

GREATER ORLANDO AVIATION AUTHORITY CHANGE ORDER

CHANGE ORDER NO. **BP-S00132-MCO - 9** 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: **11/04/20 (Ref. C.C. 10/27/20)**

Approved as to Form and Legality
(for the benefit of GOAA only)

this 12 day of Nov, 2020

By: Kalya
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: EXTENDED GENERAL CONDITIONS

See Attachment 'A' for description of change.

ADJUSTED CALENDER DAYS - CONTRACT TIME
(SC=Substantial Completion / FC=Final Completion)

	SC	FC
ORIGINAL:	902	120
THIS CO:	365	0
TO DATE:	0	0
TOTAL :	1267	120
ORIGINAL SC DATE:	12/01/20	
REVISED SC DATE:	12/01/21	

SOURCE OF FUNDS **Passenger Facility Charges to the extent eligible and General Airport Revenue Bonds.**

AMOUNT OF THIS CHANGE ORDER	ADD	X	DELETE	\$	2,783,933.00
ORIGINAL TOTAL CONTRACT PRICE				\$	94,900,000.00
APPROVED ADDITIONS TO CONTRACT TO DATE				\$	48,429,006.76
APPROVED DELETIONS TO CONTRACT TO DATE				\$	(8,000,364.66)
REVISED TOTAL CONTRACT PRICE				\$	138,112,575.10
PERCENTAGE OF THIS CHANGE OF ORIGINAL CONTRACT PRICE					2.9%

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:

ATTEST:

DATE: 11/10/2020

BY: Ion APERTEGUA

TITLE: PROJECT DIRECTOR

ACCEPTED AND APPROVED TO PROCEED:

John Scala 11/11/2020
OAR/PROJECT MANAGER DATE

John Scala
Geotech Consultants International, Inc. dba GCI, Inc. - John Scala

Davin Ruohomaki 11.12.2020
SR. DIRECTOR OF ENGINEERING & CONSTRUCTION DATE

Davin Ruohomaki

ARCHITECT/ENGINEER DATE

NONE

David M. Patterson 11-13-2020
FOR OWNER/CONSTRUCTION COMMITTEE CHAIR DATE

David M. Patterson, Director of Construction

GREATER ORLANDO AVIATION AUTHORITY

BY: David M. Patterson 11-13-2020
DATE

ATTEST:

GREATER ORLANDO AVIATION AUTHORITY
BP-S00132-MCO CHANGE ORDER NO. 9
ATTACHMENT 'A'
(Page 1 of 1)

DESCRIPTION OF CHANGE:

1. Increase the Contract Time for Substantial Completion by 365 calendar days, from 902 calendar days to 1,267 calendar days. Vanderlande Industries, Inc. (Vanderlande) shall submit, in accordance with the Contract Documents, no later than the thirty days from the effective date of this change order, a schedule that reflects a revised Substantial Completion date of December 1, 2021, and BHS availability for flight operations, which are scheduled to commence on February 28, 2022. ADD: \$0.00

2. Extended General Conditions for Vanderlande staff. ADD: \$2,783,933.00

Through the effective date of this Change Order, this Negotiated Settlement Change Order resolves all requests for costs and all requests for time extensions including, but not limited to, all Time Impact Analyses (TIAs) and schedule impacts, and establishes a revised baseline schedule to be utilized in the evaluation of future requests for time extensions, if any. By executing this Change Order, Vanderlande 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 Vanderlande ever had, or now has, or may ever have, for any claim for time, money, or other relief on account of labor performed, material furnished, or services rendered, directly or indirectly, for the Design/Build/Operate/Maintain (DBOM) Contract, through the effective date of this change order. Vanderlande 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, and that Vanderlande 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 the work provided in the Contract had, now has, or might ever have. Vanderlande represents and warrants, which is a material inducement for GOAA to enter into this Change Order, that neither Vanderlande nor its subcontractors, suppliers, materialmen, or any other persons supplying material, supplies, services, or labor directly or indirectly in the prosecution of the work provided in the Contract have or are aware of any claims or potential claims on this Project, with the only exception being the Allowance that is included in Change Order No. 10. This Change Order shall not be construed to waive any of the claim submission or substantiation requirements of the Contract Documents for items included in the Allowance.

Rochelle Erwin

Sent: Wednesday, April 29, 2020 2:26 PM
To: Christina Richards
Subject: RE: Planning, Engineering & Construction Designee

From: Christina Richards <christina.richards@goaa.org>
Sent: Monday, April 06, 2020 3:45 PM
Subject: Planning, Engineering & Construction Designee

Due to COVID-19 and employees working remotely, the following Designees are assigned for the Sr. Director and Directors of the Planning, Engineering, & Construction Department ***until further notice:***

Davin Ruohomaki, Sr. Director of Planning Engineering, & Construction:

- For all STC, Virgin Train, & OUC projects - Mark Birkebak, Director of Engineering, at 407-825-4058.
- For all other projects - Mike Patterson, Director of Construction at 407-825-2460, Mark Birkebak, Director of Engineering, at 407-825-4058, and Brad Friel, Director of Planning at 407-825-3139.

Mark Birkebak, Director of Engineering:

- For all STC, Virgin Train, & OUC projects - Davin Ruohomaki, Sr. Director of Planning, Engineering & Construction at 407-825-3105.
- For all other projects - Davin Ruohomaki, Sr. Director of Planning, Engineering & Construction at 407-825-3105, Mike Patterson, Director of Construction at 407-825-2460, and Brad Friel, Director of Planning at 407-825-3139.

Mike Patterson, Director of Construction:

- For all projects - Davin Ruohomaki, Sr. Director of Planning, Engineering & Construction at 407-825-3105; Brad Friel, Director of Planning 407-825-3139; and Mark Birkebak, Director of Engineering 407-825-4058.

Brad Friel, Director of Planning:

- For all projects - Davin Ruohomaki, Sr. Director of Planning, Engineering & Construction at 407-825-3105; Mike Patterson, Director of Construction at 407-825-2460; and Mark Birkebak, Director of Engineering 407-825-4058.

Proposed Director (in-person) Signing Schedule

Each Director to come to the office on designated morning to sign all invoices/pay applications ready at Project Controls as per the Designations above.

Tues – Mark

Wed – Mike

Thurs – Davin

Respectfully,

Christina "Tina" Richards

Sr. Administrative Assistant
Planning, Engineering and Construction
Greater Orlando Aviation Authority