



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

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STEPHANIE C. KOPELOUSOS
SECRETARY

August 31, 2010

This Memo Has Expired

DCE MEMORANDUM NO: 14-10

(FHWA Approved: 9/2/10)

TO: DISTRICT CONSTRUCTION ENGINEERS

FROM: David A. Sadler, PE., Director, Office of Construction

A handwritten signature in black ink, appearing to read "David A. Sadler".

COPIES: Bob Burleson (FTBA), Chris Richter (FHWA), Brian Blanchard, Rafiq Darji (FHWA),
Abraham Scott (FHWA)

SUBJECT: STREAMLINE LS CONTRACTS

It is stated in the new streamline contract specification 9-1.3 that "Failure on the part of the Contractor to construct any item of work in compliance with the contract requirements; or to plan or authorized dimensions within the specification tolerances will result in: reconstruction to acceptable tolerances at no additional cost to the Department; or acceptance at no pay at the discretion of the Engineer." For consistency in the exercising of that discretion afforded in the contract, a "no pay" option will be handled as follows.

When acceptance at no pay occurs for any material not listed in 9-2, the Engineer will apply a reduction in payment for the material in question based on the weighted average unit price in the Six Month Moving Statewide Averages report. The dates will be the six months prior to the letting date for this Contract.

If you have further questions, please contact David Chason at 850 414-4171.

DS/cw