



## **CHANGE ORDER**

**Project Number:** IFB#26-103 **Contractor:** Johnson-Davis Inc

**Project Name:** 10<sup>th</sup> & 13<sup>th</sup> Street Stormwater Improvement Project

**Change Order Number:** 2

**Change Order Effective Date:**                      **Contractor Phone:** 561-588-1199

**Change Order Type:** Time Extension **Existing Purchase Order Number:** 201020

### **Description of Change:**

The current project plans call for three Whipps Gates to be installed in the planned structures. These gates have a six-week submittal lead time, followed by an additional 22-week manufacturing and delivery period after Engineering approval. Due to the extended lead times associated with the Whipps Gates, the City approved an additional 212 calendar days to be added to the original contract time on April 8, 2026. The contractor is now requesting an additional 92 calendar days be added to the contract time due to manufacturing delays. This additional time is being requested to account for the continued delays in the manufacturing and delivery of the Whipps Gates and to allow sufficient time for installation and completion of the associated work.

Price of Original Contract: \$1,191,500 (authorized by Commission on 1/20/26 Agenda Item B)

Current Price of Contract (including Change Orders): \$1,191,500

Price of Current Change Order: \$0

New Contract Price: N/A

Basis of Price Change:      Unit Price      Time & Material      Lump Sum

Contract Time Change

     No Change   X   Extended      Decreased by 92 Calendar days

*The CONTRACTOR and the OWNER agree that this CHANGE ORDER represents the complete agreement of the parties with respect to these matters as of the date of this CHANGE ORDER. By approving this Change Order, the CONTRACTOR releases any and all claims that it may have against the OWNER under the subject contract including, but not limited to claims for equitable adjustments, which occurred or accrued prior to the effective date of this CHANGE ORDER.*

**COMPLIANCE WITH SECTION 787.06** By Signing this change order before a notary public and taking an oath under the penalty of perjury, the CONTRACTOR attests and warrants that the CONTRACTOR does not use coercion for labor or services as defined in section 787.06, Florida Statutes (2024).

*This Change Order may be executed in counterparts and is not effective until approved by either the City Manager or City Commission (as designated on the last page of this Change Order).*

Approved by:

V. Baker

(Department Director)

8/26/26

(Date)

IN WITNESS WHEREOF, the OWNER/CITY has approved this Change Order No. 2 to the 10<sup>th</sup> & 13<sup>th</sup> Street Stormwater Improvement Project on \_\_\_\_\_.

**CITY OF LAKE WORTH BEACH, FLORIDA**

By: \_\_\_\_\_  
Betty Resch, Mayor

ATTEST:

By: \_\_\_\_\_  
Melissa Ann Coyne, City Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

APPROVED FOR FINANCIAL  
SUFFICIENCY:

By: \_\_\_\_\_  
Glen J. Torcivia, City Attorney

By: \_\_\_\_\_  
Yannick Ngendahayo, Financial Services Director

CONTRACTOR: Johnson-Davis Inc

By: Walter Pfaffenberger

[Corporate Seal]

Print Name: Walter Pfaffenberger

STATE OF Florida  
(COUNTY OF Palm Beach)

THE FOREGOING instrument was acknowledged before me by means of ☐ **physical presence** or ☐ **online notarization** on this 20<sup>th</sup> day of August 2026, by Walter Pfaffenberger, as the Project Manager [title] of Johnson Davis, Inc a corporation authorized to do business in the State of Florida, who is ☒ **personally known to me** or ☐ **who has produced** \_\_\_\_\_ as identification, and who did take an oath under penalty of perjury that the facts stated with regard to section 787.06, Florida Statutes, are true and correct, and that he or she is duly authorized to execute the foregoing instrument and bind Johnson Davis, Inc, to the same.

Dawn M. Celona  
Notary Public Signature

Notary Seal:

