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# CONSTRUCTION CONTRACT FOR CONSTRUCTION MANAGER AT RISK SERVICES

## AMENDMENT NO. 11

**WHEREAS**, the Town of Uxbridge ("Owner") and Shawmut Design and Construction, (the "Construction Manager at Risk") (Collectively, the "Parties") entered into a contract for Construction Management for the Uxbridge High School Project on October 12, 2010 (the "Contract"); and

**WHEREAS**, the parties agreed to Amendment No. 1 (Mini-GMP) to the Contract in the amount of \$10,085,382 effective as of February 3rd, 2011; and

**WHEREAS**, the parties agreed to Amendment No. 2 (Main GMP) to the Contract in the amount of \$25,180,437 effective as of March 30th, 2011; and

**WHEREAS**, the parties agreed to Amendment No. 3 to the Contract in the amount of \$45,243 effective as of May 18th, 2011; and

**WHEREAS**, the parties agreed to Amendment No. 4 to the Contract in the amount of \$6,047 effective as of August 17th, 2011; and

**WHEREAS**, the parties agreed to Amendment No. 5 to the Contract in the amount of \$55,972 effective as of October 26th, 2011; and

**WHEREAS**, the parties agreed to Amendment No. 6 to the Contract in the amount of \$14,213 effective as of December 14th, 2011; and

**WHEREAS**, the parties agreed to Amendment No. 7 to the Contract in the amount of \$102,122 effective as of February 22nd, 2012; and

**WHEREAS**, the parties agreed to Amendment No. 8 to the Contract in the amount of \$413,258 effective as of April 11th, 2012; and

**WHEREAS**, the parties agreed to Amendment No. 9 to the Contract in the amount of \$2,000,000 effective as of May 9th, 2012; and

**WHEREAS**, the parties agreed to Amendment No. 10 to the Contract in the amount of \$27,354 effective as of June 13th, 2012; and

**WHEREAS**, effective as of July 18th, 2012 the Parties wish to amend the Contract:

**NOW, THEREFORE**, in consideration of the promises and the mutual covenants contained in this Amendment, and other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, the Parties, intending to be legally bound, hereby agree as follows:

1. The Owner hereby authorizes this Amendment No 11 with a total value of \$42,792. This amendment is based upon the acceptance of the Construction Manager's Change Order #09 as detailed in the attachments to cover the cost of 10 change order requests which are necessary to address coordination items and undiscovered conditions.

	Original Contract	Previous Amendments	Amount of This Amendment	After This Amendment
<b>Fee for Basic Services</b>				
GMP		\$37,912,732	\$42,792	\$37,955,524
Pre-Construction Services	\$69,184	\$17,296	\$0	\$86,480
<b>Total Fee</b>	<b>\$69,184</b>	<b>\$37,930,028</b>	<b>\$42,792</b>	<b>\$38,042,004</b>

2. The Construction Budget shall be as follows:

Original Budget:	\$34,469,807
Amended Budget:	\$38,042,004

3. The Project Schedule shall be as follows:

Original Schedule:	Substantial Completion 07/10/12
Amended Schedule for School:	Substantial Completion 07/27/12
Schedule for Fields:	Substantial Completion 11/16/12

4. This Amendment contains all of the terms and conditions agreed upon by the Parties as amendments to the original Contract. No other understandings or representations, oral or otherwise, regarding amendments to the original Contract shall be deemed to exist or bind the Parties, and all other terms and conditions of the Contract remain in full force and effect.

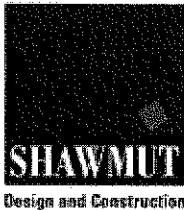
IN WITNESS WHEREOF, the Parties have caused this Amendment to be executed by their respective authorized officers.

