

## **67900.10 Contracting in Phases**

### **(a)**

Should the Director determine that it is necessary or desirable to have a given project performed in phases, it will not be necessary to negotiate the total contract price in the initial instance, provided that the Director shall have determined that: (1) The firm is best qualified to perform the whole project at reasonable cost, and; (2) The contract contains provisions that the State, at its option, may utilize the firm for other phases and that the firm will accept a fair and reasonable price for subsequent phases to be later negotiated, mutually agreed upon and reflected in a subsequent written instrument.

#### **(1)**

The firm is best qualified to perform the whole project at reasonable cost, and;

#### **(2)**

The contract contains provisions that the State, at its option, may utilize the firm for other phases and that the firm will accept a fair and reasonable price for subsequent phases to be later negotiated, mutually agreed upon and reflected in a subsequent written instrument.

### **(b)**

The procedure with regard to estimates and negotiation shall otherwise be applicable.