

PURCHASE ORDER CHANGE FORM

INVOICE DATE: 10-Jun-24

TO	Leftfield LLC P O Box 307 Hingham MA 02043
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Purchase Order Number
21200997

Vendor Number
56379

AMOUNT \$325,000.00
BALANCE \$7,461,797.04

FUND	ORGANIZATION	ACTIVITY	OBJECT
	2594C204		6B0142

PAYMENT AMOUNT
\$64,723.00

FOR: John R. Pierce School

Amendment	Date	
9	6/11/2024	MDS - Rescind of Traffic Variance

AMOUNT
\$64,723.00

BUILDING COMMISSION

APPROVAL OF

Janet Fierman, Chairman

George Cole

Karen Breslawski

Nathan E. Peck

Brooke Duskin

SELECT BOARD

APPROVAL OF

Charles Carey, Town Administrator

Bernard Greene, Chairman

Michael Sandman

John VanScoyoc

Miriam Aschkenasy

Paul Warren

SCHOOL COMMITTEE

APPROVAL OF

Deputy Superintendent For Administration and Finance



June 11, 2024

Mr. Lap Yan
Project Manager
Building Department
333 Washington Street
Brookline, MA 02445

Re: John R. Pierce School Project
Designer Services Contract Amendment No. 9

Dear Mr. Yan,

LeftField has reviewed Designer Contract Amendment No. 9 presented by Miller Dyer Spears (MDS) for Additional Services for the study of the reversal of the elimination of the left turn lane and deletion of the curb cut on Havard Street including the requested option for an Impact Study on the next northerly intersection in the total amount of \$71,873.00. Of this total, \$21,400.00 which includes MDS' 10% administrative costs is for the work to be performed by MDS' consultant, Vanasse & Associates and \$50,203.00 is for the MDS/Sasaki related services. The costs presented in Amendment No. 8 is for work requested by the Brookline Transportation Board.

The scope of services is required, and the costs are fair and reasonable. LeftField recommends that the Town of Brookline accept Designer Contract Amendment No. 9 in the amount of \$71,873.00.

Should you have any questions regarding this recommendation of approval, please contact me.

Sincerely,
LeftField Project Management

Lynn Stapleton, AIA, LEED AP B D + C

Attachment: MDS Designer Contract Amendment 9

Cc: Jim Rogers, LeftField, LLC
Jennifer Carlson, LeftField, LLC
Adam Keane, LeftField, LLC
Will Spears, Miller Dyer Spears, Inc.
Margret Clark, Miller Dyer Spears, Inc.

main: 617-737-6400 fax: 617-217-2001
101 federal street, suite 1900, boston, ma 02110

owner project manager
owner representative construction audits
cost forecasting capital budgeting

\$64,723
OK
9

CONTRACT FOR DESIGNER SERVICES
AMENDMENT NO. 2

WHEREAS, the TOWN OF BROOKLINE (“Owner”) and MILLER DYER SPEARS, INC. (the “Designer”) (collectively, the “Parties”) entered into a Contract for Designer Services for the Feasibility Study and Schematic Design Phases for the John R. Pierce Elementary School Project (Project Number 201800460040) on January 26, 2021, (“Contract”). The John R. Pierce Elementary School is located at 50 School Street, Brookline, MA 02445; and

WHEREAS, the scope of this work is summarized in the attached Miller Dyer Spears (MDS) Additional Service Request #11, dated June 4, 2024, for Additional Services for MDS’ Consultant Vanasse & Associates and MDS/Sasaki Services for the reversal of the elimination of the left turn lane and deletion of the curb cut on Havard Street including the requested option for an Impact Study on the next northerly intersection.

