



**Texas Department Of Transportation (TxDOT)  
Terms and Conditions for Major Equipment Services With Operator**

1. **GENERAL:** Prior to beginning operations, the vendor shall meet with TxDOT representatives to outline the proposed method to accomplish the work required.
  - 1.1. Vendor shall begin work within the number of days specified on the Invitation For Bids (IFB).
  - 1.2. If vendor does not begin operations as specified on the IFB, within three days after notification, TxDOT has the option to perform, or secure the work in any other manner deemed necessary.
  - 1.3. All work performed by the vendor shall be performed during the hours and dates as specified by TxDOT.
    - 1.3.1. Once work has begun in the designated area, the vendor shall proceed until the work is satisfactorily completed, unless otherwise designated by TxDOT.
    - 1.3.2. Any change in scheduled work required by the vendor shall be brought to the attention of TxDOT immediately. Rescheduling, if approved, will be directed by TxDOT.
    - 1.3.3. Normal work hours shall be between the hours of 7:00 a.m. to 5:30 p.m., Monday through Friday.
2. **VENDOR REQUIREMENTS**
  - 2.1. The vendor shall provide all necessary labor to operate the equipment.
  - 2.2. Vendor employee(s) shall be thoroughly trained in the operation of the equipment and shall have a minimum of one year of experience in the type of work being performed.
    - 2.2.1. Vendor employee(s) shall wear a hard hat, steel toed footwear, orange safety vest and hearing protection while performing work for TxDOT.
  - 2.3. The vendor shall provide transportation for their employee(s) to and from work location(s) each working day.
  - 2.4. The vendor's employee(s) shall be courteous and polite at all times to the traveling public. Undesirable language and performance, and/or other unprofessional actions will be grounds for dismissal of the vendor's employee(s) and possible termination of service.
  - 2.5. Vendor shall provide all necessary fuels, lubricants, maintenance and repairs to vendor's equipment during the term of this service.
3. **MEASUREMENT AND PAYMENT**
  - 3.1. Only those whole hours during which the vendor is on the project site and the equipment is in operational condition working with TxDOT forces will be considered for payment. Travel time from vendor's location to the project site will not be considered for payment. At the end of each day, operational time will be rounded off to the nearest whole hour. Overtime will not be considered.
  - 3.2. At the end of each working day, a TxDOT representative will verify number of hours the vendor will be paid.
  - 3.3. A minimum of two hours will be paid for each piece of equipment, if the vendor is called in and then released by TxDOT due to TxDOT equipment failure, weather or other extenuating circumstances not under the control of the vendor.
    - 3.3.1. Partial hours will be calculated by the half hour as shown below:
      - 01-30 minutes = 0.5 hr.
      - 31-60 minutes = 1.0 hr.
4. **QUANTITY AND INCREASES:** This service will be used on an as needed basis. TxDOT does not guarantee to purchase any minimum quantity. Quantities shown are estimated and TxDOT reserves the right to increase quantities at the original price, terms and conditions. The vendor will be notified in writing by a purchase order change notice of any requirements for additional quantities.

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\* This Revision Supersedes Previous Revision, Revised June, 2000.