NATIONAL COOPERATIVE HIGHWAY RESEARCH PROGRAM SYNTHESIS OF HIGHWAY PRACTICE

## CONTRACT TIME DETERMINATION

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# CONTRACT TIME DETERMINATION 

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## NATIONAL COOPERATIVE HIGHWAY RESEARCH PROGRAM

Systematic, well-designed research provides the most effective approach to the solution of many problems facing highway administrators and engineers. Often, highway problems are of local interest and can best be studied by highway departments individually or in cooperation with their state universities and others. However, the accelerating growth of highway transportation develops increasingly complex problems of wide interest to highway authorities. These problems are best studied through a coordinated program of cooperative research.

In recognition of these needs, the highway administrators of the American Association of State Highway and Transportation Officials initiated in 1962 an objective national highway research program employing modern scientific techniques. This program is supported on a continuing basis by funds from participating member states of the Association and it receives the full cooperation and support of the Federal Highway Administration, United States Department of Transportation.

The Transportation Research Board of the National Research Council was requested by the Association to administer the research program because of the Board's recognized objectivity and understanding of modern research practices. The Board is uniquely suited for this purpose as: it maintains an extensive committee structure from which authorities on any highway transportation subject may be drawn; it possesses avenues of communications and cooperation with federal, state, and local governmental agencies, universities, and industry; its relationship to its parent organization, the National Academy of Sciences, a private, nonprofit institution, is an insurance of objectivity; it maintains a full-time research correlation staff of specialists in highway transportation matters to bring the findings of research directly to those who are in a position to use them.

The program is developed on the basis of research needs identified by chief administrators of the highway and transportation departments and by committees of AASHTO. Each year, specific areas of research needs to be included in the program are proposed to the Academy and the Board by the American Association of State Highway and Transportation Officials. Research projects to fulfill these needs are defined by the Board, and qualified research agencies are selected from those that have submitted proposals. Administration and surveillance of research contracts are the responsibilities of the Academy and its Transportation Research Board.

The needs for highway research are many, and the National Cooperative Highway Research Program can make significant contributions to the solution of highway transportation problems of mutual concern to many responsible groups. The program, however, is intended to complement rather than to substitute for or duplicate other highway research programs.

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The members of the technical committee selected to monitor this project and to review this report were chosen for recognized scholarly competence and with due consideration for the balance of disciplines appropriate to the project. The opinions and conclusions expressed or implied are those of the research agency that performed the research, and, while they have been accepted as appropriate by the technical committee, they are not necessarily those of the Transportation Research Board, the National Research Council, the National Academy of Sciences, or the program sponsors.
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The Transportation Research Board evolved from the 54 -year-old Highway Research Board. The TRB incorporates all former HRB activities and also performs additional functions under a broader scope involving all modes of transportation and the interactions of transportation with society.

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# PREFACE 

There exists a vast storehouse of information relating to nearly every subject of concern to highway administrators and engineers. Much of it resulted from research and much from successful application of the engineering ideas of men faced with problems in their day-to-day work. Because there has been a lack of systematic means for bringing such useful information together and making it available to the entire highway fraternity, the American Association of State Highway and Transportation officials has, through the mechanism of the National Cooperative Highway Research Program, authorized the Transportation Research Board to undertake a continuing project to search out and synthesize the useful knowledge from all possible sources and to prepare documented reports on current practices in the subject areas of concern.

This synthesis series attempts to report on the various practices, making specific recommendations where appropriate but without the detailed directions usually found in handbooks or design manuals. Nonetheless, these documents can serve similar purposes, for each is a compendium of the best knowledge available on those measures found to be the most successful in resolving specific problems. The extent to which they are utilized in this fashion will quite logically be tempered by the breadth of the user's knowledge in the particular problem area.

FOREWORD
By Staff
Transportation
Research Board

This synthesis will be of special interest to construction engineers and others concerned with contract administration. Guidelines are presented for the consideration of relevant factors in determining contract time.

Administrators, engineers, and researchers are faced continually with many highway problems on which much information already exists either in documented form or in terms of undocumented experience and practice. Unfortunately, this information often is fragmented, scattered, and unevaluated. As a consequence, full information on what has been learned about a problem frequently is not assembled in seeking a solution. Costly research findings may go unused, valuable experience may be overlooked, and due consideration may not be given to recommended practices for solving or alleviating the problem. In an effort to correct this situation, a continuing NCHRP project, carried out by the Transportation Research Board as the research agency, has the objective of synthesizing and reporting on common highway problems. Syntheses from this endeavor constitute an NCHRP report series that collects and assembles the various forms of information into single concise documents pertaining to specific highway problems or sets of closely related problems.

Transportation agencies must set reasonable times fur complction of construction projects. Factors to be considered in determining contract time include materials, equipment, manpower, cost, and constraints such as weather, regulations, traffic, utilities, and user convenience. This report of the Transportation Research Board presents guidelines and recommendations for the establishment and enforcement of contract times.

To develop this synthesis in a comprehensive manner and to ensure inclusion of significant knowledge, the Board analyzed available information assembled from numerous sources, including a large number of state highway and transportation departments. A topic panel of experts in the subject area was established to guide the researcher in organizing and evaluating the collected data, and to review the final synthesis report.

This synthesis is an immediately useful document that records practices that were acceptable within the limitations of the knowledge available at the time of its preparation. As the processes of advancement continue, new knowledge can be expected to be added to that now at hand.

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William G. Gunderman, Engineer of Materials and Construction, Transportation Research Board, assisted the Project 20-5 Staff and the Topic Panel.

Information on current practice was provided by many highway and transportation agencies. Their cooperation and assistance were most helpful.

## CONTRACT TIME DETERMINATION

## SUMMARY

State transportation agencies devote considerable time and effort in attempting to set a reasonable time for completion of a construction project, as each day of work beyond the predetermined completion date generates costs for the agency, the road user, and the general public. Contract time is based on the estimated number of working days or calendar days or on a specific completion date.

Contracts providing more time than is actually needed for a project may discourage innovative management or construction techniques, encourage contractors to bid more work than can be handled, and increase agency costs. However, additional time may also result in lower bid prices and permit lowproductivity contractors to bid.

Contracts specifying less time than necessary for completion of a project can result in higher bid prices and eliminate qualified contractors. However, they can also encourage good management, high productivity, and lower administrative and engineering costs.

Transportation agencies usually determine contract time based on (a) construction season limits, (b) quantity or production rates, (c) work-flow techniques, (d) estimated costs, and (e) external factors, such as coordination with utilities and railroads, need for industrial access, and other commitments.

With working-day contracts, the ability of an agency to have a project completed in a reasonable time depends on the policy for making time charges. Most agencies charge a full day if more than one-half of a normal shift is suitable for work. Several agencies account for time charges to the nearest one-fourth of a day. Among the items that will affect the charge of working days are adverse weather conditions, materials shortages, delivery delays, labor problems, and agency delays.

Incentive payments (or bonuses) are used by some agencies where there is a compelling need for early completion of a project. All agencies have some provision for liquidated damages for late completion of a project; the daily charge is usually related to the total contract amount.

The conclusions reached in this synthesis include the following:

- When establishing or modifying a time-estimation procedure, the performance of the procedure should be monitored, the effects of site conditions and terrain should be considered, and information should be obtained from state contractor associations.
- In determining contract time, a construction data file that covers the previous 3 to 5 yr should be used. The schedule should be reviewed and adjusted to reflect other factors, such as project size, availability of materials, and commitments of the agency engineering and inspection forces.
- Except for certain projects that must be completed within narrow time limits, there does not appear to be a need for highly restrictive contract duration times.
- The working-day and calendar-day methods have an advantage over the completion-date method in that the contractor is not liable for circumstances beyond his control; however, the agency must be careful to document each day that is charged.

Suggested guidelines include:

- Agencies should be flexible in establishing contract time. Construction season time limits have merit for some work, particularly for paving and resurfacing projects.
- Once specified, contract time becomes a contractual condition and should be enforced. Time charges on working-day contracts should be administered uniformly and fairly.
- It appears desirable and equitable to prescribe liquidated damages for (a) the time that traffic and the public are inconvenienced and (b) supervision costs incurred by the agency.
- A formal, rational approach should be developed to determine contract time; it should be based on past experience and updated frequently.


## INTRODUCTION

There is a consensus among state transportation agencies on the need to specify the time limitations of contracts and to assess charges for failure to complete a project within the specified time. Many state agencies devote considerable time and effort in attempting to set a reasonable time for completion of each project, because each day of work beyond the predetermined time period of the contract generates proportional costs for the agency, the road user, and the general public.

Responsible contractors have sufficient motivation to complete a project at the earliest possible date. Early completion of a project results in lower overhead costs, lower interest costs for borrowed dollars, less exposure to damage by the elements (repairs must be made at the contractor's expense), avoidance of increased costs of labor and materials, and freedom to bid on other work. Nevertheless, some projects are delayed by contractors for various reasons, such as incompetence and financial problems. As there can be no advance indication of which project will encounter difficulties in progress because of contractor problems and/or external conditions, it is necessary to impose on all projects a disincentive for failure to meet the prescribed time.
The state transportation agency is responsible for establishing the time period for completion of a construction project. For over 50 yr , it has been common practice for agencies to estimate the number of working or calendar days required to complete work or to set a specific calendar date for completion. Procedures for assessing damages against the contractor were established by all 48 states in 1929 (I).

Different procedures are used to estimate the number of working days or calendar days needed to complete construction projects. Some of these techniques are simple and depend on the individual judgment. Others are more complicated, drawing heavily on past data accumulated by the agency and possibly using a computer system for storage and to develop time schedules.
The contract time as determined by a transportation agency generally is not used by contractors in preparing bids. Many contractors prepare their own estimates of time requirements based on personnel, equipment production rates, and work methods. The agreement or lack of agreement between the agency and the individual contractors often will be reflected in the bidding on the project. This does not mean that one estimate is more correct than the other, but that the agency may use an average time and the contractor may use more specific production rates.

## ESTIMATING CONTRACT TIME

A review of AASHTO and transportation agency procedures for estimating contract time reveals some differences.
Contract time is based on the estimated number of working days or calendar days or on a specific completion date (fixed
date). The completion date may be established by computing working days or determined by external influences.
The following definitions are relevant to a discussion on estimating contract time:

Calendar day. Any day shown on the calendar beginning and ending at midnight (2).

Working day. A calendar day during which normal construction operations could proceed for a major part of a shift (Saturdays, Sundays, and holidays are usually excluded) (2).

Controlling item(s). Contract work item that (a) is large in volume, (b) requires a lengthy period for completion, or (c) is on the critical path of a precedence diagram.

Saturdays, Sundays, and legal holidays are not counted as working days by most agencies (some agencies permit the contractor to work on these days). The controlling items are usually the basis for charging a work day. Several agencies permit the engineer to charge a fraction of a day. Time may or may not be charged on a working-day contract during the 3 or 4 winter months with adverse weather.This is intended to encourage the contractor to work during this period; however, in some cases, this allows the contractor to stop all work.
A calendar-day contract may or may not be the same as a fixed- or completion-date time period. Both contracts may include guaranteed work days or a specified number of days for each month. The completion-date contract, with or without a guaranteed number of working days, is widely used by state agencies. Specifications for completion-date contracts are not consistent among the states. The following specifications were derived from several states.

Completion date (specific). The contractor must have all (essential) work completed by a specific date without regard for working days.

Completion date (guaranteed working days). The contract completion date can be extended if the contractor has not had available the number of working days as stated in the contract. Either the number of working days for each month or the total number of days for the contract period may be stipulated.

