

CITY OF FORT LAUDERDALE RETROACTIVE AGREEMENT

THIS RETROACTIVE AGREEMENT ("Agreement") made and entered into this day of _____ 2025, by and between the City of Fort Lauderdale, a Florida municipal corporation ("City") and HBC Engineering Company ("Consultant") ("Party" or collectively "Parties").

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida at its meeting of December 5, 2023, authorized the proper City officials, by Motion, to execute a Consultant Services Agreement with the Consultant in an amount not to exceed \$682,534.41; and

WHEREAS, due to delays from additional requirements, including stakeholder-requested modifications and necessary scope adjustments to advance the Project, the design could not be completed within the original timeframe, and the Parties mutually agreed to extend the completion of the remaining work; and

WHEREAS the Agreement expired on August 2, 2025; and

WHEREAS, the City and Consultant are desirous of completing the Project;

NOW, THEREFORE, the Parties hereto, in consideration of the mutual covenants, agreements, terms, and conditions contained herein, do agree to the following:

1.1 The recitations set forth above are true and correct and are incorporated herein. Initial capitalized terms or other such terms used herein shall have the same meaning given such terms in the Original Agreement, unless otherwise defined herein or unless the context otherwise indicates.

1.2 The Original Agreement and all terms and conditions of the Original Agreement except as modified herein, are incorporated into and made part of this Agreement and are attached hereto as Exhibit A.

1.3 This Agreement will be retroactive to August 2, 2025.

1.4 Section 1 of the original Notice to Proceed (NTP) is hereby deleted and replaced with: "The Work shall be Substantially Completed within 250 calendar days from June 18, 2025, which is April 9, 2026.

1.5 The City's Project Manager is Laura De Luca, whose address is 101 NE 3rd Avenue, Suite 2100, Fort Lauderdale, FL 33301, telephone number 954-828-5817 and email address is ldeluca@fortlauderdale.gov.

IN WITNESS OF THE FOREGOING, the Parties have set their hands and seals
the day and year first written above.

CITY

CITY OF FORT LAUDERDALE, a Florida
municipality

By: _____
Rickelle Williams
City Manager

Date: _____

ATTEST:

By: _____
David R. Solomon
City Clerk

Approved as to form and correctness:
D'Wayne M. Spence, Interim City Attorney

By: _____
Rhonda Montoya Hasan
Senior Assistant City Attorney

CONTRACTOR

WITNESSES:

HBC ENGINEERING COMPANY, a Florida corporation

Signature

By: _____
Adebayo Coker
President

Print Name

Signature

Print Name

[CORPORATE SEAL]

STATE OF _____:

COUNTY OF _____:

The foregoing instrument was acknowledged before me by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, 2025, by **Adebayo Coker**, as **President**, of HBC Engineering Company, a Florida corporation.

[SEAL]

(Signature of Notary Public - State of Florida)

(Print, Type, or Stamp Commissioned Name
of Notary Public)

Personally Known__ OR Produced Identification_____
Type of Identification Produced: _____