

GREATER ORLANDO AVIATION AUTHORITY CHANGE ORDER

CHANGE ORDER NO. **BP-S00132-MCO - 17** CONTRACT NO. **BP-S00132-MCO**
 CONTRACTOR: Vanderlande Industries, Inc.
 CONTRACT DESCRIPTION: S TERM C. PH 1 - BAGGAGE HANDLING SYSTEM (DBOM)
 CONTRACT DATE: 05/16/18 NTP : 06/14/18
 ISSUE DATE: 06/15/22 (Ref. C.C. 05/31/22)

Approved as to Form and Legality
(for the benefit of GOAA only)
 this 19 day of July, 2022
 By: Ruby
 NELSON MULLINS
 BROAD AND CASSEL
 Legal Counsel
 Greater Orlando Aviation Authority

Work covered by this Change Order may proceed after Contractor executes and returns this Change Order to the Owner or OAR (Owner's Authorized Representative) AND after Contractor receives a Change Order Notice to Proceed or a fully executed copy of this Change Order. This Change Order will increase or decrease the Contract Amount and Time to complete by the amount shown below. The general, supplementary and other conditions of the Contract shall apply to this Change Order unless expressly modified by this Change Order.

DESCRIPTION OF CHANGE: FINAL SETTLEMENT OF COR'S AND GC'S	ADJUSTED CALENDER DAYS - CONTRACT TIME (SC=Substantial Completion / FC=Final Completion)																					
See Attachment 'A' for description of change.																						
	<table border="0" style="width: 100%;"> <tr> <td></td> <td style="text-align: center;"><u>SC</u></td> <td style="text-align: center;"><u>FC</u></td> </tr> <tr> <td>ORIGINAL:</td> <td style="text-align: center;">902</td> <td style="text-align: center;">120</td> </tr> <tr> <td>THIS CO:</td> <td style="text-align: center;">0</td> <td style="text-align: center;">0</td> </tr> <tr> <td>TO DATE:</td> <td style="text-align: center;">479</td> <td style="text-align: center;">0</td> </tr> <tr> <td>TOTAL :</td> <td style="text-align: center;">1381</td> <td style="text-align: center;">120</td> </tr> <tr> <td>ORIGINAL SC DATE:</td> <td colspan="2" style="text-align: center;">12/01/20</td> </tr> <tr> <td>REVISED SC DATE:</td> <td colspan="2" style="text-align: center;">03/25/22</td> </tr> </table>		<u>SC</u>	<u>FC</u>	ORIGINAL:	902	120	THIS CO:	0	0	TO DATE:	479	0	TOTAL :	1381	120	ORIGINAL SC DATE:	12/01/20		REVISED SC DATE:	03/25/22	
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SOURCE OF FUNDS <u>General Airport Revenue Bonds (GARBs)</u>			
AMOUNT OF THIS CHANGE ORDER	ADD	<u>X</u>	DELETE
ORIGINAL TOTAL CONTRACT PRICE			\$ 94,900,000.00
APPROVED ADDITIONS TO CONTRACT TO DATE			\$ 54,126,872.29
APPROVED DELETIONS TO CONTRACT TO DATE			\$ (8,489,890.66)
REVISED TOTAL CONTRACT PRICE			\$ 141,117,583.31
PERCENTAGE OF THIS CHANGE OF ORIGINAL CONTRACT PRICE			0.6%

CONTRACTOR ACKNOWLEDGES, BY ITS EXECUTION AND ACCEPTANCE OF THIS CHANGE ORDER, THAT THE ADJUSTMENTS IN CONTRACT PRICE AND TIME SHOWN HEREON CONSTITUTE FULL AND COMPLETE COMPENSATION AND SATISFACTION FOR ALL COSTS AND MODIFICATIONS OF PERFORMANCE TIME INCURRED BY THE CONTRACTOR AS A RESULT OF THIS CHANGE ORDER. NO OTHER CLAIM FOR INCREASED COST OF PERFORMANCE OR MODIFICATIONS OF TIME WILL BE GRANTED BY THE OWNER FOR THE WORK COVERED BY THIS CHANGE ORDER. THE CONTRACTOR HEREBY WAIVES AND RELEASES ANY FURTHER CLAIMS FOR COST OR TIME AGAINST THE OWNER ARISING FROM OR RELATING TO THE MATTERS OF WORK SET FORTH OR CONTEMPLATED BY THIS CHANGE ORDER.

CONTRACTOR ALSO ACKNOWLEDGES THAT THERE HAS BEEN NO CHANGE IN ITS OPERATIONS WHICH WOULD REQUIRE A MODIFICATION OF ITS SWORN STATEMENT ON PUBLIC ENTITY CRIMES SUBMITTED WITH ITS BID.

