

**CONTRACT AMENDMENT NO. 4
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**."

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

WHEREAS, the Contract 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 Contract was amended on January 25, 2011 (Amendment No. 3) to add funding from the Orioles and funding from the Environmental Remediation Reserve Account for upgrades and changes for the Project and to reconcile the Guaranteed Maximum Price (GMP) based on direct purchases made by the COUNTY up to the date of this Amendment; and

WHEREAS, the COUNTY and CONSTRUCTION MANAGER now requires to amend the Contract to revise the GMP 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 GMP is increased by \$650,000.00, which amount shall be added to the Owner's Contingency and shall be available as provided for by the Contract. The amount consists of \$200,000.00 from the Maximum Governmental Project Funds and \$450,000.00 which is an Orioles contribution. The revised GMP will be \$17,372,726.09.
2. Except as modified herein, all other terms, covenants, and conditions of the Contract shall remain in full force and effect.

[The remainder of this page left blank intentionally]

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

WITNESS:

Print Name: Linda Rizzo

Signed By: Linda Rizzo

Date: 2-8-11

CONSTRUCTION MANAGER:

Signed By: [Signature]

Title: Vice President

Date: 2-8-11

SARASOTA COUNTY BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA

BY: [Signature]
CHAIRMAN

DATE: 2/22/2011

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]
COUNTY ATTORNEY
TRW