employee, applicant for employment and contractor/consultant employee on the basis of merit, experience and other work-related criteria without regard to race, color, religion, national origin, sex, age, disability or any other protected class.



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Chapter 3: Getting Started

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Common Mistakes

- Not including a good map
- All applicable phases not in the TIP
- Road not functionally classified greater than a rural minor collector or a local road to use federal funding
- Not initiated in eGrants
- Not changing the status in eGrants



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Chapter 3: Getting Started

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Staffed and Equipped Interview Property of the Sorry, who is this gentleman sitting behind your

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Chapter 3: Getting Started

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What are Small Projects?

Small Projects

- Transportation Alternatives
- Intersection improvements without significant ROW (under one acre of disturbance)
- Safe Route to Schools
- Resurfacing, striping, signing
- Guardrail installation
- Signalization
- Some bridge replacement projects requiring under one acre of acquisition
- Non-construction/service contracts (as listed in Chapter 10)
- Low risk and non-SEA ITS

Requirements

- Full-time employee on staff with experience in managing similar projects
- Must hire consultants for all phases of the project from TDOT's pre-qualified list; the consultants must be qualified in the required area of expertise

NOTE: If local forces are qualified and experienced, the LG can request to Local Programs to do their own engineering and CEI

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What are Mid-Range Projects?

Mid-Range Projects

- · Minor roadway widening
- · Realignment of existing roadway
- Signalization projects with the addition of turn lanes
- Intersection improvements requiring over one acre of acquisition
- Bridge replacement projects requiring over one acre of acquisition
- Projects with environmental requirements greater than a categorical exclusion but less than an EIS
- · High risk ITS



- Must have qualified full-time professional engineer on staff
- Must hire consultants for all phases of the project from TDOT's pre-qualified list; the consultants must be qualified in the required area of expertise
- The selected CEI consultant shall not be associated with any other aspect of the project



Chapter 3: Getting Starte

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What are Large Projects?

Large Projects

- Construction of new facilities
- Widening of existing roadways
- Realignment of existing roadways that require significant land acquisition over 10 acres
- Environmental clearances that require an EIS

Requirements

- Must have qualified full-time professional engineer on staff with extensive experience working with federally-funded transportation projects
- Must hire consultants for all phases of the project from TDOT's pre-qualified list; the consultants must be qualified in the required area of expertise
- The selected CEI consultant shall not be associated with any other aspect of the project



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State Managed Projects

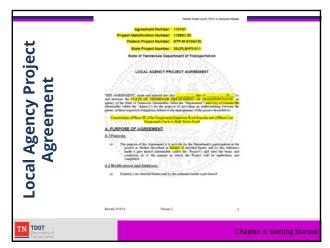
The Department may manage your project for you if one of the following circumstances is applicable:

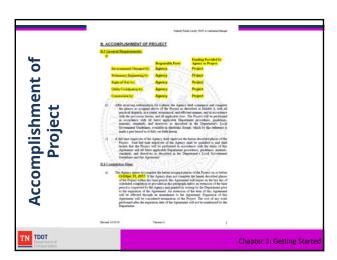
- If your project is within State right-of-way
 - and/or
- If your LG is not adequately staffed and equipped for the type of project initiated



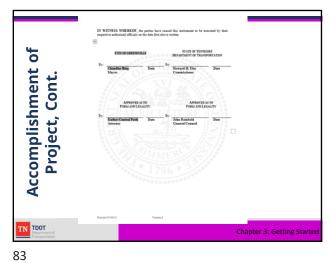
Chapter 3: Getting Starter

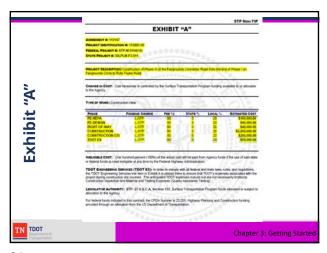
Next a contract is issued				
		Federally Funded: Locally, TDOT, or Combination Managed		
	Agreement Number:	110147		
	Project Identification Number:	115881.00		
	Federal Project Number:	STP-M-9104(15)		
	State Project Number:	30LPLM-F3-011		
	State of Tennessee Department of Transportation			
		iss		
TN TDOT Department of Transportation		Chapter 3: Getting Started		





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ב ב	In the event that the Ages herein described Project, t	acy thall receive federal and/or trate fun- ther provision shall apply.	dt for say portion of the	
ccomplishment Project, Cont.	Consideration or against reason from some field by althoughte sales to date, associated and associated from the source of the so	all soluted amoints, as a form, confused a width all potentiary supporting decision of placespile ones. Both amounts shall be less at less type-rule and notices, as a most cost lain stem for the passed amount, the the total amounts charged the the posi- tion of the cost of the cost of the of makes this appearant to date. Each into systems at the form of a capacided check or set	entitation, prior to any er collection of more offere means, the name of the pet- easonat (thoughd by lane- d privated, and the total circ shall be accompanied	
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Ş	In the event that the Dry this previous C.5 does no	actuate is managing all phases of the P	Project berein described,	
4	a) Subject to other president recent	et provisions Servic, the Department of to the Agency in securetic and at times &	will house sequent for lessand by the Department	
	Sensel 101910	Verse II	7	
TN TDOT Department of			Chapter 3: G	etting Started







Contract Steps Contract sent to LG through Adobe Sign LG reviews the contract and returns with Mayor and Attorney's signatures TDOT requests obligation of NEPA funds Contract sent to TDOT Legal Division for signature Contract sent to Commissioner for execution Contract returned from Commissioner to LPDO Copy of fully-executed contract sent to local agency Notice to Proceed can be issued once funds are obligated

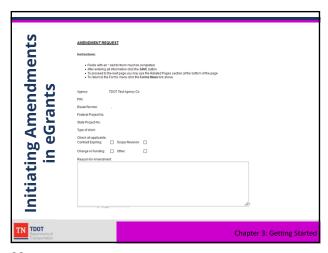
Chapter 3: Getting Starte

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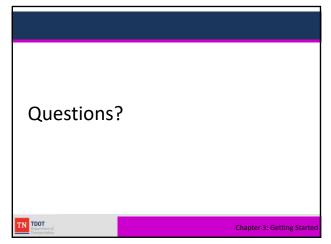
Changing the project's scope Adding a new funded phase to the project Adding a new funding type to the project Increasing the funding by a large amount Extending the completion date Changing/adding project numbers Changing responsibilities of phases Correcting errors made on the original contract

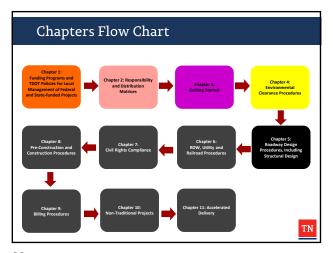
Initiating Amendments in eGrants
- If your project is not in eGrants, contact your Program Monitor to initiate an amendment - If your project is in eGrants, create an amendment request in the related items menu for that project Surface Transportation Block Grant Menu - Related Items Document elements 2015-8179-1001 feel potroy Co-848 Document elements 2015-8179-1001 feel potroy Co-848 Related Documents Sort seach teach by Called - Feel to Document Tape State Access Control Ta
TN TDOT Chapter 3: Getting Starte

Initiating Amendments in eGrants					
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	t Information: AMD-01-1233 formation: 2015-STP-TD				
Forms					
Status	Page Name		Note	Created By	Last Modified By
Amer	Amendment Request			Kimery Grant 8/4/2017 3:28:48 PM	
TDO:	r				pter 3: Getting Start

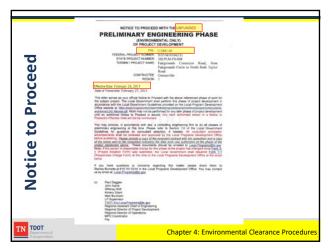


Poll Time!!!		
	red for an agency to manage I large projects?	
a) Qualified full t	ime professional engineer on staff	
Population over 5,000		
c) Project involves a state route		
d) At least 50 employees on staff		
TN TDOT Department of	Chapter 3: Getting Started	





	Nathaniel Brusler	
Notice to Proceed	The State of the S	Le Proposed à se la Editable à en la Contraction de la Contraction
TN TDOT Department of Transportation		Chapter 4: Environmental Clearance Procedures



County Number LPLM (Local Programs Locally Managed) Federal or State Funding & Phase Number 0 = NEPA, 1 = Design, 2 = ROW, 3 = Construction Route Sequence Notice To Proceed with The UNPUNDED PRELIMINARY ENGINEERING PHASE STATE OF THE UNPUNDED PRELIMINARY ENGINEERING PHASE STATE OF THE UNPUNDED PRELIMINARY ENGINEERING PHASE STATE OF THE UNPUNDED STATE OF

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eGran	Corey have						
TN TDOT Department of Transportation	As there any Construents Connected to this project * O Yes O No Chapter 4: Environmental Clearance Procedures						

Brooks Act of 1972

United States federal law passed in 1972 that requires that the U.S. Federal Government select engineering and architecture firms based upon their competency, qualifications and experience rather than by price

