



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION

1401 EAST BROAD STREET
RICHMOND, VIRGINIA 23219-2000

Gregory A. Whirley
Commissioner of Highways

April 13, 2012

MEMORANDUM

TO: VDOT Contract Holders

RE: FY13 Budget Impasse

I am writing to notify you of the potential for a continued State Budget Impasse that could extend beyond the end of our current Fiscal Year, June 30, 2012. If the General Assembly does not have an approved State Budget in place before May 1, 2012, I may be advising you of specific measures that will need to be taken regarding suspension of work or delay in deliverables. This will allow my staff time to process outstanding invoices from the remaining FY12 funding. Specific steps may also need to be taken to ensure the safety of the traveling public, if construction activities need to be suspended until an approved budget is in place.

For the time being, I am putting you on notice of the potential of invoking the "Availability of Funds" clause and/or Section 108.05 of the **Road and Bridge Specifications** – "Suspension of Work Ordered by the Engineer". Sorry for any inconvenience this may cause in carrying out your business, but I feel compelled to advise you ahead of time in case this becomes necessary.

Sincerely,

Gregory A. Whirley
Commissioner of Highways