

**MODIFICATION AND EXERCISE OF OPTION #1
TO
SOURCEWELL CONTRACT #OH-R5-GC01-102021-FCL**

THIS MODIFICATION AND EXERCISE OF OPTION #1 is effective upon the date of the last signature below by and between Sourcewell and Foti Contracting LLC, Contractor.

Sourcewell and Contractor have entered into an Indefinite Quantity Construction Contract, Contract Number **OH-R5-GC01-102021-FCL**, with an effective date of November 3, 2021, an initial term of one year, and three bilateral options to extend for an additional one-year term. The parties agree that the Contractor's Adjustment Factors will be modified, and that Sourcewell's offer of a one-year extension term will be accepted by Contractor.

IN CONSIDERATION OF the mutual covenants and agreements described in this Modification and Exercise of Option, the parties agree as follows:

MODIFICATION: OPTION PERIOD

Pursuant to the Contract, the following are the Adjustment Factors for the next option period:

Base Year Index		
Date	Index	
1	October 2020	11538.93
2	November 2020	11579.02
3	December 2020	11625.95
4	January 2021	11627.94
5	February 2021	11698.79
6	March 2021	11749.75
7	April 2021	11849.32
8	May 2021	11989.91
9	June 2021	12112.05
10	July 2021	12237.69
11	August 2021	12463.13
12	September 2021	12464.55

Base Year Average 11911.4191

First Year Index		
Date	Index	
1	October 2021	12464.94
2	November 2021	12467.32
3	December 2021	12481.82
4	January 2022	12555.55
5	February 2022	12683.97
6	March 2022	12791.43
7	April 2022	12898.96
8	May 2022	13004.47
9	June 2022	13110.50
10	July 2022	13167.84
11	August 2022	13171.07
12	September 2022	13173.43

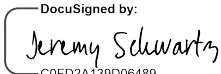
First Year Average 12830.9416

$$\text{Price Adjustment: } \frac{\text{First Year Index Average}}{\text{Base Year Index Average}} = \frac{12830.9416}{11911.4191} = 1.0772$$

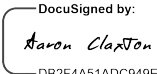
OH-R5-GC01-102021-FCL	Original Adjustment Factor	x Price Adjustment	= Option Multiplier
Normal Working Hours – Prevailing Wage	1.1705	1.0772	1.2609
Other Than Normal Working Hours – Prevailing Wage	1.1795	1.0772	1.2706
Normal Working Hours – Non-Prevailing Wage	1.1121	1.0772	1.1980
Other Than Normal Working Hours – Non-Prevailing Wage	1.1251	1.0772	1.2120
Non Pre-Priced	1.1265	1.0000	1.1265

EXERCISE OF OPTION: EXTENSION

Contractor and Sourcewell hereby desire and agree to extend the above-defined contract, with the above-identified modification, for the period of November 3, 2022 through November 2, 2023.

Sourcewell
 DocuSigned by:

 By: _____
 Jeremy Schwartz
 Title: Chief Procurement Officer

Date: 10/26/2022 | 6:10 AM CDT

Foti Contracting LLC
 DocuSigned by:

 By: _____
 Aaron Claxton
 Title: Project Executive

Date: 10/26/2022 | 3:00 AM PDT