

CITY OF FORT LAUDERDALE CONSTRUCTION AGREEMENT

THIS Agreement made and entered into this ____ day of February 2025, by and between the City of Fort Lauderdale, a Florida municipal corporation ("City") and Burke Construction, a Florida corporation ("Contractor") ("Party" or collectively "Parties")

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida at its meeting of August 21, 2018, authorized the proper officials by motion to execute an Agreement between Contractor and City authorizing the performance of services in connection with the Construction of Fire Station No. 8. Project amount not to exceed \$4,315,130.00 (ITB 12139-983 Project 10909) ("Original Agreement"); and

WHEREAS, due to been unable to forecast the timeline for permitting with FEC and Broward County to perform additional works involving installing additional conduits under tracks for Signalization, the Agreement expired on April 1, 2021; and

WHEREAS, the City and Contractor 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 as 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 April 1, 2021.

1.4 The Contract Time as defined in the Original Agreement shall be understood to also include the period from the termination of the Original Agreement to the time of execution of this Agreement.

1.5 Section 5.3 of the Original Agreement is hereby deleted and replaced with: "The Work shall be finally completed on the Final Completion Date within 1,461 Calendar Days after the date of April 1, 2021, which is April 1, 2025."

1.5 The City's Senior Project Manager is Wilfredo Negrón, whose address is 101 NE 3rd Avenue, Suite 2100, Fort Lauderdale, FL 33301, telephone number 954-828-3454 and email address is wnegron@fortlauderdale.gov

[REMAINING SPACE INTENTIONALLY LEFT BLANK]

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
municipal

By: _____
SUSAN GRANT
Acting City Manager

Date: _____

ATTEST:

By: _____
DAVID R. SOLOMAN
City Clerk

Approved as to Legal Form and Correctness:
D'WAYNE M. SPENCE, Interim City Attorney

By: _____
RHONDA MONTOYA HASAN
Senior Assistant City Attorney

CONTRACTOR

WITNESSES:

BURKE CONSTRUCTION GROUP INC.,
a Florida corporation

By: _____
DAVID MARTINEZ
Vice President

Print
Name

ATTEST:

Print Name

By: _____
Secretary

(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 David
Martinez, Vice President of Burke Construction Group, Inc, a Florida corporation.

(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: _____