



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

JAMES H. TROGDON, III
SECRETARY

October 18, 2018

MEMORANDUM

TO: Division Engineers

FROM: T. M. Little, PE
Chief Engineer

SUBJECT: Hurricane Florence - Contract Construction Projects

As you know, the State was impacted by Hurricane Florence, which made landfall in North Carolina, on September 14, 2018. As a result, a "Federal Disaster Declaration" was issued for various counties in North Carolina. A list of federally declared counties is attached. By the definition contained in the Standard Specifications, Hurricane Florence is not considered an Act of God. However, I have decided, that due to the wide spread impacts of this storm, additional compensation and time extensions beyond those noted in the Specifications may be granted on active construction projects in the federally declared counties. This administrative action should be handled in the following manner:

Contract Time Extensions

All contract construction projects in the federally declared counties that were active on September 14, 2018, will be extended by 14 calendar days, from September 12, 2018 through September 25, 2018. This extension applies to the overall contract time and any active intermediate contract times and applies to both Central and Division let projects. Additionally, time extensions beyond the 14 days should be provided on projects that were still not accessible beyond September 25, 2018 due to flooding. This extension should be based on the date when the contractor could reasonably access the project and resume operations. Please notify the Contractor in writing on each project of this Department initiated time extension. Any requests for time extensions related to Hurricane Florence beyond the time provided above or in counties not on the attached list must be submitted by the Contractor and reviewed in accordance with the Standard Specifications.

Additional Compensation

For contract construction projects in the federally declared counties, compensation will be provided to bring the projects to a reasonable condition similar to what existed prior to the storm. This applies only to work within the project limits, and therefore would not apply to work in waste and borrow pits. Examples of the type of work that may be eligible are listed below:

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
CHIEF ENGINEER'S OFFICE
1536 MAIL SERVICE CENTER
RALEIGH, NC 27699-1536

Telephone: (919) 707-2400
Fax: (919) 733-9428
Customer Service: 1-877-368-4968

Website: www.ncdot.gov

Location:
1 SOUTH WILMINGTON STREET
RALEIGH, NC 27601

- Debris removal within construction limits where clearing has already been performed
- Fence and noise wall repair
- Stabilization of wash outs or slope failures
- Off-site silt retrieval
- Pipe replacements
- Bridges and/or approach repairs

Depending on the scope of work to be performed, compensation may be made using existing contract pay items or negotiated prices as required in accordance with Articles 104-3 or 104-7 of the Specifications.

The work associated with project cleanup and storm damage repair is eligible for reimbursement from FHWA Emergency Relief (ER) Funds or Federal Emergency Management Administration (FEMA) Funds. ER Funds are used only on federal aid system routes and require a minimum of \$5,000 per site. FEMA Funds are to be used on federal and non-federal aid system routes and require a minimum of \$3,100 per site. A list of routes eligible for Federal-Aid in each Division is attached. Please note that many repairs, such as debris removal and fence repair can be tracked on a project wide basis, making it easier to achieve the minimum dollar amounts. Major repairs to bridges, pipes, or embankments will need to be tracked on a site-specific basis. A rough cost estimate should be documented for each repair site and the areas to be repaired should be documented with photographs prior to performing the work. Procedural guidance can be found in the attached Disaster Project Management Manual.

The specific WBS element(s) configuration should be determined by the Resident Engineer or District Engineer based on guidelines provided in the attached Disaster Project Management Manual. Questions regarding ER and FEMA WBS numbers should be directed to Josh Kellen at 919-835-8491 or jlkellens@ncdot.gov. For projects administered in HiCAMS, contact Michelle Gaddy at (919) 707-2400 for assistance with adding WBS elements to contracts.

Questions regarding this memo, contract time extensions, or additional compensation should be directed to the Construction Unit, specifically Wiley Jones at (919) 707-2400 or Brian Skeens (828) 652-1195.

Attachment

TML/mls

Cc:

Mr. R. A. Hancock, PE
Mr. J. W. Rouse, PE
Mr. L. M. Mitchell, PE
Mr. M. L. Sylvester, PE
Ms. E.O. McGraw, PE
Mr. J. F. Sullivan, III, PE
Area Construction Engineers
Resident Engineers
District Engineers

Attachment

List of Federally Declared Counties:

Allegany	Jones
Anson	Lee
Ashe	Lenoir
Beaufort	Montgomery
Bladen	Moore
Brunswick	New Hanover
Cabarrus	Onslow
Carteret	Pamlico
Chatham	Pender
Columbus	Person
Craven	Randolph
Cumberland	Richmond
Dare	Robeson
Duplin	Sampson
Granville	Scotland
Greene	Stanly
Harnett	Union
Hoke	Wayne
Hyde	Wilson
Johnston	Yancey