



November 5, 2021

Mr. Brian Peachy
Florida Structural Group, Inc.
17311 Alico Center Road Suite B
Fort Myers, Florida 33967

RE: Harbor Bay Community Development District-Design Build Master Seawall Project Section I, II, III

Brian,

Now that we have achieved substantial completion for master seawall project in Harbor Bay, I wanted to take pause and express how much we appreciated you and your firms' hard work and efforts to deliver the work on time.

Earth Tech Enterprises could not have asked for a better trade partner to assist us with this mammoth undertaking.

It was no small task to construct over 5-1/2 miles of new seawall and concrete cap. Given, this particular project was in an active high end residential community it created some very unique challenges. Florida Structural Group consistently provided the required manpower, resources and flexibility to keep pace with the aggressive schedule.

Without hesitation Earth Tech Enterprises would welcome the opportunity to work with you and your staff again.

Should anyone have questions as it relates to the skills and capabilities of Florida Structural Group, please have them contact me directly.

Best wishes in your future endeavors and the continued growth of your company.

Sincerely,

Butch McGovern

Earth Tech Enterprises, Inc.
Butch McGovern- Chief Operating Officer

SUBCONTRACT



Florida Structural Group
Attention: Brian Peachey
P.O. Box 329
Estero, FL 33929

JOB NO.: 2050

ACCOUNT CODE: 3700

DATE: February 28, 2020

SUBCONTRACT NO.: Purchase order # 1114

This agreement is made this 28th day of February, 2020 and effective the 28th day of February, 2020 by and between Earth Tech Enterprises, Inc. (Contractor) and, Florida Structural Group (Subcontractor) to perform the work identified in Article 2 in accordance with the Project's Contract Documents.

PROJECT: Design-Build Master Seawall Project – Section I, II, III
OWNER: Harbor Bay Community Development District
ENGINEER: Liebl & Barrow Engineering, Inc.
CONTRACTOR: Earth Tech Enterprises, Inc.
SUBCONTRACTOR: Florida Structural Group Inc
PROJECT MANAGER: Butch McGovern, Earth Tech Enterprises

ARTICLE 1

CONTRACT PAYMENT. The Contractor agrees to pay Subcontractor for satisfactory performance of Subcontractor's Work not to exceed the sum of \$9,016,795.00 (Nine Million Sixteen Thousand Seven Hundred Ninety-Five dollars and zero cents). This is a unit priced contract subcontractor agrees that the final payment shall be based from final field measured quantities accepted by the Owner and/or designated representative. Progress payments, less retainage of ten percent (10%), shall be made to Subcontractor for work satisfactorily performed or material delivered to the site no later than ten (10) days after receipt by Contractor of payment from Owner for Subcontractor's work in accordance with the cost breakdown included with Attachment A to this subcontract. Final payment of the balance due shall be made to Subcontractor no later than ten (20) days after receipt by Contractor of final payment from Owner for Subcontractor's work. These payments are subject to receipt of such as-built drawings, closeout documentation, lien waivers, affidavits, warranties and guarantees required by the Contract Documents or Contractor.

ARTICLE 2

SCOPE OF WORK. Subcontractor agrees to commence Subcontractor's work herein described upon notification by Contractor, and to perform and complete such work in accordance with the Contract Documents and under the general direction of Contractor in accord with Contractor's final schedule. This shall include all work detailed by Attachment A to this subcontract.