If a project must be completed on or before a specific date, the contract should have a specific completion date. In other cases, contract time can be determined by means of working days, calendar days, or a completion date with guaranteed days.

## RESPONSIBILITY FOR SETTING TIME LIMITS

The responsibility for setting contract time limits generally is assigned to the design and/or construction personnel within a transportation department. If the critical path method (CPM) or a similar planning method is used, the design team


FIGURE 1 Contract time determination and review originating at the district level.
will usually prepare the first estimate to be reviewed by the construction division. If the determination of contract time is based on experience or construction seasons, the construction unit will usually have the responsibility for setting the time limits.

In some agencies, the district office sets the time subject to review approval by the headquarters' design or construction section (Figure 1). In other agencies, the time is set at the headquarters level with the district passing judgment on major or critical projects. Minor projects may go directly to the contract office (Figure 2). The flow chart used by one agency to determine contract time is shown in Figure 3.


FIGURE 2 Contract time determination and review originating at the headquarters level.


FIGURE 3 Procedure for determining contract time (Georgia).

Policies and practices are determined by the size of a project. Although most agencies can list projects in which political necessity played a part in setting the completion date, these cases are few when compared to the total program.

## CONTRACT PERIOD

Strong arguments can be made by contractors for both long and short contract periods. One objective in the determination of a time period by agencies is to encourage a reasonable number of contractors to bid on the project. Knowledge of the capabilities and work loads of the contractors that normally bid each type of work is required. In some cases, projects are delayed in order to obtain more favorable prices during a period of reduced work loads.

Contracts that specify an excessive number of working days or a long time period may:

- Discourage innovative management or construction techniques.
- Encourage contractors to bid more work than can be handled in a timely manner.
- Require increased agency administration and engineering costs.
- Encourage lower bid prices.
- Permit both high- and low-production contractors to bid on project.
- Reduce the bonding capacity of contractors.

Contracts that specify too few working days or a short time period may:

- Encourage higher bids.
- Increase bond costs for contractors.
- Eliminate some qualified contractors.
- Encourage good management and thus high production.
- Cause the contractor to question each work-day charge (on working-day contracts).
- Lower administration and engineering costs.


## CURRENT PRACTICE

## BASIS FOR DETERMINING CONTRACT TIME

The determination of contract time by transportation agencies is primarily based on:

- Construction season limits,
- Quantity or production rates,
- Work-flow techniques, and
- Estimated costs.

In many cases, a the above practices is used-even for a single project (Table 1). Other methods that have been used by several agencies include time units and completion date specified by the contractor at the time of the bid.

## Construction Season Limits

Perhaps the most common practice for determining contract time for surfacing and paving projects is to set the time limits at or shortly after the end of the construction season. This method is satisfactory when: (a) the projects are awarded early in the season; (b) a large number of projects
are not awarded to a single contractor; (c) materials are readily available; and (d) the contractor is held responsible for the expense of maintaining the project over the winter or paying liquidated damages.

Consideration should be given to the latest feasible starting date for critical items on seasonal projects. For example, concrete bridge decks should not be placed late in the fall if chemicals might be used for ice control during the winter.

## Quantity or Production Rates

The quantity approach involves the determination of a daily production rate for each controlling item in the contract. The agency may compute the daily rate for all items or only the controlling items that could significantly affect the project time.
The Construction Daily Production Table used in Illinois to compute increments of time, along with the supporting figures, is presented in Appendix A. The production table for work items is usually based on experience and past data from completed projects. This information is tempered with judgment, with the controlling items used as the primary basis for specifying contract time.

| state | Contract Time Determined by |  |  | Have Bids <br> Ever Been Based on Different Numbers of Days? | Techniques or Procedures Used to Determine Contract Time |  |  |  | Liquidated Damages Range/Day (\$) | Bonus R | Range/Day <br> (\$) |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Working Days (\%) | Calendar Days (\%) | $\begin{aligned} & \hline \text { Fixed } \\ & \text { Date (\%) } \end{aligned}$ |  | $\begin{gathered} \text { Work } \\ \text { Season (\%) } \end{gathered}$ | Production <br> Rates (\%) | $\begin{aligned} & \text { CPM } \\ & (\%) \\ & \hline \end{aligned}$ | $\begin{gathered} \text { Cost Est. } \\ (\%) \\ \hline \end{gathered}$ |  |  |  |
| alabama | 97 | 1 | 2 | No | X |  |  | X | 45 - 980 |  |  |
| ALASKA |  | X | X | No | X | X |  |  | $50-500$ |  |  |
| ARIzona | X |  |  | No |  | X |  |  | $42-420$ |  |  |
| ARK ANSAS | X |  |  | No |  | X |  |  | $42-420$ |  |  |
| CALIFORNIA | X |  |  | No | 20 | 60 | 20 |  | $50-1500$ |  |  |
| DELAWARE | X | X | X | No | 10 | 30 |  | 60 | $30-420$ |  |  |
| DIST. Of COL. |  |  |  | Yes |  |  |  | X | $30-150$ |  |  |
| Florida |  | X |  | No |  | X |  |  | (1) - 300 |  |  |
| GEORGIA | 60 | 5 | 35 | No | 30 | 70 |  |  | $30-420$ |  |  |
| HAWAII | X |  |  | No | 10 | 30 | 30 | 30 | $42-420$ |  |  |
| IDAHO | 95 | 1 | 4 | Yes | X |  |  |  | $75-1300$ |  |  |
| ILLINOSS | 99.5 |  | 0.5 | No |  | X |  |  | $30-5600$ | 1500 | - 10000 |
| indiana | 5.2 | 1 | 48 | No | X | X |  |  | $30-1000$ | (2) 50 | - 1000 day |
| Iowa | X |  |  | Yes (3) |  | X |  |  | $42-200$ |  |  |
| KANSAS | X |  |  | No |  | X |  |  | $75-1500$ | (11) 750 | - |
| KENTUCKY | 35 |  | 65 | No | 65 | 35 |  |  | $60-600$ |  |  |
| LOUISIANA | 80 | 20 |  | No |  | X |  | X | 42 - 420 |  |  |
| MAINE | 80 |  | 20 | No |  | X |  |  | $30-420$ |  |  |
| MARYLAND | 75 | 25 |  | No | X | X |  | X | (4) |  |  |
| MASSACHUSETTS |  |  | $X$ | No | X |  |  | X | $30-500$ |  |  |
| MICHIGAN | 70 |  | 30 | No | 20 |  | 80 |  | $20-1000$ | (5) |  |
| MINNESOTA | 90 |  | 10 | No |  |  |  |  | 150-900 | (6) 1000 | - 3500 |
| MISSISSIPPI |  |  | X |  |  | X |  |  | 0 - 560 |  |  |
| MISSOURI | 95 |  | X | No | 50 | 50 |  |  | $50-1500$ |  |  |
| MONTANA | X |  |  | No | X | X |  |  | $28-420$ |  |  |
| nebraska | 98 | 2 |  | No |  | X |  |  | 42 - 420 | (7) |  |
| NEVADA | $\times$ |  |  | No |  |  | X |  | $300-1000$ |  |  |
| NEW HAMPSHIRE | 2 |  | 98 | No | X |  |  |  | $30-300$ | (8) 100 | 500 |
| NEW YORK |  |  | X | No | X |  |  |  | $50-1000$ |  |  |
| NORTH DAKOTA | 20 |  | 80 | No | 75 | 15 |  | 10 | $50-700$ | (9) | 500 |
| OHIO | X |  |  | No | X | X |  |  | $30-600$ |  |  |
| OKLAHOMA | 75 | 15 | 10 | No | 25 | 75 |  |  | $30-1000$ |  |  |
| Oregon (10) | 1 | 50 | 20 | No | X | X |  | X | $40-840$ |  |  |
| Pennsylvania |  | X | (12) |  | X |  | (13) |  | 300 |  |  |
| RHODE ISLAND |  | X |  | Yes | X | X |  |  | $30-300$ |  |  |
| SOUTH CAROLINA |  |  | X | No | X |  |  | X | $20-420$ |  |  |
| SOUTH DAKOTA | $X$ |  | X | No | X |  |  |  | $50-600$ |  |  |
| tennessee | 90 |  | 10 | No | X | X |  | X | $30-420$ |  |  |
| UTAH | X | X | X | No | X |  |  | X | $42-420$ |  |  |
| VErmont |  |  | X | No | X |  |  |  | 42- $50-500$ |  |  |
| VIRGINIA |  | X | X | No | X | X |  |  |  |  | - 2000 |
| WASHINGTON | $X$ |  | 0.5 | No | X |  | X |  | 42-2000 |  | - 200 |
| WISCONSIN | 30 | 40 | 30 | No |  | 90 | 10 |  | $50-595$ 50 |  |  |
| wroming |  |  | X | No | X | X | X |  | $50-600$ |  |  |

NOTES: (1) $1 / 4 \%$ of contract amount per day. (2) Used on less than $1 \%$ of contracts with "not to exceed limit." (3) Only on selected projects with normal versus round-the-clock day. (4) Based on engineering, administration, and other costs of time overrun. (5) Used in special cases. (6) Bonus set by special provision. (7) Same as penalty, but rarely used. (8) Only for special projects. (9) Recent use on selected chart for most projects; CPM only on large, complex projects.

Several agencies require that the contractor review the production rates and the time provided and then prepare a bar chart, a precedence CPM diagram, or other acceptable work-flow chart to indicate scheduling and work-control efforts. The chart is used to measure progress on the project and to aid the agency and contractor in addressing the proper items if the work lags.

## Work-Flow Techniques

Large, complicated projects requiring extensive coordination of materials, equipment, personnel, and administrative support can best be handled by means of work-flow techniques. Such techniques include the critical path method (CPM) (3, 4), project engineering control (PROJECT) (5), and program evaluation and review technique (PERT) (6). Heuristic concepts have been suggested as a replacement for CPM in the planning of the construction process (7). A 1980 research report (8) recommended CPM to the Indiana State Highway Commission for planning construction projects.
A number of texts and manuals offer specific instructions on CPM and its use for construction projects. Information on the basic elements of CPM is given in Appendix B. Only seven state agencies use CPM routinely; however, other agencies prepare CPM charts for major projects. In some cases, each work item is accounted for, but for most projects only the major or controlling items are charted.
The accuracy of any work-flow diagram or chart is dependent on the experience, judgment, and data sources available. In general, agencies have indicated that key personnel possess both experience and judgment and have an intimate knowledge of construction conditions and contractors in their areas. However, concern has been expressed that much of this experience and judgment is concentrated in a few senior individuals and that it is not possible to transfer this knowledge in a short period of time.
There is also some concern about the time period for data accumulation on production rates. Some agencies claim that the time set for specific work items should be based on recent data to reflect advances in technology. Other agencies suggest that applying present-day production rates in estimating time could eliminate some contractors who have a good performance record but are using older equipment.

In a few cases, agency methods for the collection of production-rate data have been questioned. For example, in projects where production was restricted or intermittent, the data have been biased to some extent.

Although CPM is widely used by highway agencies and contractors, many agencies use the conventional bar or progress chart, either alone or with a CPM network. Some agencies have suggested that the progress or bar chart (Figure 4) can be explained more easily than an elaborate CPM network to property owners, members of the press, inspectors, and contractors' foremen. It is also less complicated to present in court if the agency is involved in litigation.

An example of contract time determination in Wyoming is presented in Appendix C. The steps taken and the selection of a completion date for a project involving grading, paving, structure, highway, and miscellaneous work are described.