OWNER

PETER A. PETRILLO  
(print name)  
CHAIR BOS  
(print title)  
By: P. A. Petrillo  
(signature)  
Date: 7/18/12

CONSTRUCTION MANAGER AT RISK

Peter L. Hammedou  
(print name)  
PM  
(print title)  
By: [Signature]  
(signature)  
Date: 7/13/12



## Prime Contract Change Order

Project : Uxbridge High School

SDC Project # : 100764

No: 009

300 Quaker Highway  
Uxbridge, MA 01569

Tel: (617) 622-7184  
Fax: (617) 622-8184

Date: 7/13/2012

**To Owner:**

Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

Contract Date: 2/18/2011

Contract Number: 100764

**The Contract is hereby revised by the following items:**

Amendment #11 including COR's 113-122

COR #	Description	Amount
113	Reduced boiler flue height per RFI# 445	(\$ 1,295)
114	Exterior window testing enclosures	\$ 1,748
115	Changes per ASI# 069R1 (Head End Room Layout)	\$ 3,494
116	Changes per PR# 046 (Deletion of 17 bike racks)	(\$ 9,333)
117	West side walkway change from paving to concrete	\$ 5,102
118	Installation of additional granite curbing	\$ 29,377
119	Deletion of main parking lot islands and replacing with paving/stripping	\$ 880
120	Added power for theatrical rigging per RFI# 659	\$ 7,156
121	Changes per PR# 051 (Added stair rails to exterior steps at gym door 173a)	\$ 4,137
122	Changes per PR# 054 (Added shades at media center 111 and VP office 116.2)	\$ 1,526
		<b>\$ 42,792</b>

### Change To Contract Sum

The original Contract Value was.....	\$35,352,299
Sum of changes by prior Prime Contract Change Orders.....	\$2,646,913
The Contract Value prior to this Prime Contract Change Order was.....	\$37,999,212
The Contract Value will be changed by this Prime Contract Change Order in the amount of.....	\$ 42,792
The new Contract Value including this Prime Contract Change Order will be.....	<b>\$ 38,042,004</b>

### Change To Contract Time

The Contract duration will be changed by.....	0 Days
The revised Substantial Completion date as of this Prime Contract Change Order is.....	11/16/2012

Shawmut Design and Construction

**CONTRACTOR**

3 Davol Square, Suite A275  
Providence, RI 02903

Address

By Peter T. L'Hommedieu

SIGNATURE

DATE

Town of Uxbridge

**OWNER**

21 S Main St  
Uxbridge, MA 01569

Address

By Peter A. Petrillo

SIGNATURE

DATE



## Change Order Request # 122

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Changes per PR# 054 (Added shades at media center 111 and VP office 116.2)

**Item**

**Amount**

Bright Window added shades at media room and VP office per PCO# 6., Bright Window Coverings, Inc.	\$1,421
.85% Payment & Performance Bond, Shawmut Design and Construction	\$12
1.2% General Liability Insurance, Shawmut Design and Construction	\$17
.2% Builder's Risk, Shawmut Design and Construction	\$3
5% Fee, Shawmut Design and Construction	\$73
<b>Total</b>	<b>\$1,526</b>

**Type:** Lump sum proposal

**Schedule Impact:** This change will add **0** days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction



Change Order Request 122

Owner

Peter A. Petrillo  
Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date: 7/18/12

Owner 2

Dave Krawitz  
Dave Krawitz - , Joslin Lesser & Assoc.

Date: 7/18/12

Architect

Gene Raymond  
Gene Raymond - Principal, RDA Architecture

Date: 7-18-2012

PM

Peter L Hommedieu  
Peter L Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date: 7/18/12

CC:

REF. PCO: 205



## Change Order Request # 121

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Changes per PR# 051 (Added stair rails to exterior steps at gym door 173a)

**Item**

	<b>Amount</b>
Shepard Steel, added stair rails per PR# 51. COR# 13.R1, Shepard Steel Co., Inc.	\$3,852
.85% Payment & Performance Bond, Shawmut Design and Construction	\$33
1.2% General Liability Insurance, Shawmut Design and Construction	\$47
.2% Builder's Risk, Shawmut Design and Construction	\$8
5% Fee, Shawmut Design and Construction	\$197
<b>Total</b>	<b>\$4,137</b>

**Type:** Lump sum proposal

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction



Change Order Request 121

Owner	<u>Peter A. Pettilo</u>	Date: <u>7/18/12</u>
	Peter A. Pettilo - Board of Selectmen, Town of Uxbridge	
Owner 2	<u>Dave Krawitz</u>	Date: <u>7/18/12</u>
	Dave Krawitz - Joslin Lesser & Assoc.	
Architect	<u>Gene Raymond</u>	Date: <u>7-18-2012</u>
	Gene Raymond - Principal, RDA Architecture	
PM	<u>Peter L'Hommedieu</u>	Date: <u>7/18/12</u>
	Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction	

CC:  
REF. PCO: 202



## Change Order Request # 120

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Added power for theatrical rigging per RFI# 659

**Item**

**Amount**

Interstate, theatrical rigging power per 6/4/12 T&M COR., Interstate Electrical Services Corporation	\$6,663
.85% Payment & Performance Bond, Shawmut Design and Construction	\$57
1.2% General Liability Insurance, Shawmut Design and Construction	\$81
.2% Builder's Risk, Shawmut Design and Construction	\$14
5% Fee, Shawmut Design and Construction	\$341
<b>Total</b>	<b>\$7,156</b>

**Type:** Actual cost incurred for T&M work

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction





Change Order Request 120

Owner

Peter A. Petrillo  
Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

Owner 2

Dave Krawitz  
Dave Krawitz - , Joslin Lesser & Assoc.

Date:

7/18/12

Architect

Gene Raymond  
Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

Peter L. Hommedieu  
Peter L. Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:

REF. PCO: 180



## Change Order Request # 119

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Replacing main parking lot islands with paving/stripping

Item	Amount
Welch, delete parking lot islands and replace with paving/stripping per 5/14/12 quote., The Welch Corporation	\$2,584
Greenscape, deletion of loam and seed at parking lot islands per 6/5/12 quote., Landscaping by Greenscape	\$(1,765)
.85% Payment & Performance Bond, Shawmut Design and Construction	\$7
1.2% General Liability Insurance, Shawmut Design and Construction	\$10
.2% Builder's Risk, Shawmut Design and Construction	\$2
5% Fee, Shawmut Design and Construction	\$42
<b>Total</b>	<b>\$880</b>

**Type:** Lump sum proposal

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction



Change Order Request 119

Owner

Peter A. Petrillo  
Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

Owner 2

Dave Krawitz  
Dave Krawitz - Joslin Lesser & Assoc.

Date:

7/18/12

Architect

Gene Raymond  
Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

Peter L'Hommedieu  
Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:

REF. PCO: 179



## Change Order Request # 118

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

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**Description:** Installation of additional granite curbing

**Item**

**Amount**

Welch Corp. replacement of selected bituminous curb with granite per 7/2/12 quote., The Welch Corporation	\$27,358
.85% Payment & Performance Bond, Shawmut Design and Construction	\$233
1.2% General Liability Insurance, Shawmut Design and Construction	\$331
.2% Builder's Risk, Shawmut Design and Construction	\$56
5% Fee, Shawmut Design and Construction	\$1,399
<b>Total</b>	<b>\$29,377</b>

**Type:** Lump sum proposal

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction



Change Order Request 118

Owner

Peter A. Petrillo  
Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

Owner 2

Dave Krawitz  
Dave Krawitz - Joslin Lesser & Assoc.

Date:

7/18/12

Architect

Gene Raymond  
Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

Peter L'Hommedieu  
Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:

REF. PCO: 178



## Change Order Request # 117

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** West side walkway change from paving to concrete

**Item**

	<b>Amount</b>
Welch, replace paved walkway to concrete per 5/31/12 T&M COR., The Welch Corporation	\$802
S&F, place replacement sidewalk at west side of building B per 5/14/12 quote., S&F	\$3,949
Concrete Contractors, Inc.	
.85% Payment & Performance Bond, Shawmut Design and Construction	\$40
1.2% General Liability Insurance, Shawmut Design and Construction	\$58
.2% Builder's Risk, Shawmut Design and Construction	\$10
5% Fee, Shawmut Design and Construction	\$243
<b>Total</b>	<b>\$5,102</b>

**Type:** Combination of Lump sum and T&M cost  
**Schedule Impact:** This change will add 0 days to the contract completion date.  
**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction



Change Order Request 117

Owner

Peter A. Petrillo  
Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

Owner 2

Dave Krawitz  
Dave Krawitz - , Joslin Lesser & Assoc.

