



CONTRACT MODIFICATION AGREEMENT

This Contract Modification Agreement (the "Modification Agreement") is made and entered into this 14th day of February, 2017 by and between **NEWTON COUNTY, GEORGIA**, a political subdivision of the State of Georgia, acting by and through its governing authority, the County Board of Commissioners (hereinafter referred to as the "County"), and **HOGAN CONSTRUCTION GROUP, LLC**, a Georgia Limited Liability Company (hereinafter referred to as the "Contractor"), collectively referred to herein as the "Parties".

WITNESSETH:

WHEREAS, the County and Contractor have this day entered into an agreement entitled "Agreement for Construction Management Services," the form of which was provided as a sample agreement in the County's Request for Proposal for Construction Manager at Risk for the Newton County Judicial Center Renovation;

WHEREAS, the County and Contractor intend to modify their contractual relationship by completely replacing the "Agreement for Construction Management Services," with the agreement entitled "Construction Services Agreement - Judicial Center Expansion," attached hereto and incorporated herein by reference;

NOW THEREFORE, for and in consideration of the mutual promises, the public purposes, and the acknowledgements and agreements contained herein and other good and adequate consideration, the sufficiency of which is hereby acknowledged, the Parties mutually agree as follows:

- A. The "Agreement for Construction Management Services" shall no longer govern the Parties' relationship in any respect, and the Parties hereby waive any and all past, present and future rights, claims or demands arising out of that agreement, known or unknown.
- B. The Parties will each be bound by the terms of the "Construction Services Agreement - Judicial Center Expansion," attached hereto, and each shall execute that agreement to indicate its assent to its terms.

[SIGNATURES ON FOLLOWING PAGE]

CONTRACTOR: Hogan Construction Group, LLC

By: *Paul Hogan*

Print Name: Paul Hogan

Its: Member/Manager (LLC)

Attest/Witness:

Amanda Hughey

Print Name: Amanda Hughey

Its: Project Coordinator

NEWTON COUNTY, GEORGIA

Marcello Banes

Print Name: Marcello Banes

Its: Chairman

[COUNTY SEAL]



Attest:

Jackie B. Smith

Print Name: Jackie B. Smith

Its: County Clerk

Approved as to form:

County Attorney

CONTRACTOR: Hogan Construction Group, LLC

By: _____

Print Name: _____

Its: Member/Manager (LLC)

Attest/Witness:

Print Name: _____

Its: _____

NEWTON COUNTY, GEORGIA

Print Name: _____

Its: _____

[COUNTY SEAL]

Attest:

Print Name: _____

Its: County Clerk

Approved as to form:

County Attorney