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Chapter 4: Environmental Clearance Procedures

Chapter 4: Environmental Clearance Procedures

Engineering Services Estimated to be Over \$250,000

Must advertise to get Request for Qualifications (RFQs) or Proposals (RFPs) from qualified firms

Establish a consultant evaluation committee

Do not negotiate price until selection made

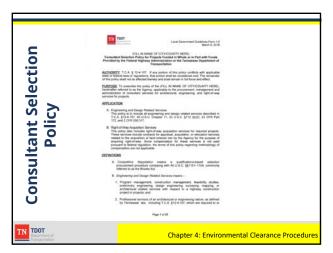
Engineering Services Estimated to be Under \$250,000 for total project (Design + CEI)

May contact an adequate number (3) firms for RFQs/RFPs

Establish a consultant evaluation committee

Do NOT negotiate price until selection made

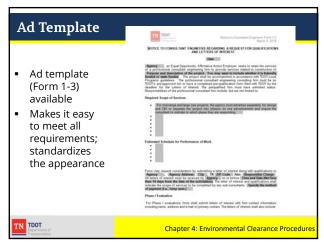
TN TDOT



Drafts of consultant advertisements must be reviewed and approved by Local Programs Office prior to publishing Competitive Negotiation Procurement Procedures Advertised on Agency's website and any other means required by law Consultant advertisement must include the evaluation criteria used in all phases of the selection process, including relative weights/importance See Form 1-2, section III for complete details

Chapter 4: Environmental Clearance Procedure

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1	Evaluation Criteria	Certier & Assoc.	Erock Engineering		Swafford
					Engineering
	Ability and relevant expertise of the firm's personnel to be used on the project	4	4	4	4
	Pest experience in the stockyline, and in projects similar to the types of locally- managed projects listed in the RFQ	3	4	4	4
Criteria	C. Decumented success of previous programs/projects similar in nature	4	4	4	4
	 Education, experience, and availability of stelf and subcontractors expected to be utilized for this contract 	3	4	4	4
	E. Firm's awareness of project's issues, opportunities, and contraints	3	3	3	3
	Demonstrated ability to meet schedules without comprohising sound argineering practice	3	3	3	3
	6. Amount of work presently under contract with TOOT and other clients	3	3	3	3
	 funivations on prior projects with the City "If applicatios" 	3	4	3	3
	TOTAL SCORE	26	29	28	28

On-Call Consultants

- Use of on-call consultants is limited to LPDO's list
- Agencies cannot use their own contracted on-call for consultant services
- LPDO on-call can be used for some small and mid-range projects
- Contact your Program Monitor to request this service



Chapter 4: Environmental Clearance Procedure

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Common Mistakes

- Not having the consultant ad for RFQs approved before publishing
- Not starting the selection process soon enough
- Not billing as invoices and canceled checks become available
- Requesting reimbursement for ad expenses paid before receiving the NTP
- Not sending executed consultant contract to monitor



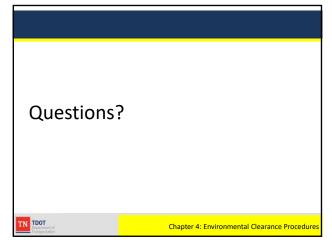
Chapter 4: Environmental Clearance Procedures

Environmental Contact Information

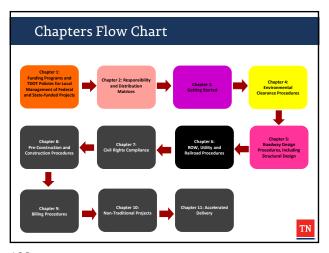
Tennessee Department of Transportation James K. Polk Building, Suite 900 Environmental Documentation Division 505 Deaderick Street Nashville, Tennessee 37243-7120 TDOT.Env.LocalPrograms@tn.gov

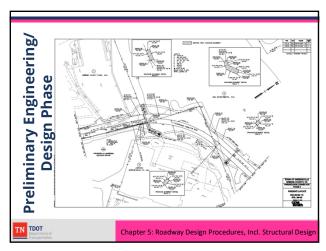
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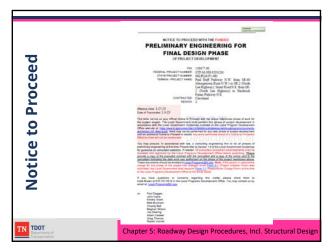
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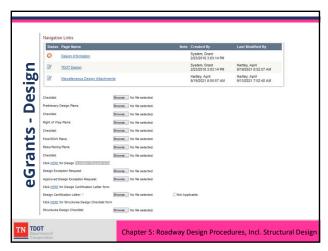
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Preliminary design plans (must meet all TDOT standards) Design Policies Checklist and Certification (Form 5-3) New checklist combines multiple previous checklists + design certification letter Separate Structures Design Checklist (Form 5-4) still needed, if applicable Approval of any design exceptions (Form 5-2) Certification of any proprietary items (Forms 5-1a or 5-1b) Preliminary construction estimate Right-of-way plans Present and proposed ROW must be shown Chapter 5: Roadway Design Procedures, Incl Structural Design



Early Utility Notification Local agency required to provide early notification to all potentially affected utilities within county Contact Regional TDOT Utility Coordinator for list of utility companies in project's county Utilities have 60 days to respond whether they are affected 10 additional days after second/final notice • If no response at that point, you may proceed Utility certification will be declined if early notification was not provided Chapter 5: Roadway Design Procedures, Incl Structural Design

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Early Utility Notification Should begin ASAP upon receiving PE-Design Notice to Proceed Must be able to verify that notice was sent/received (certified mail, FedEx/UPS, etc.) **TDOT Regional Utility Coordinators** • Region 1: Jeremy Mefford Jeremy.Mefford@tn.gov 865-594-2349 • Region 2: Andrew Miller <u>Andrew.Miller@tn.gov</u> 423-510-1243 • Region 3: Iraj Eghbali <u>Iraj.Eghbali@tn.gov</u> 615-350-4234 Region 4: Willie Coleman Willie.Coleman@tn.gov 731-935-0160 TN TDOT

Submitting Large Files

- Maximum email size ~ 30MB
- New system for large file sharing: TENNCLOUD to OneDrive
- Contact your Program Monitor for a link, if needed

TDOT Department

Chapter 5: Roadway Design Procedures, Incl Structural Design

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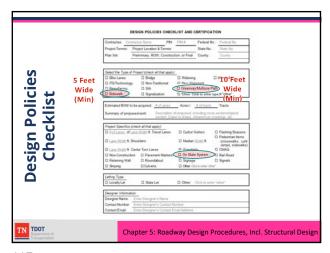
Submitting Large Files

- Sending large files to LPDO
 - Let Program Monitor know you have a file(s) to submit; you will be provided a link
 - Open link, click "Upload File" button, and attach file(s)
 - Let Program Monitor know that files have been uploaded

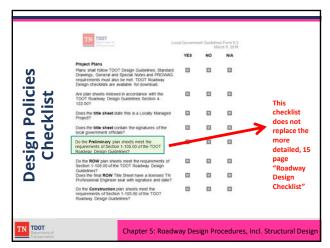
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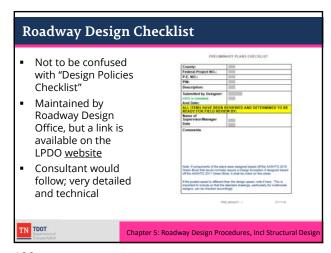
Chapter 5: Roadway Design Procedures, Incl Structural Design

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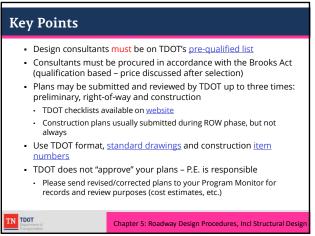




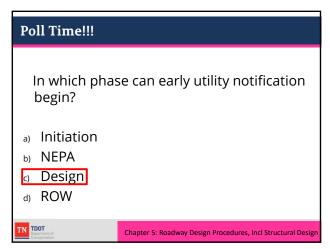




Now incorporates for Letter (old Form 5-4)	rmer Design Certification	N/A
	DESIGN CERTIFICATION	
S	Project Commitments Do the plans continue to comprehensive inclusion of all Project Commitments, including Planning, Right-ut. Way and Environmenta?	
	List below the project commitments that have been made and are reflected in the	e plans
olicie :list	Click here to enter text.	
77	Click here to enter text.	
. <u>∪</u> ∺	Click here to enter text.	
<u>:= .01</u>	Click here to enter text.	
_ <u> </u>	Click here to enter text.	
Design Po Check	No Format Oscipti Exception in Registral growth of the Control of	
TN TDOT	Control Magamable Charge Teeson Consulant Type Name Hills Type Name Hills	_
Department of Transportation	Chapter 5: Roadway Design Procedure	es, Incl. Structural Design



If ROW is to be acquired (or easements required) must include acquisition table Property owner names, tract numbers, total area, deed book, etc. Make sure all required ADA standards are met within the plans (PROWAG 2011) Submit entire set of plans, along with a signed Form 5-3 Not labeling plans appropriately All layers need to be turned on when submitted One of the plans of the plans and the plans are met within the plans (PROWAG 2011) Chapter 5: Roadway Design Procedures, Incl Structural Design



ADA - PROWAG

- ADA = Americans with Disabilities Act
 - Prohibits discrimination against people with disabilities in transportation, public accommodation, etc.
- ADAAG = ADA Accessibility Guidelines
 - Design standards focused on buildings and facilities
- PROWAG = Public Right-of-Way Accessibility Guidelines
 - Transportation-related guidelines and design standards



Chapter 5: Roadway Design Procedures, Incl Structural Design

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ADA - PROWAG

- TDOT adopted PROWAG Guidelines in 2014
- Basic maintenance items do not require ADA upgrades
 - Pot-hole repair, crack fills/seals, signal maintenance, etc.
- New Construction and Alteration projects DO require ADA upgrades
 - Resurfacing
 - Reconstruction
 - · New construction
- Make sure to consider additional costs in early project budgeting (any 80% items?)



