

**CONTRACT AMENDMENT NO. 3
TO CONTRACT NO. 2010-316**

This Contract Amendment made and entered into upon execution by both parties by and between **SARASOTA COUNTY**, a political subdivision of the State of Florida, hereinafter referred to as the "**COUNTY**," and, W.G. Mills, Inc., hereinafter referred to as "**CONSTRUCTION MANAGER**."

MADE PUBLIC RECORD
FILED FOR RECORD
COUNTY FL
MAY 9 2011 08

WITNESSETH

WHEREAS, the COUNTY and the CONSTRUCTION MANAGER entered into Contract No. 2010-316 ("Contract"), dated May 26, 2010, for Construction Management Services for the Construction of Spring Training Facilities; and

WHEREAS, the Agreement was amended on September 28, 2010 (Amendment No. 1) to add a new scoreboard funded by the Orioles to the Project; and

WHEREAS, the Agreement was amended on December 7, 2010 (Amendment No. 2) to add funding from the Orioles and the City of Sarasota for upgrades and changes for the Project and to reconcile the GMP based on direct purchases made by the COUNTY up to the date of the Amendment; and

WHEREAS, the COUNTY and CONSTRUCTION MANAGER now require to amend the Contract to revise the Guaranteed Maximum Price as further detailed below.

NOW THEREFORE, the COUNTY and CONSTRUCTION MANAGER in consideration of the mutual covenants contained herein, do agree to amend the Contract as follows:

1. The Guaranteed Maximum Price is increased by \$883,894.00, which amount shall be added to the Owner's Contingency and shall be available as provided for by the Contract. The amount includes \$183,894.00 from the Environmental Remediation Fund and \$700,000.00 which is an Orioles contribution.

2. As of 1/3/11 the Guaranteed Maximum Price is reduced by \$1,090,518.00 reflecting the cost of product components of the Project which have been directly purchased by the county through a Direct Purchase Program.
3. The resulting revised GMP is \$16,722,726.09.
4. Except as modified herein, all other terms, covenants, and conditions of the Contract shall remain in full force and effect.

IN WITNESS WHEREOF, the COUNTY and CONSTRUCTION MANAGER have executed this Amendment as of the last date written below.

WITNESS:

Print Name: Matthew Lettonidge

Signed By: [Signature]

Date: 1/12/11

CONSTRUCTION MANAGER:

Signed By: [Signature]

Title: Vice President

Date: 1.12.11

SARASOTA COUNTY BOARD OF
COUNTY COMMISSIONERS
OF SARASOTA COUNTY, FLORIDA

BY: [Signature]
CHAIRMAN

DATE: 1/26/11

ATTEST:

KAREN E. RUSHING, Clerk of the Circuit Court and Ex-Officio Clerk of the Board of COUNTY Commissioners

BY: [Signature]
DEPUTY CLERK

Approved as to form and correctness:

BY: [Signature]
TRU COUNTY ATTORNEY