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**Contract # 20150518
Amendment No. 1**

City of Springfield Contract Tracer Log

INSTRUCTIONS: Upon receipt, please initial and write in the date of receipt on this Tracer form. When your department has approved and signed the blanket contract, please initial and date in the forwarding section and deliver to the next department.

DEPARTMENT	DATE RECEIVED		DATE FORWARDED TO NEXT DEPT.	
	Initials	Date	Initials	Date
Office of Procurement	TGT	4/21/2015	TGT	4/21/15
Facilities/Parks	KMC	4/28/15	MPD	5/4/15
Office of Procurement	BB	5/6	BB	5/6
City Comptroller	BB	5/6/15	BB	5/6/15
Law	BB	5-4-15	BB	5-4-15
CAFO	HLP	5/12/15	HLP	5/19/15
Mayor	BB	5-19-15	BB	5-19-15
Procurement	TGT	5/19/15	TGT	5/19/15

Vendor No. 13215 Contract Date: 10/20/2014 Amend Amt.: \$16,408.38
INCREASE

Org/Object Code 1: 26401821-530105-64014
 Org/Object Code 2:
 Org/Object Code 3:
 Org/Object Code 4:

Bid #: 15-075 Requisition #: Purchase Order #: 15005926

Vendor Name: **New England Concrete Services**

Lump Sum Contract Purpose: **Improvements to Nathan Bill Park**

Requesting Dept.: **Parks**

TYPE OF DOCUMENT (Please select at least one):
 New Amendment Extension Renewal

AMENDMENT #1 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-Facilities 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, 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. 1 through 4 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: **Sixteen Thousand Four Hundred and Eight Dollars and 00/100 (\$16,408.38)**; 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.1 through 4 attached hereto as **Exhibit A** and incorporated by reference by Sixteen Thousand Four Hundred and Eight Dollars and 00/100 (\$16,408.38), which raises the total amount of the contract to an amount not to exceed: **Five Hundred Sixty Six Thousand Seventy Three Dollars and 38/100 (\$566,073.38)**.
2. Contractor be bound to all of the additional terms, conditions, covenants, and obligations as described in the Change Order No. 1 through 4, attached hereto as **Exhibit A** and incorporated herein by reference.
3. Except as specifically modified and amended by the provisions of this Amendment #1, all other terms, provisions, requirements and specifications contained in the Agreement shall remain the same and in full force and effect.

IN WITNESS WHEREOF, the CITY OF SPRINGFIELD, and **New England Concrete Services** have caused this Amendment #1 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: *Rafael L. D'Amico*
Name: RAFAEL L. D'AMICO
Title: Vice President
Date: 4/14/2015

FOR THE CITY OF SPRINGFIELD:

Approved: *[Signature]*
DPBRM, PARKS DIVISION
Date signed: 4/17/15

Approved:
[Signature]
Office of Procurement
Date Signed 4/17/15

Approved as to Form:
[Signature]
City Solicitor
Date Signed 5-7-15

Approved:
[Signature]
DOMENIC J. SARNO
MAYOR
Date Signed 5/19/15

Inv # 26401821-530105-64014 \$16,408.38
Approved as to Appropriation: *[Signature]* INCREASE
City Comptroller
Date Signed 5/6/15

Approved:
[Signature]
CAFO
Date Signed 5/19/15

Exhibit A



INTEROFFICE MEMORANDUM

DEPARTMENT: PBRM ATTENTION: DEPARTMENT HEAD

FROM: OFFICE OF PROCUREMENT (OOP)

SUBJECT: REQUEST TO AMEND AN EXISTING CONTRACT

CONTRACT NO. 20150518

DESCRIPTION: NATHAN BILL IMPROVEMENTS

DATE: 3-21-2015

CC: LAUREN STABILO, CHIEF FINANCIAL OFFICER

The contract noted above needs to be amended as follows:

Increase the amount of contract by: \$ 16,408.38

Decrease the amount of contract by: \$

Original Contract Amount: \$ 549,665.00

Adjusted contract amount: \$ 566,073.38

Dept. Head Signature: *[Handwritten Signature]*

If there are any questions or concerns please contact the Office of Procurement at 7845.