ADA - PROWAG

- <u>Curb Cuts & Ramps</u>: must be installed and meet current ADA standards whenever a sidewalk or pedestrian walkway crosses a curb
- <u>Sidewalks</u>: replacements or new construction must meet ADA standards
- <u>Audible Pedestrian Signals</u>: if signals are being added or replaced, must meet ADA standards







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Chapter 5: Roadway Design Procedures, Incl Structural Design

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ADA - PROWAG

- Important ADA sidewalk considerations
 - Cross slope 2% maximum
 - Running slope less than 5%





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Chapter 5: Roadway Design Procedures, Incl Structural Design

ADA Guidance

- Incorporated into the existing <u>TDOT Roadway Design</u> <u>Guidelines</u>
- Section 9 Multimodal Design- provides guidance by project type
 - New Construction, Alteration, Resurfacing and Signalization
- Significant clarification to what counts as a
 "Maintenance" project, especially.

"Maintenance" project – especially signalization



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ADA Transition Plans* Designate an ADA Coordinator Notify public of obligations under ADA Establish a grievance procedure Inventory all existing public access facilities Develop a Transition Plan to make structural modifications to provide access Include a schedule and budget to implement the Transition Plan Monitor progress on implementation of the Transition Plan *required if the LG has 50 or more employees

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TDOT ADA Coordinator

Tennessee Dept. of Transportation
505 Deaderick Street #400
Nashville, TN 37243
615- 741-4984
V/TTY 615-253-8311
tdot.ada@tn.gov



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Chapter 5: Roadway Design Procedures, Incl Structural Design

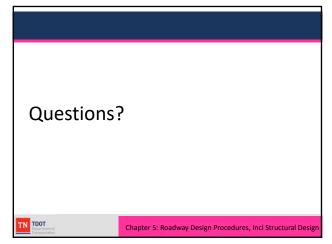
Chapter 5: Roadway Design Procedures, Incl Structural Design

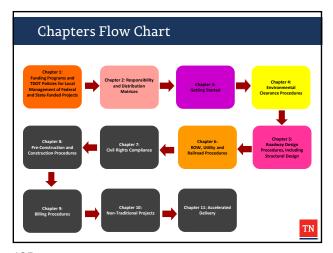
Next Steps

- In addition to Design Division review comments, you may receive comments from other TDOT divisions, depending on project type (Traffic Operations, Structures, etc.)
 - Which divisions your plans are routed to is based on Design Procedures Checklist – it's very important!
 - There will be occasional conflicts. Let your Program Monitor know and TDOT will resolve and provide final decision.
- Upon receiving all required items and approvals, we will request ROW funding



Poll Time!!!	
In which phase and reviewed	e are ROW plans submitted d?
a) Initiation b) NEPA c) Design d) ROW	
TN TDOT Department of Transportation	Chapter 5: Roadway Design Procedures, Incl Structural Design





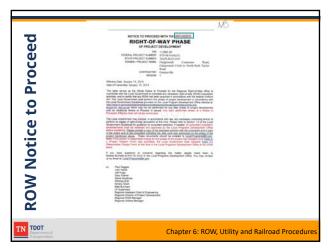
Right-of-Way Phase

- LPDO will Request Right-of-Way funding when applicable
 - Includes acquisitions & utility relocation
- LPDO will issue a NTP to the TDOT Regional ROW Coordinator
 - The TDOT Regional ROW Coordinator will contact the LG to set up a meeting, and provide guidance and the appropriate documents that will need to be submitted for certification
- The LG will coordinate with Utilities and any Railroads affected by the project



Chapter 6: ROW, Utility and Railroad Procedures

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Regional ROW Office - Initial Contact

- You will be contacted by Regional ROW Office
- LG will submit and discuss project plans
- TDOT will provide and explain the "TDOT ROW Procedures Manual"
- TDOT will provide an overview of the title report, donation, appraisal, appraisal review, negotiation, administrative settlements, relocation (if applicable) and the closing/condemnation processes
- TDOT will provide generic forms as needed



Chapter 6: ROW, Utility and Railroad Procedures

Consultant Selection

- Selection of all consultants used in ROW shall also follow the TDOT Consultant Selection Policy
 - Appraisers
 - Review Appraisers
 - Negotiators
 - Closing and relocation agents
- LG can choose ROW consultant(s) during Design Phase
- Separate work order must be provided for each phase of the project



Chapter 6: ROW, Utility and Railroad Procedure

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Important Note!!!



- LGs shall not proceed with any work pertaining to land acquisition for which they expect reimbursement until they receive the NTP from TDOT's Regional Right-of-Way Coordinator
- If land acquisition procedures are found to be flawed, all state and federal funding for the project may be withdrawn for EVERY phase, even if other phases were done in accordance with federal law, regulations and procedures



Chapter 6: ROW, Utility and Railroad Procedure

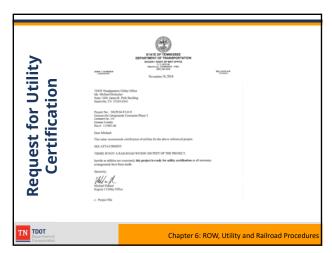
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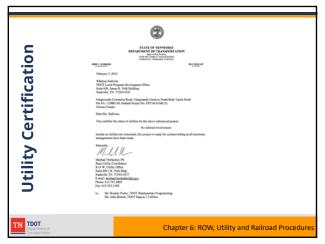
ROW Submittals

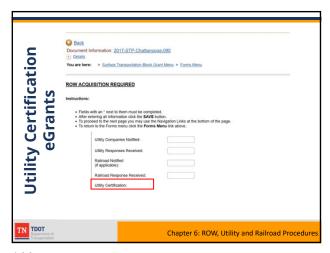
- ROW documents are submitted to Regional LPA Coordinator
- Utility documents are submitted to Regional Utility Coordinator. NOTE: Utilities that are on public right-ofway will be relocated at the utility's expense
- Affected utilities are sent a copy of ROW plans, crosssections & project specifics (be able to prove this contact)
- Railroad coordination documents are submitted to Railroad Coordinator
- License Agreement documents are submitted to Regional Excess Lands Coordinator
- Can be done concurrently



Chapter 6: ROW, Utility and Railroad Procedure







ROW Certification

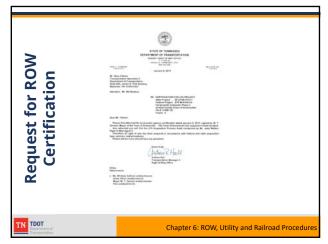


- At the completion of the ROW Phase of the project, the LG shall attest to TDOT that all rightof-way was acquired in accordance with the Uniform Act
- TDOT will certify the project upon review of the files to ensure compliance with both state and federal rules and regulations
- Project is certified for construction

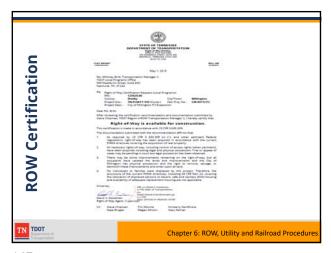
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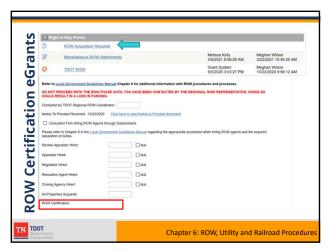
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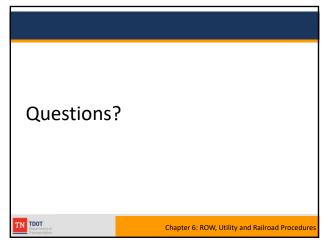
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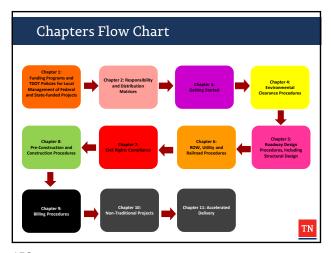
Examples of Reimbursable ROW Activities

