

Deputy ~~James~~ Resiens
John Charles

**CONSTRUCTION CONTRACT FOR CONSTRUCTION MANAGER AT RISK SERVICES
AMENDMENT No. 4**

WHEREAS, the Town of Brookline ("Owner") represented by Owner's Project Manager, LeftField, LLC, entered into a contract ("Contract") with Consigli Construction Company, Inc. (the "CM at Risk") (collectively the "Parties") for construction manager services in association with the design and construction of the John R. Pierce School Project (the "Project") on May 17, 2022; and

WHEREAS CM Contract Amendment No. 1 was approved on August 9, 2022; and
WHEREAS CM Contract Amendment No. 2 was approved on June 13, 2023; and
WHEREAS CM Contract Amendment No. 2 was approved on October 10, 2023; and

WHEREAS effective as of February 13, 2024, 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. 4 with a total value of \$6,820.18. This Amendment is patching of existing masonry exploration performed by others at the request of the Owner. The Contract Price in accordance with Articles 6 and 7 of the Owner-Construction Manager Agreement shall be amended as follows:

<u>Fee for Basic Services</u>	<u>Original Contract</u>	<u>Previous Amendments</u>	<u>Amount of This Amendment</u>	<u>After This Amendment</u>
SD Preconstruction Services	\$ 57,400.00	\$ 4,288.00	\$ 0.00	\$ 61,688.00
Preconstruction Services		\$ 329,842.54	\$ 6,820.18	\$ 336,662.72
Total Fee	\$ 57,400.00	\$ 334,130.54	\$ 6,820.18	\$ 398,350.72

2. The Project Schedule shall be as follows:

Original Schedule for Substantial Completion:

July 21, 2027

Amended Schedule for Substantial Completion:

October 29, 2027

3. The Construction Budget shall be as follows:

Original Budget:

\$168,022,660

Amended Budget:

\$ No Change

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:
TOWN OF BROOKLINE


By executing this Agreement, the undersigned authorized signatory of Owner, who incurs no personal liability by reason of the execution hereof or anything herein contained, hereby certifies under penalties of perjury that this Contract is executed in accordance with a prior approval of the Town of Brookline.

By: See Attached Signature Page for Town **Date:** February 13, 2024

Name: _____

Title: _____

CM at RISK:
CONSIGLI CONSTRUCTION COMPANY, INC.

By:  **Date:** January 29, 2024

Name: Jody Staruk

Title: Project Executive

APPROVED AS TO FORM:

By: _____ **Date:** February 13, 2024

Name: _____

Title: _____

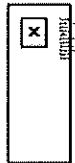
Lap Yan

From: McGuirl, Gregg <GMcGuirl@consigli.com>
Sent: Monday, February 12, 2024 8:24 AM
To: Lap Yan
Cc: Istapleton@leftfieldpm.com; Adam Keane
Subject: Re: Message from "RNP5838799246CF"

We were asked to remove exterior brick at the historic building by MDS / Leftfield so that the existing brick could be analyzed for thermal performance. We then patched back in the openings we created with new brick that was approved by MDS as a close match

Also as an FYI - We will also be doing more exploratory work on 2/20 for MDS and will track that under a new CO.

Thank you



Gregg McGuirl
Preconstruction Director
m: 774.261.5437
 consigli.com

> On Feb 12, 2024, at 8:18 AM, Lap Yan <lyan@brooklinema.gov> wrote:

>
> Caution: External Email.
>
> Greg,
>
> Can you give me the back story on this Amendment for back up to this CO.
>

> -----Original Message-----

> From: Lap Yan <lyan@brooklinema.gov>
> Sent: Monday, February 12, 2024 8:13 AM
> To: Lap Yan <lyan@brooklinema.gov>
> Subject: Message from "RNP5838799246CF"

>
> This E-mail was sent from "RNP5838799246CF" (IM 6000).
>

> Scan Date: 02.12.2024 08:12:41 (-0500)

> [EXTERNAL EMAIL] [CAUTION] This email originated from a sender outside of the Town of Brookline mail system. Do not click on links or open attachments unless you recognize the sender and know the content is safe.

> <20240212081241790.pdf>

[EXTERNAL EMAIL] [CAUTION] This email originated from a sender outside of the Town of Brookline mail system. Do not click on links or open attachments unless you recognize the sender and know the content is safe.



CONSIGLI

Est. 1905

Change Order

Project:

2776 Brookline - John R. Pierce Sch
50 School Street
Brookline, MA 02445

Change Order: PC03

Date: 1/8/2024

To Contractor:

Consigli Construction Co., Inc.

The Contract is changed as follows:

This change order is for all work as specified and described in Consigli Change Requests as submitted and listed below. This change order includes all labor, material and equipment necessary to complete this work in accordance with the original contract conditions and schedule.

'PC003 Masonry Patching

\$6,820.18

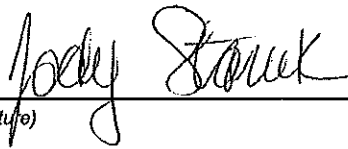
The original Contract Amount was	\$357,400.00
Net change by previously authorized Change Orders	\$34,130.54
The Contract Amount prior to this Change Order was	\$391,530.54
The Contract will be increased by this Change Order in the amount of	\$6,820.18
The new Contract Amount including this Change Order will be	\$398,350.72
The Contract Time will be increased by 0 days.	

