

**AMENDMENT #3 TO CITY CONTRACT NO. 20150518**

**CONTRACT FOR NATHAN BILL PARK IMPROVEMENTS**

WHEREAS, on or about October 30, 2014, the **CITY OF SPRINGFIELD, MASSACHUSETTS**, a municipal corporation acting by and through its Department of Parks, Buildings and Recreation Management-Parks Division, with the approval of its Mayor (hereinafter called the "City" or "Owner"), and **New England Concrete Services**, a Massachusetts Corporation with a principle place of business located at P.O. Box 317, Ludlow, MA 01056 (hereinafter referred to as the "Contractor."), entered into a contract for the improvements to Nathan Bill Park in accordance with the Specifications titled; "**Improvements to Nathan Bill Park, 135 Plumtree Avenue, Springfield MA**", dated September 24, 2014, referred to as City Contract No. 20150204, (hereinafter the "Agreement"); and

WHEREAS, **Article XV** of the Agreement describes the total financial obligation of the City in connection with the total cost of labor and materials needed in order to perform the services as described in Article XV, and the other Contract documents, inclusively, for an amount not to exceed **Five Hundred Forty Nine Thousand Six Hundred Sixty Five Dollars and 00/100 (\$549,665.00)**; and

WHEREAS, the City executed **Amendment No. 1** to the Agreement on or around April 14, 2015 which expanded the scope of work, and accounted for the additional costs associated with the expanded scope for the amount of: **Sixteen Thousand Four Hundred and Eight Dollars and 00/100 (\$16,408.38)**, bringing the total contract value to **Five Hundred Sixty Six Thousand Seventy Three Dollars and 38/100 (\$566,073.38)**; and

WHEREAS, the City executed **Amendment No. 2** to the Agreement on or around April 14, 2015 which expanded the scope of work, and accounted for the additional costs associated with the expanded scope for the amount of: **Thirty Seven Thousand One Hundred and Seventy Four Dollars and 60/100 (\$37,174.60)**, bringing the total contract value to **Five Six Hundred Three Thousand Two Hundred Forty Seven Dollars and 98/100 (\$603,247.98)**; and

WHEREAS, due to unforeseen circumstances that have caused a change in the nature and scope of the work needed to complete the services described in the attached Change Order No. 10 through 14, inclusively, labeled as **Exhibit "A"**, which included but is not limited to additional site work services and project design changes, (See **Exhibit A**); and

WHEREAS, the modified scope of work, as well as the costs for the additional labor and materials associated (See, **Exhibit A**) is an amount not to exceed **One Hundred Forty Five Thousand Five Hundred Fifty Four Dollars and 32/00 (\$145,554.32)**; and

NOW THEREFORE, the City and the Contractor agree to amend the Agreement under the following terms and conditions by the addition of the following clause(s):

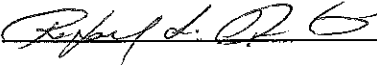
1. **Article XV.** The City and the Contractor hereby agree that the value of the contract, be amended to reflect the additional scope of work and price increases as dictated by Change Order No. 10 through 14, inclusively, attached hereto as **Exhibit A** and incorporated by reference by **One Hundred Forty Five Thousand Five Hundred Fifty Four Dollars and 32/00 (\$145,554.32)**; the total amount of the contract to an amount not to exceed: **Seven Hundred Forty Eight Thousand Eight Hundred Two Dollars and 30/100 (\$748,802.30)**.

2. Contractor be bound to all of the additional terms, conditions, covenants, and obligations as described in the Change Order No. 10 through 14, attached hereto as **Exhibit A** and incorporated herein by reference, as well as the terms and conditions contained in Amendment No. 1 and 2.
3. Except as specifically modified and amended by the provisions of this Amendment #3, all other terms, provisions, requirements and specifications contained in the Agreement shall remain the same and in full force and effect.

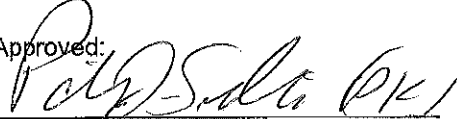
**SIGNATURE PAGE TO FOLLOW**


IN WITNESS WHEREOF, the CITY OF SPRINGFIELD, and **New England Concrete Services** have caused this Amendment #3 to be executed in duplicate under seal as of the date the document is executed by all parties listed on the signature page, or their lawful successors in office.

