South Carolina
Department of Transportation

## Contractor Performance

The performance of contractors is a very important issue at SCDOT. The presence of good contractors is imperative to completing our construction projects on time, on budget and with high quality. The awarding of construction projects is based on being the lowest responsive bidder. Evaluating and managing this performance is accomplished in several ways.

If a contractor fails to maintain satisfactory progress on a project (excluding items beyond their control such as weather, utilities, etc.), they may be put in Delinquency. While in Delinquency, the contractor may not bid on future projects and may not be approved as a subcontractor on other projects. This is to ensure that the appropriate resources are allocated to the project that is behind schedule. When the project is back on schedule, the Delinquency may be lifted.

If the contractor maintains satisfactory progress but still finishes the work after the completion date, the Department will charge liquidated damages based on the amount of time beyond the completion date and the value of the contract in accordance with our contract specifications.

If a contractor fails to provide adequate manpower, equipment and materials to prosecute the work or if the contractor refuses to abide by contract requirements, the contractor may be placed in Default. Once a contractor is placed in Default status, the bonding company is responsible for project completion. This is accomplished by the requirement of performance bonds on the majority of our construction projects.

SCDOT also manages contractor performance by placing minimum contractor ratings on certain projects that may be extremely large, complex or sensitive in nature. This is accomplished by utilizing SC Code of Regulations Section 63-307 which gives SCDOT the right to utilize a Contractor Evaluation System. This process includes assigning a score to each prequalified Prime Contractor based on metrics such as Safety, On-Budget, On-Time, Claims, Quality Management Team scores and an evaluation past history of project performance by the Resident Construction Engineers on individual projects.

## Prime Contractor - Subcontractor Relationships

The relationship between a Prime contractor and a Subcontractor is very important to the success of any construction project. As long as the relationship is on solid ground, work progresses smoothly and the relationship is silent. Whenever issues arise, the relationship is tested to the business and contractual nature of the partnership. This is an area that can be difficult for SCDOT to mediate at times.

The contracts on construction projects that are awarded through SCDOT's low bid process are between the Prime and SCDOT. SCDOT requires the Prime to submit information on which subcontractors they plan to utilize. This is merely for information and tracking purposes to ensure that all requirements are being met. SCDOT does not have a contract with the subcontractors on any project. The teaming or subcontracting of contracts rest between the Prime and subcontracts.

In an effort to ensure that all subcontractors are being paid for acceptable work performed, the Prime is required to sign a Prompt Payment Statement with each progress estimate. By signing, the Prime is stating that they have paid all subcontractors for work that has been paid by SCDOT on the previous month's estimate. The Prime is required to pay the Subs within seven (7) days of being paid by SCDOT (per SCDOT specs and SC Code of Laws, Title 26, Section 6-30). In the event that subcontractors are not receiving the monies owed to them, the subcontractors generally contact the Resident Construction Engineer for some help. This is the only way SCDOT is made aware of these issues. Upon notification SCDOT will attempt to work the issue out at the project level.

In the event that the issue cannot be resolved, the subcontractor is provided a copy of the Payment Bond for the project, which is a requirement of all construction contracts for the Prime to provide prior to contract execution. The purpose of this bond is to provide coverage for subcontractors, suppliers and SCDOT in the event that the Prime does not fulfill their contractual obligations. Most disputes are resolved without the need of the bond.

## Requested CTC Statistics

## Overview:

The following spreadsheets provide the additional information requested at the September 30, 2014 Transportation Management and Infrastructure Ad Hoc Committee meeting regarding the CTC program. The 2012-2013 Fiscal Year data is the latest information that can be utilized for this submittal as the Self-Administered CTC financial reports for the 2013-2014 Fiscal Year are not due to be submitted to SCDOT until October 31, 2014.

## Attachments:

The first attachment illustrates the amount of money spent on paving Non-State owned dirt roads by county. The second attachment shows the total income received for each CTC including interest received and the amount of the donor bonus. The third sheet shows the number of gallons of gasoline sold in each county and the donor bonus calculations for those individual donor counties. As discussed in the Ad Hoc Committee meeting an allocation of $\$ 9.5$ million, called Donor funds is transferred annually from the State Highway Fund for distribution to donor counties. A "donor county" is a county in which the 2.66 cents per gallon user fee collected in the county (based on information provided by the Department of Revenue) exceeds the amount which the county receives in C funds. These donor funds are distributed in the ratio of the individual donor county's contribution in excess of C fund revenue allocated to the county to the total excess contributions of all donor counties. The last spreadsheet takes a deeper look at the amount of CTC funds spent on the state system by county and what percent this expenditure of the CTC's apportionment represents for the past five years.

CTC FUNDS EXPENDED ON PAVING NON-STATE DIRT ROADS FOR FY 2012-2013

|  | TOTAL EXPENDED |
| :---: | :---: |
| Abbeville | \$169,900 |
| Aiken | \$2,195,292 |
| Allendale | \$0 |
| Anderson | \$0 |
| Bamberg | \$428,894 |
| Barnwell | \$0 |
| Beaufort | \$1,058,686 |
| Berkeley | \$6,303 |
| Calhoun | \$1,022,800 |
| Charleston | \$181,672 |
| Cherokee | \$0 |
| Chester | \$0 |
| Chesterfield | \$1,568,593 |
| Clarendon | \$0 |
| Colleton | \$501,651 |
| Darlington | \$536,954 |
| Dillon | \$25,000 |
| Dorchester | \$0 |
| Edgefield | \$140,826 |
| Fairfield | \$747,211 |
| Florence | \$0 |
| Georgetown | \$265,000 |
| Greenville | \$0 |
| Greenwood | \$0 |
| Hampton | \$355,620 |
| Horry | \$1,668,988 |
| Jasper | \$392,000 |
| Kershaw | \$658,202 |
| Lancaster | \$0 |
| Laurens | \$0 |
| Lee | \$0 |
| Lexington | \$772,528 |
| McCormick | \$286,935 |
| Marion | \$166,740 |
| Marlboro | \$135,000 |
| Newberry | \$0 |
| Oconee | \$0 |
| Orangeburg | \$1,537,164 |
| Pickens | \$0 |
| Richland | \$176,298 |
| Saluda | \$534,493 |
| Spartanburg | \$60,491 |
| Sumter | \$861,211 |
| Union | \$0 |
| Williamsburg | \$959,000 |
| York | \$509,853 |

