



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

STEPHANIE KOPELOUSOS
SECRETARY

April 9, 2009

Monica Gourdine
Program Operations Engineer
Federal Highway Administration
545 John Knox Road, Suite 200
Tallahassee, Florida 32303

Re: Office of Design, Specifications
Section 101
Proposed Specification: 1010202.D01, Mobilization – Partial Payments

Dear Ms. Gourdine:

We are submitting, for your approval, two copies of the above referenced Supplemental Specification.

This change was proposed by David Sadler, Director of Construction, to permit payment for Mobilization after issuance of the Notice to Proceed.

Please review and transmit your comments, if any, within four weeks. Comments should be sent via Email to ST986RP or rudy.powell@dot.state.fl.us.

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

Sincerely,

Rudy Powell, Jr., P.E.
State Specifications Engineer

RP/dr

Attachment

cc: Gregory Jones, Chief Civil Litigation
Florida Transportation Builders' Assoc.
State Construction Engineer

MOBILIZATION – PARTIAL PAYMENTS.**(REV 4-9-09)**

SUBARTICLE 101-2.2 (Page 107) is deleted and the following substituted:

101-2.2 Partial Payments: When the proposal includes a separate pay item for Mobilization and ~~work has commenced~~ *the Notice to Proceed has been issued* ~~and satisfactory progress is maintained pursuant to accepted project schedule,~~ partial payments will be made ~~therefore~~ in accordance with the following:

For contracts of 120 contract days duration or less, partial payment will be made at 50% of the bid price per month for the first two months. For contracts in excess of 120 contract days duration, partial payment will be made at 25% of the bid price per month for the first four months. *In no event shall more than 50% of the bid price be paid prior to commencing construction on the project site.*

Total partial payments for Mobilization on any project, including when more than one project or job is included in the Contract, will be limited to 10% of the original Contract amount for that project. ~~When more than one project or job (separate FPID Number) is included in the Contract, the above percentages shall apply separately to each job that has a separate pay item for Mobilization with the total of the partial payments for any project limited to 10% of the original Contract amount for that project. Any remaining amount will be paid upon completion of all work on the Contract.~~

Retainage, as specified in 9-5, will be applied to all partial payments. ~~As an exception to partial payments the Department will pay the Contractor the invoice price of the Contract Bond when the Engineer has been furnished a certified copy of the invoice from the Bonding Company. No other work will be required to receive payment for the Contract Bond included in the bid price for Mobilization.~~ Partial payments made on this item will in no way act to preclude or limit any of the provisions for partial payments otherwise provided for by the Contract.

MOBILIZATION – PARTIAL PAYMENTS.**(REV 4-9-09)**

SUBARTICLE 101-2.2 (Page 107) is deleted and the following substituted:

101-2.2 Partial Payments: When the proposal includes a separate pay item for Mobilization and the Notice to Proceed has been issued, partial payments will be made in accordance with the following:

For contracts of 120 contract days duration or less, partial payment will be made at 50% of the bid price per month for the first two months. For contracts in excess of 120 contract days duration, partial payment will be made at 25% of the bid price per month for the first four months. In no event shall more than 50% of the bid price be paid prior to commencing construction on the project site.

Total partial payments for Mobilization on any project, including when more than one project or job is included in the Contract, will be limited to 10% of the original Contract amount for that project. Any remaining amount will be paid upon completion of all work on the Contract.

Retainage, as specified in 9-5, will be applied to all partial payments.

Partial payments made on this item will in no way act to preclude or limit any of the provisions for partial payments otherwise provided for by the Contract.