## Estimated Costs

Projects costs are related to the time or working days required to complete a construction project. Several agencies use the estimated costs of a project as a basis for determining time requirements.

The procedure used by the New Mexico Highway Department is one method of using project costs to estimate work time (see Appendix D). This procedure was developed from a study of the current practices for estimating time in New Mexico and seven other states.

Some agencies use estimated costs to set the number of working days; other agencies indicate that this procedure is usually used for smaller or less complicated projects. The experience in Washington, D.C. (structure) and in New Mexico (grading, paving) with cost versus completion time is shown in Figure 5. The need for each agency to develop its cost data based on location and type of work is clearly demonstrated. (Separate curves for urban and rural work may be necessary.)

## Time Units

A research effort in Mississippi developed a computergenerated procedure for estimating work time and for reporting and monitoring contractor progress (9). CPM is used to generate bar-graph progress schedules. Time units are used as the measure of work; each month has an assigned number of time units that varies with the type of work. The use of time units for days enables the project engineer to make time charges based on the actual work performed on the controlling items. A brief description of the Mississippi procedure is given in Appendix E.

## Completion Date Set by Contractor

Projects in Washington, D.C., and Mississippi provide examples of contracts where the contractors were given a role in the selection of the completion date. In the Washington, D.C., project, contractors could choose between two completion dates presented by the agency and submit a bid for completion of work by either date. The agency accepted the lowest valid bid. The Mississippi project involved shifting traffic from two divided lanes in each direction to single lanes in each direction, with an increase in user cost of $\$ 7,000$ per day. Each contractor entered a bid and a completion date. The agency added an adjustment to the bid, which was the product of the number of days and the $\$ 7,000$ per day increased cost. The four lowest bids are shown below. The combination of $\$ 4,721,599.82$ for work items and $\$ 1,057,000$ for user costs $(\$ 7,000 \times 151)$ produced the low bid. The $\$ 7,000$ per day cost was also added to the amount usually charged for liquidated damages.

| Bidder | Direct Work <br> Total Items(\$) | No. Days <br> @ \$7,000 | Total Work and Days Comparison(\$) |
| :---: | :---: | :---: | :---: |
| 1 | 4,721,599.82 | 151 | 5,778,599.82 |
| 2 | 4,544,930.41 | 250 | 6,294,930.41 |
| 3 | 5,271,196.81 | 212 | 6,755,196.81 |
| 4 | 5,215,617.29 | 266 | 7,077,617.24 |

INDIANA STATE HIGHWAY COMMISSION


FIGURE 4 Bar chart for a highway project (Indiana).

## FACTORS AFFECTING CONTRACT TIME

The contract time set by an agency using one of the techniques described above may require some adjustment because of external factors that affect the construction progress or necessitate the completion of a facility by a specific date. These external influences include:

- Coordination requirements,
- Commitments,
- Effects on road users and others, and
- Financial requirements.

As these external factors generally preclude extending the completion date, setting a specific date for completion instead of specifying contract time by working or calendar days may be necessary.

## Coordination Requirements

## Stage Construction

Some projects or portions of projects must be completed by a specific date to allow access by subsequent contractors to abutting projects. Delays in completion by the contractor can result in considerable claims for delay costs by the subsequent contractor. Therefore, a specific completion date associated with a sufficiently high rate for liquidated damages is advisable.

When the working-day or calendar-day method is used for setting contract times, the second-stage contractor may be put at a disadvantage by the failure of the first-stage contractor to overcome relatively minor obstacles of weather, delays in materials shipment, etc. Furthermore, the agency is vulnerable to such delay claims because the exercise of its authority to charge or not to charge working days affects the completion date of the first-stage contractor.

## Delivery of Materials

Problems associated with the timely delivery of materials are common to all agencies. In some cases, contracts for major structures are awarded separately at earlier dates in order to ensure that materials are delivered on time. During the peak construction periods, shortages of bituminous materials, portland cement, and other essentials can delay project completion. One method of avoiding this problem is to schedule completion so that the critical stages will be completed before shortages develop. If an industry-wide shortage of required materials develops, time charges may be halted until the materials are available.

## Coordination with Other Events

A specific completion date is usually required in order to coordinate the completion of a transportation facility with urban renewal, the opening of a major shopping center, construction of an industrial facility, utility or railroad project, special events, or the like. In some cases, although the transportation agency was not involved in the early planning of


FIGURE 5 Cost versus completion time.
such projects, it may be asked to provide a completed facility on short notice.
Transportation facilities required for service to special events, such as the Olympics, a World's Fair, or other major events scheduled for a specific date, must be completed on time. To assure that every effort is made to meet this completion date, both a date for completion and a sufficiently large amount of liquidated damages must be specified in the contract. The working- and calendar-day methods are not appropriate in these cases, because it is critical that the contractor overcome all delays by means of the use of multiple shifts, overtime, additional work force and equipment, etc. A key football game, the opening of the hunting season, or other such activities may also be justification for completing a construction project rapidly.
Criticism by the public of street cuts or other utility work that follows highway or street paving has led to improved coordination between transportation agencies and utiilties. It is common practice to have completion of a project somewhat dependent on a utility's effort to renovate or rebuild its facility. In some cases, the project work order may be delayed; however, more often there is a requirement that some part of the project be completed before a utility can begin work. Major natural gas line adjustments are critical, requiring special equipment that is not readily available and may warrant special consideration.

Much railroad construction or adjustment is performed by the railroad or contract firms that are responsible for the
work on the entire railroad system. In some cases, problems in reaching agreements have caused major impacts on construction timing and completion. In a few cases, the railroad has contracted with the highway contractor, which can accelerate completion of work.
The completion of construction on major bridges by toll agencies or an abutting state can create a need for a period of accelerated construction. In most cases, the need for the new facility is recognized well in advance, but problems with right-of-way, design, or funding can contribute to a crisis.
Water levels in reservoirs or artificial lakes are controlled by generating demand, rainfall, recreational activity, mosquito control, and flooding streams. Contracts for construction across or adjacent to reservoirs either limit the time available or require that the contractor suspend operations during periods of high or low water levels.

## Commitments

Occasionally, commitments are made to local governments for projects to be completed by a certain date. Pressure on meeting that date may necessitate a mandatory completion date to be specified in the contract.

## Effects on Road Users and Others

The demands of traffic in urban areas have caused agencies to be extremely careful when setting completion dates. High traffic volumes can greatly delay a contractor's work. At the same time, construction work can seriously impede traffic. A lengthy detour around a project will generate considerable costs in terms of time, fuel, and maintenance. Travel on a project site that is hindered by construction delays also increases road-user costs in terms of time, safety, and convenience. The increase in such costs is largely af-
fected by field conditions, the degree of completion of the project, and the adequacy of provisions for traffic maintenance and protection. On the other hand, if a contractor were to initiate double shifts to complete a project by an unreasonable date, greater exposure to hazards and traffic disruptions might result than would occur with the expeditious continuation of work with moderate use of overtime. Thus establishing a tight, optimum completion time cannot be justified in all cases solely by road user costs.

Even with comprehensive provision for the maintenance of traffic and allowance for access to abutting properties, a road under construction generally has a detrimental impact on business and abutting property owners. However, once the roadway and driveways are paved, the impact of minor completion work is generally negligible. It may be desirable to assess one level of charges when traffic or access is disrupted and another level of charges, on a smaller level, for failure to complete on time.

## Financial Requirements

Although contract time limits are important to state finance and budgeting personnel in estimating expenditure requirements, some agencies have indicated that there are too many other factors affecting the expenditure rate to justify the necessity of precise computations of contract duration for the purposes of budgeting. Other agencies suggest that contractor payments and contract time are major factors in predicting cash flow and in scheduling projects.
Setting limits on contract time is important in conserving the limited engineering manpower of a state and holding down related supervision costs. These objectives can be fulfilled by means of the currently used methods for defining contract time limits.
Funds from other agencies or from a special category of federal or state funds may be made available with either an early-start or an early-completion requirement.

## TIME CHARGES AND TIME EXTENSIONS

When contracts that provide for working days are used, the ability of an agency to have construction completed in a reasonable time depends to a large extent on the policy for making time charges and granting extensions. A lenient charging policy by an agency (central, district, or project engineer's office) can counteract efforts to predict work time and establish completion dates. It is important that the project engineer be consistent and reasonable in charging time on all contracts specifying the number of working days.

## TIME CHARGES

Procedures for charging or not charging all or some part of a working day vary among the agencies. Key considerations in the charging of time include the amount of time in which the work can be completed and the controlling or major work item. Many agencies identify the controlling items. It is the responsibility of the project engineer to assess work conditions and make time charges.

The time charged is reported to the contractor, usually weekly, and any objections by the contractor must be presented within a specified period, usually within 2 weeks. Although agency specifications may state that the contractor must appeal a time charge within a specified time, a claim board or court may be persuaded to reexamine the time charges. Several agencies have indicated that objections to time charges are routinely made by some contractors if there is any question concerning their ability to complete work within the specified time.
Some agencies charge the contractor for a whole day if a major part of the day is suitable for work. A major part of the day may be as short as 2 hr ; however, most agencies specify this time as more than one-half of a normal shift. Several agencies account for time charges to the nearest one-fourth of a day. The time unit used in Mississippi is rounded to the nearest one-tenth of a day, except that no time is charged if the total is less than two-tenths of a day (see Appendix E).

Time charges for completion-date contracts with a guaranteed number of working days are usually reported as on working-day contracts; thus it is important that careful attention be given to the determination of working days. Inattention to documentation and checking during the early stages of this type of contract can increase the chance of later claims and suits if the project is not completed in the time specified in the contract.

## Adverse Weather

Determination of the effect of adverse weather on a working day can be difficult. Even those specifications that are precise in setting the conditions for charging a working day
leave much to the discretion of the project engineer. It is difficult to be present at each site on a major project to evaluate the effect of adverse weather (temperature, rain, etc.) on specific controlling items of work. For example, supervisors for the contractor may be quick to point out real or imagined effects of a nearby shower on an isolated operation that may not actually affect work on a controlling item. The project engineer must be fair in determining work days and must be able to defend his judgment with adequate documentation. If an error is made, it should be corrected immediately with all parties being advised. Working days on a calendar-day or a completion-date contract with a guaranteed number of working days must be accounted for as carefully as the time on a working-day contract.

## Shortage of Materials

Most agencies do not count working days when there is a genuine unforeseeable shortage of material that is not the fault of the contractor. In some cases, steel, cement, or asphalt that has been ordered well in advance cannot be delivered. It is the responsibility of the contractor to provide documentation for the delay that is acceptable to the agency. Documentation may include a letter from the manufacturer or vendor stating the date of receipt of the firm order for materials and the reason for the delay in delivery. Less documentation is required when there is an industry-wide shortage, as agencies are usually aware of the situation.

## Delivery Time

Agencies are not always aware of the lead time for fabrication and delivery of key materials. If there is a delay in delivery, it is the responsibility of the contractor to show that the order for special materials was placed with a dependable supplier, that the fabrication and delivery times are reasonable, and that no other available supplier could have furnished the material on time.

## Labor Problems

Most agencies give consideration in charging time, even on completion-date projects, when labor problems create a shortage or cause a delay. In most cases, the actual amount of delay is known; however, a strike that is remote from the work area can have an influence on the supply of material to a project and may need to be considered in charging time.