Date:

7/18/12

Architect

Gene Raymond  
Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

Peter L'Homme  
Peter L'Homme - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:

REF. PCO: 173



## Change Order Request # 116

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Changes per PR# 046 (Deletion of 17 bike racks)

**Item**

Greenscape, deduct for reduced bike racks per 5/1/12 quote., Landscaping by Greenscape  
S&F, deduct for bike rack per 5/24/12 quote., S&F Concrete Contractors, Inc.

**Amount**

\$(8,113)

\$(1,220)

**Total**

**\$(9,333)**

**Type:** Lump sum proposal

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction

Owner

*Peter A. Petrillo*

Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

*7/18/12*

Owner 2

*Dave Krawitz*

Dave Krawitz - Joslin Lesser & Assoc.

Date:

*7/13/12*

Architect

*Gene Raymond*

Gene Raymond - Principal, RDA Architecture

Date:

*7-18-2012*

PM

*Peter L'Hommedieu*

Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

*7/18/12*



Change Order Request 116



CC:  
REF. PCO: 171



## Change Order Request # 115

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

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**Description:** Changes per ASI# 069R1 (Head End Room Layout)

**Item**

**Amount**

interstate, reconfigure the head end room per 6/13/12 T&M COR. SDC EWA# 84, Interstate Electrical Services Corporation	\$3,254
.85% Payment & Performance Bond, Shawmut Design and Construction	\$28
1.2% General Liability Insurance, Shawmut Design and Construction	\$39
.2% Builder's Risk, Shawmut Design and Construction	\$7
5% Fee, Shawmut Design and Construction	\$166
<b>Total</b>	<b>\$3,494</b>

**Type:** Actual cost incurred for T&M work  
**Schedule Impact:** This change will add 0 days to the contract completion date.  
**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction



Change Order Request 115

Owner

Peter A. Petrillo  
Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

Owner 2

Dave Krawitz  
Dave Krawitz - , Joslin Lesser & Assoc.

Date:

7/18/12

Architect

Gene Raymond  
Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

Peter L'Hommedieu  
Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:

REF. PCO: 167



## Change Order Request # 114

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Exterior window testing enclosures

**Item**

**Amount**

Century Drywall, window testing enclosures per COR# 35, SDC EWA# 79., Century Drywall, Inc.

\$1,628

.85% Payment & Performance Bond, Shawmut Design and Construction

\$14

1.2% General Liability Insurance, Shawmut Design and Construction

\$20

.2% Builder's Risk, Shawmut Design and Construction

\$3

5% Fee, Shawmut Design and Construction

\$83

**Total**

**\$1,748**

**Type:** Actual cost incurred for T&M work

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

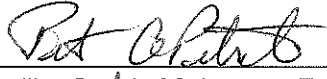
Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction

Change Order Request 114




Owner

  
Peter A. Pettillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

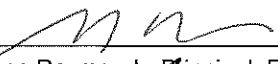
Owner 2

  
Dave Krawitz - , Joslin Lesser & Assoc.

Date:

7/18/12

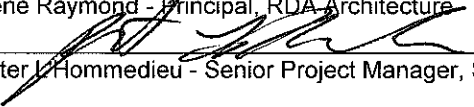
Architect

  
Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

  
Peter L. Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:

REF. PCO: 163



## Change Order Request # 113

**To:** Peter A. Petrillo  
Town of Uxbridge  
21 S Main St  
Uxbridge, MA 01569

**Date:** 7/13/2012  
**Project #:** 100764  
**Project:** Uxbridge High School

**Fax:**

**Description:** Reduced boiler flue height per RFI# 445

**Item**

General Mech, reduced flue height per 12/27/11 quote., General Mechanical Contrs Inc

**Amount**  
\$(1,295)

**Total** \$(1,295)

**Type:** Lump sum proposal

**Schedule Impact:** This change will add 0 days to the contract completion date.

**Overtime Impact:** This change will not require project overtime

Please review, sign and return to the undersigned.

Sincerely,

Peter L'Hommedieu  
Shawmut Design and Construction

Owner

Peter A. Petrillo - Board of Selectmen, Town of Uxbridge

Date:

7/18/12

Owner 2

Dave Krawitz - , Joslin Lesser & Assoc.

Date:

7/13/12

Architect

Gene Raymond - Principal, RDA Architecture

Date:

7-18-2012

PM

Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

7/18/12

CC:  
REF. PCO: 120