



# North Carolina Department of Public Safety

## Purchasing and Logistics

Roy Cooper, Governor  
Eddie M. Buffaloe, Jr., Secretary

Casandra Skinner Hoekstra, Chief Deputy Secretary  
Douglas Holbrook, Chief Financial Officer  
Joanne B. Rowland, Director

September 1, 2022

### AMENDMENT NUMBER ONE (1)

#### State of North Carolina Department of Public Safety NC Office of Recovery and Resiliency (NCORR)

This document shall amend Contract #19-IFB-470274549-DAD for **Residential Construction Services: Reconstruction and Reconstruction Plus Elevation** ("Agreement") by and between DSW Homes, LLC (the "Vendor") and the State of North Carolina, Department of Public Safety, Office of Recovery and Resiliency (hereinafter referred to individually as "State" or "NCORR") executed on August 25, 2022. Except as expressly provided in this Amendment, all terms and conditions of the original Agreement shall remain in force and shall apply to this Amendment. This Amendment, Invitation for Bid, Responses, and all of its exhibits constitutes the entire agreement between the parties. The Agreement is hereby amended as follows, to become effective upon signature of all parties.

Delete 5.3(k) and replace with:

- k) To ensure homeowners are not out of their homes longer than necessary the State has established standards for timely completion of contracted work. Completion standards begin the day the State issues Vendor a NTP and ends when home passes final inspection and the homeowner accepts key turnover. The State assesses liquidated damages of two hundred fifty dollars (\$250) a day for each day that exceeds 37 days past the agreed and approved period of performance which runs from NTP to construction passing final inspection and homeowner accepting keys.

The undersigned individuals below represent and acknowledge they have the company power and authority to bind DSW Homes, LLC and the State of North Carolina Department of Public Safety to the terms of this Amendment.

ACCEPTED AND AGREED TO:

**DSW Homes, LLC**

By: 

Name: Donald Gerratt

Title: Chief Executive Officer

Date: September 1, 2022

**North Carolina Dept. of Public Safety**

By: 

Name: Angie Dunaway, CPPB, CPM, NCCM

Title: NCORR Chief Procurement Officer

Date: September 2, 2022