## Agency Delays

Problems with right-of-way and access that affect the start or continuation of a controlling operation are considered sufficient justification for not charging work days to a project. All the facts and dates relating to the problem should be listed in the project diary. Design changes for structures or errors in field work by the agency that cause delays are also considered when charging work days. Some agency officials contend that admisssion of liability for delay by the agency encourages claims. Other officials find that acknowledging agency delays is the practical and straightforward way to handle the problem and that a better defense can be offered if there is a later claim by the contractor.

## Additional Considerations in Charging Time

Utility adjustments, coordination with other contractors, court actions, scheduled public events, etc., can appreciably. affect the scheduling and progress of work. However, the actual time delay is not easy to compute or estimate. The specific reasons for charging or not charging time should be carefully and fully explained in the engineer's diary and time reports. Fires, floods, war, and sovereign acts of government that could affect the project completion time are automatically considered in charging time.

## TIME EXTENSIONS

It is common practice to consider time extensions for net quantity overruns, additional items of work, or for various delays previously discussed. When weather conditions or other problems prevent the contractor from completing work on a project within the given number of working days, the method most used for granting time extensions is not to charge for working days. Either the contractor or project engineer may request a time extension.

## Quantity Overrun

Although the language of standard specifications and contracts may differ among the state agencies, the intent is usually to provide additional time, taking into account an increase in the quantity of controlling items and the relationship to total project cost. In some cases, time extensions are based on an increase in total project cost.

## Additional Work

If new items of work are added to the contract, the need for additional time is discussed at that time and made a part of the supplemental agreement. The importance of agreement before the work is done should be emphasized.

## LIQUIDATED DAMAGES AND INCENTIVE PAYMENTS

The amounts of liquidated damages and the justification for incentive payments have caused much concern to both transportation agencies and contractors. The liquidated damages concept has been tested in numerous court cases and has been found valid as a method of compensating an agency for costs and delays when a project is not completed on time.

## LIQUIDATED DAMAGES

Considerable literature has been published on the provision for liquidated damages in construction contracts. Cohen (10) and Sweet (11) provide information on liquidated damages and delay, citing numerous cases. More recent cases are cited in The Government Contractor and The Construction Contractor.

The right of an owner and a contractor to enter into a contract specifying amounts for liquidated damages if the
project is not completed in the specified time has been accepted by the courts provided (10, 12):

- The damages anticipated by the parties are uncertain in amount or difficult to prove.
- The parties must have intended to stipulate or liquidate these damages in advance.
- The amount stated must be a reasonable estimate of the loss expected upon a breach of contract.

The items most often considered when estimating amounts of liquidated damages are (10):

- Additional costs of engineering, administration, etc.,
- Loss of time,
- Increased operating costs and the safety for facility users, and
- Damage and inconvenience to adjacent property owners.

SCHEDULE OF LIQUIDATED DAMAGES


Calendar day amounts are applicable when the contract time is expressed on the calendar day or calendar workday or fixed date basis.

| Schedule of Deductions for Each Day of Overrun in Contract Time |  |  |  |
| :---: | :---: | :---: | :---: |
| Original Contract Amount |  | * Daily Charge |  |
| From More Than | To and Including | $\begin{aligned} & \text { Calendar } \\ & \text { Day } \\ & \hline \end{aligned}$ | Work Day |
| \$ 0 | \$ 25,000 | \$ 30 | \$ 42 |
| 25,000 | 50,000 | 50 | 70 |
| 50,000 | 100,000 | 75 | 105 |
| 100,000 | 500,000 | 100 | 140 |
| 500,000 | 1,000,000 | 150 | 210 |
| 1,000,000 | 2,000,000 | 200 | 280 |
| 2,000,000 | 3,000,000 | 300 | 420 |
| 3,000,000 | 5,000,000 | 500 | 700 |
| 5,000,000 | 7,500,000 | 750 | 1,050 |
| 7,500,000 | 10,000,000 | 1,000 | 1,400 |
| 10,000,000 | 15,000,000 | 1,500 | 2,100 |
| 15,000,000 | 20,000,000 | 2,000 | 2,800 |
| 20,000,000 | 25,000,000 | 2,500 | 3,500 |
| 25,000,000 | 30,000,000 | 3,000 | 4,200 |
| 30,000,000 | 35,000,000 | 3,500 | 4,900 |
| 35,000,000 | and over | 4,000 | 5,600 |

* The daily charge shall be made for every day shown on the calendar beyond the specified completion date; and, when the time limit is specified as working days, the daily charge shall be made for each additional working day, computed as specified in Article 108.04.

Charge for liquidated damages for each day of delay

| Original contract price |  | $\begin{aligned} & \text { Calendar Day or } \\ & \text { Specified } \\ & \text { Completion } \\ & \text { Date } \end{aligned}$ | Working Day |
| :---: | :---: | :---: | :---: |
| From more than- | To and including - |  |  |
| - $0^{0}$ | \$ 50,000 | 8150 | $\$ 210$ |
| \$50,000 | 100,000 | 250 | 350 |
| 100,000. | 500,000 | 400 | 560 |
| 500,000 | 1,000,000 | 500 | 700 |
| 1.000 .000 2.000 .000 | $2.000,000$ | 600 700 | 840 980 |
| 2,000,000 |  | 700 | 980 |

LIQUIDATED DAMAGES. Unless otherwise provided in the contract, liquidated damages will be in accordance with the following schedule:

| Original Contract Amount |  |  |  |
| ---: | ---: | ---: | ---: |
| From <br> More Than | To And <br> Including |  | Daily Charge |
| $\$$ | 0 | $\$ 25,000$ |  |
| 25,000 | 50,000 | $\$ 30.00$ |  |
| 50,000 | 100,000 | 50.00 |  |
| 100,000 | 500,000 | 75.00 |  |
| 500,000 | $1,000,000$ | 100.00 |  |
| $1,000,000$ | $2,000,000$ | 150.00 |  |
| $2,000,000$ | - | 200.00 |  |
|  |  |  | 300.00 |

Schedule of Liquidated Damages for Each Day of Overrun in Contract Time.

| Original Contract Amount |  |
| ---: | ---: |
| From | To and |
| More Than | Including |
| $\$$ | 0 |
| 25,000 | $\$ 25,000$ |
| 50,00 | 50,000 |
| 100,000 | 100,000 |
| 500,00 | 500,000 |
| $1,000,000$ | $2,000,000$ |
| $2,000,000$ | $4,000,000$ |
| $4,000,000$ | $7,000,000$ |
| $7,000,000$ | $10,000,000$ |
| $10,000,000$ |  |


| Daily Charge |  |
| :---: | :---: |
| Calendar Day | Work Das |
| or Fixed Date | Wor |
| $\$ 30.00$ | $\$ 42.00$ |
| 50.00 | 70.00 |
| 75.00 | 105.00 |
| 100.00 | 140.00 |
| 150.00 | 210.00 |
| 200.00 | 280.00 |
| 300.00 | 420.00 |
| 400.00 | 560.00 |
| 550.00 | 770.00 |
| 700.00 | 980.00 |

FIGURE 6 Typical schedules for liquidated damages.

CONTRACT \#33482<br>FAI Route 94<br>Section<br>1975-118-R\&BR<br>Cook County

SPECIAL PROVISION--INCENTIVE/LIQUIDATED DAMAGES
Because time is of the essence $1 \|$ cumpleting the contract work Sections 108,10 , 102.07(c), and $102.07(f)$ of the Department's Standard Specifications for Road and Bridge Construction are hereby deleted in their entirety and the following is substituted therefor:

## FAILURE TO COMPLETE THE WORK ON TIME

## NORTHBOUND LANES

Should the Contractor fail to complete all the work including cleanup on the northbound lanes as required by this contract, on or before October 31, 1979, the Contractor shall be liable to the Department for each calendar day after October 31, 1979, as liquidated damages and not as a penalty, in the amount of $\$ 10,000$. Such daily amount shall continue to accrue until such time as all work on the northbound lanes under this contract is completed. Provided, however, if this contract is part of a combination bid award, such daily. amount shall continue to accrue regardless of completion of work on the northbound lanes under this contract until all work on contracts which are a part of the combination award has been completed.

## INCENTIVE PAYMENT

## NORTHBOUND LANES

Should the Contractor complete all the work on the northbound lanes including cleanup, as required by this contract; before September 30, 1979, the Contractor shall be entitled to $\$ 5,000$ as an individual incentive payment for each calendar day of completion prior to September 30, 1979. No individual incentive payment will be made should any work not be completed before September 30, 1979, regardless of any extension of time. Individual incentive payments shall in no event be paid for more than 50 calendar days. If this contract is part of a combination award, no individual incentive payment shall commence on this or any other contract which is a part of the combination until all work on contracts which are a part of the combination award has been completed.

Should all work on the northbound lanes be completed for all six sections of the Edens Expressway reconstruction as covered by this contract and by Department contracts numbered 33434, 33470, 33461, 33432 and 33433, the Contractor shall be entitled to an additional $\$ 5,000$ as a cooperative incentive payment for each calendar day of completion prior to September 30, 1979. No cooperative incentive payment will be made solely because the Contractor has finished early and no cooperative incentive payments will begin to accrue until the date of completion of all work on the northbound lanes under this contract and the five contracts enumerated above. The Contractor and the Department recognize that the prosecution of work by other contractors may not be effectively under the control of the Contractor; however, it is also recognized and agreed that the nature of the project is such that use of the highway cannot safely and efficiently begin until all sections are completed. No cooperative incentive payment will be made should any work not be completed before September 30, 1979, regardless of any extension of time. Cooperative incentive payments shall in no event be paid for more than 50 calendar days.

FIGURE 7 Special provisions for incentive payments and liquidated damages (Illinois).

Typical schedules for liquidated damages in relation to original contract amount are shown in Figure 6. Other penalty ranges for liquidated damages are given in Table 1.

## INCENTIVE PAYMENTS

Agencies set bonus payments in an attempt to reward the contractor with an amount that is equal to the benefit of early completion or the cost of delayed completion. Bonus payments are used only for projects where there is a compelling public need. Incentive or bonus payments are not required in order to include a provision for liquidated damages in the contract. (Contracts with incentive payment clauses always include provisions for liquidated damages.)

In the survey of state transportation agencies conducted for this synthesis, only 10 of 43 respondents indicated that they provide for incentive payments on construction contracts. Some of these agencies indicated that incentive payments have been used on selected or special projects (see Table 1). For example, a recent contract in Maine to repair a vital bascule bridge contained a provision for a $\$ 10,000$ per day bonus for early completion.
The special provisions for incentive payments and liquidated damages used by the Illinois Department of Transportation in contracts for rehabilitation projects are shown in Figure 7. The provisions provide for a maximum payment period of 50 days at $\$ 5,000$ per day. During a 1 -month period no incentive was to be paid or damages charged; thereafter, there would be a damage charge of $\$ 10,000$ per day (Figure 8 ). The contractor completed the work during the 1 -month period.

Transportation officials are reluctant to use an incentive or bonus payment. If a contractor concentrates forces and equipment to complete a project early and collects a substantial bonus, the individuals setting the time limits and the agency are subject to criticism by the press, federal officials, and others, even though (a) later completion of the project most likely would have increased construction costs,


FIGURE 8 Computation of incentive payments and liquidated damages for a specific contract in Illinois. [An additional $\$ 5,000$ per day incentive payment was available if all six contracts were completed early (see Figure 7).]
(b) the bonus payment probably resulted in earlier use of the facility, and (c) other contractors had the same opportunity to place bids and collect bonus payments.

