

CONSTRUCTION CONTRACT FOR CONSTRUCTION MANAGER AT RISK SERVICES

AMENDMENT NO. 12

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, the parties agreed to Amendment No. 11 to the Contract in the amount of \$42,792 effective as of July 18th, 2012; and

WHEREAS, effective as of August 22nd, 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. 12 with a total value of \$251,900. This amendment is based upon the acceptance of the Construction Manager's Change Order #10 as detailed in the attachments to cover the cost of 9 change order requests which are necessary to address coordination items and undiscovered conditions, and to cover the cost of additional athletic fields construction.

	Original Contract	Previous Amendments	Amount of This Amendment	After This Amendment
Fee for Basic Services				
GMP		\$37,955,524	\$251,900	\$38,207,424
Pre-Construction Services	\$69,184	\$17,296	\$0	\$86,480
Total Fee	\$69,184	\$37,972,820	\$251,900	\$38,293,904

2. The Construction Budget shall be as follows:

Original Budget:	\$34,469,807
Amended Budget:	\$38,293,904

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.

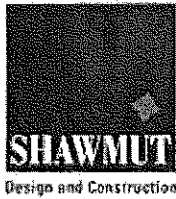
IN WITNESS WHEREOF, the Parties have caused this Amendment to be executed by their respective authorized officers:

OWNER

PETER A. PETRILLO
(print name)
BOB CHAIR
(print title)
By: Peter A. Petrillo
(signature)
Date: 8/22/12

CONSTRUCTION MANAGER AT RISK

TIM HURDELSRINK
(print name)
PROJECT EXECUTIVE
(print title)
By: [Signature]
(signature)
Date: 8/22/12



Prime Contract Change Order

Project : Uxbridge High School
300 Quaker Highway
Uxbridge, MA 01569

SDC Project # : 100764
Tel: (617) 622-7184
Fax: (617) 622-8184

No: 010

Date: 8/21/2012

To:
Shawmut Design and Construction
3 Davol Square, Suite A275
Providence, RI 02903

Contract Date: 2/18/2011
Contract Number: 100764

The Contract is hereby revised by the following items:

Amendment #12 including COR's 123-131

COR #	PCO	Description	Amount
123	091a	Tilting Kettle Changes (support scope)	\$ 12,297
124	129	Changes per PR# 029 (Added power for potter's wheels and table saws)	\$ 5,276
125	159	Changes per PR# 043 (Masonry bench and sign base changes)	\$-8,000
126	161	Cementitious panel battens	\$ 1,301
127	187	Added power and FA for elevator louver system per RFI# 624 & 624a	\$ 5,648
128	192	Changes per ASI# 076 (Added exterior door signage)	\$ 339
129	199	Dust collector power/control wiring changes per RFI# 694	\$ 13,311
130	010a	Added floor preparation	\$ 12,341
131	227	North field baseball and soccer fields	\$ 209,387
			<u>\$ 251,900</u>

Change To Contract Sum

The original Contract Value was.....	\$35,352,299
Sum of changes by prior Prime Contract Change Orders.....	\$2,889,705
The Contract Value prior to this Prime Contract Change Order was.....	\$38,042,004
The Contract Value will be changed by this Prime Contract Change Order in the amount of.....	\$251,900
The new Contract Value including this Prime Contract Change Order will be.....	<u>\$38,293,904</u>

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



Prime Contract Change Order

Town of Uxbridge

OWNER:

21 S Main St
Uxbridge, MA 01569

By: Peter A. Petrillo

Peter A. Petrillo
Signature

8/22/12
Date

RDA Architecture

ARCHITECT

222 North Street
Hingham, MA 02043

By: Gene Raymond

Gene Raymond
Signature

8/22/12
Date

Shawmut Design and
Construction

CONTRACTOR

3 Davol Square, Suite A275
Providence, RI 02903

By: Peter L'Hermesmedieu

Peter L'Hermesmedieu
Signature

8/22/12
Date



Change Order Request # 123

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Tilting kettle power changes per SKE-62

Item

Amount

Interstate, power changes for tilting kettle per 7/23/12 T&M COR. SDC EWA# 136.,
Interstate Electrical Services Corporation

\$11,452

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

\$97

1.2% General Liability Insurance, Shawmut Design and Construction

\$139

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

\$23

5% Fee, Shawmut Design and Construction

\$586

Total

\$12,297

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 123

Owner

Peter A. Petrillo

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

Date:

8/22/12

Owner 2

Dave Krawitz

Dave Krawitz - Joslin Lesser & Assoc.

