

**ACEC-INDOT LIAISON COMMITTEE 2014-'15
MEETING NOTES
February 19, 2015 - 10:00 AM–Noon**

LOCATION:
Indiana State Library 315 West Ohio Street in Room 401

1. Welcome/Introductions/Opening Comments (**Starting 10:00am**)

The following were in attendance:

**Trent Newport – Chair
Scott Hornsby – Board Liaison
Sanjay Patel – ACEC president
Louis Feagans
Bill Bailey
John Brand
Jeff Byrd
Cash Canfield
Dave Cleveland
Melissa Effinger
Kurt Heidenreich
Christa Klinka
Khashif Khan
Jeff Mahan
Dave Matson
Brad Miller
Gary Mroczka
Dandi Prasad
Michael Rowe
Jason Mathais
Alex Lee
Greg Wendling**

2. HOT TOPICS!

- Errors & Omissions

INDOT is starting in-house training. The primary focus will be on communication rather than pursuing claims; however, various committee members have indicated that they are aware of consultants being asked to pay. Oftentimes, communications is lacking due to a passive project manager. Project managers must be involved and drive the process.

If Consultants are being asked to pay, then INDOT must follow their internal process for claims in order for the claim to be valid. INDOT following their internal process for claims needs to be an agenda item for the next Can-Do Meeting.

- SAA Points & Local Office Points

ACEC will continue to monitor consultant selections and how SAA and local office points are applied.

Several questions were presented to INDOT regarding SAA Points. They are as follows:

- 1. Does capacity determination include the extent of a consultant(s) work on P3's and/or D/B's where engineering contracts are not with INDOT?**
- 2. Does capacity determination differentiate between project development and construction inspection?**
- 3. How does timing of most recent selection and aggregate amount of work with INDOT impact capacity determination?**

It was noted that SAA points have not been applied as much since October of 2014.

- Issue Resolution Process

A draft issue resolution policy was sent to ACEC on February 13, 2015. The policy focused more on design related items.

Consultants should use the issue resolution policy when an INDOT PM is not being responsive.

Concern was expressed regarding privacy being maintained if the issue resolution process is utilized. Any communication/documents generated as part of the issue resolution process should not be public record until a final resolution is achieved. This will help protect both INDOT and the Consultant.

- Sediment Control Training

INDOT is planning 8 pilot projects where erosion control will be in the contractor's contract for design build during construction.

Contractor will be required to develop the SWPPP and Erosion and Sediment Control Plans utilizing a certified erosion and sediment control professional. The Contractor will also be responsible for providing quantity estimates and pay items for all erosion and sediment control measures.

ACEC is looking into having Enviro Corp. come in for training and testing. Consultants will have to be prequalified. Training could be completed in-house.

Field inspection testing/training by CESSW is available on March 26th.

3. Team Indiana: February 12, 2015 - Meeting Agenda and Handouts

- Update on highlights by Scott/Beth

I-69 Design build in Hamilton County (SR 37 to Exit 210) pushed to fall (August) and will bid as a best value design build. The intent is to have added travel lanes up to exit 210 then pavement rehab from there north; how far can you build. Innovative opportunities including MOT, pavement design, road closures, etc. will be evaluated. INDOT might supplement the project w/ new funds currently being discussed in the state legislature. It is anticipated that the selection weighting will be 75% on price and 25% on technical.

4. CAN-DO: February 9, 2015 – Meeting Minutes

- Update on highlights by Beth Bauer

Meeting notes from the CAN-DO Meeting were distributed to the full committee via email.

5. Sub-Committee Updates

a. FAR – Beth Bauer

- No meeting

While there are no changes in FAR, the cost of FAR is going up because INDOT is requiring more information for financial/pre-quals. ACEC needs to illustrate how much more Indiana pays compared to other states.

b. LPA – Laurie Johnson

- No Meeting

c. INDOT Prequalification - Scott Sondles

- Email with meeting notes

Meeting notes from the INDOT Prequalification Sub-Committee were distributed to the full committee via email.

d. Bridge Inspection – Scott Hornsby

- Meeting minutes

Meeting notes from the Bridge Inspection Sub-Committee were distributed to the full committee via email.

6. 11:00 AM Rick Marquis with Federal Highway and Louis Feagans with INDOT

Rick Marquis was not able to attend.

A discussion as held between the committee and Louis Feagans. The following is a summary of the key discussion items:

Kenny Franklin is preparing a design memo that will require the consultant to document that utilities were coordinated with to develop the best project solution. This includes documenting options for designing around utilities were explored. INDOT desires to see that consultants are engaging utilities soon enough. If utilities are not responsive then we don't need to work around them later in the process.

INDOT has been experiencing issues with getting consultant fee proposals in a timely manner. Consultants are stating that the delays are associated with subconsultants dragging their feet. INDOT will utilize the issue resolution process to address this issue if needed.

INDOT is looking to accelerate \$50M in design for next four years. Looking to 2021 to start moving projects forward. Next 2 years will be a record for preservation projects. Preservation projects tend to end up with more change orders due to unknowns when you start patching. Additionally, more patches than anticipated are often required when a project is going through the letting process over the winter. Plans are not updated to reflect changes that occur due to a harsh winter.

INDOT is considering a June letting as there are over 100 projects scheduled for the July letting. A decision will be made in approximately 2 weeks.

Contractors are claiming that there are added costs to LPA's if designers don't provide electronic drawings to contractors, specifically 3D models with elevation data. INDOT needs to adopt a possible on what is required to be provided. The federal highway is pushing for more 3D availability of surfaces as most currently provide 2D drawings.

There are long lags between letting and contract award for Contractors. Communities want get to contractor NTP sooner; however, current laws and rules can prevent that from happening.

After Louis Feagans left the following discussions were had.

Increases in construction costs are causing engineers estimate to be low which makes the designer look bad. Will INDOT be updating bid histories to account for cost increases, can consultants bump certain pay items arbitrarily? Certain regional contractors are near capacity so they either increase price or don't bid.

A draft of the LPA Guidance Document will be sent to ACEC one more time for review.

Please send emails to Beth regarding how individual firms have handled E&O issues.

7. Next Committee Meeting

- 4/23/15 at 10 am in the History Reference Room