Arguments that have been presented against bonus payments include:

- Difficulty in budgeting an amount for bonus payments.
- Need for additional data to decide on an amount or rate.
- Value received may not be proportional to the additional cost.
- Increase in claims by contractors.
- Provision in contract for liquidated damages is sufficient incentive.


## CONCLUSIONS AND RECOMMENDATIONS

## CONCLUSIONS

State transportation agencies use various methods for setting time limits on construction projects. Some agencies rely on construction seasons; others rely on the predicted production rates for the work items in the contract; several use CPM or some other work-flow technique; and a few agencies use the estimated project cost as the basis for determining contract time. Many agencies use a combination or all of the above methods, depending on the size and type of the project and the degree of urgency for project completion.

When establishing a new time-estimation procedure or modifying an existing procedure, the performance of the existing procedure should be carefully monitored both for projects with major time overruns and for projects completed much earlier than the contract date. It is also important to identify projects that were completed on time, even though work was not continuous. Special attention should be given to identifying items of work that must be completed in specific sequence. Although the experience of other organizations can be useful in establishing estimating procedures, each agency should also use its own data and historical files to develop new methods or to check the validity of existing procedures.

The state construction contractor associations (e.g., AGC, ARTBA) can provide valuable information. Contractors are usually concerned with realistic construction time limits and will take an active role in assisting an agency in this effort. Some contractors contend that agencies need not be overly concerned with setting time limits because of the desire of contractors to finish each project at the earliest practical date. However, transportation agencies are able to cite projects that were not completed on time and for which the contractor made payment of liquidated damages. None of the agencies suggested that the contractor should have complete control over the setting of a completion date.

Provision in a contract for more time than is actually needed encourages a contractor to seek other work. In some cases, the contractor may place bids for other agency work, perform private work in the area, or work on projects in other states. Sometimes all work is stopped on projects for extended periods. Although the contractor may resume work and finish on time, these actions cause difficulties for the agency and may result in traffic problems.

Recognition of the need for improved methods of estimating the time requirements for transportation construction projects is a part of the trend toward overall improved transportation management and more efficient use of agency personnel. Funding is limited and interest rates are high; therefore, each opportunity to improve cash flow should be seriously considered. Recently, contractors have been rushing work, thus creating the need for increased cash flow.

Officials have been and continue to be criticized by the public, local officials, federal officials, and others for allow-
ing an excessive amount of time for the completion of con-" struction contracts. Some contractors have expressed concern that excessive amounts of time specified in contracts permit those with older, inefficient equipment to submit low bids. Others do not think that this is a serious problem because the firm with the more efficient equipment and organization can reduce costs by completing. a project well under the time limit.
Ideally, an agency should use a construction data file (time, inflation rates, weather, production rates, etc.) that covers the previous 3 to 5 yr to develop a realistic work time schedule. This schedule should be reviewed and adjusted to reflect other factors (program size, money flow, seasonality, etc.). The work schedules of potential contractors, availability of materials, requirements for utility work, and the commitments of the agency's engineering and inspection forces also should be reviewed. Most agencies take into consideration many, if not all, of the above factors before setting the number of days or a completion time on construction projects. However, problems still occur: contractors bid more work than can be handled; there are union problems; and coordination of work is not as effective as planned. The effects of site conditions and terrain on production rates and the contractor's ability to work with particular materials can influence time requirements. Many unforeseeable difficulties can result in a project slowdown; this creates the need to establish procedures to monitor work progress, determine if the projected schedule is being met, and take steps to get back on schedule. All these procedures must be included in the agency specifications or in the project contract.

Should all efforts fail to prevent a time overrun, the project records should support or refute claims for time extensions and be used to assess the liquidated damages to be paid by the contractor. Excessive claims by contractors for time extensions and the assessing of liquidated damages by the contract agency may indicate that some parts of the procedure for setting contract time need modification. For example, if the time allowed is too short to complete construction, contractors may increase bid prices to cover anticipated liquidated damages.

Construction records should be carefully reviewed to update cost data and to validate time charges. Field diaries and other construction documents can provide information to aid in developing production rates. Representatives of the construction industry are usually available to work with state agencies in developing realistic time estimates. However, it is the agency that ultimately must accept the responsibility for setting the time limits for each construction project. The objective of the agency is the satisfactory and timely completion of work - not the collection of liquidated damages.

Except for projects that must be completed within narrow time limits, there does not appear to be a need for highly
restrictive contract duration times. Time requirements on a contract that are too restrictive could result in higher bid prices. Also, frequent assessments of liquidated damages are likely to be reflected in the bidding on all projects. For paving and resurfacing projects, except where specific completion dates are critical and/or monetary incentives for earlier completion are specified, there is no need to be concerned about contract duration other than construction seasons.

The working- or calendar-day method has an apparent advantage over the completion-date method in that it relieves the contractor of being liable for liquidated damages due to circumstances beyond control (e.g., weather conditions). The specified completion-date method requires the contractor to overcome such delays at his own expense, because climatic conditions (except "acts of God') or other localized impediments to progress do not relieve liability. However, if the specified completion date is sufficiently liberal, it should have no adverse effect on bid prices. The specified completion-date method is simpler to administer and to defend in the event of the filing of a claim. The working- or calendar-day method requires careful documentation of each day charged in the event of later challenge in court.

## RESEARCH STUDIES

Several state transportation agencies have completed studies that review current methods of estimating time and present recommendations for preparing future estimates. The Indiana and Mississippi reports are listed in the reference section $(8,9)$. Appendix D contains a description of the practice implemented in New Mexico after a consultantsupported in-house study was conducted; Appendix E contains a description of the Mississippi procedures. Other agencies have conducted informal reviews of procedures in order to make modifications to current practices.

There does not appear to be any compelling need for a major research effort to identify the more successful procedures for estimating time or to develop new techniques. Each agency should study the procedures now in use to determine their effectiveness in ensuring that construction projects are completed as soon as practical and at reasonable costs.

## RECOMMENDATIONS

In view of the established preferred procedures in each state for computing and administering contract time and the various benefits and disadvantages of the different methods,
it is difficult to propose recommendations. However, the following general guidelines are suggested:

1. It is recommended that agencies be flexible in establishing project working days or completion dates. It is not desirable to be highly restrictive in specifying contract duration. For some projects, selecting contract time based on construction seasons appears to have merit. Liberal use of construction-season time limits on paving and resurfacing projects will help contractors in keeping bids reasonable.
2. When a contract must be completed within a narrow range of time, specifying a contract completion date is preferable to the stipulation of the number of working or calendar days.
3. Once specified, contract time becomes a contractual condition and should be rigorously enforced.
4. It appears desirable and equitable to prescribe liquidated damages at two levels: (a) for the time that traffic and/or the general public is inconvenienced; and (b) for direct engineering supervision costs of minor completion work off the roadway.
5. The time required to complete a construction project may be based on past experience with similar work. It is recommended that a formal rational approach be developed for use in determining time requirements.
6. Some means of showing the time available for specific items of project work is recommended. A precedence (CPM) chart or bar chart may be prepared manually or with the aid of a computer.
7. Time schedules should be compared with the actual progress on the project. The contractor should be required to prepare a revised schedule if a work slowdown occurs.
8. Enforcement of time charges on working-day contracts should be administered uniformly and fairly. The contractor should be given the opportunity to contest time charges.
9. Production rates and other variables used to estimate contract time should be updated monthly or after each major letting. Data not reflecting current conditions should be removed from the file.
10. In setting contract time limits, a decision must be made on whether to have the construction project completed by a specific date at any cost or to have the project completed in a reasonable period of time at reasonable cost. The agency should be responsible for identifying the projects that must be completed at the earliest practical date. The agency must also decide whether to use only liquidated damages or to specify incentive payments in addition to liquidated damages.
11. Each method of setting contract time should be eval-' uated by comparing contract completion times to actual completion times. An analysis of the frequency of the use of excessive liquidated damages and bonuses should be made when modifications of the methods are considered.

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## APPENDIX A

## CONSTRUCTION DAILY PRODUCTION TABLE—ILLINOIS

CONSTRUCTION DAILY PRODIJCTION TABLE

ITEM

Adjusting Fiames \& Grates
Aluminum Kandrail
Bituminous Concrete Base Course Widening 9"
Bituminous Concrete Binder \& Surface Course, Sub I-11
Bituminous Materials
Bituminous Materials Pumped
Borrow Excavation
Catch Basins
Chain Link Fence
Chamel Execuation
Class "A" Conctete
Class "A" Exeavation for Structures
Class "B" Exeavation for Struetures
Class "X" Concrete (Culverts)
Class "X" Concrete (Headwalls)
Class ' $X$ '" Concrete (Superstructure Bridge)
Class "X" Concrete (Substructure Bridge)
Cleming \& Painting
Cofferdams Excavation
Combination Curb \& Gutter
Concrete Gutter
Concrete Removal
Concrete Riprap
Continuously Reinforced Concrete Pavement
Curb \& Gutter
Curb 6 Gutter Removal
Driving Concrete Piles
Driving Steel Piles
Driving Timber Piles
Electric Cable
Embomkment
Erecting Handrail
Erecting Right-of-Way Markers
Erecting Structure Stoel
Evergreens
Excavation:
Borrow
Earth
Special
Chanael
Cofferdam
Earth (Shouldering, Widening)

## Rock

Expansion Bolts
Exploration Trench, 52"' Depth
Fabrication \& Furnishing Structural Steel
(Avg. 3 Span Structures)
WF Bem
Wolded Plate Girder
Gravel ar Crushed Stone Base Course
Gravel or Crushed Stone Shoulders
Gravel or Crushed Stone Surface Course
Granular Backfill
Granular Embanikment Special
Guard Rail
Gutter Cracking
Handholes (Electric)
Handrail Concrete
Hedqe Removal
Holes Drilled
Inlets
Intermediate Trees
Jute Matting
Landscaping:
Evergreens
Intermedicte Trees
Seeding
Shade Trees
Shrubs
Sodding
Top Soil

UNIT

Each
Lin. Ft.
Sq. Yds.
Tons
Gals.
Gals.
Cus. Yds.
Each
$\mathrm{Lin} . \mathrm{Ft}$.
$\mathrm{Cu} . \mathrm{Yds}$.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Lbs.
Cu. Yds.
Lin. Ft.
Cu. Yds.
Cu. Yds.
Sq. Yds .
$\mathrm{Sq} . \mathrm{Yds}$.
Sq.
Yds.
Sq. Yds.
Lin. Ft.
Lin. Ft.
$\frac{\text { Lin. Ft. }}{\text { Lin. Ft. }}$
Lin. Ft.

