

September 28, 2021

Megan Ross, P.E.  
Utilities Director  
Pinellas County Utilities  
Florida

RE: GENERAL RELEASE OF ALL CLAIMS related to  
Pump Station 190 Upgrades and Force Main Improvements  
Wet Well Coating System

Dear Megan,

In response to your letter dated April 26, 2021, and after coordination with you, other staff at Pinellas County, and the Contractor, Kimley-Horn and Associates, Inc. (Kimley-Horn) wishes to settle and close this issue by payment of Eighty-Six Thousand Nine Hundred Twenty-Two Dollars and Eighty-Eight Cents (\$86,922.88).

For and in consideration of the payment of the sum of Eighty-Six Thousand Nine Hundred Twenty-Two Dollars and Eighty-Eight Cents (\$86,922.88), Pinellas County, for itself and its affiliates and anyone claiming by, through, or under it ("Pinellas County"), shall release and forever discharge Kimley-Horn, and its employees, subconsultants, agents, and affiliates of and from any and all known causes of action, claims, demands, damages, costs, and expenses, based on any theory of law or equity including claims for negligence ("Claims") which Pinellas County now has, or hereafter may have, on account of, or in any way growing out of the coating used for the concrete wet well protection that was installed on pump station 190 in Indian Rocks Beach on the project known as the Pump Station 190 Upgrades and Force Main Improvements.

Pinellas County acknowledges and represents to Kimley-Horn that it has no knowledge of any actual or alleged errors or omissions of Kimley-Horn related to any services provided by it other than the alleged errors and omissions giving rise to the Claims being released hereby.

This Release constitutes a full and complete SETTLEMENT of doubtful and disputed claims, regardless of the adequacy of the consideration described above, and the payment described herein and the acceptance of this Release is not an admission of liability or wrongdoing on the part of the persons and entities hereby released.

This Release shall be governed by and shall be construed and enforced in accordance with the laws of the State of Florida. This Release contains the entire agreement between the undersigned and the parties released hereby.

Kimley-Horn and Associates, Inc.

By:  \_\_\_\_\_  
Mudassar Alam, P.E.

Title: Vice President

Date: 9/28/2021

Release acknowledged and signed by:  
Pinellas County, Florida

By:  \_\_\_\_\_

Title: County Administrator

Date: October 22, 2021

APPROVED AS TO FORM

By:  \_\_\_\_\_  
Office of the County Attorney