

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2743.21**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AN AMENDMENT TO THE DESIGN-BUILD AGREEMENT WITH GERRITS CONSTRUCTION, INC. FOR THE TOWN CENTER PROJECT; PROVIDING FOR CONDITIONS; PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE.**

**WHEREAS**, on July 9, 2020, the Town of Golden Beach (the "Town") entered into a Design-Build Construction Contract (the "Contract") with Gerrits Construction, Inc. ("Gerrits"); and

**WHEREAS**, under the terms of the Contract, Gerrits is obligated to design and construct a new Town Center Project (the "Project") for a Total Contract Price of \$5,588,761.00; and

**WHEREAS**, for various reasons the projected cost of the Project will exceed the Total Contract Price and Terms; and

**WHEREAS**, the Town and Gerrits have agreed to equitably absorb the additional cost of the Project and have therefore agreed to increase the Total Contract Price to \$5,988,761.00; and

**WHEREAS**, the contract will be extended by an additional 180 days; and

**WHEREAS**, the Town Council wishes to approve an amendment to the Contract and adopt this Resolution to reflect the agreed upon changes between the Town and Gerrits.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Total Contract Price.** The Total Contract Price shall be increased to \$5,988,761.00.

**Section 3. Terms.** The Contract terms will be amended granting an additional 180 days for project completion.

**Section 4. Conditions.** The change to the Total Contract Price is subject to Gerrits delivering the original payment and performance bond(s) no later than May 30, 2021 and commencing the civil site work no later than May 4, 2021.

**Section 4. Implementation.** The Mayor is hereby authorized to execute an amendment to the Contract after approval by the Town Attorney reflecting the new Total Contract Price, and the Mayor and Town Manager are hereby authorized to take all steps reasonably necessary to implement the amendment to the Contract and this Resolution.

**Section 5. Effective Date.** That this Resolution shall be effective immediately upon adoption.

Sponsored by **Town Administration.**

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The Motion to adopt the foregoing Resolution was offered by Vice Mayor Lusskin, seconded by Councilmember Mendal and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Lusskin	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 20<sup>th</sup> day of April, 2021.



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MAYOR GLENN SINGER

ATTEST:



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LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:



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STEPHEN J. HELFMAN  
TOWN ATTORNEY