

MEMORANDUM

DATE: November 2, 2021

TO: ****ORIGINAL****
City Clerk's Office

FROM: Jason Bezak, CPPB, NIGP-CPP, Procurement Agent II
Procurement Management Department

SUBJECT: Record Retention

CONTRACT: 20200010 Amendment #2
CONTRACT TITLE: Construction Engineering and Inspection (CEI) &
Geotechnical (GEO) Services for the Floresta Drive
Widening Phase 1

VENDOR NAME: Culpepper & Terpening, Inc.
VENDOR ADDRESS: 2980 South 25th Street
CITY & STATE: Fort Pierce, FL, 34981

APPROVED BY COUNCIL: October 25, 2021

CONTRACT TERM: Amendment #2 adds 230 calendar days and
\$386,534.46.

Please see the attached for (1) original contract for your records.





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:	Culpepper & Terpening, Inc.
Solicitation No./Event ID:	20200010
Solicitation Title/Event Name:	CEI & GEO Services for the Floresta Drive Widening Project - Phase I
Contract Award Date:	March 23, 2020
Initial Current Contract Term:	March 25, 2021
Current Contract Expiration Date:	09/13/2021
Requested Contract Expiration Date:	03/22/2022
Initial Contract Amount:	\$1,195,419.00
Current Contract Amended Amount:	\$1,218,133.80
Requested Financial Change Amount:	\$386,534.46
New Contract Amount:	\$1,604,668.26
Amendment No.:	2
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:

1. Contract Extension. The parties hereby agree that the contract will be extended for an additional period of time as follows:

Beginning Date of Amendment # 2 Term: 09/14/2021.
End Date of Amendment # 2 Term: March 22, 2021.

The parties agree the contract will expire at midnight on the date defined as the "End Date of Amendment # 2 Term" unless the parties agree to extend the contract for an additional period of time.

I. GENERAL:

This change order is necessary to add 230 days of Contract Time. The added time is needed because the construction duration is being extended due to significant added work scope and weather days. The 230 days being added includes a projected 170 days of additional construction time plus 60 days for project close-out.

II. REQUIRED CHANGES:

The change consists of increasing the CEI time to the projected construction completion date, with additional budget cost due to the additional days of construction time associated with additional work and weather days. There are also additional testing costs associated with this added work.

The additional work items that resulted in additional Contract days and costs include the following:

- Installation of two baffle boxes at the Kingsway Waterway that resulted in 28 additional days of construction time.
- Installation of additional 12" water main extension and connections that resulted 33 additional days of construction time.
- Abandonment of 12" asbestos-cement water main that resulted in 12 additional days of construction time.
- Transfer of new utility services that resulted in 34 additional days of construction time.
- Additional utility deflections at Pond 1 that resulted in 9 additional days of construction time.
- Removal and disposal of unforeseen concrete debris on Pond 1 that resulted in 17 additional days of construction time.

There are also 28 weather and holiday days as well as additional extra work related to yard drains, driveways, drainage, and other ongoing items that result in a projected construction Substantial Completion date of 1/31/22, or a projected construction Final Completion date of 3/2/22. The objective is for the additional budget to cover the CEI costs through those projected dates. The required budget for the projected additional 170 days of construction time has been partially offset by remaining budget from the original Contract that remains available due to the careful use of the original budget dollars.

III. SCOPE OF SERVICES:

The scope of services does not change. The Contract Time is extended.

IV. TIME OF PERFORMANCE:

The Contract Time is extended by 230 days to 767 days.

V. PAYMENT:

Additional budget is being added due to the projected 170 days of increased construction time. The additional budgeted costs are detailed in Attachment "A".

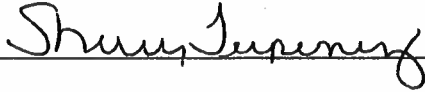
Payment for services to be provided by CONSULTANT does not change.

All other terms/conditions of the master contract # 20200010 remain in full force and effect.


2. **SUCCESSORS AND ASSIGNS.** This Amendment 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, 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)	Culpepper & Terpening, Inc.
Authorized Signature:	
Printed Name and Title of Person Signing:	Sherry T. Terpening - President
Date:	October 13, 2021
Company Address:	2980 South 25th Street, Fort Pierce, Florida 34981

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:	
City Address:	121 S.W. Port St. Lucie Blvd., Port St. Lucie, FL 34984