

**FGD-R Facilities Projects Contracts**

2/11/15

**RATIONALE/OBJECTIVE:**

Building and construction for the Cobb County School District (District) shall be done on a legal contract basis between the contractor and the District.

**RULE:****A. GENERAL PROVISIONS:**

The time required for the substantial and final completion of each construction project and liquidated damages amounts shall be stated in all contract specifications.

**B. CONTRACTS FOR CONSTRUCTION:**

Contracts for construction shall be executed using one of the following:

1. An appropriate, current edition of the American Institute of Architects Construction Contract forms as modified by the District;
2. A District Standard Contract for Goods and Services such as a purchase order or performance contract executed based upon a solicitation that is competitively solicited/negotiated by Procurement Services or a cooperative purchasing agreement approved by Procurement Services.
3. A written contract issued by the organization or individual that is funding the project. The contract must comply with all requirements in Georgia Board of Education Rule 160-5-4-.15 and Georgia Local Government Public Work Law, O.C.G.A. § 36-91-1, et seq. as well as relevant District policies, rules and procedures.

All construction contracts for projects on District property will be reviewed and modified, as needed, by the Board Attorney, specifically including all contracts that are issued by the District or by other funding organizations.

Reclassified an Administrative Rule: 9/1/04

Revised: 9/22/05, 11/10/10

Revised and recoded: 8/23/12 (Previously coded as Administrative Rule FEGC)

Revised: 2/11/15

Legal Reference

O.C.G.A. 36-91-1

Rule 160-5-4-.15

Georgia Local Government Public Works Construction Law

Processing of Plans and Specifications for Public School Construction