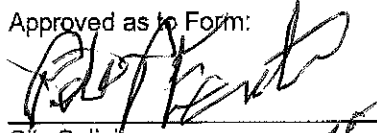
**FOR THE CONTRACTOR,  
NEW ENGLAND CONCRETE SERVICES**

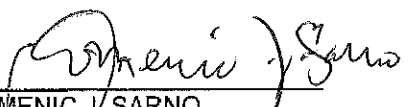
By:   
Name: RAFAEL L. QUINTERO  
Title: VICE PRESIDENT  
Date: 7/1/2015

**FOR THE CITY OF SPRINGFIELD:**


Approved:   
DPBRM, PARKS DIVISION  
Date signed: 7/10/15

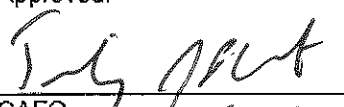
Approved:   
Office of Procurement  
Date Signed 7/17/15

Approved as to Form:   
City Solicitor  
Date Signed 7/14/15

Approved:   
DOMENIC J. SARNO  
MAYOR  
Date Signed 7/11/15

W 26401821-530105-64014 977,164.60  
Approved as to Appropriation: CNC.

  
City Comptroller  
Date Signed 7/13/15

Approved:   
CAFO  
Date Signed 7/11/15

# EXHIBIT A

DATE: June 12, 2015

CHANGE ORDER NO: 04

PROJECT NAME: IMPROVEMENTS TO NATHAN BILL PARK

CONTRACT NO. 20150518

OWNER: CITY OF SPRINGFIELD OFFICE OF PROCUREMENT  
36 COURT STREET - ROOM 307  
SPRINGFIELD, MA 01103

CONTRACTOR: NEW ENGLAND CONCRETE SERVICES, INC.  
P.O. BOX 317  
LUDLOW, MA 01056

C.O. #014 - Painting of Tennis Courts .....\$15,320.55

ALL OTHER CONDITIONS OF THE ORIGINAL CONTRACT REMAIN THE SAME.

The Original Contract Sum was.....	\$549,665.00
Net Change by previously authorized Change Order .....	\$130,233.77
The Contract Sum prior to this Change Order .....	\$733,481.75
The Contract Sum will be changed by this Change Order in the Amount of .....	\$15,320.55
The New Contract Sum including this Change Order is .....	\$748,802.30

Accepted by:

CITY OF SPRINGFIELD OFFICE OF PROCUREMENT

NEW ENGLAND CONCRETE SERVICES, INC.

[Signature]

[Signature]

Title: Executive Director RBRA

Title: Project Manager

Date: 6/12/15

Date: 6/12/2015

Please sign this Change Order and return to this office within 3 business days, or as required to meet contract change specifications, which ever duration is shorter. If you disagree with this Change Order then within two weeks two weeks return it with a letter of explanation, otherwise this Change Order will be considered final.

DATE: May 14, 2015

CHANGE ORDER NO. 03

PROJECT NAME: IMPROVEMENTS TO NATHAN BILL PARK

CONTRACT NO. 20150518

OWNER: CITY OF SPRINGFIELD OFFICE OF PROCUREMENT  
36 COURT STREET -- ROOM 307  
SPRINGFIELD, MA 01103

CONTRACTOR: NEW ENGLAND CONCRETE SERVICES, INC.  
P.O. BOX 317  
LUDLOW, MA 01056

C.O. #010 - Loam and Seed Parking Lot to Sidewalk	\$14,971.59
C.O. #011 - Extended Paving for Accessible Tables	\$1,207.71
C.O. #012 - Removal of Driveway Apron & Installation of Granite Curb at Basketball Court	\$6,054.47
C.O. #013 - Renovation of Tennis Court Bid Alternate #2	\$108,000.00

ALL OTHER CONDITIONS OF THE ORIGINAL CONTRACT REMAIN THE SAME.

The Original Contract Sum was	\$549,665.00
Net Change by previously authorized Change Order	\$53,582.98
The Contract Sum prior to this Change Order	\$603,247.98
The Contract Sum will be changed by this Change Order in the Amount of	\$130,233.77
The New Contract Sum including this Change Order is	\$733,481.75

Accepted by:

CITY OF SPRINGFIELD OFFICE OF PROCUREMENT

Title: E. J. DePina

Date: 5/14/15

NEW ENGLAND CONCRETE SERVICES, INC.

Title: Bob Jurek

Date: 5/14/2015

Please sign this Change Order and return to this office within 3 business days, or as required to meet contract change specifications, which ever duration is shorter. If you disagree with this Change Order then within two weeks two weeks return it with a letter of explanation, otherwise this Change Order will be considered final.

