

**Michigan Department of Transportation (MDOT)  
Candidate Application for Dispute Review Board (DRB)**

**A. Contact Information**

Name: Mark E Bacon		1/31/2016	
	City: Rocky River	State: Oh	44116
Phone #: 440-670-1205	Email Address: mar11soc@aol.com		

**B. Professional Licenses/Registrations** (Please provide name/type of license, state, expiration date and number.)

<i>Name/Type of License/Registration</i>	<i>State and Number</i>	<i>Expiration Year</i>
Professional Engineer	Ohio 53475	12/31/2016
DRB Foundation	Member 2621	12/31/2016

**C. Education/Related Training** (Please list degree, college/other school and dates. Please indicate the location and date of your training.)

<i>University/College/Organization/Trade School</i>	<i>Degree/Certificate</i>	<i>Date/Year</i>
Clarkson University, Potsdam, NY	BS Civil & Environmental Engr	May 1976

**D. Construction Experience Summary**

I have construction experience working in the following capacities:

<input checked="" type="checkbox"/>	Civil Engineer	<input type="checkbox"/>	Architect	<input type="checkbox"/>	Builder/Developer
<input type="checkbox"/>	Structural Engineer	<input type="checkbox"/>	Electrical Engineer	<input type="checkbox"/>	Designer/Planner
<input type="checkbox"/>	Geologist	<input type="checkbox"/>	Land Surveyor	<input type="checkbox"/>	Mechanical Engineer
<input checked="" type="checkbox"/>	General Contractor	<input type="checkbox"/>	Accountant	<input type="checkbox"/>	Chemical Engineer
<input checked="" type="checkbox"/>	Construction Manager	<input type="checkbox"/>	Supplier/Manufacturer	<input type="checkbox"/>	Environmental Engineer
<input type="checkbox"/>	Sub/Specialty Contractor	<input type="checkbox"/>	Owner Representative	<input type="checkbox"/>	Landscape Architect
<input type="checkbox"/>	Other (Describe) →				

I have substantial experience in the following types of construction:

<input checked="" type="checkbox"/>	Bridge (Concrete)	<input checked="" type="checkbox"/>	Bridge (Steel)	<input type="checkbox"/>	Buildings
<input checked="" type="checkbox"/>	Earth Retaining Systems	<input type="checkbox"/>	Electrical Systems	<input checked="" type="checkbox"/>	Environmental
<input checked="" type="checkbox"/>	Foundation	<input checked="" type="checkbox"/>	Highway	<input type="checkbox"/>	Landscaping
<input type="checkbox"/>	Marine	<input type="checkbox"/>	Mechanical	<input type="checkbox"/>	Tunnel
<input type="checkbox"/>	Other (Describe) → EARTHWORK, TREATMENT PLANTS				

**E. Qualification Statement**

Candidates shall have substantial experience in or directly related to public agency highway and bridge construction projects with or on behalf of federal, state, or local government agencies, particularly MDOT. Experience shall be a minimum of 10 years in active involvement, supervision, or management of public agency highway and bridge construction contracts preferably with an emphasis in resolution of disputes arising out of said contracts. Lawyers, attorneys, and/or legal counsel are not permitted to be DRB candidates nor are they permitted to serve on a DRB panel in any capacity.

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Provide a 500 word or less statement of your qualifications that explain how you meet the aforementioned criteria:

I have had 33 years experience working for a \$100,000,000 annual revenue Heavy Civil Construction Company who worked in Ohio and surrounding states. This company self-performed multiple work items including bridges, foundations, highways, treatment plants, retaining walls, piling, earthwork, and utilities. My roles there included office & field engineer, senior estimator, project manager, and ultimately vice president of project management. My last position spanned 10 years and included responsibility of the company's engineering dept., procurement, and project management. In addition I had oversight of all claims, disputes, and contracts.

Since retiring from that company, I have been involved in construction schedule consulting, position papers for construction disputes, and as an owner's representation for building construction. I am currently a member of a Dispute Resolution Board for a \$75,000,000 sewage treatment plant reconstruction.

**F. General Experience Summary**

Please provide a brief description of your experience in 25 words or less. If you are approved to be a DRB candidate, this information will be included next to your name on the Dispute Review Board Candidates List posted on MDOT's website.

Description: Ohio PE with extensive experience managing and constructing heavy civil

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<p>projects. Contractor's lead claim representative. Member of a DRB for a \$75M treatment plant.</p>

**G. DRB Experience** (include past and current experience if applicable)

Experience	MDOT	Other Public Agencies	Private Construction	Total
# of Jobs as DRB Member		1		1
# of Jobs as DRB Chair				

**H. Conflict of Interest and Ethics Statement**

I will provide a conflict of interest statement and a disclosure statement describing past, present, anticipated, and planned relationships, including indirect relationships through my present employer, to other parties involved in a construction project, including but not limited to, relevant construction engineering and inspection (CEI) firms, contractors, or suppliers to the parties, parties' principals, or parties' counsel. Furthermore, I will disclose any close professional or personal relationships with all key members in the project. This will be completed prior to accepting a nomination to serve on a DRB panel for any construction project.

<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I do not agree
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**I. Compensation**

I agree that I will be fully compensated in accordance with the terms and conditions of the contract and Dispute Review Board Agreement. This will be full compensation for on site time, review time, travel expenses, transportation, lodging, time for travel and incidentals for each day, or portion thereof that I am at an authorized DRB hearing. In addition, I will be paid the appropriate rate specified in the Dispute Review Board Agreement for additional days necessary to conduct a hearing that has been authorized.

<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I do not agree
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**J. Professional References**

Provide the following information for at least two references to attest to your professional experience as depicted in this application. In addition, these references should be able to attest to your suitability to perform as a DRB member and provide additional information about you.

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Name:	Address:	Phone:
Fred Kelly		(216) 252-9901
Joseph W Allen, PE		330 815-1275

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**Certification and Acknowledgement**

The information in this application is true and accurate to the best of my knowledge, information, and belief. Moreover, I acknowledge that submittal of this application is not a guarantee of work as a DRB panel member. I further acknowledge that there is a selection and approval process that must occur in order to be a part of a project specific DRB panel. (Must be checked to submit form).

Signature of Applicant: \_\_\_\_\_



Send Completed Form to: R. Jason Clark, P.E.  
Construction Contracts Engineer  
8885 Ricks Rd  
PO Box 30049  
Lansing, MI 48909  
[ClarkJ25@michigan.gov](mailto:ClarkJ25@michigan.gov)