CONTRACTOR'S ACCEPTANCE: Bruce D. Buchholz DATE: 6-29-2022
 ATTEST: _____ BY: BRUCE D. BUCHHOLZ
 TITLE: EXEC. PROJECT MANAGER

ACCEPTED AND APPROVED TO PROCEED:

<p><u>John Scala</u> <u>7/12/2022</u> OAR/PROJECT MANAGER DATE Geotech Consultants International, Inc., dba GCI, Inc. - John Scala</p> <p><u>Mark Birkebak</u> <u>7/19/22</u> DIRECTOR OF ENGINEERING DATE for Mark Birkebak</p>	<p>NONE <u>Davin D. Ruohomaki</u> <u>7/19/22</u> ARCHITECT/ENGINEER DATE FOR OWNER/CONSTRUCTION COMMITTEE CHAIR DATE Davin D. Ruohomaki, Senior Director of Engineering & Construction</p>
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GREATER ORLANDO AVIATION AUTHORITY

BY: _____ DATE _____

ATTEST: _____

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ATTACHMENT 'A'
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DESCRIPTION OF CHANGE:

Item No. 1: Fire Shutter doors Adjustments: Allowance for BHS adjustments required due to Fire Shutters installed by CMAR. Allowance cost is based on 30 doors.

ADD ALLOWANCE: \$250,000.00

Item No. 2: Spliced Feeders: Provide all labor, materials and equipment to install spliced feeders in lieu of replacing circuit breakers.

ADD \$57,195.63

Item No 3: Power Poles for CBIS: Provide all labor and materials to install power poles, 480v disconnects and receptacles for the TSA's CTX Screening equipment.

ADD \$59,509.80

Item No. 4: Switches: Provide, configure, deliver and install field network switches.

ADD \$173,896.25

Item No. 5: Level 5 Lighting: Provide all labor and materials to install lighting at Level 5.

ADD \$40,000

Item No 6: Baggage and Checkpoint Acceptance Testing: Provide equipment and personnel required for GOAA and the TSA Baggage and Automated Screening Lane (ASL) Checkpoint and Remote Screening acceptance testing as may be deemed necessary prior to the GOAA Go Live for Operations. The TSA required testing for baggage is anticipated to occur 3-4 weeks prior to the Go Live date with the extent of the testing anticipated to be the "bigger" system tests such as the throughput.

ADD \$0.00

Item No. 7: BHS Control Room: Provide all coordination and support required to move equipment to set up and occupy the BHS Control Room at Airside.

ADD \$0.00

Change Order 17 contains a negotiated final settlement of all change requests and DBOM and Subcontractor extended general conditions incurred or arising out of any impact up through and including May 31, 2022, or that may have given rise to the current anticipated final completion date of July 23, 2022.

By executing this Change Order, Vanderlande Industries Inc. - Design-Build-Operate-Maintain Contractor ("Contractor"), does hereby fully and completely discharge and release the Greater Orlando Aviation Authority ("GOAA"), its board members, employees, and representatives, including but not limited to all design and project management professionals retained by GOAA and their current and former officers, directors, principals, employees, agents, representatives, suppliers, contractors, subcontractors, attorneys-in-fact, attorneys-at-law, insurers, sureties, predecessors, successors, and assigns, individually and collectively, from, and waives any and all debts and accounts, promises, damages, liens, encumbrances, causes of action, suits, bonds, judgments, claims and demands whatsoever, in law or in equity, known or unknown, which Contractor ever had, now has, or GOAA Construction Form 004 (Rev. #13, 2/9/10) may ever have for any impact, change, directive, or cause whatsoever through the anticipated final completion date of July 23, 2022, for that contract known as BP-S00132-MCO – SOUTH TERMINAL C, PHASE 1 BAGGAGE HANDLING SYSTEM (DBOM) (the "Contract").

Contractor further covenants that all subcontractors, suppliers, materialmen, and all other persons supplying material, supplies, services, or labor used directly or indirectly in the prosecution of the work provided in the Contract shall be paid in full for the work giving rise to the costs addressed in the previous paragraph, and that Contractor shall defend, indemnify, and hold harmless GOAA from any and all debts and accounts, promises, damages, liens, encumbrances, causes of action, suits, bonds, judgments, claims and demands whatsoever, in law or in equity which any subcontractor, supplier, materialmen, or any other persons supplying material, supplies, services, or labor used directly or indirectly in the prosecution of such work had, now has, or may ever have. Contractor represents and warrants, which is a material inducement for GOAA to enter into this settlement Change Order, that neither Contractor nor its subcontractors, suppliers, materialmen, or any other persons supplying material, supplies, services, or labor directly or indirectly in the prosecution of the work addressed by the paragraph above have or are aware of any other claims or potential claims for extended general conditions by subcontractors, suppliers, materialmen, and all other persons supplying material, supplies, services, or labor used directly or indirectly in the prosecution of the work on this Project.

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The negotiated final settlement set out in this Change Order shall not be construed to waive any of the claim submission or substantiation requirements of the Contract Documents as to any claim not settled by this Change Order.

References to Change Order Requests (CORs) or any other document are purely for information and illustrative purposes to describe scopes of work; references to such documents do not incorporate reservations, limitations, 'boilerplate,' or purported terms or conditions into this Change Order or the Contract.

The parties agree that this change order and all preceding change orders are within the scope of the original contract and do not materially alter the original contract such that a cardinal or constructive change to the original agreement has occurred.