- Courthouse Fees
- **Attorney Fees**
- Appraisals
- Relocating utilities located on private
- Utility relocation work not in the contract
- Relocation Costs (Residential & Business)
- Condemnations
- Closings

Chapter 6: ROW, Utility and Railroad Procedure

Poll Time!!!	
be flawed sta	sition procedures are found to ate and federal funding may be or every phase of a project.
a) True b) False	
TN TDOT Department of	Chapter 6: ROW, Utility and Railroad Procedures





Pre-Construction Activities

- Local Government Representative Chosen
- Title VI Certification
- DBE Goal
- Construction Authorization Checklist (Form 8-2)
- Construction Advertisement (Form 8-3)
- Bid Book (Forms 8-1 Federal and 8-1 State)
- Construction Plans with Estimate
- Permit Certification



Chapter 8: Pre-Construction and Construction Procedures

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LG Project Supervisor

- LG must designate a qualified full-time staff member who will be responsible for project administration, including:
 - · Supervision of the hired CEI
 - · Authority to request TDOT approval of change orders
 - · Accountability for contract compliance
 - All local points of contact with TDOT
 - · Maintaining a complete project file
- Should be the same person as "Responsible Charge" of construction (Form 1-1 or Form 3-1)
- As such, this person should take Level 1 CEI training



Chapter 8: Pre-Construction and Construction Procedures

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LG Responsibilities

- Prior to the Notice to Proceed for Construction, LG must:
 - Be Title VI Certified by the TDOT Civil Rights Office
 - Establish a DBE goal, based on the estimated construction cost of the project https://www.tn.gov/tdot/civil-rights/small-businessdevelopment-program.html
 - Submit a completed Construction Advertisement Authorization Checklist, Form 8-2
 - $\circ~$ Minimum Ad Requirements can be found in Form 8-3 $\,$

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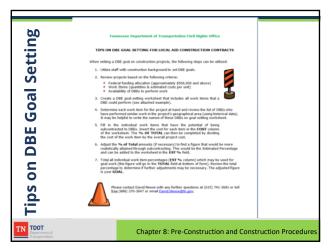
Disadvantaged Business Enterprise (DBE)

- All federally-funded projects should be assessed for inclusion of DBEs
- All federally funded projects where the Construction costs are estimated to exceed \$500,000.00 will be assigned a DBE Goal (read "requirement")
- LGs should establish an appropriate DBE goal and obtain concurrence from TDOT
- All established DBE goals must be met or exceeded

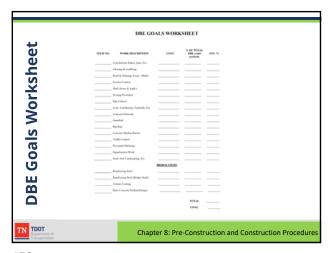
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Chapter 8: Pre-Construction and Construction Procedures

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						_
onstruction Advertisement Authorization Checklist	Construction Advertisement A PD	ade t the P tract	o ass ropos (bxd i d bo	nt the Lo al Contri book) will ok will	local Government prior to act and certification. The end is submitted to the not be reviewed if the	
dveri n Ch		YES	NO.	PROPOSAL	COMMENTS	
A ر tio	PS&E approved by Local Government		0	===	Specifications to be used Standards to be used	
a a	Proprietary terms specified [23 CFR 635.411]					
ıstruction uthorizat	ALL PERMITS have been obtained: TDEC AAUP TDEC \$401 NO Certification COE \$401 NO Certification TVA Section 26s TVAS Section 26s USCG Bridge Permit L GCAL Permit(s)	0	0		Date(s)	
21 2	NEPA document approved Any environmental commitments	H	B		Date:	
A	ALL ROW acquired or have necessary externeds ALL UTILITY agreements have been completed ALL RAUROAD agreements have been completed Does the Proposal Contract have a defined	i	Ħ			
•	completion date				Date IIII	
TN TDOT Department of Transportation	Chapter 8: P	re-	Со	nstru	action and Construction Proced	lures



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Design Consultant Responsibilities

- Prior to the Notice to Proceed for Construction, the Plans, Specifications & Estimates (PS&E) package must be submitted
- Obtain permit concurrence from TDOT Environmental Division (Manual section 8.1.3)

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Plans, Specification, and Estimates (PS&E) Package Forms 8-1: Contract Proposal Template (Sample Bid Book) must be used or bid books will be returned Form 8-1 Federal - Licensing requirement prohibited Related Special Provisions (Manual, section 8.1.4.1)

- Form 8-1 State Contractor's License Required on Bid Envelope
 Related Special Provisions (Manual, section 8.1.4.2)
- Additional Special Provisions as Needed (Manual, section 8.1.4.3)
- · Must use TDOT standards, specifications, and item numbers



Chapter 8: Pre-Construction and Construction Procedures

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PS&E Package (Plans)

- Construction Plans (including Form 5-3) must be submitted for review. After comments are addressed, the Final Construction Plans must be submitted
 - Must be stamped and sealed by a Professional Engineer licensed in the State of Tennessee
 - · Must contain Estimated Construction Item Quantities
 - · Must be complete and unambiguous
 - Submitted electronically in PDF format



Chapter 8: Pre-Construction and Construction Procedures

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PS&E Package (Estimate)

- Detailed cost estimate must be submitted for review and concurrence
 - · Must be comprehensive
 - Must contain TDOT item numbers
 - Must not contain contingency items
 - No additive/deductive alternates
 - · Either/or alternates allowed
 - Final Estimate will not be reviewed until the Final Stamped Construction Plans are submitted



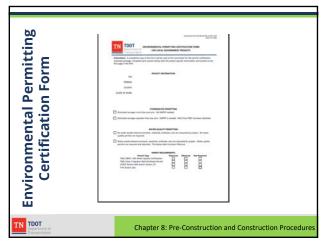
Permit Certification

- Form 8-0 Environmental Permitting Certification Form
- Send all related inquiries/materials to: <u>TDOT.ENV.PermitsLG@tn.gov</u>

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	Department	

Chapter 8: Pre-Construction and Construction Procedures

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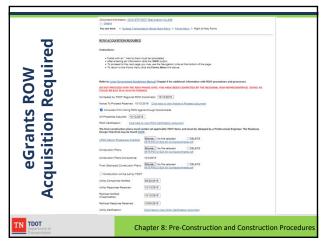
Pre-Construction & Construction Procedures

- Common mistakes:
 - · Not using standard bid book template
 - Using incorrect bid bond form
 - Contradictory language
 - Out of Date Standard and Supplemental Specifications, Special Provisions, and Wage Rates
 - Not uploading documents to eGrants

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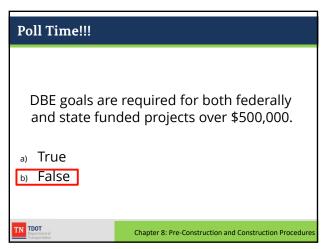
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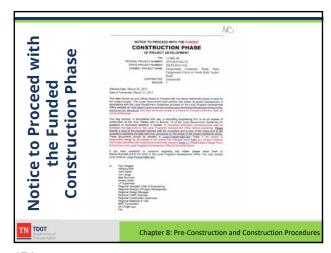


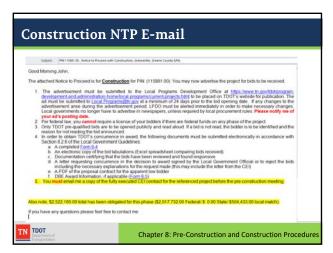
Upon Review and Concurrence of Submittals:

- Your Program Monitor will:
 - Request Obligation of Construction Funds
 - Receive Confirmation of the Obligation of Funds
 - Issue the NTP for Construction Phase

TN TDOT Chapter 8: Pre-Construction and Construction Procedures

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Construction Engineering and Inspection (CEI) LG must hire a pre-qualified consultant to oversee construction in the field CEI consultant must be on TDOT's pre-qualified

- CEI consultant must have completed LPDO CEI Training and show proof of attendance
- LG's CEI will conduct all acceptance testing of materials



Chapter 8: Pre-Construction and Construction Procedures

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CEI Duties

- Oversee Contractor's work to ensure adherence to plans and specifications
- Keep project diary, material test results, and other records
- Prepare contractor pay requests
- Perform on-site interviews:
 - Davis-Bacon Wage Rates
 - CUF (<u>Form 8-9</u>, <u>Commercially Useful Function Checklist</u>)



Local Government CEI Training Course

- Mandatory for CEIs and LGs actively managing projects (valid for 5 years)
 - Level 1 (one day) is for LGs (project supervisors)
 - Level 2 (two day) is for consultants and LGs wishing to perform CEI services on their own projects

NOTE: If an LG wants to provide CEI services for its own projects, prior approval must be obtained from LPDO



Chapter 8: Pre-Construction and Construction Procedures

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Poll Time!!!