## TOTAL

ACTUAL INCOME FOR FISCAL YEAR 2012-2013

|  | TOTAL GAS TAX | TOTAL INTEREST | DONOR BONUS | TOTAL FUNDS |
| :---: | :---: | :---: | :---: | :---: |
|  |  |  | August 2012 |  |
| Abbeville | \$878,259.95 | \$27,053.03 |  | \$905,312.98 |
| Aiken | \$2,408,941.24 | \$191,292.42 | \$72,615.59 | \$2,672,849.25 |
| Allendale | \$576,358.11 | \$35,253.25 |  | \$611,611.36 |
| Anderson | \$2,436,386.87 | \$40,299.83 | \$264,778.79 | \$2,741,465.49 |
| Bamberg | \$645,559.96 | \$32,979.48 |  | \$678,539.44 |
| Barnwell | \$782,200.27 | \$48,168.94 |  | \$830,369.21 |
| Beaufort | \$1,530,093.51 | \$5,305.70 | \$265,751.34 | \$1,801,150.55 |
| Berkeley | \$2,407,765.65 | \$34,276.04 |  | \$2,442,041.69 |
| Calhoun | \$603,803.74 | \$64,293.54 |  | \$668,097.28 |
| Charleston | \$2,888,651.86 | \$644.74 | \$1,500,456.22 | \$4,389,752.82 |
| Cherokee | \$960,596.81 | \$145.84 | \$244,600.21 | \$1,205,342.86 |
| Chester | \$981,181.03 | \$10,561.54 |  | \$991,742.57 |
| Chesterfield | \$1,508,921.49 | \$74,599.15 |  | \$1,583,520.64 |
| Clarendon | \$1,070,379.32 | \$8,539.68 |  | \$1,078,919.00 |
| Colleton | \$1,488,337.26 | \$38,059.32 |  | \$1,526,396.58 |
| Darlington | \$1,213,881.05 | \$69,635.17 |  | \$1,283,516.22 |
| Dillon | \$789,061.68 | \$35,137.57 |  | \$824,199.25 |
| Dorchester | \$1,488,925.06 | \$41,381.09 | \$157,655.24 | \$1,687,961.39 |
| Edgefield | \$857,675.73 | \$1,896.99 |  | \$859,572.72 |
| Fairfield | \$1,001,765.25 | \$31,914.06 |  | \$1,033,679.31 |
| Florence | \$1,901,197.22 | \$105,987.96 | \$136,974.52 | \$2,144,159.70 |
| Georgetown | \$1,241,914.46 | \$54,505.61 |  | \$1,296,420.07 |
| Greenville | \$3,897,278.51 | \$541.26 | \$1,489,078.64 | \$5,386,898.41 |
| Greenwood | \$1,062,930.13 | \$8,718.33 |  | \$1,071,648.46 |
| Hampton | \$802,784.47 | \$47,217.05 |  | \$850,001.52 |
| Horry | \$3,019,606.37 | \$172,135.16 | \$1,107,208.61 | \$4,298,950.14 |
| Jasper | \$865,124.93 | \$51,501.94 |  | \$916,626.87 |
| Kershaw | \$1,406,588.20 | \$74,120.88 |  | \$1,480,709.08 |
| Lancaster | \$1,248,775.87 | \$5,312.19 | \$37,382.58 | \$1,291,470.64 |
| Laurens | \$1,400,314.59 | \$6,061.14 |  | \$1,406,375.73 |
| Lee | \$686,140.57 | \$28,108.01 |  | \$714,248.58 |
| Lexington | \$2,703,981.71 | \$19,059.91 | \$1,269,843.61 | \$3,992,885.23 |
| McCormick | \$644,972.16 | \$26,236.18 |  | \$671,208.34 |
| Marion | \$878,259.95 | \$16,841.05 |  | \$895,101.00 |
| Marlboro | \$871,398.53 | \$59,584.72 |  | \$930,983.25 |
| Newberry | \$1,110,959.95 | \$43,049.61 |  | \$1,154,009.56 |
| Oconee | \$1,399,726.80 | \$44,960.71 |  | \$1,444,687.51 |
| Orangeburg | \$2,189,376.28 | \$213,806.77 |  | \$2,403,183.05 |
| Pickens | \$1,440,895.23 | \$216.46 |  | \$1,441,111.69 |
| Richland | \$3,430,702.93 | \$174,318.63 | \$565,552.92 | \$4,170,574.48 |
| Saluda | \$836,503.71 | \$10,289.02 |  | \$846,792.73 |
| Spartanburg | \$3,053,325.60 | \$1,519.83 | \$912,868.64 | \$3,967,714.07 |
| Sumter | \$1,563,812.73 | \$14,354.53 |  | \$1,578,167.26 |
| Union | \$837,091.51 | \$40,326.46 |  | \$877,417.97 |
| Williamsburg | \$1,372,281.19 | \$22,045.57 |  | \$1,394,326.76 |
| York | \$2,229,369.10 | \$34,610.21 | \$1,475,233.09 | \$3,739,212.40 |