PLEASE RETURN THIS COMPLETED FORM TO THE OFFICE OF PROCUREMENT.
The Office of Procurement will notify the Department of the status of the request and when finalized a Change Order will be generated by the Department and forwarded to the Office of Procurement for processing.

20150918 ~~1500~~ Pott
1500 15005926

DATE: March 12, 2015

CHANGE ORDER NO. 01

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. #001 Gate Valve & Wire to the Irrigation System	\$1,274.04
C.O. #002 Re-Feed light Pole with new conduit	\$2,077.54
C.O. #003 Replace circuit breakers	\$2,461.20
C.O. #004 Install new light poles with bases	\$10,595.60

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	\$0.00
The Contract Sum prior to this Change Order	\$549,665.00
The Contract Sum will be changed by this Change Order in the Amount of	\$16,408.38
The New Contract Sum including this Change Order is	\$566,073.38

Accepted by:

CITY OF SPRINGFIELD OFFICE OF PROCUREMENT

NEW ENGLAND CONCRETE SERVICES, INC.

Title: Exec Dir PBRM

Title: PM

Date: 3/26/15

Date: 3/12/2015

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.

New England Concrete Services, Inc.

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

www.newenglandconcrete.net

12/30/2014

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

Re: Nathan Bill Park
Springfield, MA

Change Order #001

Laura,

Here is the cost associated with adding a 2-1/2" gate valve and wire to the irrigation system.

1 - Add 5 wire (Furnish and install to zones #5-#9 which didn't have wire) = \$325.88
2 - Add 2-1/2" Gate Valve, Installing includes 2-1/2" slip x 2-1/2" male fitting, Add 2-1/2" Isolation Valve =\$887.50

Sub Total =\$1,213.38
O&P 5 % for Subcontractor Work =\$60.66
Total Cost Change Order\$1,274.04

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

Certified DBE & MBE - MA & CT

New England Concrete Services, Inc.

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Ludlow, MA 01056
413-547-6668
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12/30/2014

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

Re: Nathan Bill Park
Springfield, MA

Change Order #002

Laura,

Here is the cost associated with the extra electrical work Item #1

Item #1: Re-Feed existing light pole located in proposed spray pad area connecting PVC conduit to new spray controller cabinet. Connect light circuit to new hand hole via new controller conduit feed.

Subcontractors Cost:

Materials Cost = \$451.00
Labor Cost = \$495.00

Sub Total Cost Subcontractor.....\$946.00

O&P 5 % for Subcontractor Work =\$47.30

Total Cost Subcontractor.....\$993.30

Trench Excavation & Backfill by General Contractor

Labor =\$603.32

Equipment & Materials =\$382.36

Total Cost General Subcontractor.....\$985.68

O&P 10 % for General Contractor Work =\$98.56

Certified DBE & MBE - MA & CT

Total General Subcontractor Work\$1,084.24

Total Change Order Cost =\$2,077.54

Please contact me with any questions or concerns.



Bob Dwyer
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12/30/2014

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

Re: Nathan Bill Park
Springfield, MA

Change Order #003

Laura,

Here is the cost associated with the extra electrical work Item #2

Item #2: Replace existing 200A 120/240V load center and circuit breakers, 4 pole lighting contactor, time clock, and wireway.

Subcontractors Cost:

Materials Cost = \$1,156.00
Labor Cost = \$1,188.00

Total Cost Subcontractor.....\$2,344.00

O&P 5 % for Subcontractor Work =\$117.20

Total Change Order Cost\$2,461.20

Please contact me with any questions or concerns,



Bob Dwyer
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Certified DBE & MBE - MA & CT

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Ludlow, MA 01056
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413-547-6605 Fax

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12/30/2014

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

Re: Nathan Bill Park
Springfield, MA

Change Order #004

Laura,

Here is the cost associated with the extra electrical work Item #3

Item #3: Remove two wooden light poles and luminaires near road. Install new concrete pole bases and new 20' square steel poles. Reinstall existing luminaires on new poles. Connect these two poles to the new lighting circuit from across the parking lot in PVC conduit. Price includes providing concrete pole bases, auguring holes, and providing new poles & wiring.