Which size project can the designing engineer also provide CEI services for?

a) Small

- b) Mid-Range
- c) Large
- d) The CEI firm can't be associated with the project before the construction phase for any sized project



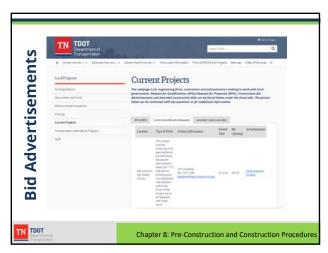
Chapter 8: Pre-Construction and Construction Procedures

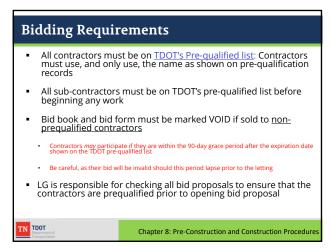
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Bid Advertisements

- All locally managed projects must be advertised on the LPDO website: https://www.tn.gov/tdot/program-development-and-administration-home/local-programs/current-projects.html
- In addition, must meet all local procurement rules
 - This MAY still require traditional newspaper advertisements
- Must submit to LPDO at least 24 days prior to bid opening
- Bid ad language requirements and 21-day advertising period still apply
- All electronic bidding processes must be reviewed and approved by LPDO







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Licensing of Prime Contractors

- The State of Tennessee requires Contractors who work on State contracts to be licensed.
- Federal regulations prohibit licensure as a requirement to bid on federally-funded projects.
- For state-funded projects, TDOT requires the license number be written on the bid envelope.
- For federally-funded projects, contractors have 21-days to become licensed.
- If a project has both federal and state funds on it, it follows the federal requirements.



"In Good Standing"

TDOT will not execute any contracts or approve subcontracts with contractors that are not in good standing with the Secretary of State (i.e. have a valid Certificate of Existence/Authorization)



Chapter 8: Pre-Construction and Construction Procedures

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If there is a DBE Goal:

- Special Provision 1247LP will be included in the bid book
- Each Contractor must submit with the bid, or within 3 business days of bid opening:
 - The names, ethnicities, and genders of the <u>TNUCP</u> <u>certified DBEs</u> that will be used on the project
 - The amount of subcontracts to be completed by the DBE (Form 8-5)
- The LG must submit this form with their bid concurrence package to the LPDO and TDOT Civil Rights Office



Chapter 8: Pre-Construction and Construction Procedure

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Special Provision 1247LP

- Require the Contractor to have its entire management staff attend DBE training arranged by the Department and paid by the Contractor.

 The next bid when Contractor is the low bidder on a DBE goal project, require that
- Contractor shall achieve a DBE participation that is twice the stated goals.

 3) For the Contractor's failure to find another DBE subcontractor to substitute for a DBE that is terminated or fails to complete its work on the contract for any reason or to that is terminated or fails to complete its work on the contract for any reason or to provide the CRO - SBDP documentation clearly evidencing good faith efforts, as detailed in D.1. above, then the Department may withhold from the Contractor an amount not to exceed the amount of money originally committed to the non-complying DBE subcontractor, not as a penalty but as liquidated damages.

 4) Suspend the Contractor from participation in Department bid lettings pursuant to
- rules promulgated by the Department.
- For repeated failures to comply, debar the Contractor pursuant to rules promulgated by the Department.
- 6) Invoke other remedies available by law and/or in the contract.



Disadvantaged Business Enterprise (DBE)

- DBE goals apply to construction contracts, not to professional services
- When a contract is executed, DBE goals will be met, unless Good Faith Effort can be proven
 - Per 23 CFR 230
- If DBE goal is not met, Local Agency will be subject to repayment of work performed that would have been performed by DBE



Chapter 8: Pre-Construction and Construction Procedures

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Bid Document Agenda

- The LG should keep track of every contractor who purchases a set of bid documents
- If the LG finds an error in the ad within the advertisement period, the LG MUST notify all proposal holders
- The LG must document where the correction was distributed to all proposal holders (an email is acceptable in most cases)
- EVERY proposal holder must acknowledge in writing that they received the Addendum before opening bids



Chapter 8: Pre-Construction and Construction Procedures

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LG Requirements, Time of Bids

- Must not allow bids to be submitted after the date and time set in the bid advertisement
- Must begin to open bids on the date and time set in the bid advertisement
- Must read each responsive bid out loud and in public
- Must select the lowest responsive bidder, pending TDOT concurrence
- Must not open bids by non-prequalified contractors
 - Responsive bids shall be opened from contractors who are within the 90 day grace period of their TDOT prequalification expiration date
 - https://www.tn.gov/tdot/tdot-construction-division.html



Bid Review

- Bids are to be submitted in the original bound bid book
- Bids are to be completed and signed
- Bids must be completed on the forms provided in the bid book
- There must be a unit price of \$0.00 or greater for each bid item
- License? Dependent on funding source



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After Receiving Bids, LG Will:

- Announce the apparent low bidder, adding the words "pending TDOT concurrence"
- Tabulate the Engineer's Estimate along with the bid prices for all bidders, or at least the lowest three bidders
- Review the bids to determine if they are unbalanced (Manual, section 8.2.6)
- Prepare a submittal package to send to TDOT



Chapter 8: Pre-Construction and Construction Procedures

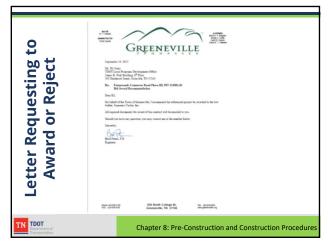
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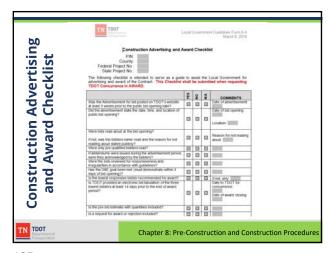
After Receiving Bids, LG Will:

- Electronically submit the following to TDOT, at least 21 days prior to expiration of bids:
 - · Letter requesting to award or reject signed by LG Official
 - A completed Form 8-4: Construction Advertising and Award Checklist
 - · Tabulated bids with Engineer's estimate in Excel format
 - Documentation certifying that bids have been reviewed and found to be responsive
 - · A PDF of the proposal contract for the apparent low bidder
 - · DBE Award Information, if applicable (Form 8-5)

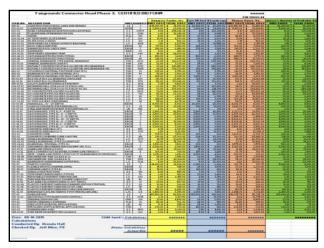


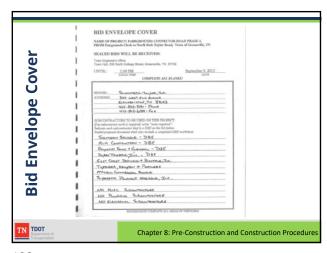


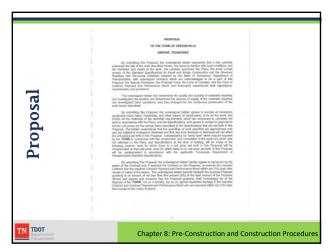


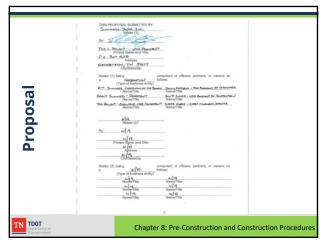


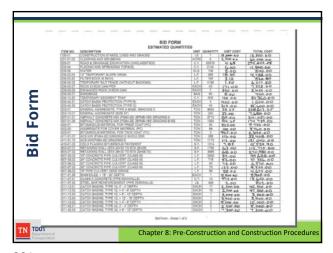
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Contract Award Code
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Proposed DBE Goal or None % or Divine
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DBE Cartilled Wark Type to be performed 2" Tier
CBE Certified Work Type to be performed:
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TOTAL DES COMMITMENT : 8 DATE
**Ethnicity* Black American (SA), Hapanic American (HA), Native American (NA), Asian Indian American