Date:

8/22/12

Architect

Gene Raymond

Gene Raymond - Principal, BDA Architecture

Date:

8/22/2012

PM

Peter L'Homme

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

Date:

8/14/12

CC:

REF. PCO: 091a



Change Order Request # 124

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Added receptacles for potter's wheels per PR# 29 and town direction

Item	Amount
Interstate change per SKE-53 & 56 and town direction for (2) receptacles, 6/4/12 T&M COR., Interstate Electrical Services Corporation	\$4,914
.85% Payment & Performance Bond, Shawmut Design and Construction	\$42
1.2% General Liability Insurance, Shawmut Design and Construction	\$59
.2% Builder's Risk, Shawmut Design and Construction	\$10
5% Fee, Shawmut Design and Construction	\$251
Total	\$5,276

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 124

Owner Peter A. Petrillo

Date: 8/22/12

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

Owner 2 Dave Krawitz

Date: 8/22/12

Dave Krawitz - Joslin Lesser & Assoc.

Architect Gene Raymond

Date: 8/22/2012

Gene Raymond - Principal, RDA Architecture

PM Peter L'Hommédieu

Date: 8/14/12

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

CC:
REF. PCO: 129



Change Order Request # 125

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Changes per PR# 043 (Masonry bench and sign base changes)

Item	Amount
Fernandes, change masonry benches and entrance sign base from granite to ground face block and field stone per RDA direction, COR# 16., Fernandes Masonry, Inc.	\$(8,000)
Total	\$(8,000)

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
Owner 2 Dave Krawitz
Dave Krawitz - , Joslin Lesser & Assoc.
Architect Gene Raymond
Gene Raymond - Principal, RDA Architecture
PM Peter L'Hommedieu
Peter L'Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date: 8/22/12

Date: 8/22/12

Date: 8/22/12

Date: 8/14/12



Change Order Request # 126

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Replacement of three cementitious panels at south facade for better/painting mockups

Item	Amount
Century replace 3 hardl panels at south facade for mockups per COR# 44R., Century Drywall, Inc.	\$1,212
.85% Payment & Performance Bond, Shawmut Design and Construction	\$10
1.2% General Liability Insurance, Shawmut Design and Construction	\$15
.2% Builder's Risk, Shawmut Design and Construction	\$2
5% Fee, Shawmut Design and Construction	\$62
Total	\$1,301

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 126

Owner

Peter A. Petrillo

Date:

8/20/12

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

Owner 2

Dave Krawitz

Date:

8/22/12

Dave Krawitz - Joslin Lesser & Assoc.

Architect

Gene Raymond

Date:

8/02/2012

Gene Raymond - Principal, RDA Architecture

PM

Peter L. Hommedieu

Date:

8/14/12

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

CC:

REF. PCO: 161



Change Order Request # 127

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Added power and FA for elevator louver system per RFI# 624 & 624a

Item	Amount
Interstate, added power/FA to elevator louver per 7/12/12 T&M COR. SDC EWA# 135., Interstate Electrical Services Corporation	\$5,259
.85% Payment & Performance Bond, Shawmut Design and Construction	\$45
1.2% General Liability Insurance, Shawmut Design and Construction	\$64
.2% Builder's Risk, Shawmut Design and Construction	\$11
5% Fee, Shawmut Design and Construction	\$269
Total	\$5,648

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 127

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

Date: 8/22/12

Owner 2 Dave Krawitz
Dave Krawitz - Joslin Lesser & Assoc.

