

MEMORANDUM

DATE: July 11, 2023

TO: ****ORIGINAL****
City Clerk

FROM: Robyn Holder, CPPB *RH*
Procurement Management Department

SUBJECT: Record Retention

CONTRACT: #20220066 Amendment #1
CONTRACT TITLE: The Saints Golf Course Drainage Improvement Project
Phases 1 & 2

CONTRACTOR NAME: XGD Systems, LLC
ADDRESS: 415 NW Flagler Avenue, Unit 302
CITY & STATE: Stuart, FL 34994

COUNCIL APPROVED: January 9, 2023

7l)- AWARD CONTRACT #20220066 FOR THE SAINTS GOLF COURSE DRAINAGE IMPROVEMENT PROJECT TO XGD SYSTEMS, LLC IN AN AMOUNT OF \$3,179,951.29, PARKS & RECREATION DEPARTMENT, PROCUREMENT MANAGEMENT

CONTRACT AMOUNT - \$3,179,951.29
CONTRACT TERM: 5/1/2023 through 11/30/2023, with no option to renew.

COUNCIL APPROVED: July 10, 2023

7e)- APPROVE AMENDMENT #1 to CONTRACT #20220066 FOR THE SAINTS GOLF COURSE DRAINAGE IMPROVEMENT PROJECT TO XGD SYSTEMS, LLC IN AN AMOUNT OF \$390,000.00, PARKS & RECREATION DEPARTMENT, PROCUREMENT MANAGEMENT

AMENDMENT #1 AMOUNT - \$390,000.00
ADDITIONAL TIME: 33 DAYS THROUGH 1/2/2024, with no option to renew

RH



CONTRACT AMENDMENT

This amendment by and between the Contractor and the City as defined below shall be effective as of the date this Amendment is fully executed.

Contractor's Full Legal Name:	XGD Systems, LLC
Solicitation No./Event ID:	20220066
Solicitation Title/Event Name:	The Saints Golf Course Drainage Improvement Project
Contract Award Date:	1/9/2023
Initial Current Contract Term:	5/1/2023 through 11/30/2023
Current Contract Expiration Date:	11/30/2023
Requested Contract Expiration Date:	1/2/2024 (33 calendar days)
Initial Contract Amount:	\$3,179,951.29
Current Contract Amended Amount:	\$3,179,951.29
Requested Financial Change Amount:	\$390,000.00
New Contract Amount:	\$3,569,951.29
Amendment No.:	1
Amendment Type:	Increase of Commodities

WHEREAS, the Contract is in effect through the Current Contract Term as defined above; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

The additional scope of work is being added to the contract:

1. The additional work identified for unforeseen field changes to Pond #11:
 - Excavate pond to elevation 0.00.
 - Lower existing embankment to elevation 1.5.
 - Create a sediment forebay for the newly installed pipe outfalls along with two (2) existing outfalls.
 - Haul all material and stage adjacent to the back of the range.
 - Total cost for the work is \$21,222.91.
2. Reconstruction of the Driving Range:
 - Remove top six (6) feet from fill pile from Pond #11.
 - Haul fill to range to create an elevated range area, add surface movement for improved surface drainage. Average range elevation increase by two (2) feet.
 - Dozer time to push down the existing mound after fill has been removed from the range work.
 - Adjust irrigation heads to accommodate new grading. Does not include the addition of new heads and pipe if required.
 - Construct three (3) target green areas at specified distances from the new Tee Mat area.
 - The engineered drainage system will require additional inlets to provide improved surface drainage and support the new grading of the range. There is an allowance of \$10,000.00 for this work.
 - Sprig range to Celebration Bermuda or equal at a rate of eight hundred (800) bushels per acre.
 - Range will require two (2) months of growing time prior to re-opening.
 - Total cost for the work is \$148,746.97.
3. In addition, staff has field-adjusted the upcoming drainage work on the back 9 holes so that we can proactively anticipate any future issues. We have discovered that a directional bore is now required instead of excavating between the homes as originally intended. The directional bore will connect hole 11 to the main irrigation lake with a 30" drainage pipe. This change will result in the installed piping to be located at 13 feet below the existing subgrade to eliminate any conflict with existing utilities. We have also discovered that an existing 10" irrigation mainline will conflict with the new lake to be excavated on hole 18, and an extension of a swale and yard drain behind hole No. 10 green will require an extension to allow proper drainage. This cost for this work is estimated at \$220,030.12.
4. Contract Extension. The parties hereby agree that the contract will be extended for an additional period of time as follows:

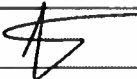
Beginning Date of Amendment #1 Term: 11/30/2023.
End Date of Amendment #1 Term: 1/2/2024.
5. The parties agree the contract will expire at midnight on the date defined as the "End Date of Amendment #1 Term" unless the parties agree in writing and signed by both parties to extend the contract for an additional period of time.
6. Total Compensation for the additional services is \$390,000.00.
7. **SUCCESSORS AND ASSIGNS.** This Amendment shall be binding upon and inure to the benefit of

the successors and permitted assigns of the parties hereto.

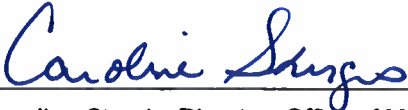
8. **ENTIRE AGREEMENT.** Except as expressly modified by this Amendment, the contract shall be and remain in full force and effect in accordance with its terms and shall constitute the legal, valid, binding and enforceable obligations to the parties. This Amendment and the contract (including any written amendments thereto), collectively, are the complete agreement of the parties and supersede any prior agreements or representations, whether oral or written, with respect thereto.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed by their authorized representatives.

CONTRACTOR

Contractor's Full Legal Name: (PLEASE TYPE OR PRINT)	XGD Systems, LLC
Authorized Signature:	
Printed Name and Title of Person Signing:	Geoff Corlett, CEO
Date:	June 19, 2023
Company Address:	2432 NE Myrtle Street, Jensen Beach, FL 34957

THE CITY OF PORT ST. LUCIE

Authorized Signature:	
Printed Name and Title of Person Signing:	Caroline Sturgis, Director, Office of Management & Budget, and Procurement
Date:	7/11/2023
City Address:	121 S.W. Port St. Lucie Blvd., Port St. Lucie, FL 34984