WHEREAS, Contract Amendment No. 1 was approved by the Town of Brookline on August 10, 2021; and

WHEREAS, Contract Amendment No. 2 was approved by the Town of Brookline on September 14, 2021; and

WHEREAS, Contract Amendment No. 3 was approved by the Town of Brookline on January 11, 2022; and

WHEREAS, Contract Amendment No. 4 was approved by the Town of Brookline on June 29, 2022; and

WHEREAS, Contract Amendment No. 5 was approved for approval by the Town of Brookline on July 11, 2023; and

WHEREAS, Contract Amendment No. 6 was approved for approval by the Town of Brookline on July 11, 2023; and

WHEREAS, Contract Amendment No. 7 was partially approved by the Town of Brookline on May 14, 2024 with the remainder to be presented for approval on June 11, 2024; and

WHEREAS, Contract Amendment No. 8 will be presented for approval by the Town of Brookline on June 11, 2024; and

WHEREAS, effective as of June 11, 2024, the parties wish to amend the contract, as amended:

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 Contract Amendment No. 9 for the total value of **\$71,873.00**. The Miller Dyer Spears’ (MDS) Amendment is for the attached Additional Service Request #11, dated June 4, 2024, for Additional Services for Vanasse & Associates to study the reversal of the elimination of the left turn lane and deletion of the curb cut on Havard Street and the requested option for an Impact Study on the next northerly intersection for \$21,400.00, which includes MDS’ 10% Administrative costs and for MDS/Sasaki’s related services for \$50,203.00. The Designer is herein authorized to commence the services outlined in this Amendment, pursuant to the terms and conditions set forth in the Contract, as amended.
2. For the performance of services required under the Contract, as amended, the Designer shall be compensated by the Owner in accordance with the following Fee for Basic Services:

Fee for Basic Services	Original Contract	Previous Amendments	Amount of This Amendment	Total of All Amendments
Feasibility Study/Schematic Design Phase	\$1,294,466	\$ 170,652.11	\$ 0	\$ 1,465,118.11
Design Development Phase	\$ 0	\$ 3,705,919	\$ 0	\$ 3,705,919
Construction Documents Phase	\$ 0	\$ 6,229,098	\$ 0	\$ 6,229,098
Bidding Phase	\$ 0	\$ 394,247	\$ 0	\$ 394,247
Construction Phase	\$ 0	\$ 5,046,358	\$ 0	\$ 5,046,358
Completion Phase	\$ 0	\$ 394,247	\$ 0	\$ 394,247
Printing (Over Min.)	\$ 0	\$ 0	\$ 0	\$ 0
A/E Reimbursable Services	\$ 0	\$ 1,171,565	\$ 0	\$ 1,171,565
HAZMAT Services	\$ 0	\$ 173,157	\$ 0	\$ 173,157
Geotechnical/Geo-Environmental	\$ 0	\$ 173,157	\$ 0	\$ 509,883
Site Survey	\$ 0	\$ 54,780	\$ 0	\$ 54,780
Traffic Studies	\$ 0	\$ 13,750	\$ 71,873	\$ 85,623
Total Fee	\$1,294,466	\$17,863,656.11	\$ 71,873	\$19,229,995.11

This Amendment is for Additional Services to study the reversal of the elimination of the left turn lane and deletion of the curb cut on Havard Street and the requested option for an Impact Study on the next northerly intersection for the Pierce School.

3. The Construction Budget shall be as follows:

Original Budget:	\$168,022,660
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Amended Budget

4. The Project Schedule shall be as follows:

Original Schedule: (based on 6/1/23 DD start) Substantial Completion – 7/21/27

Amended Schedule

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

IN WITNESS WHEREOF, the Owner, with the prior approval of the Authority, and the Designer have caused this Amendment to be executed by their respective authorized officers.

OWNER:

TOWN OF BROOKLINE

(print name)

(print title)

By: _____
(signature)

Date: _____

DESIGNER:

MILLER DYER SPEARS, INC.

(print name)

(print title)

By: _____
(signature)

Date: June 11, 2024



June 4, 2024

Ms. Lynn Stapleton
101 Federal Street,
Boston, MA 02110

Re: Pierce School – Additional Service Request #11 – Transportation Board Reversal
Redesign/Revisions

Dear Lynn,

As discussed with Adam Keane, MDS is submitting this proposal for additional services for Additional Consultant and MDS/Sasaki services relative to the reversal of the elimination of the left turn lane and deletion of the curb cut on Harvard Street.