COUNTY GASOLINE REPORT
2010 YEAR END/2012 DISTRIBUTIONS

|  | Input | Calculation of D |  |  |  | \% |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | SC DEPT OF REV | \% | JANUARY THRU | JANUARY THRU | CONTRIBUTIONS |  |  |  |
|  | GALLONS | OF | DECEMBER 2010 | DECEMBER 2010 | IN EXCESS OF | BONUS | $\begin{gathered} \text { OF } \\ \text { BONUS } \\ \hline \end{gathered}$ |  |
| COUNTY | 1/1/10 THRU 12/31/10 | TOTAL | CONTRIBUTIONS | ALLOCATIONS | ALLOCATIONS |  |  |  |
| Abbeville | 8,055,866 | 0.32\% | 218,117.05 | \$889,787.60 | 0.00 | 0.00 | 0.00\% |  |
| Aiken | 93,310,988 | 3.72\% | 2,526,446.81 | \$2,408,976.11 | 117,470.70 | 72,615.59 | 0.76\% |  |
| Allendale | 4,304,631 | 0.17\% | 116,550.27 | \$584,135.36 | 0.00 | 0.00 | 0.00\% |  |
| Anderson | 105,795,780 | 4.22\% | 2,864,479.49 | \$2,436,145.17 | 428,334.32 | 264,778.79 | 2.79\% |  |
| Bamberg | 5,048,134 | 0.20\% | 136,681.03 | \$656,569.98 | 0.00 | 0.00 | 0.00\% |  |
| Barnwell | 10,350,122 | 0.41\% | 280,235.30 | \$794,695.79 | 0.00 | 0.00 | 0.00\% |  |
| Beaufort | 67,806,841 | 2.70\% | 1,835,907.87 | \$1,406,000.25 | 429,907.62 | 265,751.34 | 2.80\% |  |
| Berkeley | 63,515,416 | 2.53\% | 1,719,715.16 | \$2,318,445.03 | 0.00 | 0.00 | 0.00\% |  |
| Calhoun | 12,462,521 | 0.50\% | 337,429.68 | \$611,304.45 | 0.00 | 0.00 | 0.00\% |  |
| Charleston | 196,516,938 | 7.83\% | 5,320,805.22 | \$2,893,507.77 | 2,427,297.45 | 1,500,456.22 | 15.79\% |  |
| Cherokee | 50,738,698 | 2.02\% | 1,373,778.42 | \$978,087.12 | 395,691.30 | 244,600.21 | 2.57\% |  |
| Chester | 9,941,346 | 0.40\% | 269,167.46 | \$998,463.95 | 0.00 | 0.00 | 0.00\% |  |
| Chesterfield | 22,293,672 | 0.89\% | 603,613.55 | \$1,503,372.42 | 0.00 | 0.00 | 0.00\% |  |
| Clarendon | 24,525,603 | 0.98\% | 664,044.32 | \$1,066,386.65 | 0.00 | 0.00 | 0.00\% |  |
| Colleton | 36,862,461 | 1.47\% | 998,071.60 | \$1,496,580.12 | 0.00 | 0.00 | 0.00\% |  |
| Darlington | 36,414,820 | 1.45\% | 985,951.47 | \$1,245,266.09 | 0.00 | 0.00 | 0.00\% |  |
| Dillon | 29,525,126 | 1.18\% | 799,409.18 | \$801,488.06 | 0.00 | 0.00 | 0.00\% |  |
| Dorchester | 59,341,422 | 2.37\% | 1,606,701.95 | \$1,351,662.08 | 255,039.87 | 157,655.24 | 1.66\% |  |
| Edgefield | 8,056,210 | 0.32\% | 218,126.36 | \$855,826.23 | 0.00 | 0.00 | 0.00\% |  |
| Fairfield | 12,079,330 | 0.48\% | 327,054.57 | \$1,005,256.22 | 0.00 | 0.00 | 0.00\% |  |
| Florence | 79,344,978 | 3.16\% | 2,148,309.34 | \$1,926,724.80 | 221,584.54 | 136,974.52 | 1.44\% |  |