## Cu. Yds.

Lin. Ft.
Eceh
Lbs.
Each
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Cu. Yds.
Each
Lin. Ft. 25

| Calendar Darys | 150 |
| :--- | :--- |
| Calendar Days | 180 |
| Tons | 800 |
| Tons | 800 |
| Tons | 800 |
| Cu. Yds. | 300 |
| Tons | 800 |
| Lin. Ft. | 275 |
| Lin. Ft. | 1,000 |
| Each | 4 |
| Cu. Yds. | 1 |
| Unit | $5-10$ |
| Each | 250 |
| Each | 5 |
| Each | $25-50$ |
| Sq. Yds. | 1,200 |
| Each | $20-25$ |
| Each | $25-35$ |
| Aares | 10 |
| Each | $15-20$ |
| Each | $250-350$ |
| Sq. Yds. | $800-1,000$ |
| Cu. Yds. | 350 |

ITEM
Laying Signal Comduit
Lightweight Structural Concrete
Limestone Ground Aggregate
Manholes
Median
Median Surface (Concrete)
Membrane Waterproofing
Metal Handrail
Moving; Fire Hydrants, Light Standards, Truffic Signals,
Buffalo Boxes, etc.
Potching
Paved Ditch
Povement Removal
Pavement Removal and Replacemeat
Pipe Culverts
Pipe Underdrcins
P.C. Conerete Base Course
P.C. Concrete Base Course Widening
P.C. Concrete Drivewcy
P.C. Conerete Medion
P.C. Concrete Pavement
P.C. Concrete Sidewalk

Porous Gramular. Embemkment
Precast Concrete Bridge Deck
Preparation of Base
Prestress Concrete Beams

Protective Coat
Raceway for Magnetic Detectors
Reinforcement Bors (Culverts)
Reinforcement Bars (Substructure)
Reinforcement Bars (Superstructure)
Relocate Existing Traffic Signal Pasts
Remove and Reset Metal Handrail
Rock Excavation
Soeding (Large Jobs)
Seedling Trees
Shade Trees
Shrubs
Sidewalk, P.C. Concrete
Sidewalk Removal
Slope Wall

## Sodding

Special Excavation
Stabilized Shoulders
Stabilized Subbase 4"
Steel Plate Beam Guard Rail
Storm Sewers
Straw far Asphalt Coated Mulch
Subbase Granular Materials
Thermoplastic Povement Morking
Thermoplastic Pavemeat Marking Symbol
Top Soil
Traffic Signal Head Alterations
Traffic Sigral Posts
Tree Removal ( $6^{\prime \prime}$ to $15^{\prime \prime}$ )
Tree Removal
Trench Excavation (52" Deep Exploration)
Trench Excavation
Woven Wife Fence

UNIT
Lin. Ft.
Cu. Yds.
Tons
Each
Lin. Ft.
Sq. Ft.
Sq. Ft.
Lia. Ft.
Each
Sq. Yds.
Li. Ft.
Sq. Yds.
Sq. Yds.
Lin. Ft.
Lin. Ft.
Sq. Yds.
Sq. Yds.
Sq. Yds.
Lin. Ft.
Sq. Yds.
Sq. Ft.
Cu. Yds.
Sq. Ft.
Sq. Yds.
Lin. Ft.

RATE PER DAY
375
10 3 300 300
3,000
500
2
300
1000
75
200
500
See Figure 8-501.02b
1,200
100
300
See Figure 8 -501.02b
1,000
500
250-300
4000
3 weeks for approval of shop plans, then
3 beams io 50 ' iday
plus 3 days for
10,000
50
(Considered with
Cl. X concrete)

2,500
5,000
Lbs.
Lin. Ft
Cin. Yt.
Acres
Each
Each
Each




Fiqure 8-501.02a

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

Project $\qquad$
Route $\qquad$
Section
n
County

ESTIMATE OF TIME REQUIRED

| item | unit | quantity | $\begin{aligned} & \text { RATE } \\ & \hline \begin{array}{c} \text { PRR } \\ \text { DAY } \end{array} \end{aligned}$ | days | $\begin{aligned} & \text { DAYS NOT } \\ & \text { AFFECTING } \\ & \text { TIME LIMIT } \end{aligned}$ | $\begin{gathered} \text { TOTAL } \\ \text { DAYS } \\ \text { REQUIRED } \\ \hline \end{gathered}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Earth Excavation and Borrow Excavation | Cu. Yds. |  |  |  |  |  |
| Rock Excavation | Cu. Yds. |  |  |  |  |  |
| Channel Excavation | Cu. Yds. |  |  |  |  |  |
| P. C. Concrete Pavement | Sq. Yds. |  |  |  |  |  |
| Gravel or Crushed Stone Surface Course |  |  |  |  |  |  |
| Curbs and Gutters | Lin. Ft. |  |  |  |  |  |
| Gravel or Crushed Stone Shoulders |  |  |  |  |  |  |
| Concrete in Bridges and Culverts | Cu. Yds. |  |  |  |  |  |
| Guard Rail | Lin. Ft . |  |  |  |  |  |
| P. C. Concrete Base Course | Sq. Yds. |  |  |  |  |  |
| Bituminous Concrete Binder \& Surface Course | Tons |  |  |  |  |  |
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|  |  |  |  |  |  |  |
| Total Actual Working Days Required |  |  |  |  |  |  |

$\qquad$ , 19 9

Checked by Date $\qquad$
$\qquad$ District Engineer

## PROGRESS Sf: ile

County EOGAK section $/ L /$
Working days in Contract__(i/i)
Date of Award Alciect $-\cdots$
$\qquad$

Route FA. $/$ Project $U$ Dote of starting Pifiy $\ldots \ldots$
Date of Estimated Completion Alop-- Date Contract was Executed ArC/L--


1. The working-day count will start when mork begins, but not later than ten days after execution of the contract unless othervise provided.
2. The contractor must sutmit a copy of the progress schedule immediately after the award, and pritor to the pre-construction conference.
3. The bar graphs must be drawn chronologically th the sequence that mork will be performed. The legend below must be used to proyide unifornity



## APPENDIX B

## CRITICAL PATH METHOD-ESSENTIAL ELEMENTS AND TECHNIQUES (3)

## the critical path method

During recent years the critical path method of planning, anulyzing, and controlling a construction project has become a useful tool for engineers, architects, contractors, and others who are associated with construction. Many government and private agencies require the preparation and use of this method when planning the construction of a project.

In order to analyze a project by using the critical path method it is necessary to divide the project into activities. The number of units of work required to complete each activity. should be determined. Then the time required to complete each activity, considering available equipment and labor, should be estimated in appropriate units, such as days, weeks, or months. Also, it is necessary to determine the time sequence in which the activities should be constructed. For example, concrete for a beam can not be placed until the forms have been erected and the reinforcing steel has been placed.

Each activity should be identified by a symbol or an appropriate description or both, und then listed in column form, with the duration of the activity, together with the activities which immediately precede and follow it, given. (This procedure is illustrated in Table 2-1.) Then the interrelationship of the activities can be indicated by a network or arrow diagram, in which each arrow represents an activity. Figure 2-1 illustrates an arrow diagram for a simple project involving five activities, designated by the letters, $A, B, C, D$, and $E$, for which the durations are estimated to be $4,5,3,6$, and 8 days, respectively.

Activities $A$ and $B$ can be started at the same time. Activities $C$ and $D$ cannot be started until $A$ is completed. Activity $E^{\prime}$ cannot be started until $B$ and $C$ are completed. An examination of Fig. 2-1


Flg. 2-1 Arrow diagram.
Table 2-1 List of activities, durations,
and procedencos
$\left.\begin{array}{cccc}\hline & & \\ \text { Activity } & \text { Duration } & \begin{array}{c}\text { Activities which immediately } \\ \text { precede }\end{array} \\ \hline \text { follow }\end{array}\right]$
reveals that the minimum total time required to complete the project is the sum of the durations of activities $A, C$, and $E$, which is equal to 15 deys. This is the critical path for the network.

If the project illustrated in lig. 2-1 is modified by eliminating activity $C$, with the condition that activity $E$ cannot be started until activities $A$ and $B$ are completed, a method must be used to indicate


Flg. 2-2 Arrow diagram.
this reguirement in the network. Since activity $C$ does not appear in the network, it must be replaced with a dummy arrow, as illustrated in Fig. 2-2. A duinmy is not a true activity, and it requires no time for completion. The critical path now lies along activities $B$ and $E$ '.

## definitions of terms and symbols

Because terms and symbols are used in analyzing it project and constructing the arrow diagram, it is necessary to define these items.

Activily An activity is the performance of a specific task, such as placing reinforcing steel. It requires time to perform an activity.
Event An event represents the completion of an activity. It requires no time in itself. It is usually indicated on the arrow diagram by at number enclosed in a circle.
Arrow An arrow is drawn to represent cach activity included in the network for a project, joining two events. An arrow is designated by two numbers, one at the tail and one at the head, with the number at the head always larger than the number at the tail. The length of the arrow has no relation to the duration of the activity which it represents.
Network This is an arrow diagram drawn to represent the relations of the activities and events. It is cornmon practice to start time and the first arrow or arrows at the left end of the network and to proceed to the right.
Dummy A dummy is an artificial activity, represented on the arrow diagram by a dotted line, which indicates that an activity following the dummy cannot be started until the activity or activities preceding the dummy are completed. A dummy activity does not require any time.
Duration This is the estimated time, expressed in any desired unit, required to perform an activity.
Earliest start: ES This is the earliest time that an activity can be started.
Earliest finish: EF This is the earliest time that an activity can be finished. It is the earliest starting time plus the duration of an activity: $E F=E S+D$.
Latest start: LS This is the latest time that an activity may be started without delaying the completion of a project: $L S=L F^{\prime}-D$.
Latest finish: $L F$ This is the latest time that an activity. can be finished without delaying the completion of a project: $L F=L S+D$.
Total foat: TF This is the amount of time that the start or finish of an activity can be delayed without delaying the completion of a project: $T F=L F-E F=L S-E S$. In Fig. 2-1 the earliest time for event 3 is the sum of the durations for activities $A$ and $C=4+3=7$ days. Because activity $B$ has a duration of only 5 days, it can be completed 2 days prior to event 3 . Thus its total float is $7-5=2$ days. If the start or finish of activity $B$ is delayed 2 days, it will not delay the completion of the project.
Free floal: $F F$ This is the amount of time that the finish of an activity can be delayed without delaying the earliest starting time for a following activity. $F F=E S$ (following activity) $-E F$ (of this activity).
Critical path The critical path is the series of interconnected activities through the network for which each activity has zero float time. The critical path determines the minimum time required to complete a project.

The uses of these terms and symbols are illustrated more fully in the examples which appear below.
l'ersons who wish more comprehensive information on this subject may obtain such information from books devoted to the treatment of the critical path method.

## StEPS in critical path scheduling

For persons.who wish to apply the critical path method of scheduling the construction of a project it is suggested that the following steps be used.

1. Prepare a list of activities for the project.
2. Estimate the duration of each activity.
3. Determine which activity or activities immediately precede each activity.
4. Determine which activity or activities immediately follow each activity.
5. Draw a network with the activities and events properly interconnected.
6. Assign numbers to the events, being sure that the number at the head of each arrow is larger than the number at the tail of the arrow.
7. Prepare a chart with vertical columns and horizontal lines on which to list each activity with an appropriate designation: duration, earliest start, earliest finish, latest start, latest linish, and total float.
A column for free float may be inchuded, if this information is desired.
8. Determine which activities lic on the critical path.

## developing a critical path schedule

The following example illustrates a method of scheduling a project by the critical path method. Table 2-1 illustrates a form that can be used to tabulate the activities, together with the estimated durations, and the activities that immediately precede and follow each activity. Although the activities are designated by letters in this example, it is desirable in actual practice to designate each activity by appropriate descriptive words. Thus this example is intended to demonstrate how an arrow diagram and the related information are developed. This table provides the information specified in steps 1 through 4 of the preceding section.

Steps 5 and 6 are illustrated by Fig. 2-3. In this figure it will be noted that there are four dummies. The dummies $C^{\prime}$ and $D^{\prime}$ indicate that activities $C$ and $D$, respectively, must be completed before activity $G$ can be started. If activity $G$ is drawn directly from event 4, without dummy $C^{\prime}$, it will be necessary to draw dummy $D^{\prime}$ from event 5 to event 4. This then will indicate that activity $F$ cannot be started until activity $D$ is completed, which is not true. Thus the two dummies $O^{\prime}$ and $O^{\prime \prime}$ are required for the same reasons.


