


## **MEMORANDUM**

DATE: December 19, 2024

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

FROM: Robyn Holder, CPPB   
Procurement Management Department

SUBJECT: Record Retention

CONTRACT: #20200077 Amendment #9  
CONTRACT TITLE: Construction of Port St. Lucie Blvd. North Roadway Project

CONTRACTOR NAME: Zahlene Enterprises, Inc.  
ADDRESS: 11300 NW 97<sup>th</sup> Ave,  
CITY & STATE: Sebring, FL 33870

**COUNCIL APPROVED: August 23, 2021**

7g)- AWARD CONTRACT #20200077 FOR THE CONSTRUCTION OF PORT ST. LUCIE BLVD. NORTH CONSTRUCTION PROJECT TO ZAHLENE ENTERPRISES, INC. IN AN AMOUNT OF \$8,006,338.18, PUBLIC WORKS DEPARTMENT, PROCUREMENT MANAGEMENT

CONTRACT AMOUNT - \$8,006,338.18  
CONTRACT TERM: 9/27/2021 through 3/21/2023, with no option to renew.

**COUNCIL APPROVED: N/A**

AMENDMENT #1: \$8,790.25 & 0 additional calendar days. New Contract amount \$8,015,128.43.

**COUNCIL APPROVED: June 13, 2022**

AMENDMENT #2: \$17,904.30 & 0 additional calendar days. New Contract amount \$8,033,032.73.

**COUNCIL: APPROVED: N/A.**

AMENDMENT #3: Time extension only. New end date is June 23, 2023.

**COUNCIL APPROVED: N/A**

AMENDMENT #4: Plan revisions only.

**COUNCIL APPROVED: May 8, 2023**

AMENDMENT #5: \$19,141.72 & 3 calendar days. New Contract amount is \$8,052,174.45.  
New end date is June 26, 2023.

**COUNCIL: APPROVED: N/A.**

AMENDMENT #6: Time extension only. New end date is August 20, 2023.

**COUNCIL: APPROVED: N/A.**

AMENDMENT #7: \$14,191.47 & 37 additional calendar days for a new Contract amount of \$8,068,365.92 and a new end date of September 26, 2023.

**COUNCIL: APPROVED: N/A.**

AMENDMENT #8: \$155,399.25 & 450 additional calendar days for a new Contract amount of \$8,221,765.17 and a new end date of December 19, 2024.

**COUNCIL: APPROVED: N/A.**

AMENDMENT #9: \$0.00 & 43 calendar days for a new end date of January 31, 2025.  
Contract amount of \$8,221,765.17.



**CONTRACT  
AMENDMENT #9**

This Amendment #9 ("Amendment #9") for the Construction of Port St. Lucie Blvd. North Roadway Project under Contract #20200077 ("the Contract"), by and between the City and Zahlene Enterprises, Inc. ("Contractor"), shall be effective as of the date this Amendment #9 is fully executed.

<b>Contractor's Full Legal Name:</b>	Zahlene Enterprises, Inc.
<b>Solicitation No./Event ID:</b>	20200077
<b>Solicitation Title/Event Name:</b>	Construction of Port St. Lucie Blvd. North Roadway Project
<b>Contract Award Date:</b>	8/23/2021
<b>Initial Contract Term:</b>	9/27/2021 through 3/21/2023
<b>Current Contract Expiration Date:</b>	12/19/2024
<b>Requested Contract Expiration Date:</b>	1/31/2025 (43 calendar days)
<b>Initial Contract Amount:</b>	\$8,006,338.18
<b>Current Contract Amended Amount:</b>	\$8,221,765.17
<b>Requested Financial Change Amount:</b>	\$0.00
<b>New Contract Amount:</b>	\$8,221,765.17
<b>Amendment No.:</b>	9
<b>Amendment Type:</b>	Increase of Commodities

WHEREAS, the Contract, including any previous amendments, is in effect through the Current Contract Expiration Date, 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 following modifications to the Terms and Conditions contained in the Contract, are hereby incorporated and made a part of that Contract.

This Amendment #9 is for the items outlined below.

1. **Contract Extension.** Additional time to account for the delay due to damaged fiber optic cable (FOC) and the Contractor not being able to perform earthwork grading activities in the area surrounding the damage (11 calendar days). There are 26 weather days, and 6 holidays are included for a total of 43 calendar days. The new end date is January 31, 2025.

The parties hereby agree that the Contract will be extended for an additional period, as follows:


Beginning Date of Amendment #9 Term: December 20, 2024.

End Date of Amendment #9 Term: January 31, 2025.

- A. The parties agree the Contract will expire at midnight on the date defined as the "End Date of Amendment #9 Term" unless the parties agree in a duly executed writing to extend the Contract for an additional period.
2. **SUCCESSORS AND ASSIGNS.** This Amendment #9 shall be binding upon and inure to the benefit of the successors and permitted assigns of the parties hereto.
3. **ENTIRE AGREEMENT.** Except as expressly modified by this Amendment #9, the Contract, including any written amendments thereto, 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 #9 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 #9 to be duly executed by their authorized representatives.

**CONTRACTOR**

Contractor's Full Legal Name: (PLEASE TYPE OR PRINT)	Zahlene Enterprises Inc.
Authorized Signature:	
Printed Name and Title of Person Signing:	Jordan M. Zahlene, V.P.
Date:	12/19/24
Company Address:	11300 NW 97th Ave. Medley, FL 33178

THE CITY OF PORT ST. LUCIE

<b>Authorized Signature:</b>	<i>Caroline Sturgis</i>
<b>Printed Name and Title of Person Signing:</b>	Caroline Sturgis, Director, Office of Management & Budget, and Procurement
<b>Date:</b>	December 19, 2024
<b>City Address:</b>	121 S.W. Port St. Lucie Blvd., Port St. Lucie, FL 34984