

Office of Superintendent of Schools
Board Meeting of November 17, 1999

November 4, 1999

Facilities Planning and Construction
Paul J. Phillips, Chief Facilities Officer

**SUBJECT: TERMINATION OF CONTRACT
JESSLA CONSTRUCTION CORP.
PROJECT NO. A-0534
ADDITIONS, REMODELING AND RENOVATIONS
HIALEAH ELEMENTARY SCHOOL
550 E. 8th Street, Hialeah, Florida**

This contract for the construction was awarded to Jessla Construction Corporation on August 26, 1998 in the sum of \$1,748,100. The contract completion date of this project was December 18, 1999. However, due to unforeseen conditions, 59 days of time extension were added, thereby adjusting the completion date to February 14, 1999.

This project is approximately 210 days behind schedule with only 30% of the work in place at this time and 81% of the contract time expended. The contractor has persistently failed to supply enough skilled workers and materials, has failed to make payments to subcontractors for materials or labor in accordance with the respective agreements between contractor and subcontractor, has failed to submit schedules pursuant to the provisions of the contract and has persistently failed to adhere to the contract schedule.

On September 22, 1999, the architect, in compliance with contract provisions, informed staff that sufficient cause existed to justify termination of the contract. On September 24, 1999, the contractor was given a Notice of Default for performance deficiencies and allowed seven days for remedy of the identified items. Staff continued to closely monitor the project to determine whether or not there was significant improvement. However, improvement has not occurred. On October 8, 1999, the architect informed staff of the contractor's failure to correct items listed in the notice. Staff's recommendation is that it is in the Board's best interest to terminate the contract with Jessla Construction Corporation and require the bonding company to complete the work.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, terminate the contract with Jessla Construction Corporation at Hialeah Elementary School, Project No. A-0534, and call upon the surety to complete the project and assess liquidated damages as provided for by contract.

ATR:jc

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