

April 13, 2022

Mr. Garret Southern, Vice President  
Kaufman Lynn Construction  
3185 South Congress Avenue  
Delray Beach FL, 33445

RE: Kester Park

Dear Mr. Southern:

We have reviewed your Kester Park Estimate Summary dated 2-25-2022 pertaining to 100% construction plans as well as your Clarifications Outline.

Based on our review, we find the proposed Budget to be far in excess of our expectations. In accordance with our CONSTRUCTION MANAGER-AT-RISK CONTRACT, Article 2.1.12.2, as approved by the City Commission via Ordinance 2019-99 on September 24, 2019, we wish to inform you that we do not approve your Budget, and we are effectively terminating further negotiations of a Guaranteed Maximum Price (GMP) contract for this project. If you haven't already, please submit your final Pay Application pertaining to your Pre-Construction Services agreement.

We thank you for your services and appreciate your efforts compiling your proposed Budget. Should you have any further questions or concerns, please do not hesitate to contact us directly.

Sincerely,



Fernand Thony, GO Bond Director

CC: Greg Harrison, City Manager  
Mark Berman, City Attorney  
Suzette Sibble, Assistant City Manager  
Brian Donovan, Assistant City Manager  
Antonio Pucci, Contract Manager  
Arthur Cantero, Project Manager  
Horacio Danovich, Stegia LLC