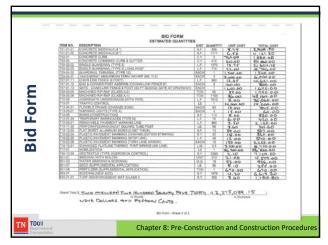


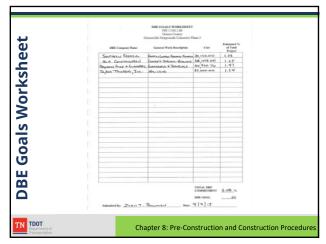


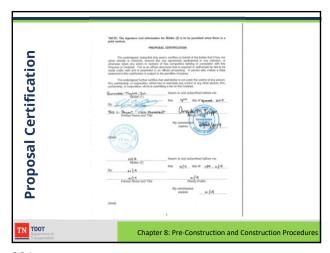


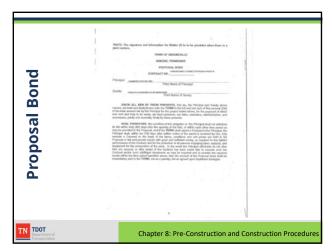


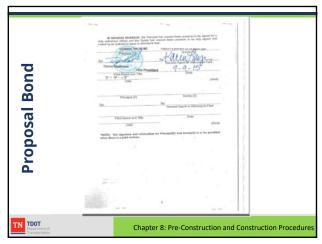


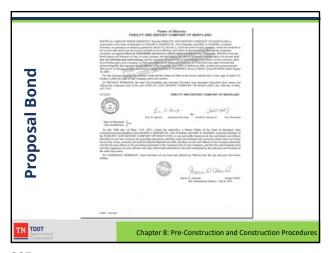


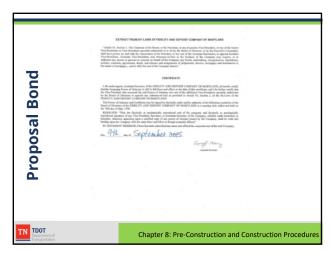




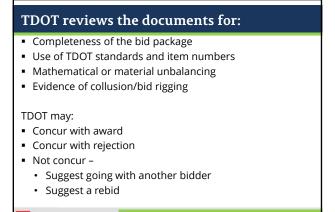












Chapter 8: Pre-Construction and Construction Procedures

Reasons for not Awarding a Bid 1. Failure to sign the bid (proposal form, proposal certification, proposal bond, Power of Attorney) 2. Failure to furnish the required bid bond and Power of Attorney, with the same dates 3. Omissions, alterations of form, additions, or conditions not called for 4. Unauthorized bids or irregularities 5. Failure to include a unit bid price for each item (must be an amount of zero or greater) 6. Unit prices are mathematically unbalanced 7. Failure to submit a non-collusion affidavit 8. Failure to submit a non-collusion affidavit 9. Failure to submit a bid within the original bound bid book 10. Failure of bidder to acknowledge all addenda 11. Bidder not prequalified or not in good standing the day of the letting

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Beware of Unbalanced Bids

In the process of bidding, Contractors may seek advantage opportunities.

If the estimated quantity of an item is much lower than the plans indicate, a Contractor may place a high value on that item, while lowering the value on some other item of work.

In this way, that contractor may get the low bid, but when final quantities of work are established, they may no longer be the low bidder.



Chapter 8: Pre-Construction and Construction Procedures

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Poll Time!!!

TDOT requires that the bid advertisement for letting be:

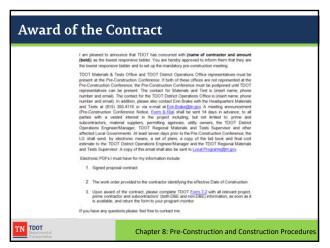
- a) Run in a local paper of record
- b) On the agency's website
- c) Hung on the courthouse's bulletin board
- d) Posted on the Local Programs website for a minimum of 21 days



Upon TDOT Concurrence, the LG will: Issue the Contract a copy of the Proposal Contract for signatures Send CEI contract to LPDO The Contractor will: Return the signed contract to the LG with a fully executed Payment and Performance Bond equal to 100% of the contract amount within 10 days Submit any necessary railroad insurance prior to final execution of the contract (20 calendar days allowed) Signed Contracts will be distributed to the Contractor, the Surety, the LG, and LPDO (electronically for LPDO)

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FHWA 1391 Reporting

- Required per 23 CFR 230, Subpart A
- TDOT Civil Rights Office sends letters to all prime contractors and subcontractors working on locally managed projects in the month of July
- Contractors respond with required information by August 15th of each year
- Placed in End of Job File

TDOT Department of

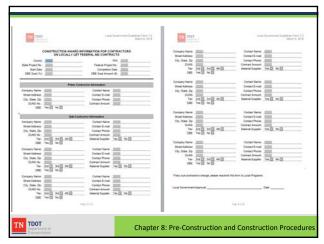
Post Award/Pre-Construction

- The LG shall submit contractor and subcontractor information to LPDO using Form 7-2, Contractor Award Information:
 - General project information
 - Prime contractor information
 - Information for all subcontractors (both DBE and non)
 - Form replaces the old LP NIC system



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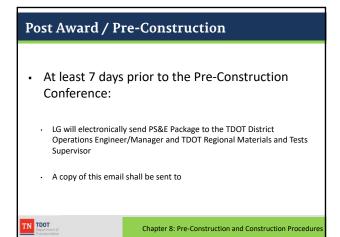
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Pre-Construction Conference

- Locally managed projects are required to conduct a Pre-Construction Conference
- Form 8-10a: Pre-Construction Conference Notice will be sent to all attendees at least two weeks prior to the conference
- On complex projects, secondary conferences may be held as well (see Form 8-10b Erosion Conference Notice and Form 8-10c Utility Conference Notice)
- LG, Contractor, Subcontractors, Utility Companies, CEI, and TDOT representatives must attend
- Subcontractors and DBEs will be introduced







Pre-Construction Conference Discussion Items Start Date Construction Schedule Critical Path Activities Materials Delivery and Storage Required Postings DBE Goal Traffic Control Measures Erosion Control Measures Potential Obstacles Local Special Events Chapter 8: Pre-Construction and Construction Procedures

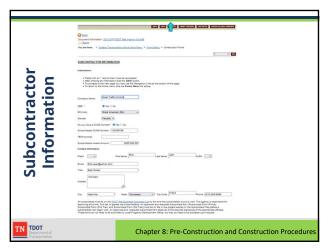
Pre-Construction Conference Related Forms Form 8-6, Construction Project Files Subcontract Forms 8-7a, 8-7b, 8-7c (Manual, section 8.2.9) DBE Company Profile, Form 8-8a DBE Material Supplier/Trucker Contract Certification, Form 8-8b Forms 8-11a, 8-11b, and 8-11c - Guidance for keeping minutes of the conference or conferences, as the case may be Form 8-12- Sign In Sheet for recording all attendees Utility Forms 8-13 and 8-14 if utilities are being relocated as part of the project Form 8-16-Construction Checklist, guidance for submittals Start Notice - Form 8-17, establishes the date for Contractor to begin work on the project

• Form 8-18 - Contractor attests that he will not knowingly employ

illegal immigrants

TN TDO Depart Transp Chapter 8: Pre-Construction and Construction Procedures

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TDOT Oversight During Construction

- TDOT will assign an inspector to the job
- TDOT Engineering Services (TDOT ES) Line on Exhibit A of your contract
- TDOT's inspector and a representative of the Regional Materials and Tests Division must attend the mandatory pre-construction conference
- The TDOT inspector will:
 - · Attend regularly scheduled progress meetings
 - Make monthly visits to the project site



Materials Testing

- LG's CEI will conduct all acceptance testing
- TDOT will perform verification and independent assurance testing

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	Department of

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Miscellaneous Construction Forms

- Form 8-19: Hot Mix Asphalt Plant Inspector Checklist Form used by the inspector who checks that the asphalt at the plant meets specifications of the project - kept in project file
- Form 8-20: Hot Mix Asphalt Roadway Inspector Checklist used by the construction inspector to ensure placement of the asphalt is in accordance with specifications
- Form 8-21: Work Zone Traffic Control Inspection Form to be kept in the project file
- Form 8-22: Bridge Construction Inspector Checklist to be completed by CEI and sent to TDOT Structures Division
- Form 8-23: Bridge Deck Pre-Pour Checklist
- Form 8-24: Bridge Deck During Pour Checklist
- Form 8-25 : Bridge Deck Post-Pour Checklist
- Form 8-26: Structures Construction Checklist to be completed after bridge construction



Chapter 8: Pre-Construction and Construction Procedures

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Miscellaneous Construction Forms

- Form 8-15: Railroad Completion Notice used when work is done on railroad right-of-way, indicates acceptance of work by railroad
- Form 8-27: TDOT EPSC Inspection Form evaluates the contractor's erosion protection and sediment control measures
- Form 8-28: Notice of Termination Form submitted to TDEC when water quality permit coverage can be terminated
- Form 8-29: Prompt Payment to Subcontractors Form completed by Prime Contractor and submitted to local agency 60 days after payments
- Form 8-30: Change Order Form all change orders should be sent to LPDO to ensure funding is available
- See Chapter 2 (Distribution Matrix) of the LGGM for submittal requirements of various applicable forms



Commercially Useful Function (CUF)

- DBEs must perform a Commercially Useful Function (CUF), to be confirmed by CEI
- Commercially Useful Function Checklist (Form 8-9) should be completed WHENEVER a DBE performs work (even if there is no goal assigned to the project)
- Sent to TDOT Civil Rights Office and LPDO



Chapter 8: Pre-Construction and Construction Procedures

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Common Contractor (DBE) Mistakes

- Swapping out DBE work with non-DBE contractors
- No CUF interviews performed
- Elimination of DBE work and not finding replacement work
- Not submitting necessary forms to TDOT Civil Rights Office and LPDO



