

ORIGINATION FORM

Specification: 580-5

Subject: Plant Establishment Period and Contractors Warranty

Origination date: 07/19/2010

Originator: Paul Steinman

Office/Phone: 414-4140

Problem statement: The existing specification does not specify when the warranty bond must be submitted to the department.

Proposed solution: The proposed change will require the warranty bond be provided prior to Final Acceptance of the project.

Information source: Proposed changes derived from DCE meetings.

Recommended Usage Note: None

Estimated fiscal impact, if implemented: None

Implementation of these changes, if and when approved, will begin with the January 2011 letting.



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

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STEPHANIE KOPELOUSOS
SECRETARY

MEMORANDUM

DATE: August 23, 2010

TO: Specification Review Distribution List

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

SUBJECT: Proposed Specification: 5800500 Landscape Installation – Plant Establishment Period and Contractor’s Warranty.

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

This change was proposed by Paul Steinman to require the warranty bond be provided prior to Final Acceptance of the project.

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 **September 20, 2010** may not be considered. Your input is encouraged.

RP/cah
Attachment

LANDSCAPE INSTALLATION.
(REV 8-9-10)

ARTICLE 580-5 (Page 725-726) is deleted and the following substituted:

580-5 Plant Establishment Period and Contractor's Warranty.

Take responsibility for the proper maintenance, survival and condition of all plants for a period of one year after final acceptance in accordance with 5-11. Notify the Engineer upon completion of installation of all plants.

Mowing as part of the landscape work will be identified in the Contract Documents. Continue any mowing of the landscape areas specified in the Contract Documents throughout the establishment period.

As a condition precedent to final acceptance in accordance with 5-11, provide a Warranty/Maintenance Bond to the Department in the amount of the total sums bid for all landscape items as evidence of warranty during this plant establishment period. The cost of the bond will not be paid separately, but will be included in the costs of other bid items.

In addition to satisfying the provisions of Section 287.0935, Florida Statutes, the bonding company is required to have an A.M. Best rating of "A" or better. If the bonding company drops below the "A" rating during the Warranty/Maintenance Bond period, provide a new Warranty/Maintenance Bond for the balance of the establishment period from a bonding company with an "A" or better rating. In such event, all costs of the premium for the new Warranty/Maintenance Bond will be at the Contractor's expense.

The Engineer may conduct interim inspections of all landscape items during the plant establishment period, as well as at the end of the plant establishment period. As part of the warranty to the Department, and at no cost to the Department, replace all plants found not to meet minimum specifications as shown in 580-2.1.1 and 580-3.5 within ten days after each inspection.

Prior to the end of the establishment period, remove all staking and guying from the project.

At the end of the establishment period, the Engineer will release the Contractor from further warranty work and responsibility provided all plants are established and all previous warranty and remedial work, if any, has been completed to the satisfaction of the Engineer.