New England Concrete Services, Inc.

P.O. Box 317  
Ludlow, MA 01056  
413-547-6668  
413-547-6605 Fax

[www.newenglandconcrete.net](http://www.newenglandconcrete.net)

4/30/2015

Laura Walsh  
City of Springfield  
200 Trafton Road  
Springfield, MA 01108

Re: Nathan Bill Park  
Springfield, MA

**Change Order #010**

Laura,

Here is the cost associated with installing loam, and seeding the area from the parking lot to the sidewalk along Plumtree Ave. From the parking lot entrance to the entrance at the basketball court. Approximately (1800sy)

Labor = .....	\$3,902.74
Equipment = .....	\$2,656.80
Materials = .....	\$7,051.00
<b>Total Cost</b> .....	<b>\$13,610.54</b>
O&P 10 % for Work = .....	\$1,361.05
<b>Total Change Order = .....</b>	<b>\$14,971.59</b>

Please contact me with any questions or concerns,



Bob Dwyer  
New England Concrete Services, Inc.  
413-547-6668 - Office  
413-231-8883 - Cell  
[bdwyer@newenglandconcrete.net](mailto:bdwyer@newenglandconcrete.net)

Certified DBE & MBE - MA & CT

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5/8/2015

Laura Walsh  
City of Springfield  
200 Trafton Road  
Springfield, MA 01108

Re: Nathan Bill Park  
Springfield, MA

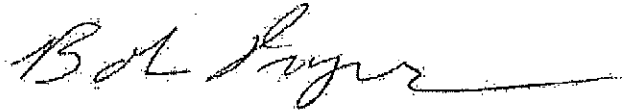
**Change Order #011**

Laura,

Here is the cost associated with extending the sidewalk paving for access to the picnic tables per drawing SKC-4

Labor = .....	\$487.84
Equipment = .....	\$356.70
Materials = .....	\$253.38
<b>Total Cost</b> .....	<b>\$1,097.92</b>
O&P 10 % for Work = .....	\$109.79
<b>Total Change Order = .....</b>	<b>\$1,207.71</b>

Please contact me with any questions or concerns,



Bob Dwyer  
New England Concrete Services, Inc.  
413-547-6668 - Office  
413-231-8883 - Cell  
[bdwyer@newenglandconcrete.net](mailto:bdwyer@newenglandconcrete.net)

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5/8/2015

Laura Walsh  
City of Springfield  
200 Trafton Road  
Springfield, MA 01108

Re: Nathan Bill Park  
Springfield, MA

**Change Order #012**

Laura,

Here is the cost associated with removing driveway aprons at the basketball court entrance, installing granite curb, top soil and seed the areas where the aprons were.

Labor = .....	\$2,418.57
Equipment = .....	\$1,592.85
Materials = .....	\$1,492.65
<b>Total Cost</b> .....	<b>\$5,504.07</b>
O&P 10 % for Work = .....	\$550.40
<b>Total Change Order = .....</b>	<b>\$6,054.47</b>

Please contact me with any questions or concerns;



Bob Dwyer  
New England Concrete Services, Inc.  
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413-231-8883 - Cell  
[bdwyer@newenglandconcrete.net](mailto:bdwyer@newenglandconcrete.net)

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5/12/2015

Laura Walsh  
City of Springfield  
200 Trafton Road  
Springfield, MA 01108

Re: Nathan Bill Park  
Springfield, MA

**Change Order #013**

Laura,

Here is the cost associated with **Bid Alternate No. 2** all work associated with removing and replacing an existing tennis court.

**Total Change Order = ..... \$108,000.00**

Please contact me with any questions or concerns.



Bob Dwyer  
New England Concrete Services, Inc.  
413-547-6668 - Office  
413-231-8883 - Cell  
[bdwyer@newenglandconcrete.net](mailto:bdwyer@newenglandconcrete.net)

Certified DBE & MBE - MA & CT

06/29/2015 16:37 CITY OF SPRINGFIELD  
Theocles CONTRACT CHANGE ORDER REPORT

CONTRACT # VENDOR NAME ENTRY DT JOURNAL  
20150518 13215 NEW ENGLAND CONCRETE SERVICES, INC. 06/29/15  
Enforcement Method: Not to Exceed

YEAR	AMOUNT
2015	145,554.32
TOTAL	145,554.32

\*\* END OF REPORT - Generated by Theo Theocles \*\*