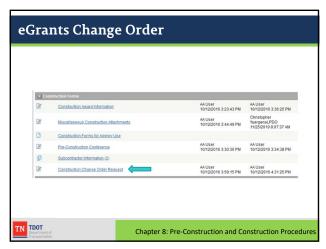
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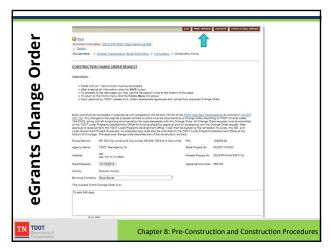
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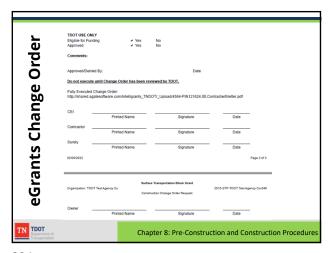
Change Order Process

- Form 8-30, Change Order Form or eGrants Change Order
- Your program monitor needs to be aware of each change order, as the project funds are bound by the amount in the TIP/STIP
- For all change orders, prior approval is required by LPDO for funding availability
 - Is there enough money in the TIP / STIP?
 - Are requested items eligible?
 - · Does it change the scope of the project?
- The LG provides the final approval of change orders, as it is your project









Project Records – FHWA's "Big Five" 1. Environmental Commitments – must be addressed 2. ADA – project must be ADA compliant 3. DBE – goal must be met 4. Buy America – steel and iron products must be domestically produced & certification on file 5. Source Documents for Payment – such as: • Inspector's Daily Reports • Material Certifications • Invoice / Bill of Lading • FHWA LPA Change Order Resource Website

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Recurring Audit Issues

- Engineer or CEI not on TDOT's pre-qualified list
- Sub-contracts with FHWA 1273 missing
- Change Orders not approved for funding by TDOT prior to execution
- Material acceptance test documentation not in project file
- TDOT assurance testing not in project file
- DBE participation not met
- CUF interviews not performed



Chapter 8: Pre-Construction and Construction Procedures

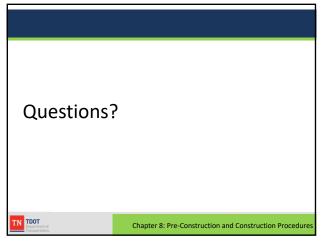
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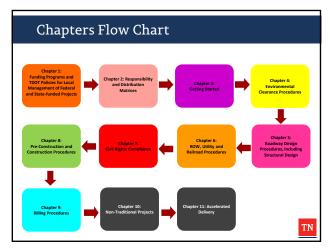
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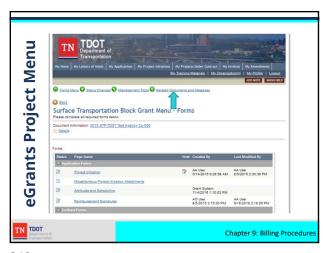
Recurring Audit Issues

- Daily diary of work activity not kept by CEI
- CEI not on site at times of inspections as required by 23 CFR 635.105
- If original low bid was rejected, TDOT concurrence to reject and justification from LG not in project file
- Buy America certifications not on file
 - All phase(s) could be subject to penalties if Buy America requirements are not met

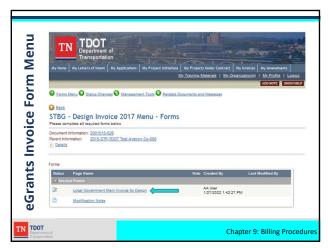




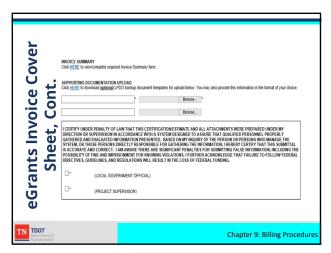




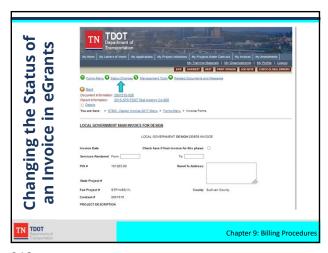


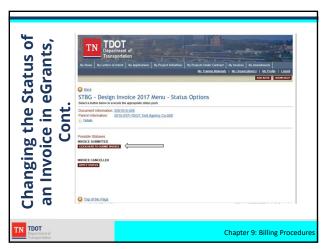


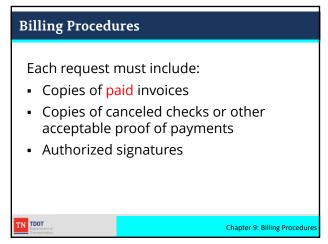


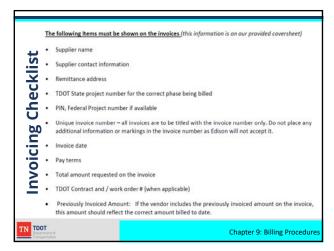








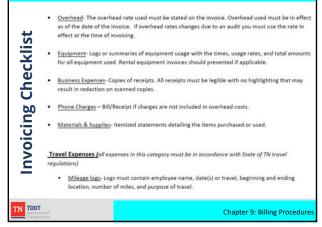


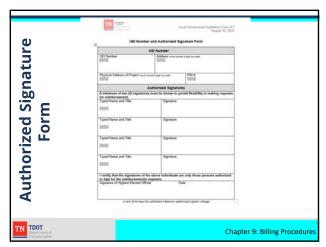


Service Period and all charges are within the contract terms. Check all addition and mathematical calculations. Our office will use the industry standard in regard to "rounding" being three decimals (i.e. \$1,080.927 will be considered \$1,080.93). The invoice must be marked "Partial" or "Final". Invoice must be signed by company representative. The invoice must summarize the total amount being billed and the documents that support a given cost must accompany the invoice. Chapter 9: Billing Procedure

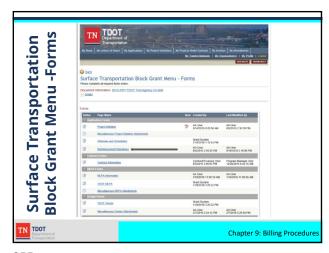
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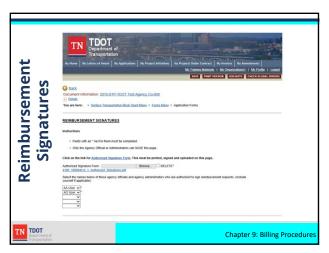
Project Costs • Each invoice must include a summary detailing the individual expense items and show categorized subtotals. To as much degree as possible the support should be collated to match the order of the items listed in the cover sheet. • For each expense type, the supporting documentation for the reimbursable expenditures must include itemization of the charges being billed. • Labor Schedule- summary table of employee name and/or employee ID, title, rate of pay, Date(s) worked, and number of hours involved. Must list actual dates worked not a date range. • Net Fee- the formula used to calculate the net fee must be shown on the invoice. The Local Programs office will note if there is a difference in the amount billed/calculated. • Burden (Benefits)*- Itemized reports from payroll or accounting systems *not applicable when using audited overhead rates. Chapter 9: Billing Procedures

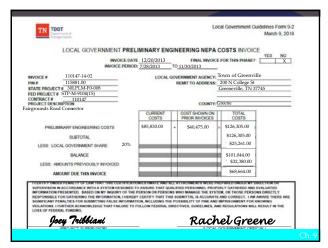


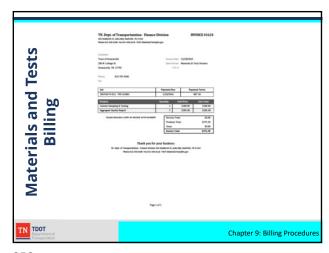




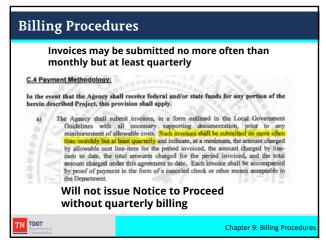


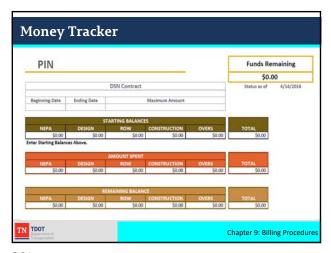


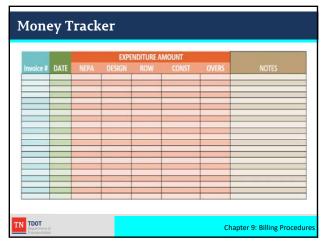


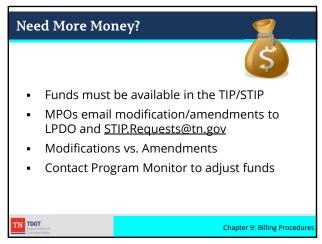


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Submitting invoices for more funds than available Incorrect address Incorrect project numbers or cover sheet Not including canceled checks Insufficient amount of proof of payment Overlapping fiscal years PPI (Personal, Private Information) not redacted Not correcting previously submitted invoices

Chapter 9: Billing Procedures

Common Issues, Continued

- Not submitting actual invoices
- Missing signatures on cover sheet or backup documents
- Rounding errors
- Invoice date not within 5 days of submittal
- Not submitting for review in eGrants



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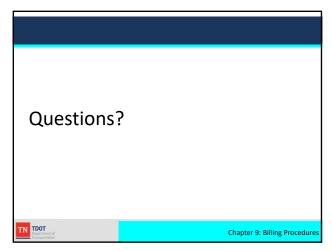
Invoicing FAQs

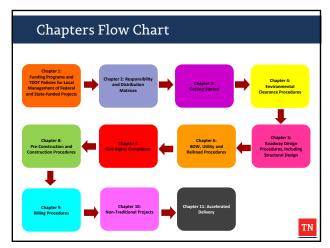
- Where are the project numbers for phases other than construction?
- How fast can I get reimbursed?