Fig. 2-3 Arrow diagram.

In the figure the heavy lines representing activities $A, D, H, L$, $M, P, T$, and $U$ lie on the critical path. The estimated time required to complete the project is 36 working days.

Table 2-2 lists the activities, events, durations, starts, finishes, total floats, and free floats. Numbers appearing in the events columns should be taken from the arrow diagram after it is completed and the events numbered thereon.

Perhaps the easiest method of completing this table is to determine and record the earliest start time and finish time for each activity, including the dummies. The earliest start time for an activity is the controlling earliest finish time for the one or more immediately preceding activities. If two preceding activities have earliest finish times of $\mathbf{1 2}$

Table 2-2 Llat of activitios and related Information

| Aclivity | Events |  | D | ES | EF | $L S$ | LF | $T F$ | $\dot{F} F$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| $A^{*}$ | 1 | 2 | 3 | 0 | 3 | 0 | 3 | 0 | 0 |
| B | 2 | 3 | 5 | 3 | 8 | 10 | 15 | 7 | 0 |
| $C$ | 2 | 4 | 4 | 3 | 7 | 7 | 11 | 4 | 0 |
| $C^{\prime}$ | 4 | 6 | 0 | 7 | 7 | 16 | 16 | 9 | 2 |
| $D^{*}$ | 2 | 5 | 6 | 3 | 9 | 3 | 9 | 0 | 0 |
| $D^{\prime}$ | 5 | 6 | 0 | 9 | 9 | 16 | 16 | 7 | 0 |
| $E$ | 3 | 7 | 4 | 8 | 12 | 15 | 19 | 7 | 0 |
| $F$ | 4 | 8 | 5 | 7 | 12 | 11 | 16 | 4 | 0 |
| $G$ | 6 | 9 | 3 | 9 | 12 | 16 | 19 | 7 | 0 |
| $H^{*}$ | 5 | 10 | 6 | 9 | 15 | 9 | 15 | 0 | 0 |
| $I$ | 7 | 11 | 5 | 12 | 17 | 19 | 24 | 7 | 0 |
| $J$ | 8 | 12 | 7 | 12 | 19 | 16 | 23 | 4 | 0 |
| $\boldsymbol{K}$ | 9 | 14 | 4 | 12 | 16 | 19 | 23 | 7 | 7 |
| $L^{*}$ | 10 | 13 | 5 | 15 | 20 | 15 | 20 | 0 | 0 |
| $M^{*}$ | 13 | 14 | 3 | 20 | 23 | 20 | 23 | 0 | 0 |
| $N$ | 11 | 18 | 4 | 17 | 21 | 24 | 28 | 7 | 3 |
| 0 | 12 | 15 | 5 | 19 | 24 | 23 | 28 | 4 | 0 |
| $0^{\prime \prime}$ | 15 | 17 | 0 | 24 | 24 | 29 | 29 | 5 | 0 |
| $0^{\prime \prime}$ | 15 | 18 | 0 | 24 | 24 | 28 | 28 | 4 | 0 |
| $P^{*}$ | 14 | 17 | 6 | 23 | 29 | 23 | 29 | 0 | 0 |
| $Q$, | 13 | 16 | 4 | 20 | 24 | 21 | 25 | 1 | 0 |
| $n$ | 16 | 17 | 4 | 24 | 28 | 25 | 29 | 1 | 1 |
| $S$ | 18 | 19 | 5, | 24 | 29 | 28 | 33 | 4 | 4 |
| T* | 17 | 19 | 4 | 29 | 33 | 29 | 33 | 0 | 0 |
| $U^{\bullet}$ | 19 | 20 | 3 | 33 | 36 | 33 | 36 | 0 | 0 |

* These activitics are on the critical path.

Nore: All days dhown are the ends of days.
and 16 days, respectively, the 16 days will determine the earliest start time for the following activity.

After the minimum time required to construct the project is determined, 36 days for this project, the latest finish times for each activity can be determined by working backward from the 36 days. For example, the latest finish times for activities $S$ and $T$ are determined by subtracting the duration of activity $U$, namely 3 days, from 36 to give 33 days. The latest start time for activity $S$ is its latest finish time minus the duration of $S$, numely 5 days, to give a valuc of 28 days. This procedure is applied along each path of activities.

The symbol 19 appearing under event 12 in Fig. 2-3 indicates that 19 days is the earliest finish time for activity $J$ and the earliest start time for activity 0 . The symbol 23 appearing above event 12 indicates that 23 days is the latest finish time for activity $J$ and the latest start time for activity 0 .

## determining total float

The total float of an activity is the number of days or other appropriate units of time that the start or finish of an activity may be delayed without delaying the completion time for the overall project. Referring to Fig. $2-3$ it will be noted that the earliest finish date for activity $B$ is the end of the eighth day, while the latest finish time is the end of the fifteenth day: Thus there is a leeway of $15-8=7$ days for completing activity B. This is the total float designated in Table 2-2. The total foat of 7 days may be allocated to any one of the activities along the path $B$, $E, I, N$, or it may be allocated in parts to more than one activity, provided the total delays do not exceed 7 duys.

## APPENDIX C

## CONTRACT TIME DETERMINATION -WYOMING

After completion of contract plans and determination of a letting date, the Highway Department determines the contract date of completion using the critical path method.

Contract time is determined independently by two individuals. Production factors and anticipated adverse weather days are considered. The critical path is based on expectatons of the contractor's work methods. The time determina-
tion (contract completion date) of each analysis is reviewed by a staff engineer who compares the analyses, reconciles any differences, and determines the contract completion dates to be used in the contract documents.

Two independent analyses, the engineer's review, and the final time determination on a construction project in Wyoming are presented here.

CONTRACT TIME DETERMINATION
District 3


Determination Made by $\qquad$ Date May 30,1980
Node Description Working Days


District 3

Project - SCPF-diZ-j(27) Letting Date JuLy il 1980
Road - Remmereke By-Poss. Award Date Sumy 141480
County - LINcoLN Starting Date HedidjT is, 1480
Determination Made by HL TOOKER Date May 30,1980
Node Description
Working Days


## District 3



Letting Date Secy il,1980 Award Date Very 19,1480 Starting Date Aurucustis 1980

Determination Made by $\qquad$ Date May $30,190^{\circ} 0$

Description
Working Days


CONTRACT TIME DETERMINATION
District 3

Project - SCPF-012-1(Z7) Letting Date _Jay 11,1980
Road - $\qquad$ Kemmerer By-Pass Award Date_, /wry ic, 1480
County - LiNCOLN_ Starting Date Pulses 18,1980
Determination Made by ALTOOKER $\qquad$ Date Mol 30,1980



Staff Review F́ Comments:
Adjust production rate on grading to $25,000 \mathrm{c} .4 . /$ day for last 2.2 million ids. So node $5-6$ is 88 working days. Parallel 16 days of crusher run subbase. Working days will be reduced to $275-40-16=219$ Ire

## District 3

Project - SCPF-O1R-1 (21) Letting Date JuLy 11,1980 Road - KEmmERER By-PRSS Award Date Liny 19,1980 County - Lincoln Starting Date Mucus 18,1980 Determination Made by $\qquad$ Date Ploy 30,1980

Node
Description
Working Days



## CONTRACT TIME DETERMINATION

$$
\text { District } 3
$$

 Determination Made by truchesuethuch Date 5-30-80

Node
Description
Working Days


CONTRACT TIME DETERMINATION

$$
\text { District } 3
$$




Reduce grading to 88 working days. Increase activity $6-10$ paralleling only $1 / 2$ of the crusher min subbase. Working days $=$ $249-70+17=196$ working days the



Use tuly 31, 1982 HSC

# APPENDIX D <br> <br> ESTIMATING CONTRACT WORKING DAYS-NEW MEXICO 

 <br> <br> ESTIMATING CONTRACT WORKING DAYS-NEW MEXICO}
F.STIMATING CONTRACT WORKING DAYS

The steps listed below detail the process of estimating contract workdays for a construction project.

1. To obtain the Table Estimate, multiply the current engineer's estimate by the ratio of the 1970 Construction Cost Index to the current construction cost index.
2. Using the Table Estimate, select the base value for workdays from the Contract Workday Table.
3. From Attachment 5, select the appropriate adjustment factors for use in the "Workday Equation".
4. The number of workdays are computed using the "Workday Equation.'
5. The number of workdays computed must be evaluated in relation to the letting' date and the number of construction work seasons required to complete the project. Adjust the letting date whenever possible to keep the number of work seasons to a minimum. An average of 180 days per construction season should be used as a basis for this analysis.
6. Compare the number of workdays determined in Step 5 to the range of acceptable values in the contract Workday Table.
7. The above procedure can be superseded to obtain an earlier completion date when a contract end date is requịred due to extenuating circumstances.

## TABLE ESTIMATE

Table Estimate $=$ Current Engineer's Estimate $x\left[\frac{1970 \text { Cost Index }}{\text { Current Index }} 131.20\right.$

```
    Reference: Construction Cost Indices
1967 = 100.00%
    1973=167.80%
1968=114.38%
    1974=252.94%
1969=117.81%
    1975=235.27%
1970=131.20%
    1976=225.92%
1971 = 149.20%
1977=292.87%
1972 = 137.36%
    1978 = 350.00% (Estimated)
```


## CONTRACT WORKDAY TABLE

| TABLE ESTIMATE | BASE VALUE | ACCEPTANCE <br> RANGE |
| :---: | :---: | :---: |
| Less Than $\$ 100,000$ | $1 /$ | $\leq 100$ |
| $\$ 100,000$ | 100 | $75-125$ |
| 250,000 | 125 | $100-150$ |
| 500,000 | 150 | $120-180$ |
| 750,000 | 200 | $170-230$ |
| $1,000,000$ | 250 | $215-285$ |
| $2,000,000$ | 300 | $260-340$ |
| $3,000,000$ | 350 | $305-395$ |
| $5,000,000$ | 400 | $350-450$ |
| $7,000,000$ | 450 | $400-500$ |

        Workdays \(=\) Base Valuex(1 \(+\sum\) Factors - Number of Factors \()\)
    1 For projects less than $\$ 100,000$ workdays are assigned by evaluating plan quantities and type of work.

# ADJUSTMENT FACTORS <br> FOR PROJECT COMPLEXITY 

Contract Type
New Construction ..... 1.00
Reconstruction ..... 0.90
Overlay \& Widening ..... 0.80
Overlay ..... 0.70Safety0.60
Number of Major Structures
0 ..... 0.90
1-2 ..... 0.95
3-5 ..... 1.00
$>5$ ..... 1.10
Traffic Handling
Minor ..... 0.90
Moderate ..... 1.00
Major ..... 1.10
Location
Rural ..... 0.90
Urban ..... 1.10
Terrain
Flat ..... 0.95
Rolling ..... 1.00
Mountainous ..... 1.15
Special Considerations
Unusual Items ..... $0.90-1.10$
Other ..... $0.90-1.10$


```
Workdays = Base Value X (1 + Factor Total - No. of Factors Selected)
Workdays = 1
```

$\qquad$

``` ) \(\times(1+\)
``` \(\qquad\)
``` -
``` \(\qquad\)
``` )
Workdays =
``` \(\qquad\)
``` ( Compare against Acceptance Range) (Sce NOTE)
```


(THOUSANDS OF DOLLARS)


## APPENDIX E

## SUMMARY OF CONTRACT TIME DETERMINATION—MISSISSIPPI

The Mississippi State Highway Department uses a progress schedule (bar chart) both to establish and to charge contract time. The progress schedule is published in the proposal so that a bidder can identify the items and rates of work that were considered in determining the time and thus reasonably estimate resources; i.e., personnel, equipment, etc., required to complete the work within the allotted time.