Transportation Board Reversal Revisions Additional Services

\$64,723

- Redesign of landscape, future curb cut, planters, and sidewalk and related drawing revisions for Landscape, Civil, and Traffic consultants.
- Redesign of part of Harvard Street façade to allow future garage access only and related drawing elevation and detail revisions.
- Updated 2D and 3D renderings for Planning/ Zoning submission.
- Re-submission to Planning/ Zoning with memo explaining revisions.
- Washington Street entry reconfiguration within garage.
- Traffic study of revised Washington Street entry and vehicle turning.
- Narrative for Consigli, so that Consigli can provide rough pricing of structural widening of Washington Street access driveway down to lower garage. Consigli's approximate costs are required for the zoning process.
- Code and zoning impact reviews.
- Revised layout of overall garage and revised floor elevations, due to sidewalk narrowing and future access requirement.
- Additional meetings with Planning/Zoning staff and/or DAT, , Transportation/DPW staff, Exterior Working Group, Transportation Board, Select Board, and School/Town Hall Staff.

Optional Additional Services

~~\$7,150~~

NO

The Town is considering the merits of studying the next northerly intersection potentially impacted by the Left Turn Lane Restriction, as well as considering taking the counts themselves. \$7,150 would have to be added to the fee above, if VAI were to provide these services.

- Analysis of impacts at Harvard St Northbound Left Turn Lane restrictions on the Harvard St/Auburn St intersection
- Data Collection
 - AM and PM counts of Harvard/Auburn Street intersection
 - AM and PM counts of School driveway/School Street intersection

Exclusions:

- Further meetings with the MBTA are excluded.
- All further appeals meetings are excluded.
- Cost estimates will be updated for this work as part of 90% CD estimate. No separate estimates of these revisions will be provided by the design team's estimator.

See attached proposal from Vanasse & Associates, Inc. It is our understanding that their portion is a typical reimbursable expense under the standard MSBA contract.

For this additional scope, MDS proposes the fees below:

Fee Proposal:

Vanasse & Associates, Inc. (incl. MDS markup x 1.1)	\$14,520
MDS/Sasaki	\$50,203
Total Additional Services	\$64,723

Total Optional Additional Services	\$7,150
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Please do not hesitate to contact me if you have any questions.

Sincerely,



MILLER DYER SPEARS INC.
Margaret O. Clark, RA, LEED AP BD+C
Senior Associate

Cc: W. Spears

Sasaki Design and documentation Update (Architecture and Site) Rendering Update (Architecture and Site) Review and comment on Washington Street Entry (Site) Meetings (MDS and Town)		Base Additional Service
		\$20,773
		\$11,100
	Subtotal Sasaki	\$31,873

Subtotal MDS/Sasaki: \$68,285

VAI Final Design Scope - Revise Drawings and Traffic signal layout and timing Data Collection AM and PM counts of Harvard/Auburn Street Intersection AM and PM counts of School Street/Church Street Intersection Site visit to confirm conditions. The rest of the data needs can be filled in if we have access to the Town's Streetlight subscription, which we used in the previous traffic study. Analysis of Combined Garage Existing Washington Street This analysis has been conducted. Evaluate signalizing Washington Street garage access We propose to use data previously collected supplemented with Streetlight data to develop the 12 hours of counts needed to conduct the Traffic Signal Warrant Analysis (TSWA). We will review the 9 signal warrants under the MUTCD. Evaluate layout within Washington Street garage access (incl. vehicle turning) Analysis of impacts at Harvard St NB 17 modifications on the Harvard St/Auburn St Intersection - We need to collect data on the Harvard/Auburn St Intersection. However, the greatest impacts of any traffic changes at Auburn Street will be realized in the Auburn Park St Intersection, the Harvard Ave/Park St Intersection, and the Washington/Park St Intersection. We have previously collected data Meetings to present -	Subtotal Design	Optional Additional Service	Base Additional Service
		\$1,500	\$3,000
			\$500
			Possibly by Town Possibly by Town
Subtotal		\$5,000	\$3,500
Total VAI		\$5,500	\$13,200
Markup		\$7,150	\$16,550
Total		\$7,150	\$34,725