



SUPPLEMENTAL AGREEMENT NO. 1 TO CONSTRUCTION CONTRACT

GMX PROCUREMENT/CONTRACT NO.: ITB-24-05
GMX WORK PROGRAM NO.: 40059.060
GMX PROJECT/SERVICE TITLE: TOLL PAVEMENT REHABILITATION AT TOLL ZONES 120 & 180 (NW 32ND AVE), AND 140 & 160 (NW 17TH AVE)

THIS SUPPLEMENTAL AGREEMENT NO. 1 TO CONSTRUCTION CONTRACT (as "SA #1") is made and entered into this 11 day of November, 2024 (the "Effective Date"), by and between the Greater Miami Expressway Agency ("GMX"), a body politic and corporate, a public instrumentality and an agency of the State of Florida, existing under Florida Statutes Chapter 348, Part I, as amended, acting by and through its Governing Board, and General Asphalt Co., LLC, (the "Contractor"), a Florida corporation, located at 4850 NW 72nd Avenue, Miami, FL 33166 and duly authorized to conduct business in the State of Florida, Federal I.D. No. 59-1115297 (collectively, referred to herein as the "Parties" to this SA # 1).

WITNESSETH

WHEREAS, GMX competitively procured for all Work necessary to provide Toll Pavement Rehabilitation at Toll Zones 120 & 180 (NW 32nd AVE), and 140 & 160 (NW 17th AVE) (the "Work"), and subsequently on May 3, 2024, entered into Construction Contract GMX Procurement/Contract No. ITB-24-05, with the Contractor to perform the Work (the "Agreement" or "Contract"); and

WHEREAS, the Parties desire to amend the Scope of Work to include the additional pay items detailed in Exhibit A, Entitlement Analysis; Attachment A, Pay Item Quantity Details; and

WHEREAS, as further explained in Exhibit A, Entitlement Analysis, the Parties desire to decrease the Total Contract Amount, including the quantity adjustments and additional work; and

WHEREAS, the Parties desire to revise the Small Business Participation Requirement on the Contract.

NOW THEREFORE, in accordance with Section 8.3, *Approval Authority of Agreements and Supplemental Agreements*, of the GMX Procurement Policy incorporated herein and in consideration of the mutual promises and covenants contained herein, and for such other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties do hereby agree as follows:

1. The foregoing recitations are true and correct and are incorporated herein by reference.



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2. The following attached exhibits and attachments are made part of this SA #1 and are incorporated herein: ***Exhibit A, Entitlement Analysis; Attachment 1, Pay Item Quantity Details; and Exhibit B, Revised Subcontractor-Subconsultant Utilization Report.***
3. As described in ***Exhibit A, Entitlement Analysis***, and ***Attachment 1, Pay Item Quantity Details***, the scope of work has hereby been amended to represent the Contract's overruns/underruns for pay items and final quantities including Maintenance of Traffic, Toll Zone Rehabilitation and Mobilization. The adjusted quantities result in a net decrease in the Contract Amount of ***One Hundred Fifty-Four Thousand, Three Hundred Twenty Dollars and Forty-Eight Cents (\$154,320.48).***
4. In accordance with ***Exhibit A, Entitlement Analysis***, and ***Attachment 1, Pay Item Quantity Details***, the Extra Work as described therein associated with SA #1 is hereby amended to ***Seventy-Five Thousand, Nine Hundred Twenty-Six Dollars and Thirteen Cents (\$75,926.13).***
5. Pursuant to ***Exhibit A, Entitlement Analysis, Attachment 1, Pay Item Quantity Details***, and items 3 and 4 above, GMX is hereby entitled to decrease the Total Contract Amount in the sum of ***Seventy-Eight Thousand, Three Hundred Ninety-Four Dollars and Thirty-Five Cents (\$78,394.35)*** resulting in a reduced Total Contract Amount of ***Six Hundred Seventy-Six Thousand, Six Hundred Eight Dollars and Seven Cents (\$676,608.07).***
6. As described in ***Exhibit A, Entitlement Analysis***, the Small Business Participation Requirement is hereby decreased from fifteen percent (15%) to thirteen percent (13%) as the change in scope and quantity reductions impacted work to be performed by Subcontractors. Changes to the Small Business Participation Requirements are hereby outlined in ***Exhibit B, Revised Subcontractor/Subconsultant Utilization Report***, attached hereto.
7. The following table sets forth the revisions to the Contract Amount for each Contract Supplemental Agreement including this SA #1:

GMX WORK PROGRAM NO: 40059.060	
Original Contract Amount	
Original Construction Total:	\$721,874.88
Contingency Amount	\$33,127.54
Total:	\$755,002.42

[TABLE CONTINUED ON THE FOLLOWING PAGE]



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GMX WORK PROGRAM NO: 40059.060	
Supplemental Agreement # 1	
Item No. 1 – Installation of Pavement Marking Removable Tape White / Yellow Solid 6"	\$2,200.00
Item No. 2 – Use of water trucks to cool down the asphalt after each paving operation	\$4,400.00
Item No. 3 – Installation of Thermoplastic, Standard, White, Solid, 6", in lieu of Thermoplastic,	\$4,642.50
Item No. 4 – Addition of pay item for Painted Pavement Markings, Standard, Yellow 6" Solid into the Contract	\$1,692.50
Item No. 5 –Milling of existing Asphalt Pavement, 5" Avg Depth in lieu of milling existing Asphalt Pavement, 5 1/2" Avg Depth	\$53,999.46
Item No. 6 – Milling of existing Asphalt Pavement, 1 1/2" Avg Depth for 35 feet west of the entrance joint at Toll Zone 120	\$1,120.08
Item No. 7 – Compensation of the Contractor due to an unknown 3rd party damage to a Portable Changeable Message Sign (PCMS)	\$7,871.59
Subtotal of Additional Work:	\$75,926.13
Item No. 8 – Quantity adjustments due to change of Scope of Work	(154,320.48)
Offsetting Contract Decrease Amount:	(\$78,394.35)
Contract Amount (SA #1)	
Construction Total:	\$643,480.53
Contingency Amount	\$33,127.54
Total:	\$676,608.07

8. As a result of this SA #1, *Zero (0) Calendar Days* have been granted to the Contractor.
9. The following table sets forth the revisions to the Contract Time based on this SA #1:

GMX WORK PROGRAM NO: 40059.060		
Time Granted	End Date	Calendar Days
Original Contract Time		
Notice to Proceed – 07/26/24	09/23/24	60 Calendar Days
Supplemental Agreement No. 1		
0 Calendar Days	09/23/24	60 Calendar Days



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10. Final Acceptance was issued ***September 10, 2024***. The Contractor is currently in the process of closing out the Contract.
11. The defined terms used herein, unless otherwise defined in this SA #1, shall have the meanings ascribed to them in the Contract Documents.
12. Except as expressly provided herein, all of the terms, conditions, covenants, agreements and understandings contained in the Contract Documents shall remain unchanged and in full force and effect, and the same are hereby expressly ratified and confirmed by the Parties.
13. This SA #1 shall not alter or change in any manner the force and effect of the Contract except insofar as the same is altered and amended by this SA #1. Wherever the terms of this SA #1 and the terms of the Contract Documents are in conflict, the terms of this SA #1 shall govern and control.
14. The Parties hereby agree that the monetary sum(s) agreed to herein constitute a full and complete settlement of all the matters relating to and set forth herein, including, but not limited to, all direct costs for equipment, manpower and materials, as well as indirect costs, expenses and profit (inclusive of overhead of any kind) and delay damages relating to the issues set forth in this SA #1. The settlement outlined herein is limited to and applies only to any claims arising out of or on account of the matters described and set forth in this SA #1 which constitutes the totality of SA #1.
15. **EXHIBITS:**
 - Exhibit A Entitlement Analysis
 - Exhibit A-1 - Pay Item Quantity Details
 - Exhibit B Revised Subcontractor/Subconsultant Utilization Report

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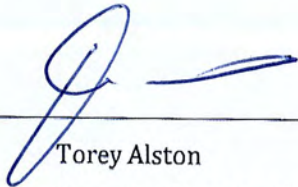
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IN WITNESS WHEREOF, the Parties have caused this SA #1 to be executed by their respective and duly authorized officers as of the Effective Date defined herein.

GREATER MIAMI EXPRESSWAY AGENCY

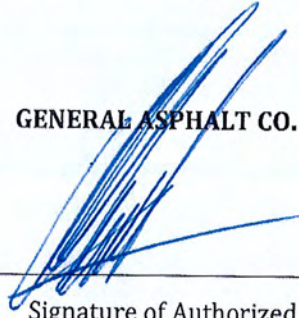
GENERAL ASPHALT CO. LLC

By: _____



Torey Alston
Executive Director/CEO

By: _____



Signature of Authorized Officer



Print Name of Authorized Officer



Title of Authorized Officer