



September 14, 2021

Mr. Tony Guigli
Project Manager
Building Department
333 Washington Street
Brookline, MA 02445

Re: John R. Pierce School Project
Designer Services Contract Amendment No. 2

Dear Mr. Guigli,

LeftField has reviewed the Designer Contract Amendment No. 2 presented by Miller Dyer Spears, Inc. in their September 8, 2021 proposal for additional garage surveys. The survey services are to be performed by Feldman Land Surveyors and the scope of services are included in Feldman's proposal dated May 13, 2021. The additional survey work is needed to provide information on Garages, A, B, D and E, to locate subsurface utilities and to tie the garage surveys to the surface level surveys to better inform design and pricing of the design options. The total of survey fees presented is \$24,000.00 and Miller Dyer Spear's administrative costs of \$2,400.00 are per the Designer contract.

These services were previously discussed to be required and the fee presented is fair and reasonable for the services to be provided. LeftField therefore recommends that the Town of Brookline accept Designer Contract Amendment No. 2 for the total of \$26,400.00.

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

Sincerely,

Lynn Stapleton, AIA, LEED AP B D + C

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

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 Proposal from Miller Dyer Spears Inc., dated September 8, 2021, for the services of their consultant Feldman Land Surveyors for existing conditions surveys of Garages A, B, D and E.

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

WHEREAS, effective as of September 14, 2021, 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. 2 for the total value of \$26,400.00. The Miller Dyer Spears’ Amendment for is based on Feldman’s Proposal, dated May 13, 2021 and attached, for Existing Conditions Surveying Services for Garages A, B, D and E. 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 | \$ 1,650 | \$26,400 | \$ 1,322,516 |
| Design Development Phase | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| Construction Documents Phase | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| Bidding Phase | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| Construction Phase | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| Completion Phase | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| Total Fee | \$1,294,466 | \$ 1,650 | \$ 26,400 | \$ 1,332,516 |



September 8, 2021

Ms. Jennifer Carlson
101 Federal Street,
Boston, MA 02110

Re: Pierce School - Additional Service Request #2 Garage Survey

Dear Jen,

As discussed, MDS is submitting this proposal for additional services for expenses to be incurred by MDS in the form of the additional garage surveying. It is our understanding that this is a typical reimbursable expense under the standard MSBA contract.

The services include surveying the as-built garages for coordination with the proposed work. See attached proposal from Feldman.

For this additional scope, MDS proposes the fees below:

| | |
|-------------------------------------|----------|
| Fee Proposal | |
| Feldman with MDS coordination x 1.1 | \$26,400 |

Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Margaret O. Clark'.

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

Cc: W. Spears

May 13, 2021

Margaret Clark, RA, LEED AP BD+C, WELL AP, MCPRO
MDS / Miller Dyer Spears
99 Chauncy Street, 8th Floor
Boston, MA 02111
617-338-5350
mclark@mds-bos.com

RE: Existing Conditions Survey, Pierce School Garages, Brookline, MA

Dear Margaret

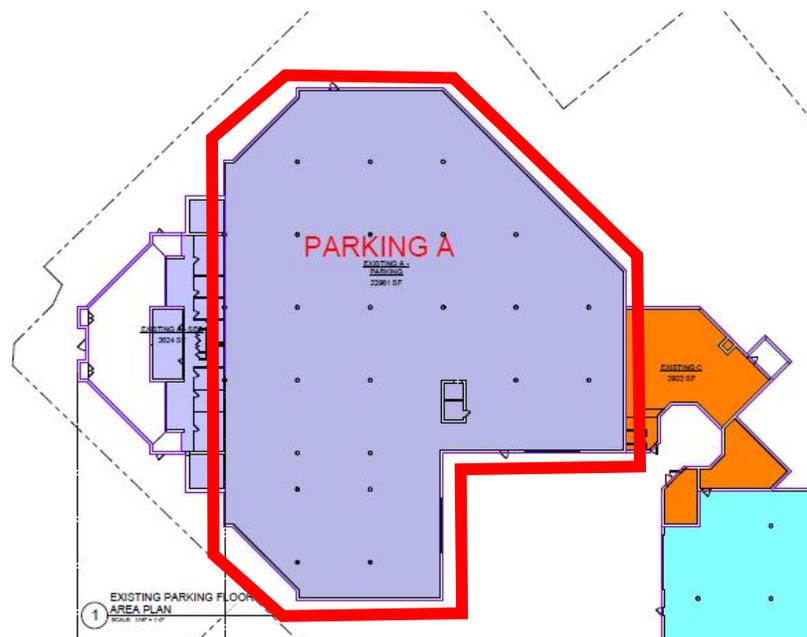
Pursuant to your request we are pleased to submit our survey services proposal for your project located at the above address in Brookline, Massachusetts.

