



April 25, 2019

Greg Harrison
City Manager
City of Pompano Beach
1201 Northeast 5th Avenue
Pompano Beach, FL 33060

RE: Pompano Beach Fire Station #24 Time Extension

Mr. Harrison,

West has received letters from your staff dated March 14, 2019 and April 23, 2019 regarding the completion of the project. West has and continues to make every effort to complete the project in the shortest time frame possible and is committed to the same.

As you may know, there have been many unforeseen issues throughout the project which have greatly hindered project completion and have delayed the delivery date. One of the biggest contributors to this delay is something that has plagued this project from the beginning and that is FPL work and coordination. There has now been five different FPL project representatives. West Construction, along with staff, have had numerous meetings and conversations and each time we are close to getting something accomplished by being on the same page the rep changes and we not only start over, we take steps backwards because the new representative changes something (easement) or adds something (pole).

This has caused a number of delays throughout the project. It took 161 days (8/21/17 – 1/29/18) to get power for the Temporary Trailers and 101 days (11/27/17 – 3/8/18) to get the power cut and the live transformer removed from the site. The time spent with FPL did not stop there as stated earlier, it continued throughout the entire project. We worked with them on the adjusted FPL easement and temporary power for 325 days (5/14/18 – 4/4/19). The FPL Easement had to be recorded 3 times. They sent wrong forms to the City to fill out then a new/different rep wanted a change to the verbiage in the Legal Description and then would not accept anything else to move the project forward unless it was rerecorded for a third time.

We were granted a 90 day extension due to FPL Delays but as you can see that number can easily be doubled with the amount of time that it has cost us in the field preventing underground work to be done and all of the countless hours spent from West and the City. The 90 extension that was granted should actually be added to the construction start date of 3/28/18. The construction aspect of the project is 365 and that began on that March date. That would push the Final Completion date back to 6/26/19. In addition to site delay, I have spent countless hours dealing with FPL taking my time away from other tasks and as such an additional 60 days is requested.

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Another unforeseen delay stems from the Direct Owner Purchase process. This was not something in the contract but was done for the benefit of the project to save the City some money. This process started on 6/29/18 and has just been finalized (4/24/19). You can confirm the amount of time that this process has taken your staff as well as West. This has caused delays in the release of materials and delivery delays. It has also consumed countless hours, as well as the subcontractors and suppliers, much more than we would have ever thought. This was obviously unforeseen by both parties or we probably would not have done it. West is requesting 45 days as a result.

There were also rain days West is entitled to on the project, but has not been granted as of this date.

While West acknowledges there have been other issues on the project including inadequate manpower of the subcontractors, West will correct this problem and make sure that the project has adequate crews moving forward with the current subcontractors or West will supplement their crew sizes to get this project completed in the shortest timeframe possible.

Many unforeseen conditions, many stated here, have delayed the project at no fault of West Construction. Due to these circumstances, the impacts caused the project to go beyond its scheduled completion date. Please also be reminded that West has not requested additional compensation for the unforeseen delays not caused by West. West remains committed to providing a high quality product on budget for the city and has absorbed substantial costs due to these delays not attributable to the city or our firm.

West therefore requests the contract time be extended to September 19, 2019. I look forward to your processing of a time extension for bilateral execution.

Respectfully,

Matthew West
Vice President