

FIFTH AMENDMENT TO AGREEMENT

Between

BROWARD COUNTY

and

Cummings-Balfour Beatty, A Joint Venture

for

CONSTRUCTION MANAGER AT RISK SERVICES

TERMINAL 4 GATE REPLACEMENT – WESTERN EXPANSION

at the

Fort Lauderdale-Hollywood International Airport

IN BROWARD COUNTY, FLORIDA

RLI No. R0787918R1

This FIFTH Amendment to an Agreement, made and entered into by and between BROWARD COUNTY, a political subdivision of the State of Florida, acting by and through its Board of County Commissioners, hereinafter referred to as COUNTY,

AND

Cummings-Balfour Beatty, A Joint Venture, hereinafter collectively referred to as CONTRACTOR.

WITNESSETH

WHEREAS, Broward County by FOURTH Amendment added scope and provided a contingency funding mechanism to move forward with the Federal Inspection Services Task 2(A) portion of the Terminal 4 Reconfiguration and Expansion of the Federal Inspection Services (FIS) facility at Fort Lauderdale-Hollywood International Airport (FLL). This Fifth Amendment increases the value of the Contract Price Element by twelve million and 00/100 Dollars (\$12,000,000).

NOW, THEREFORE, IN CONSIDERATION of the mutual terms, conditions, promises, covenants, and payments hereinafter set forth, COUNTY and the CONTRACTOR agree as follows:

1. The foregoing recitals are true and correct and incorporated herein by reference.

2. Article 9.1 of the Agreement is amended as follows:

L. COUNTY's Federal Inspection Services (FIS) Contingency	\$	32,000,000.00
		<u>44,000,000.00</u>

3. Multiple copies of this Agreement may be fully executed by all parties, each of which shall be deemed to be an original.

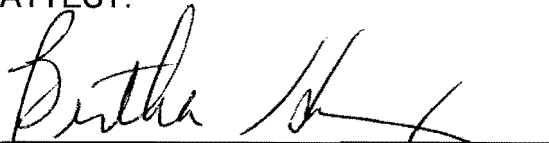
THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

FIFTH AMENDMENT TO THE AGREEMENT BETWEEN BROWARD COUNTY AND CUMMINGS-BALFOUR BEATTY, A JOINT VENTURE FOR CONSTRUCTION MANAGER AT RISK SERVICES FOR T-4 GATE REPLACEMENT-WESTERN EXPANSION AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT IN BROWARD COUNTY, FLORIDA

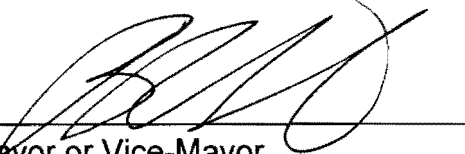
IN WITNESS WHEREOF, the parties hereto have made and executed this FIFTH Amendment. BROWARD COUNTY through its BOARD OF COUNTY COMMISSIONERS, signing by and through its Mayor or Vice-Mayor, authorized to execute same by Board action on the 6 day of December, 2016 and CUMMINGS-BALFOUR BEATTY, A JOINT VENTURE, signing by and through its authorized representatives.

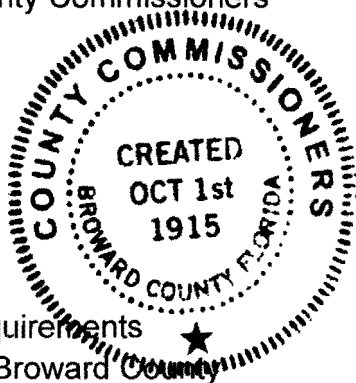
COUNTY

ATTEST:


Broward County Administrator, as
Ex-officio Clerk of the Broward County
Board of County Commissioners

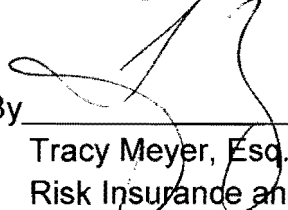
BROWARD COUNTY, by and through
its Board of County Commissioners


By 
Mayor or Vice-Mayor
6 day of December, 2016



Insurance requirements
approved by Broward County
Risk Management Division

Approved as to form by
Joni Armstrong Coffey
Broward County Attorney
Aviation Office
2200 S.W. 45 Street, Suite 101
Dania Beach, Florida 33312
Telephone: (954) 359-6100
Telecopier: (954) 359-1292

By  11-17-16
Tracy Meyer, Esq. (Date)
Risk Insurance and Contracts Manager

By 
Alexander J. Williams, Jr. (Date)
Assistant County Attorney

MANAGER AT RISK SERVICES FOR T-4 GATE REPLACEMENT-WESTERN EXPANSION AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT IN BROWARD COUNTY, FLORIDA

CONTRACTOR

Cummings-Balfour Beatty, A Joint Venture

James A. Cummings, Inc.

ATTEST:

Eric Altieri
Asst (Secretary)

By: *[Signature]*
(Signature & title)

(Corporate seal)

Witness:

Darlene Catalano
Signature of Witness

29th day of October, 2016.

Darlene Catalano
Printed or Typed Name of Witness

Balfour Beatty Construction, LLC

ATTEST:

(Secretary)

By: _____
(Signature & title)

(Corporate seal)

Witness:

____ day of _____, 2016.

Signature of Witness

Printed or Typed Name of Witness