

April 12th, 2021

Mr. Robert M Rivera
Public Works Director
New Port Richey Public Works
6132 Pine Hill Road
Port Richey, Florida 34668

Change Directive #1 Review Letter

Project: Nebraska Avenue Parking Lot Improvements – Change Directive #1

Dear Mr. Rivera,

Kimley-Horn has reviewed and approved Change Directive #1 submitted by Right of Way Contracting (Contractor). Below is a description of work task approved under Change Directive #1.

- Contractor shall obtain a Certificate of Substantial Completion within 120 days from NTP. **Approved, this will reduce contract construction time from 180 days to 120 days reducing the contract from 6-months to 4-months.**
- Substantial Completion shall include: car ready parking lot, wheel stops, parking strips (painted), Landscaping, and Irrigation complete. After the Substantial Completion date, Contractor shall have 60 days to complete all punch list items, close-out documentation, As-Builts and Demobilize. **Approved, this is a typical punch list time frame after substantial completion for the contractor to complete punch list work and restoration.**
- If Substantial Completion is not obtained within 120 days, the City shall assess \$1000.00/day for Liquidated Damages. **Approved, contract time is reduced from 180 days to 120 days.**
- City shall allow additional project days to Substantial Completion for unforeseen conditions such as Hurricanes, Tropical Storms, rain etc. **Approved.**
- City shall provide an incentive of an additional \$90,000 Change Order to the Contract Amount. Contractor must obtain the Substantial Completion within 120 days to receive this incentive. **Approved. As seen in similar agreements, FDOT will provide similar incentive bonuses to contactors that complete work under the allotted time for the project. Since the City has requested a reduced contract construction time to reduce impacts to local business, the contactor will be provided an incentive bonus for meeting the substantial completion timeframe. Expediting the contract schedule will mean additional cost for the contractor such as expediting material shipments, pulling more crews and equipment to work on the project, additional labor and coordination that was unforeseen in the bidding process. The negotiated lump sum amount of \$90,000 (12.5% of construction contract) incentive bonus is reasonable for reducing contract time from 6 months to 4 months.**



Should you have any further questions or need additional information please contact me at 727-498-3633 or via email at Mike.Semago@kimley-horn.com.

Very truly yours,

KIMLEY-HORN AND ASSOCIATES, INC.

A handwritten signature in blue ink, appearing to read "Mike Semago".

Michael Semago, P.E.
Project Manager