| Georgetown | 34,586,152 | 1.38\% | 936,439.27 | \$1,249,778.01 | 0.00 | 0.00 | 0.00\% |  |
| Greenville | 229,202,012 | 9.14\% | 6,205,771.75 | \$3,796,879.87 | 2,408,891.88 | 1,489,078.64 | 15.67\% |  |
| Greenwood | 33,371,729 | 1.33\% | 903,558.09 | \$1,082,251.58 | 0.00 | 0.00 | 0.00\% |  |
| Hampton | 10,533,691 | 0.42\% | 285,205.53 | \$808,280.33 | 0.00 | 0.00 | 0.00\% |  |
| Horry | 169,174,061 | 6.74\% | 4,580,481.64 | \$2,789,343.32 | 1,791,138.32 | 1,107,208.61 | 11.65\% |  |
| Jasper | 30,027,306 | 1.20\% | 813,005.98 | \$853,545.87 | 0.00 | 0.00 | 0.00\% |  |
| Kershaw | 36,040,900 | 1.44\% | 975,827.38 | \$1,385,623.43 | 0.00 | 0.00 | 0.00\% |  |
| Lancaster | 46,887,253 | 1.87\% | 1,269,498.41 | \$1,209,024.37 | 60,474.04 | 37,382.58 | 0.39\% |  |
| Laurens | 28,994,526 | 1.16\% | 785,042.89 | \$1,451,265.79 | 0.00 | 0.00 | 0.00\% |  |
| Lee | 8,870,450 | 0.35\% | 240,172.36 | \$699,603.99 | 0.00 | 0.00 | 0.00\% |  |
| Lexington | 172,117,836 | 6.86\% | 4,660,185.98 | \$2,605,951.99 | 2,054,233.99 | 1,269,843.61 | 13.37\% |  |
| McCormick | 2,382,291 | 0.09\% | 64,501.85 | \$645,265.80 | 0.00 | 0.00 | 0.00\% |  |
| Marion | 15,665,529 | 0.62\% | 424,152.90 | \$903,372.12 | 0.00 | 0.00 | 0.00\% |  |
| Marlboro | 12,927,231 | 0.52\% | 350,011.96 | \$882,995.32 | 0.00 | 0.00 | 0.00\% |  |
| Newberry | 23,535,955 | 0.94\% | 637,249.05 | \$1,116,212.91 | 0.00 | 0.00 | 0.00\% |  |
| Oconee | 36,485,803 | 1.45\% | 987,873.38 | \$1,399,207.98 | 0.00 | 0.00 | 0.00\% |  |
| Orangeburg | 66,782,587 | 2.66\% | 1,808,175.63 | \$2,232,377.04 | 0.00 | 0.00 | 0.00\% |  |
| Pickens | 47,791,586 | 1.91\% | 1,293,983.73 | \$1,467,130.71 | 0.00 | 0.00 | 0.00\% |  |
| Richland | 156,462,881 | 6.24\% | 4,236,319.38 | \$3,321,420.87 | 914,898.51 | 565,552.92 | 5.95\% |  |
| Saluda | 4,644,694 | 0.19\% | 125,757.67 | \$837,729.78 | 0.00 | 0.00 | 0.00\% |  |
| Spartanburg | 167,430,568 | 6.67\% | 4,533,275.60 | \$3,056,522.27 | 1,476,753.33 | 912,868.64 | 9.61\% |  |
| Sumter | 51,582,646 | 2.06\% | 1,396,628.78 | \$1,612,048.77 | 0.00 | 0.00 | 0.00\% |  |
| Union | 10,971,995 | 0.44\% | 297,072.86 | \$855,826.23 | 0.00 | 0.00 | 0.00\% |  |
| Williamsburg | 12,891,992 | 0.51\% | 349,057.84 | \$1,406,000.25 | 0.00 | 0.00 | 0.00\% |  |
| York | 162,983,591 | 6.50\% | 4,412,871.23 | \$2,026,377.40 | 2,386,493.83 | 1,475,233.08 | 15.53\% |  |
| TOTALS | 2,508,636,168 | 100.00\% | 67,922,717.24 | 67,922,717.25 | 15,368,209.70 | 9,500,000.00 | 100.00\% |  |

CTC FUNDS EXPENDED ON THE STATE HIGHWAY SYSTEM


