



PB40 WP303 89123115-002 5.06



**Construction Project Manager - Fort Lauderdale/Hollywood International Airport**  
1170 Lee Wagener Boulevard • Suite 211 • Fort Lauderdale, Florida 33315 • 954-635-3451 • Fax 954-635-3415

December 31, 2015

Damon Petrillo  
Tutor Perini Fort Lauderdale-Hollywood Venture (TPFLHV)  
Fort Lauderdale-Hollywood International Airport  
4300 South Service Road  
Fort Lauderdale, FL 33315

PARTRA-TUTPER-00586

**Subject: WP303, US1/FEC RR Structures for the Expansion of Runway 9R-27L at FLL  
Failures to Submit As-Built Drawings and Achieve Final Completion in Accordance With  
Agreement; Direction to Submit Closeout Schedule**

Dear Mr. Petrillo,

The Agreement Section 4.7 specifies that all As-Built Drawings are to be submitted to the CPM within 45 days of Substantial Completion, and that Final Completion shall be achieved within 120 calendar days after Substantial Completion. The Parties have mutually agreed that Substantial Completion was achieved on January 28, 2015, which is almost one year later than the contractual date of February 22, 2014, which has not been modified. Based upon the Substantial Completion Date of January 28, 2015, all As-Built Drawings were due no later than March 14, 2015, and Final Completion was required by May 28, 2015. Regardless of many meetings and much correspondence regarding TPFLHV's planned actions to achieve Final Completion, TPFLHV has not submitted a plan or proposed schedule to complete the Project.

There remain a significant number of deficiencies and unresolved issues which are not the subject of PCOs, and which will have to be resolved prior to Final Completion. These matters include, but are not limited to, the following:

- Architectural Tunnel Portals design, review, procurement, and installation schedule. Refer to CPM letters PARTRA-TUTPER-00576 dated December 7, 2015 and PARTRA-TUTPER-00563 dated October 29, 2015.
- As-Built Drawings for Utilities on the NE 10<sup>th</sup> Street extension and the fire hydrant loop have not been delivered. Refer to CPM letter PARTRA-TUTPER-00559 dated October 26, 2015.
- Credits due for TPFLHV's omission of sodding on Pond bottoms have not been documented or negotiated. Refer to CPM letters PARTRA-TUTPER-00551 dated October 13, 2015 and PARTRA-TUTPER-00568 dated November 16, 2015.

Broward County Board of County Commissioners  
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- Credits due for TPFLHV's omission of the required landscaping for areas not open to the sky have not been documented or negotiated. Refer to CPM letter PARTRA-TUTPER-00569 dated November 16, 2015.
- Credits due for TPFLHV's failure to repair damaged Irrigation Utility lines and ancillary elements have not been documented or negotiated. Refer to CPM letters PARTRA-TUTPER-00554 dated October 15, 2015 and PARTRA-TUTPER-00570 dated November 16, 2015.
- Credits due for TPFLHV's failure to repair damages done to Windstream cable and restore the Windstream Utility to its permitted location have not been documented or negotiated. Refer to CPM letter PARTRA-TUTPER-00571 dated November 16, 2015.
- Uncompleted Work to repair Airfield drainage grates, replace sod, and correct stagnating water remains undone. Refer to CPM letters PARTRA-TUTPER-00567 dated November 5, 2015 and PARTRA-TUTPER-00583 dated December 18, 2015.
- A number of leaks allowing water intrusion from the Runway Deck to the Tunnel walls have caused continuing malfunctions and damages to the Tunnel Lighting System and the Fire Alarm System. This deficiency is related to the unresolved NON 78 regarding non-conforming expansion joint filler installed by TPFLHV.
- At least 18 NONs remain unresolved, and no schedule has been submitted to indicate a plan to close the NONs. Refer to CPM letter PARTRA-TUTPER-00582 dated December 17, 2015.
- TPFLHV has not completed Electrical Conduit Work on MSE Wall No. 4 installed pursuant to Change Order No. 6. Refer to CPM letter PARTRA-TUTPER-00584 dated December 23, 2015.
- TPFLHV has not completed Punch List Work in Cells 1, 3, 4, 5, and 6.
- TPFLHV has not completed FDOT Punch List Work.

TPFLHV's apparent inability or unwillingness to provide the supervision, manpower, equipment and other resources needed to satisfactorily complete the Project has resulted in substantial additional costs to the County, for which the County will expect full compensation from TPFLHV. In addition, TPFLHV is subject to the applicable Liquidated Damages for the delays of contractual Milestones until the Substantial Completion Date of January 28, 2015, and continues to accrue Liquidated Damages of \$4,000 per day from May 28, 2015, plus \$5,000 per day for delayed As-Built Drawings.

The total amount of accrued Liquidated Damages and direct damages incurred by the County exceeds \$34 Million. This amount, which continues to increase, far exceeds the Retainage being held by the County in accordance with Section 5.9.1 of the Agreement. Therefore, the County has advised that it intends to withhold future partial payments to TPFLHV, in accordance with Agreement Section 5.10.



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TPFLHV is again directed to submit the required planning and scheduling information to close out the Project. The submittal is required as soon as possible but not later than January 15, 2016.

Sincerely,  
Parsons Transportation Group

A handwritten signature in blue ink, appearing to read "Melvinsky Ramirez".

for Melvinsky Ramirez  
WP-303 Closeout Project Manager  
Parsons Management Team  
Runway 9R-27L CPM

MR/jn

cc: CPM-Jorge Rios, Herve Apollon, Chris Burroughs, Sanjay Shah, CPM Doc Control  
PMO-Jim Pantina, George Garcia, Andy Murray, Alan Pattison  
BCAD-Trevor Fisher, Richard Pereira, Alex Williams  
TPFLHV-Will Belmont, Frances Tatis, TPFLHV Doc Control  
TPFLHV Letter Distribution List

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