NOT VALID UNTIL SIGNED BY THE CONTRACTOR AND OWNER.

Consigli Construction Co., Inc.

CONTRACTOR

OWNER


(Signature)

Jody Staruk

By

1/8/24

Date

(Signature)

By

Date

Page 1 of 1

Consigli Construction Co., Inc.

Construction Managers and General Contractors

72 Sumner Street, Milford MA 01757 • phone: 508-473-2580 • fax: 508-473-3588 • web: www.consigli.com
Hartford CT • Portland ME • Milford MA



CONSIGLI

Est. 1905

Change Request

To: Jennifer Carlson
Leftfield PM
60 JFK Street
Cambridge, MA 02138

Number: 'PC003
Date: 12/18/23
Job: 2776 Brookline - John R. Pierce Sch
Phone:

Description: Masonry Patching

We offer the following specifications and pricing to make the changes as described below:

This change reflects patching in of existing masonry exploration done by others per the request of the Owner. This work had to be conducted on Saturdays or after hours to not impact school operations as requested.

Description	Labor	Material	Equipment	Subcontract	Other	Price
October 28, 2023 - 1 Mason Foreman & 1 Laborer 8 hours each Premium Time	\$4,284.00	\$394.18				\$4,678.18
November 6, 2023 - 1 Laborer 4 hours Premium Time	\$774.00					\$774.00
November 18, 2023 - 1 Mason Foreman 8 hours Premium Time	\$1,368.00					\$1,368.00
					Subtotal:	\$6,820.18
					Total:	\$6,820.18

☐ SCHEDULE IMPACT

☒ We have proceeded with this change to achieve schedule.

☐ As directed, we will not proceed with this change until formal direction from OWNER is received.

Consigli Construction Co., Inc.

CONTRACTOR

72 Sumner Street

Milford, MA 01757

(Signature)

Jody Staruk

By

1/8/24

Date

OWNER

(Signature)

By

Date

Consigli Construction Co., Inc.

Construction Managers and General Contractors

72 Sumner Street, Milford, MA 01757 • phone: 508-473-2580 • fax: 508-473-3588 • web: www.consigli.com

Albany NY • Boston MA • Caribbean • Hartford CT • Milford MA • New York NY • Pleasant Valley NY • Portland ME • Ronkonkoma NY • Washington DC • Westchester NY



SPAULDING BRICK CO., INC.

5 Lopez Rd, PO Box 1012
Wilmington, MA 01887
Phone: 617-666-3200
Fax: 617-625-8110

250 Station Street
Cranston, RI 02910
Phone: 401-467-2220
Fax: 401-467-2359

28 Daniel Plummer Road - Unit 7
Goffstown, NH 03045
Phone: 603-647-8442
Fax: 603-647-8439

"Brick Specialists Since 1933"

www.spauldingbrick.com

10/31/2023

Invoice

Invoice #	Invoice Date	Page	Loc	Sales Rep
INV15494	10/31/2023	1	01	Gregg Norton

Bill To

Riggs Contracting Inc.
72 Sumner Street
Milford MA 01757

Ship To

Riggs Contracting Inc.
72 Sumner Street
Milford MA 01757

Customer

17799

Customer PO#

r-35500--plerce school brookline craig

Sales Order

SO21981

Payment Terms

Net 30 Days

Item # / Description	Qty Ordered	Qty Ship/ Return	Qty Back Ordered	Unit Price	Extended Price
282 52DD Modular Solid 2-1/4 X 7-5/8 X 3-5/8 Glen Gery Mid Atlantic	212	106	0	\$1.75 / EA	\$185.50

Comments:
lf15521

Subtotal	\$185.50
Tax Total (6.25%)	\$11.59
Total	\$197.09



SPAULDING BRICK CO., INC.

5 Lopez Rd, PO Box 1012
Wilmington, MA 01887
Phone: 617-666-3200
Fax: 617-625-8110

250 Station Street
Cranston, RI 02910
Phone: 401-467-2220
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"Brick Specialists Since 1933"

www.spauldingbrick.com

10/31/2023

Invoice

Invoice #	Invoice Date	Page	Loc	Sales Rep
INV15507	10/31/2023	1	01	Gregg Norton

Bill To

Riggs Contracting Inc.
72 Sumner Street
Milford MA 01757

Ship To

Riggs Contracting Inc.
72 Sumner Street
Milford MA 01757

Customer #	Customer PO#
17799	r-35500-plerice school brookline craig

Sales Order #	Payment Terms
SO21981	Net 30 Days

Item # / Description	Qty Ordered	Qty Ship/ Return	Qty Back Ordered	Unit Price	Extended Price
282 52DD Modular Solid 2-1/4 X 7-5/8 X 3-5/8 Glen Gery Mid Atlantic	212	106	0	\$1.75 / EA	\$185.50

Comments:
lf15529

Subtotal	\$185.50
Tax Total (6.25%)	\$11.59
Total	\$197.09