

From: [Childs, Matthew](#)
To: [Hurtado, Dan](#); [Watts, Jason](#)
Cc: [Thomas, Frances](#); [Toole, Deborah](#)
Subject: RE: Section 3 OGC edits for 7-17
Date: Thursday, September 01, 2016 11:27:30 AM
Attachments: [SP0030900-816_OGCedits_9_1_16.doc](#)

Dan,

The other changes are fine and I made the changes to the Districts 6, 7 and TPK phone numbers. Please move forward with the attached revision for the July 2017 workbook.

Matt Childs
Assistant General Counsel
Office of the General Counsel
Florida Department of Transportation
605 Suwannee Street, MS 58
Tallahassee, Florida 32399-0458
Phone (850) 414-4521
Fax (850) 414-5264

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The OGC would appreciate FDOT employees completing our Quality Assurance Legal Services Survey by clicking [here](#). Thank you

From: Hurtado, Dan
Sent: Wednesday, August 31, 2016 7:33 AM
To: Watts, Jason; Childs, Matthew
Cc: Thomas, Frances; Toole, Deborah
Subject: FW: Section 3 OGC edits for 7-17

Jason and Matt,

Do you want to move forward with the attached revisions for the July 2017 workbook?

Respectfully,

Dan L. Hurtado, P.E.
State Specifications Engineer
Florida Department of Transportation
605 Suwannee St, MS 75
Tallahassee, FL 32399
(850) 414-4130

From: Toole, Deborah
Sent: Tuesday, August 30, 2016 2:29 PM
To: Hurtado, Dan
Cc: Thomas, Frances
Subject: Section 3 OGC edits for 7-17

Can you check with Legal to see if they still want to process the attached revisions for July 2017 (please)? 😊

.....Debbie 😊

Deborah Toole
Specifications Coordinator
Program Management Office
605 Suwannee Street
Tallahassee, FL 32399-0458

deborah.toole@dot.state.fl.us
850-414-4114



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

JIM BOXOLD
SECRETARY

MEMORANDUM

DATE: September 19, 2016

TO: Specification Review Distribution List

FROM: Dan Hurtado, P.E., State Specifications Engineer

SUBJECT: Proposed Specification: **0030900 Award and Execution of Contract.**

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

The changes are being made to include editorial revisions for clarity.

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 online at

<http://www2.dot.state.fl.us/ProgramManagement/Development/IndustryReview.aspx> .

Comments received after **October 17, 2016**, may not be considered. Your input is encouraged.

DH/dt
Attachment

AWARD AND EXECUTION OF CONTRACT.

(REV ~~6-10-16~~9-6-16)

ARTICLE 3-9 is deleted and the following substituted:

3-9 Public Records.

The Contractor shall comply with Chapter 119, Florida Statutes. Specifically, ~~if the Contractor is acting on behalf of the Department~~ the Contractor shall:

1. Keep and maintain public records required by the Department to perform the services ~~being performed by the Contractor~~.

2. Upon request from the Department's custodian of public records, provide the Department with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes, or as otherwise provided by ~~rule or~~ law.

3. Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the eContract term and following completion of the Contract if the Contractor does not transfer the records to the Department.

4. Upon completion of the Contract, transfer at no cost to the Department, all public records in possession of the Contractor or keep and maintain public records required by the Department to perform the service. If the Contractor transfers all public records to the Department upon completion of the Contract, the Contractor shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If the Contractor keeps and maintains public records upon completion of the Contract, the Contractor shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to the Department, upon request from the Department's custodian of public records, in a format that is compatible with the information technology systems of the Department.

Failure to comply with Chapter 119, Florida Statutes and the Article 3-9 shall be grounds for immediate unilateral termination of this Contract by the Department pursuant to 8-9.1.