

ORIGINATION FORM

THE INFORMATION BELOW IS TO BE PROVIDED BY THE ORIGINATOR (The person who receives or originates the issue and needs to forward the issue for action.)

Specification: 3-6 and 3-7

Subject: Award and Execution of Contract – Execution of Contract Bond

Origination date:

Originator: Juanita Moore

Office/Phone: 414-4110

Problem statement: To reduce time spent in processing contract documents after award and get the contractors to work sooner.

Proposed solution: Reduce the time for processing contract documents after award.

Information source: Juanita Moore, Contracts Administration

Recommended Usage Note: All Jobs

Estimated fiscal impact, if implemented: N/A

Implementation of these changes, if and when approved, will begin with the January 2010 letting.



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

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STEPHANIE KOPELOUSOS
SECRETARY

M E M O R A N D U M

DATE: July 1, 2009
TO: Specification Review Distribution List
FROM: Rudy Powell, Jr., P.E., State Specifications Engineer
SUBJECT: Proposed Specification: 0030600 Execution of Contract Bond

In accordance with Specification Development Procedures, we are sending you a copy of a proposed specification change.

This change was proposed by Juanita Moore to reduce processing time for contract implementation.

Please share this proposal with others within your responsibility. Review comments are due within four weeks and should be sent to Mail Station 75 or to my attention via e-mail at ST986RP or rudy.powell@dot.state.fl.us. Comments received after **July 29, 2009**, may not be considered. Your input is encouraged.

RP/ft
Attachment

EXECUTION OF CONTRACT BOND.
(REV 6-24-09)

ARTICLE 3-6 (page 18) is deleted and the following substituted:

3-6 Execution of Contract and Bond.

Within ~~20~~**10** days after Contract award, execute the necessary agreements to enter into a contract with the Department and return the agreement along with a satisfactory surety bond and documentation evidencing all insurance required by 7-13 to the Department's Contracts Office that awarded the Contract. For each calendar day that the successful bidder is late in delivering to the Department's Contracts Office all required documents in properly executed form, the Department will deduct one day from the allowable Contract Time as specified in 8-7.1. The Department will not be bound by any proposal until it executes the associated Contract. The Department will execute the Contract and bond in the manner stipulated in 2-5.1.

The Department will execute the Contract within ~~15~~**5** days after receipt of the necessary agreements and bond from the Contractor.

ARTICLE 3-6 (page 18) is deleted and the following substituted:

3-7 Failure by Contractor to Execute Contract and Furnish Bond.

In the event that the bidder fails to execute the awarded Contract and to file an acceptable bond, as prescribed in 3-5 and 3-6, within ~~20~~**10** days of Contract award, the Department may annul the award, causing the bidder to forfeit the proposal guaranty to the Department; not as a penalty but in liquidation of damages sustained. The Department may then award the Contract to the next lowest responsible bidder, re-advertise, or accomplish the work using day labor.