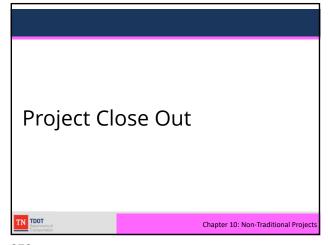


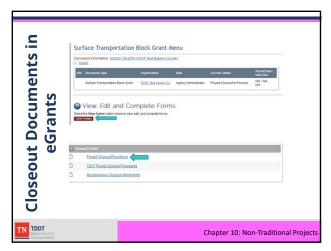
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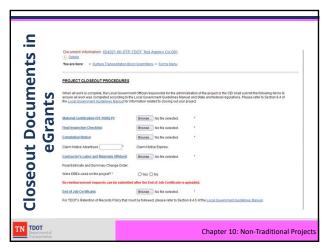
Invoices can be submitted via both eGrants and LPD.invoices@tn.gov for every project. a) True b) False Chapter 9: Billing Procedures











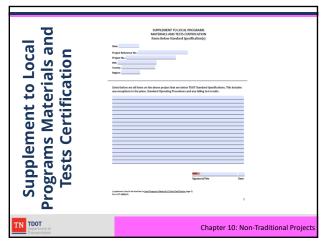
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LPDO Material and Tests Certification

- Complete Form <u>DT-1696LP</u> at completion of the project
- Include documentation for all failing material tests and the corrective actions taken
 - Form 8-31: Materials Certification
- Submit to the LPDO
- Ensures the quality of all materials incorporated into the project is in conformance with the plans and specifications

TN Department of Transportation

Chapter 10: Non-Traditional Projects



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Completion Notice

- Indicates all items of work have been inspected and are complete
- The Local Government Project Supervisor will send Form 8-33 to the LPDO, TDOT Operations Representative, TDOT Regional Materials and Tests Supervisor, the contractor and the surety
- The notice should be sent as soon as possible after all items are accepted as complete
- The completion date is the date all construction charges stop

TN TDOT Department of transportation	Chapter 10: Non-Traditional Project
Department of Transportation	Chapter 10. Non-traditional Project



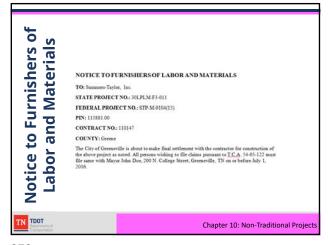
Advertisement for Claims

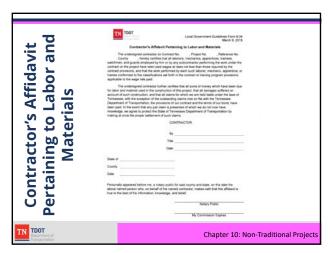
- The LG will advertise the contract for claims
 - Published in an area press service with the greatest coverage for two consecutive weeks (one ad per week)
 - Must include a due date for claims, which is at least 30 days from the last published date
- The contractor must provide an affidavit (Form 8-34) as evidence that materials, labor, and payment comply with T.C.A. 54-05-122 to the CEI
- All claims should be made in accordance with Sections 105.16 and 107.19 of TDOT Standard Specifications and 23 CFR 635.124
- The LG will mail copies of the request to the Prime Contractor, Surety Agent, and the LPDO

TN TDOT
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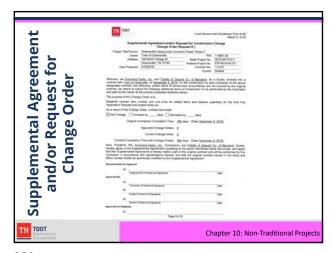


A Summary Change Order and Final Estimate must be prepared to adjust the contract amount to an amount that coincides with the final quantities All differences must be identified and submitted to the LPDO All overruns/underruns shall be explained in

- accordance with <u>Circular Letter 109-03.01</u>
 Determination of time based on quantity
- Determination of time based on quantity increase can be determined following <u>Circular</u> <u>Letter 108.06.02</u>

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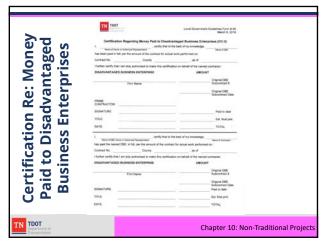
DBE Payments

- After the project is complete, the contractor will submit a CC-3 form (Form 8-35) to the LG for EACH DBE that performed work on the project
- The CC-3 form certifies the total amount paid to the DBE for the project
- Once received by the LG, LG must send a copy to the TDOT Civil Rights Office and the LPDO

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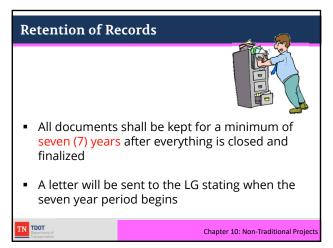
End of Job Certificate

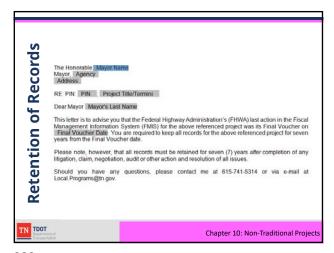
- After verifying all records, work performed, item quantities are correct and the final quantities are covered by the required material certifications, submit an End of Job Certificate (Form 8-36) to the LPDO
- This submission will close out the project with TDOT
- NO requests for reimbursement may be submitted after this form is submitted
- For projects with railroad involvement, once construction is complete, the LG shall also submit a Railroad Completion Notice (Form 8-15) to LPDO

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T	TDOT		Local Government Guidelines Form 8-36 March 15, 2019
b Certificate		END of JOB CERTIFICATE PNN State Project No. Federar Project No. County 1 the various forms and for the various items, is a true re- contract, and any part of the record which has been on	
<u></u>	accepted as complete, subject to t	k on this contract, including all amendments thereto, the terms and conditions of the contract and specification renaised, and other charges against the project, includin with the terms of the contract.	s: and that all charges or bills for labor or
0	By signing below, I am stating at owner.	eligible invoices have been submitted to TDOT and re	embursement has been received by the
End of Job	Spret	Local Government Official	
TN TDOT		Cha	pter 10: Non-Traditional Projects





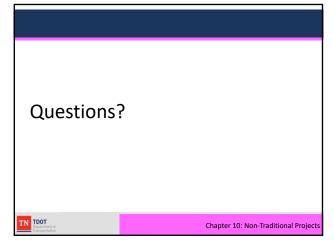
Common Mistakes

- Not submitting an End of Job Certificate
- Consultant signing End of Job Certificate instead of the LG
- Submitting End of Job Certificate before final reimbursement has been received
- Not submitting CC-3 form when DBEs performed work
- Not submitting a Summary Change Order
- Not submitting documents within 90 days of project completion

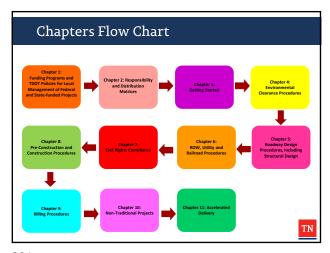
TN TDOT

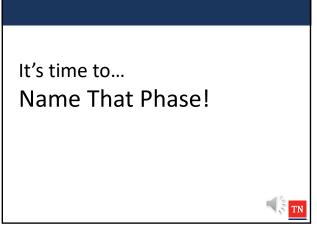
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Rules of the Game

- Answers are based on a project in which all applicable phases are funded.
- The 6 Phases of Project Development are:
 - Eligibility Determination
 - NEPA
 - Design
 - Right of Way
 - Construction
 - Closeout



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In what phase do the following occur?

DBE goal established - ROW

Initial Surveying - NEPA

ROW Plans Submitted - Design

Proprietary Item Request - Design

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In what phase do the following occur?

Environmental Permits

Obtained -

ROW

End of Job Certificate -

Closeout

Bid Book Submitted for

Review -

ROW

CEI Hired -

Construction

TN

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In what phase do the following occur?

Local Responsible Charge Person Chosen - Eligibility Determination

Bid Award Concurrence -

Construction

Utility Coordination -

ROW

Advertisement for Claims - Closeout

TN

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In what phase do the following occur?

DBE Award Information - Construction

Native American

Coordination – NEPA

Project Initiation Form – Eligibility

Determination

Design (PE) Plans Submitted-Design

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BONUS QUESTION:

Title VI Certification -

Any time prior to Construction!

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