To achieve your project's goals, we propose the following options:

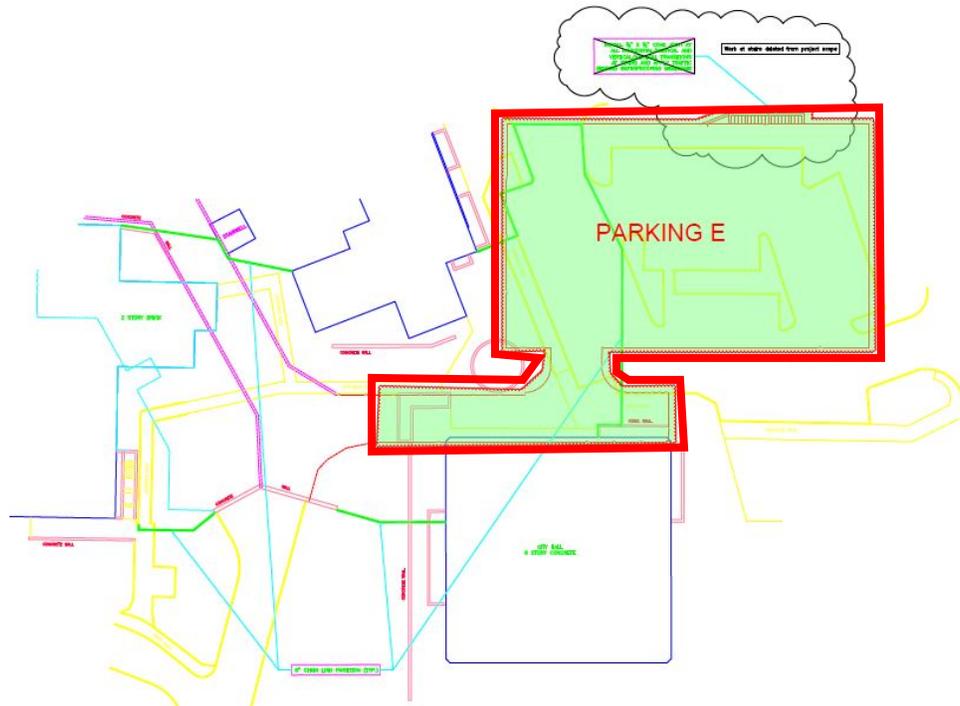
- Perform existing conditions survey for the target location locations as shown in the scope images below.
- Survey to include but not be limited to interior faces of underground garage perimeter walls, entrances/exits, sidewalks, walls, curbs, steps, relevant fixtures, surface utilities, spot grades, utility rim grades and inverts for gravity systems (sewer/drain), site surface and contouring at 1 foot intervals.
- Subsurface improvements/utilities will be located directly by survey to the extent that they are accessible from the surface or marked on the ground by Dig-Safe or the various utility companies. Subsurface features that cannot be located by ground survey will be shown from record documents, if available. While every effort will be made by our staff to accurately transfer the data from the aforementioned record plans of public or private agencies, we will not be able to make any statement regarding the accuracy or completeness of the information shown on the record plans. If higher accuracy is required and from plan compilation, we can provide in-house subsurface survey services under a separate proposal (see note below).

- Survey to be coordinated with 2021 Feldman surface level existing conditions using Massachusetts State Plane Coordinate System and North American Vertical Datum (NAVD88) elevations.
- Compile our survey at a suitable scale and supply a digital file in AutoCAD and PDF copies for your files.
- Perform our survey work in compliance with the Code of Massachusetts Regulations 250 CMR 6.0 Land Surveying Procedures and Standards.
- Data to be captured using a high-definition laser scanner. Register all individual scan locations to form single point cloud. Scan locations to be registered to 1/4" accuracy.
- Laser scanning is line of sight survey. Shadow areas can be caused by site activity, access restrictions, and close-set MEP. Every effort will be made to minimize such shadow areas.
- Additional deliverables, outside of the scope of this project, can be extracted from the point cloud at the client's request, often without the requirement of additional field survey. Further processing and/or drafting will incur a cost.

Scope Area – A



Scope Area – E



The fee for the above Task A is estimated to be \$6,000

The fee for the above Task B is estimated to be \$8,500

The fee for the above Task D is estimated to be \$6,000

The fee for the above Task E is estimated to be \$6,000

The fee to complete all tasks consecutively is estimated to be \$24,000.

Optional Service Now Available – Subsurface Utility Engineering (S.U.E.)

S.U.E. is a utility locating process that can reduce unforeseen conflicts between construction and underground utilities. Following Quality Levels as defined by ASCE 38-02 standards, it offers significant benefits when compared to copying records from standard utility provider plans.

S.U.E. provides accurate information on the horizontal and vertical location of the underground utility facilities during the early development of projects. Through the use of this technology, designers can identify conflict points and design to accommodate and avoid delays and/or re-design during construction.

For more details about S.U.E., or to have us prepare a proposal, please reach out at any time.

Work can be scheduled following written authorization to proceed in accordance with the terms of this proposal. Please sign, date and return a copy of this proposal to us as your authorization to proceed. Please note that we may need to revise the terms of this proposal if we do not receive authorization within 30 days of the proposal date. Invoices are issued monthly and payable on receipt.

For your protection we maintain General Liability, Automobile Liability, Workers Compensation and Professional Liability (errors and omissions) Insurance. We would be happy to furnish you with a Certificate of Insurance upon your request.

We look forward to working with you towards the successful completion of your project. If you have any questions, please feel free to call.

Very truly yours,
FELDMAN



David J. Florence
Reality Capture APM
dflorence@feldmansurveyors.com

Accepted By: _____

Firm _____

Title: _____

Date: _____

For an efficient billing process please fill out the following:

Billing address if different from above: _____

Accounts Payable Contact and Email: _____

Accounts Payable Telephone Number: _____

Your Job or PO Number: _____

Any Other information to be included with our invoice: _____
