

TESTIMONY FOR HOUSE BILL NO. 494

Issues with current system

- Contract time subject to liquidated damages=1 to 2 years, Project closeout time with no consequences=?
- Bonding and insurance required to be maintained for longer than necessary
- Final estimates often result in major adjustments to payments years after work was completed

MDT Project No.	STPS 239-1(3)0	MT-NH 63-1(11)14	ARRA-STPS 208-1(6)0	STPP 81-1(19)31
MDT Project Title	Hobson Utica	Judith Gap North & South	Junction US 191 Whitewater	Curves 7 Miles West Of Brooks
Contract Amount	\$6,799,813.19	\$9,488,653.51	\$7,872,830.05	\$1,574,647.00
Notice To Proceed Date	3/3/2008	11/3/2008	11/30/2009	11/15/2010
Significant Completion Date*	10/10/2008	7/30/2010	9/20/2011	8/26/2011
Warranty Period Expires	12/3/2008	12/8/2010	12/7/2011	12/7/2011
Final Inspection Date	7/1/2009	6/16/2011	3/24/2012	7/16/2012
Checklist Completion Date	7/23/2009	8/16/2011	5/7/2012	7/16/2012
Final Payment Received	7/8/2010	2/28/2012	N/A	N/A
Days From Significant Completion To Final Inspection	264	321	186	325
Days From Checklist Completion Date To Final Payment	350	196	289+	219+
Days From Significant Completion to Final Payment	636	578	519+	544+

* Significant completion is assumed to be the date that final striping work or final seeding work is completed, whichever is later.

Hobson Utica - First estimate after significant completion received on 12/16/2008. Final estimate received over one and a half years later on 7/01/2010. Due to quantity changes, Wickens was required to pay nearly \$60,000 back to MDT.

Junction US 191-Whitewater - First estimate after significant completion received on 10/18/2011. Next estimate received over one year later on 11/02/2012, again requiring Wickens pay \$60,000.