The progress schedule is developed by applying production parameters to the contract work items. Allied or similar work items are grouped into phases that are positioned on a bar chart in logical sequence. The positioning allows for mobilization and transition among the various phases. Additionally, applicable seasonal limitations are taken into consideration. The resulting chart indicates the number of productive days (termed time units) that are considered necessary for the work.

Contracts are let on a completion-date basis. To establish the completion date, a monthly allotment of time units is used (see Table E-1). This table was formulated by a review of monthly contractor estimates for the various types of projects and is indicative of the contractors' ability to earn money in any given month according to previous performance.

These monthly divisions are graphically indicated on the bar chart form. The work phase bars are entered on the chart in their proper calendar position oriented to the beginning of construction date. The end result after positioning the bars establishes the specified completion date.
As previously stated, the contracts are let on a completiondate basis. However, in recognition that abnormal weather conditions may occur within the life of a contract that could prevent the timely completion of the work, the contractor is guaranteed access to the number of time units determined by the state as necessary to do the work. If, on the completion date, the contractor has not been afforded the time units, the contract is automatically extended daily until the required time units have occurred.
The progress schedules govern the daily assessment of
contract time and, as uniformity is vital, they are all prepared in the central office of the Construction Division where consistent oversight can be more easily exercised.

It is recognized that the actual management of a project rests with the contractor. In order not to mandate the sequence of operations, the contractor is given the option of either accepting the state's progress schedule or submitting his own. He may not, however, modify the specified completion date.

Examples of production parameters, a progress schedule that shows the grouping of work items into phases and bar interrelationships, and instructions relative to the daily time assessments follow.

TABLE E-1
TIME UNITS

|  | COLUMN <br> A | COLUMN <br> B | COLUMN <br> C | COLUMN <br> D |
| :--- | ---: | ---: | ---: | ---: |
| MONTH | 5 | 5 | 6 | 7 |
| January | 5 | 6 | 7 | 8 |
| February | 9 | 9 | 11 | 13 |
| March | 13 | 14 | 14 | 17 |
| April | 17 | 19 | 19 | 19 |
| May | 19 | 20 | 22 | 19 |
| June | 21 | 22 | 23 | 18 |
| July | 21 | 22 | 23 | 18 |
| August | 20 | 20 | 22 | 17 |
| September | 15 | 17 | 17 | 15 |
| October | 10 | 11 | 11 | 12 |
| November | 5 | 5 | 5 | 7 |
| December |  |  | 170 | 180 |

Column A: Grading and Drainage Projects
Column B: Base and Paving Projects
Column C: Bridge or Specialized Projects
Column D: Widening and Overlay (Asphalt) Projects

PRQDUCTIQN PARAMETERS

|  |  | Small Projects 0-750 M | $\begin{gathered} \text { Medium } \\ \text { Projects } \\ 750-1,500 \mathrm{M} \\ \hline \end{gathered}$ | $\begin{gathered} \text { Large } \\ \text { Projects } \\ 1,500 \mathrm{M} \text {-Greater } \end{gathered}$ | Overlay Projects |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 1. | Mob. | 10 TU | 12 TU | 14 TU | 15 TU |
| 2. | C \& G | 5 TU (lead) | 8 TV (lead) | 10 TU (lead |  |
| 3. | Small Struct. | 5 Ti (lead) | 8 TU (lead) | 10 TU (lead) |  |
| 4. | Unclass. Exc. | 2500-400 CY/TU | $3500-600 \mathrm{CY} / \mathrm{TU}$ | 6000-12000 $\mathrm{CY} / \mathrm{TU}$ |  |
| 5. | Embankment (CF) | 1500-3000 CY/TU | 2000-3500 CY/TU | 2500-5000 CY/TU |  |
| 6. | In-Gr. Mod. | $10000 \mathrm{SY} / \mathrm{TU}$ | 10000 SY/TU | $10000 \mathrm{SY} / \mathrm{TU}$ | - |
| 7. | Lime Treat A | $8000 \mathrm{SY} / \mathrm{TY}$ (+20 TU) | $8000 \mathrm{SY} / \mathrm{TU}$ (+20 TU) | $8000 \mathrm{SY} / \mathrm{TU}$ ( +20 TU ) |  |
| 8. | Lime Treat B | $8000 \mathrm{SY} / \mathrm{TU}$ ( +20 TU ) | 8000 5Y/TU (+20 JU) | 8000 SY/TY ( +20 TU ) |  |
| 9. | Lime Treat C | $10000 \mathrm{SY} / \mathrm{T}$ | 10000 SY/TU | 10000 SY/TU |  |
| 10. | Lime Treat D | 15000 SY/TU | 15000 SY/TU | 15000 SY/TU |  |
| 11." | Cement Treat | $8000 \mathrm{SY} / \mathrm{TU}$ | $8000 \mathrm{SY} / \mathrm{TU}$ | 8000 SY/TU |  |
| 12. | - Gran. Mat. (CF) | 1000-2000 CY/TU | 1500-2500 CY/TU | 2000-3000 CY/TU |  |
| 13. | Top Soil | $500 \mathrm{CY} / \mathrm{TU}$ | $1000 \mathrm{CY} / \mathrm{TJ}$ | $1500 \mathrm{CY} / \mathrm{TO}$ |  |
| 14. | Plating Mat. | $500 \mathrm{cY} / \mathrm{TU}$ | $1000 \mathrm{CY} / \mathrm{TU}$ | $1500 \mathrm{CY} / \mathrm{TU}$ |  |
| 15. | EC | 22,200 SY/TU | 39,000 SY/Tu | 56,000 5Y/TU | 0.5 MI/TU |
| 16. | HB Base | 700 Tons/TU | 850 Tons/TU | 1000 Tons/TU | 700 Tons/TU |
| 17. | HB Leveling |  |  |  | 500 Tons/TU |
| 18. | Trench \& Widen |  |  |  | 1 Mile ea. side/TU |
| 19. | Grout. Slabs |  |  |  | 150-300 holes/TU |
| 20. | Rem. RCP |  |  |  | 250 SY/TU |
| 21. | Clean s Seal Jts. |  |  |  | 2000 FT/TU |
| 22. | Prellm. Rolling |  | - |  | $2 \mathrm{ML} / \mathrm{TU}$ |
| 23. | HB Binder | 700 Tons/TU | 700 Tons/TU | 850 Tons/TU | 700 Tons/TU |
| 24. | HB Surface | 500 Tons/TU | 500 Tons/TU | 700 tons/tu | 500 Tons/TU |
| 25. | DBST | 0.5 MI/TU (2 Lane) | $0.5 \mathrm{MI} / \mathrm{TU}$ (2 Lane) | $0.5 \mathrm{MI} / \mathrm{TS}$ (2 Lane) | $0.5 \mathrm{MI} / \mathrm{TU}$ (2 Lane) |
| 26. | SBST | 1.0 MI/TU (2 Lane) | $1.0 \mathrm{MI} / \mathrm{TU}$ (2 Lane) | 1.0 MI/TU (2 Lane) | 1.0 MI/TU (2 Lane) |
| 27. | Sho. Mat. |  |  |  | $500 \mathrm{cy} / \mathrm{TU}$. |
| 28. | RC Curb | $100 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) | $200 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) | $300 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) | $100 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) |
| 29. | HB Curb | $500 \mathrm{FT} / \mathrm{TU}$ | $500 \mathrm{FT} / \mathrm{TU}$ | $500 \mathrm{FT} / \mathrm{TU}$ | $500 \mathrm{FT} / \mathrm{TU}$. |
| 30. | Curb \& Gutter | $100 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) | $200 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU) | $300 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) | $100 \mathrm{FT} / \mathrm{TU}$ (min. 5 TU ) |
| 31. | Traffic Stripe | $\begin{aligned} & 4 \text { MI (of stripe)/TU } \\ & (\text { min. } 5 \mathrm{TU}) \end{aligned}$ | $4 \mathrm{ML} / \mathrm{TU}$ (min. 5 TV ) | $4 \mathrm{MI} / \mathrm{TV}$ (min. 5 TV ) | $2 \mathrm{MI} / \mathrm{TU}$ (min. 5 TV ) |
| 32. | Detail Stripe | 2000 FT/TU | $2000 \mathrm{FT} / \mathrm{TU}$ | 2000 FT/TU | 2000 FT/TU |
| 33. | Legend Paint | $500 \mathrm{SF} / \mathrm{TU}$ | $500 \mathrm{SF} / \mathrm{TU}$ | $500 \mathrm{SF} / \mathrm{TU}$ | $500 \mathrm{SF} / \mathrm{TU}$ |
| 34. | Conc. Base | $5000 \mathrm{SY} / \mathrm{TU}$ | 8000 SY/TU | $8000 \mathrm{SY} / \mathrm{TU}$ |  |
| 35. | CP (Platn) | $5000 \mathrm{SY} / \mathrm{TU}$ | $8000 \mathrm{SY} / \mathrm{TU}$ | 8000 SY/TU |  |
| 36. | RCP | $5000 \mathrm{SY} / \mathrm{TU}$ | 8000 SY/TU | 8000 SY/TU |  |
| 37. | CRCP | 5000 SY/TU | 8000 SY/TU | 8000 SY/T |  |

## Fork cso-606

PROGRESS SCHEDULE No. 2 PROJECT NUMBER TQF-019-2(11)/09-0019-02-011-10
FOR USE WITH COLUMN " $\mathrm{B}^{-}$IN THE TABLE OF TIME UNITS COUNTY Yalobusha



EXAMPLE

(1) This is a list of all the controlling phases of work that should be in progress on the date shown. The phase numbers are as they are shown on the Progress Schedule.
(2) This is a plain language description of each phase, also from the Schedule.
(3) This is the Average Value per Time Unit (AVTU) to the closest dollar for the phases shown. This value is detemined by dividing the total value of all contract items in a phase by the total number of time units allotted to the phase.
(4) This is the AVTU total for all phases that should be in progress this day.
(5) This is the ratio of the individual AVTU to the total-- (3)+(4).
(6) These columns are where the Project Engineer must exercise unbiased judgement when making entries. If soil and weather conditions are satisfactory for any part of the day, enter an $\dot{X}$ under Sat. by each of the phases for which conditions were satisfactory for work even if for only part of the day. If conditions were unsatisfactory during the entire day, enter an $X$ under Uns.
(7) This column is self-explanatory, it is the hours actually worked on a phase.
(8) This is another column where the Project Engineer must depend upon his judgement to make an entry. It shows the total number of productive hours that the Contractor could work on eath phase. The hours for each phase should not exceed 8 unless the Contractor actually worked more than 8 hours. If he works more than 8 productive hours; the entry is to be the hours actually worked. If the productive hours available are shown to be less than the hours worked, the Project Engineer should make a note of explanation on the front sheet of the diary.
(9) This column shows the adjusted productive hours for each phase. The adjusted productive hours for each phase is determined by multiplying the ratio under (5) by the productive hours available shown under ( 8 ).
(10) This figure is the total Adjusted Productive Hours for the day or the sum of the Adjusted Productive Hours for each phase.
(11) This figure is the number of time units to charge for the day. It is the quotient of (10) $\div 8$. For contracts awarded in and after June 1975, this figure is not to exceed 1.0 time unit per day.

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[^0]:    * Round down to nearest tenth

