## Amendment

Project:

Dr. Phillips Center for the

Performing Arts Orlando, Florida Amendment #023

Initiation Date: October 15, 2014 Contract For General Construction Contract Date: May 25, 2011

Construction Manager:

Balfour Beatty Construction, LLC 8529 South Park Circle Ste 200

Orlando, Florida

Attention: Sean DeMartino

Distribution:

☐ Jim Wright, BBC

☐ Rodney Morrissey, HKS
☐ Tim Ackert, City of Orlando

☐ Clint Jackson, PCL

The Construction Manager has agreed to the changes in the Work described here and below. This Amendment is entered into by and between Owner and Construction Manager, as detailed below and in the attached exhibit(s). Except as expressly stated herein, Construction Manager agrees, by executing this Amendment, that all direct and indirect costs related to this Amendment, and any effect of the change associated by this Amendment on and to the remainder of the Project, the Schedule, or the Contract Time or GMP have been fully compensated and taken into account by this Amendment and, as a result, Construction Manager releases all claims against Owner directly or indirectly related to this Amendment for any additional adjustment to the Contract Time or GMP beyond that reflected in the terms of the Amendment and that this Amendment constitutes a full accord, satisfaction and release of any such other claims, inclusive of indirect costs, further delays, cumulative impacts or other costs related to the Work associated with this Amendment. The parties hereto agree that there are no verbal promises or representations relating to the Amendment and the attachments thereto which they are relying on in order to execute this Amendment. All other provisions of the Contract Documents remain in full force and effect.

The original Initial Guaranteed Maximum Price was \$134,406,829

Net change Changes made to the initial Guaranteed Maximum Price \$-11,752,157

The Guaranteed Maximum Price prior to this Amendment was \$122,654,672

The Guaranteed Maximum Price will be **increased** by this Amendment in the amount of \$9,500,000

The Guaranteed Maximum Price including this Amendment

The Dates of completion and Liquidated Damages are defined within the Settlement Agreement dated October 2, 2014 which is incorporated by this Amendment

## Description:

will be

ltem	Doc	RCO	Description	Negotiated Value
23-1	Settlement Agreement	N/A	Settlement Agreement – For settlement purposes only (attached to this Amendment 23)	9,500,000
		<u> </u>	TOTAL	9,500,000

\$132,154,672

## Amendment

Project:

Dr. Phillips Center for the Performing Arts Orlando, Florida

Amendment #023 Initiation Date: October 15, 2014 Contract For General Construction Contract Date: May 25, 2011

Recommended by: PCL Construction Servi	ces, Inc.
	11/10/14
Owner's Representative	Date:
Approved by: Orlando Community Construc	tion Corporation
	Date:
Accepted by: Dr. Phillips Center for the Perf	orming Arts, Inc.
Owner	Date:
Accepted by: Balfour Beatty Construction, LI	_c 11/11/14
Construction Manager	Date: