



# Florida Department of Transportation

JEB BUSH  
GOVERNOR

605 Suwannee Street  
Tallahassee, FL 32399-0450

DENVER J. STUTLER, JR.  
SECRETARY

November 17, 2005

Mr. Donald Davis  
Program Operations Engineer  
Federal Highway Administration  
545 John Knox Road, Suite 200  
Tallahassee, Florida 32303

Re: Office of Design, Specifications  
Section 006  
Proposed Specification: 0060009 – Control of Materials.

Dear Mr. Davis:

We are submitting, for your approval, two copies of a proposed Supplemental Specification for Control of Materials.

This change is one of a group of changes proposed by Robert Robertson of the State Structures Office to split existing Specifications references to Specialty Engineer into a redefined Specialty Engineer and a newly defined term, Contractor's Engineer of Record.

Please review and transmit your comments, if any, within two weeks. Comments should be sent via Email to SP965DB or [duane.brautigam@dot.state.fl.us](mailto:duane.brautigam@dot.state.fl.us).

If you have any questions relating to this specification change, please call Duane F. Brautigam, State Specifications Engineer at 414-4110.

Sincerely,

Signature on file

Duane F. Brautigam, P.E.  
State Specifications Engineer

DFB/jo

Attachment

cc: General Counsel  
Florida Transportation Builders' Assoc.  
State Construction Engineer

**CONTROL OF MATERIALS – DEFECTIVE MATERIALS.****(REV 9-27-05)**

ARTICLE 6-11 (of the Supplemental Specifications) is deleted and the following substituted:

**6-11 Defective Materials.**

All materials not meeting the requirements of these Specifications; segregated materials, even though previously tested and approved; materials that are or have been improperly stored; and materials that are mixed with an excess of clay, coal, sticks, burlap, hay, straw, loam or earth, or other debris will be considered defective. Do not use defective materials. The Engineer will reject all such materials, whether in place or not. Remove all rejected material immediately from the site of the work and from storage areas, at no expense to the Department.

Do not use material that has been rejected and the defects corrected, until the Engineer has approved the material's use. Upon failure to comply promptly with any order of the Engineer made under the provisions of this Article, the Engineer will remove and replace defective material and deduct the cost of removal and replacement from any moneys due or to become due the Contractor.

As an exception to the above, the Contractor may submit, upon approval of the Engineer, an engineering and/or laboratory analysis to evaluate the effect of defective in place materials. A Specialty Engineer, who is an independent consultant *or the Contractor's Engineer of Record as stated within each individual Section* shall perform any such analysis. The Engineer will determine the final disposition of the material after review of the information submitted by the Contractor. No additional monetary compensation or time extension will be granted for the impact of any such analysis or review.

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