



**TO:** MBE/WBE and Small Business Advisory Committee Members

**FROM:** Joseph G. Pantaloni, P.E., Deputy Director *JGP*  
Watershed Protection Department

**DATE:** August 3, 2010

**SUBJECT:** Waller Creek Tunnel Project Hauling Plan

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The construction of the Waller Creek Tunnel (WCT) Project will require the hauling of large amounts of excavated material from three major construction sites downtown. In consideration of the large amount of hauling required to complete the work, the projected construction market conditions, the project milestones, and the potential impacts to the City of Austin should the project not be completed on schedule, the project team has identified hauling as a critical success factor for the project. A hauling plan is currently being developed to ensure that the hauling needs of the project are met and that opportunities are provided for local haulers to participate in this work. SMBR will work with the Project Manager to set project specific subgoals for this package that will include the hauling component in the trade summary breakdown. The hauling plan will be incorporated into the contract documents for the tunnel project, which are scheduled to be finalized next month.

### **Plan Overview**

The proposed hauling plan will include three main elements which will be reflected in the contract documents:

1. The Division I Specification on hauling will establish the responsibility of the contractor to focus on hauling as a critical element of the project and actively manage the hauling plan to ensure its successful implementation.
2. A specification section will include a requirement asking for a minimum number of hauling subcontractors and define requirements for distribution of the hauling work.
3. The City Inspection staff will be briefed on the plan and monitor the contractor's activity to assure compliance with the plan.

### **Plan Details**

The Division I Specification will clearly state the contractor's responsibility to develop and administer a hauling plan. The contractor will be required to actively manage a team of hauling subcontractors to ensure successful execution of the work. The details of the required work plan will be further defined in the specifications.

The specifications will establish defined parameters for certain elements of the Bidder's work plan. The draft statement is: "The OWNER has determined that it is in its best interest to require that the CONTRACTOR shall award subcontracts for hauling to no fewer than five (5) separate 'hauling subcontractors'. If the CONTRACTOR has hauling capacity, it may use its own forces as one of the 'hauling subcontractors'. CONTRACTOR must utilize all 'hauling subcontractors'. Each 'hauling subcontractor' shall be assigned a minimum of 10% of the available hauling scope. No 'hauling subcontractor' shall receive more than 40% of the total hauling scope without written approval from the OWNER. However, if a 'hauling subcontractor' fails to provide contracted service and jeopardizes

CONTRACTOR's ability to timely perform, CONTRACTOR may use any of the other 'hauling subcontractors'. In this case, CONTRACTOR must adhere to SMBR Policy and provide written notice to the OWNER and to the 'hauling subcontractor' who is not performing, stating specific contract clauses they have violated and instances of unavailability, including dates and times of day."

The specification also limits Contractor compensation to within 20 miles. The City, and then Travis County, has first right of refusal to salvage and/or recycle excavated materials. The Contractor takes ownership of all excavated materials not selected by the City or the County.

Should you have any questions or need additional information, please contact me at (512) 974-3438.

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