

**CITY OF FORT LAUDERDALE
RETROACTIVE DESIGN-BUILD AGREEMENT
FOR
SUNSET MEMORIAL GARDENS MAUSOLEUMS**

THIS RETROACTIVE DESIGN-BUILD AGREEMENT (“Agreement”) is made and entered into this _____ day of _____, 2026, by and between the City of Fort Lauderdale, a Florida municipality (“City”) and Sagaris Corp., a Florida corporation (“DESIGN/BUILD FIRM”) (“Party” or collectively “Parties”).

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida, at its meeting of June 18, 2024, awarded a Design/Build Services Agreement (“Original Agreement”) to Sagaris Corp., for Sunset Memorial Gardens Mausoleums, in the amount of \$1,555,200.00, to construct three (3) new community mausoleums (“Project”); and

WHEREAS, the Notice to Proceed was issued on November 15, 2024, noting a completion date by August 2, 2025; and

WHEREAS, due to the extended permitting and approval process required by multiple regulatory agencies, construction was delayed and the Original Agreement expired on August 2, 2025; and

WHEREAS, the City and the DESIGN/BUILD FIRM 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 August 2, 2025.

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

1.5 The DESIGN/BUILD FIRM shall perform the services identified in the Original Agreement within 692 days from August 2, 2025, which is June 25, 2027.

1.6 Section 1. of the original Notice to Proceed (NTP) is hereby amended to read:

1. This is your Notice to Proceed with work under Design Contract number P12718 RFP No.149. This Notice to Proceed is effective November 15, 2024. The Design/Build Firm shall perform the services identified in the Original Agreement within 692 days from August 2, 2025, which is June 25, 2027. The work shall be carried out regularly and uninterruptedly with sufficient force to ensure its completion.

1.7 The Project Manager, as designated in Article 3 – Project Manager, of the Original Agreement, is hereby amended to designate, Brenda Charles, as Project Manager, whose address is 101 NE 3rd Avenue, Suite 2100, Fort Lauderdale, FL 33301, telephone number 954-828-5937 and email address is bcharles@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 municipality

By: _____
RICKELLE WILLIAMS
City Manager

Date: _____

ATTEST:

By: _____
DAVID R. SOLOMAN
City Clerk

Approved as to Legal Form and Correctness:
SHARI L. MCCARTNEY, City Attorney

By: _____
KIMBERLY CUNNINGHAM MOSLEY
Assistant City Attorney

DESIGN/BUILD FIRM

WITNESSES:

Sagaris Corp., a Florida Corporation

Signature

By: _____
Mehrdad Mahmoudi
President

Print Name

Signature

Print Name

(CORPORATE SEAL)

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this _____ day of _____, 2026, by Mehrdad Mahmoudi, President of Sagaris Corp., 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: _____