Date: 8/22/12

Architect Gene Raymond
Gene Raymond - Principal, RDA Architecture

Date: 8/22/2012

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

Date: 8/14/12

CC:
REF. PCO: 187



Change Order Request # 128

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Changes per ASI# 076 (Added exterior door numbers)

Item	Amount
Back Bay Sign, added exterior door signs per 6/6/12 quote revised (install by town), Back Bay Sign LLC	\$315
.85% Payment & Performance Bond, Shawmut Design and Construction	\$3
1.2% General Liability Insurance, Shawmut Design and Construction	\$4
.2% Builder's Risk, Shawmut Design and Construction	\$1
5% Fee, Shawmut Design and Construction	\$16
Total	\$339

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 128

Owner

Peter A. Perrillo

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

Date:

8/22/12

Owner 2

Dave Krawitz

Dave Krawitz - Josh Lesser & Assoc.

Date:

8/22/12

Architect

Gene Raymond

Gene Raymond - Principal, RDA Architecture

Date:

8/22/2012

PM

Peter Hommedieu

Peter Hommedieu - Senior Project Manager, Shawmut Design and Construction

Date:

8/14/12

CC:

REF. PCO: 192



Change Order Request # 129

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Dust collector power/control wiring changes per RFI# 694

Item	Amount
Interstate, power changes for dust collector per 7/23/12 T&M COR. SDC EWA# 140., Interstate Electrical Services Corporation	\$12,397
.85% Payment & Performance Bond, Shawmut Design and Construction	\$105
1.2% General Liability Insurance, Shawmut Design and Construction	\$150
.2% Builder's Risk, Shawmut Design and Construction	\$25
5% Fee, Shawmut Design and Construction	\$634
Total	\$13,311

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 129

Owner

Peter A. Petrillo

Date:

8/22/12

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

Owner 2

Dave Krawitz

Date:

8/22/12

Dave Krawitz - , Joslin Lesser & Assoc.

Architect

Gene Raymond

Date:

8/22/12

Gene Raymond - Principal, RDA Architecture

PM

Peter L'Honniedieu

Date:

8/19/12

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

CC:

REF. PCO: 199



Change Order Request # 130

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

Date: 8/14/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: Added floor preparation

Item	Amount
New England Decks & Floors, added kitchen floor prep scope per 3/29/12 COR., New England Decks & Floors, Inc.	\$5,307
SDC floor prep costs (CFCC & Pro Equipment), Shawmut Design and Construction	\$6,186
.85% Payment & Performance Bond, Shawmut Design and Construction	\$98
1.2% General Liability Insurance, Shawmut Design and Construction	\$139
.2% Builder's Risk, Shawmut Design and Construction	\$23
5% Fee, Shawmut Design and Construction	\$588
Total	\$12,341

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'Honnmedieu
Shawmut Design and Construction



Change Order Request 130

Owner

Peter A. Petrucci

Date:

8/22/12

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

Owner 2

Dave Krawitz

Date:

8/22/12

Dave Krawitz - Joslin, Lesser & Assoc.

Architect

Gene Raymond

Date:

8/22/2012

Gene Raymond - Principal, RDA Architecture

PM

Peter L'Honnedieu

Date:

8/14/12

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

CC:

REF. PCO: 010a



Change Order Request # 131

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

Date: 8/21/2012
Project #: 100764
Project: Uxbridge High School

Fax:

Description: North field baseball and soccer fields

Item	Amount
New baseball and soccer fields per Per field addendum #3 and the following VE: do not raise the field, do not install surrounding swales, and do not include field accessories. Work is required to be released by 8/23/12., Shawmut Design and Construction	\$195,000
.85% Payment & Performance Bond, Shawmut Design and Construction	\$1,658
1.2% General Liability Insurance, Shawmut Design and Construction	\$2,360
.2% Builder's Risk, Shawmut Design and Construction	\$398
5% Fee, Shawmut Design and Construction	\$9,971
Total	\$209,387

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 131

Owner

Peter A. Pettilo

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

Date:

8/22/12

Owner 2

Dave Krawitz

Dave Krawitz - Joslin Lesser & Assoc.

Date:

8/22/12

Architect

Gene Raymond

Gene Raymond - Principal, RDA Architecture

Date:

8/22/2012

PM

Peter L. Hornedieu (Tim HURAEUBRINK)
Peter L. Hornedieu - Senior Project Manager, Shawmut Design and Construction

Date:

8/22/12

CC:

REF. PCO: 227