



FOURTH AMENDMENT TO CONTRACT

Between

COUNTY OF CUYAHOGA, OHIO

and

R.W. Armstrong & Associates, Inc.

THIS CONTRACT Amendment made and entered into this ____ day of _____, 2011 by and between the County of Cuyahoga, Ohio, Cuyahoga County, Ohio (the "County"), on behalf of the Department of Development, Airport Division ("Airport") and R.W. Armstrong & Associates, Inc., Ohio limited liability corporation, with offices located at 1501 N. Marginal Road, Suite 200, Cleveland, Ohio 44114, (the "Provider")

WITNESSETH:

WHEREAS, the County and RW Armstrong & Associates, Inc. entered into an Contract # CE0900154-01 approved on February 12, 2009 (the "Contract") whereby RW Armstrong & Associates, Inc. was awarded \$ 529,453.28 in funds for an activity entitled Engineering Design Services: Year Two Pavement Maintenance Program; and

WHEREAS, said Contract expires on December 31, 2014; and

WHEREAS, the amount of the original Contract reads \$ 529,453.28, for 2009

WHEREAS, said Contract was modified by a First Amendment to add \$125,393.00 to revised total contract amount to \$ 654,846.28 to provide quality assurance testing construction administration and observation services as part of the Year Two Pavement Program: Taxiway C Reconstruction; and

WHEREAS, said Contract was modified by a Second Amendment to add \$140,774.00 to revised total contract amount to \$795,620.28 to Design Services for Taxiway U and W. In addition, provide quality assurance testing construction administration and observation services as part of the Year Two Pavement Program: Taxiway B reconstruction, U, W, A6D and Apron K rehabilitation.; and

WHEREAS, said Contract was modified by a Third Amendment is reduced by \$4,366.25 to \$ 791,254.03, per the ODOT Grant Agreement for the FY2010 Ohio Airport Grant Program for the period of January 1, 2010 – December 31, 2010 and accepted by the County on July 8, 2010 in resolution 102815. The Ohio Department of Transportation has requested, the airport utilize the remaining balance of the grant and put toward construction costs for Taxiway A6D and Apron K Rehabilitation

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the County and RW Armstrong & Associates, Inc. hereby agree as follows:

1. Except as herein specifically amended, all terms used herein shall have the same meanings as in the Contract
2. The amount of the contract is to be increased by \$155,200.00 to revise the total contract amount to \$ 946,454.03 to provide project bidding, award design services for Apron A2 and Runway 6-24. In addition, provide quality assurance testing, construction

administration and observation services as part of the Year Two Pavement Program:
Aprons A1 & B Reconstruction; Apron A2, C, D1 and Runway 6-24 Rehabilitation.

3. BY ENTERING INTO THIS CONTRACT, I AGREE ON BEHALF OF THE CONTRACTING OR SUBMITTING BUSINESS ENTITY, ITS OFFICERS, EMPLOYEES, SUBCONTRACTORS, SUBGRANTEES, AGENTS OR ASSIGNS, TO CONDUCT THIS TRANSACTION BY ELECTRONIC MEANS BY AGREEING THAT ALL DOCUMENTS REQUIRING COUNTY SIGNATURES MAY BE EXECUTED BY ELECTRONIC MEANS, AND THAT THE ELECTRONIC SIGNATURES AFFIXED BY THE COUNTY TO SAID DOCUMENTS SHALL HAVE THE SAME LEGAL EFFECT AS IF THAT SIGNATURE WAS MANUALLY AFFIXED TO A PAPER VERSION OF THE DOCUMENT.

I ALSO AGREE ON BEHALF OF THE AFOREMENTIONED ENTITIES AND PERSONS, TO BE BOUND BY THE PROVISIONS OF CHAPTERS 304 AND 1306 OF THE OHIO REVISED CODE AS THEY PERTAIN TO ELECTRONIC TRANSACTIONS, AND TO COMPLY WITH THE ELECTRONIC SIGNATURE POLICY OF CUYAHOGA COUNTY.

IN WITNESS WHEREOF, the County and RW Armstrong & Associates, Inc. have caused this Amendment to Contract to be executed the day, month and year first above written.

COUNTY OF CUYAHOGA, OHIO
Edward F. Fitzgerald, County Executive



2011-10-27 12:19:11

Attest

Edward FitzGerald

R.W. Armstrong & Associates, Inc.



William H. Barley, Vice President

Attest