Subcontractors Cost:

Materials Cost =	\$3,790.00
Augur Truck =	\$176.00
Labor Cost =	\$3,960.00

Sub Total Cost Subcontractor.....\$7,926.00

O&P 5 % for Subcontractor Work =\$396.30

Total Cost Subcontractor.....\$8,322.30

Trench Excavation & Backfill by General Contractor

Labor =\$1,206.64

Equipment & Materials =\$860.00

Total Cost General Subcontractor.....\$2,066.64

Certified DBE & MBE – MA & CT

O&P 10 % for General Subcontractor Work =\$206.66
Total General Subcontractor Work\$2,273.30
Total Change Order =\$10,595.60

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

Certified DBE & MBE – MA & CT

TO BE INCLUDED IN ALL SPECIFICATIONS

COMPLIANCE WITH FEDERAL, COMMONWEALTH OF MASSACHUSETTS, AND CITY OF SPRINGFIELD TAX LAWS.

A. COMPLIANCE WITH TAX LAWS

The contractor must be in compliance at the time it submits its bid and afterwards if selected as the contractor, with all Federal, Commonwealth of Massachusetts and City of Springfield tax laws, the contractor will be disqualified from the bidding procedure.

B. TAX CERTIFICATION AFFIDAVIT.

The contractor **must** complete and return the Tax Certification Affidavit with the contractor's bid/proposal. Failure to complete and return the Tax Certification Affidavit will disqualify the contractor from the bidding procedure.

C. VERIFICATION OF COMPLIANCE WITH FEDERAL AND MASSACHUSETTS TAX LAWS.

If the City of Springfield discovers that the contractor is not in compliance with Federal or Massachusetts tax laws, the contractor shall be excluded from the bidding procedure.

D. COMPLIANCE WITH THE CITY OF SPRINGFIELD TAXES.

If the City of Springfield discovers that the contractor owes the City of Springfield any assessments, excise, property or other taxes, including any penalties and interest thereon, the contractor shall be excluded from the bidding procedure.

The contractor at all times during the term of an awarded contract shall observe and abide by all Federal, Commonwealth of Massachusetts and City of Springfield tax laws and remain in compliance with such laws, all as amended.

TAX CERTIFICATION AFFIDAVIT FOR CONTRACTS

Individual Social Security Number _____ 200672936 State Identification Number _____ 200672936 Federal Identification Number _____

Company: New England Concrete Services, Inc.

P.O. Box (if any): P.O. Box 317 Street Address Only: 92 Moody Street

City/State/Zip Code: Ludlow, MA 01056

Telephone Number: 413-547-6668 Fax Number: 413-547-6605

List address(es) of all other property owned by company in Springfield: _____
Please Identify if the bidder/proposer is a:
Corporation

Individual _____ Name of Individual: _____

Partnership _____ Names of all Partners: _____

Limited Liability Company _____ Names of all Managers: _____

Limited Liability Partnership _____ Names of Partners: _____

Limited Partnership _____ Names of all General Partners: _____

You must complete the following certifications and have the signature(s) notarized on the lines below. Any certification that does not apply to you, write N/A in the blanks provided.

FEDERAL TAX CERTIFICATION

I, Rafael L. Quiterio certify under the pains and penalties of perjury that New England Concrete Services, Inc. to my best knowledge and belief, has/have complied with all United States Federal taxes required by law.
(authorized agent) (Bidder/Proposer)

Rafael L. Quiterio Bidder/Proposer/Contracting Entity [Signature] Authorized Person's Signature Date: 4/14/15

CITY OF SPRINGFIELD TAX CERTIFICATION

I, N/A certify under the pains and penalties of perjury that N/A to my best knowledge and belief, has/have complied with all City of Springfield taxes required by law (has/have entered into a Payment Agreement with the City).
(authorized agent) (Bidder/Proposer)

N/A Bidder/Proposer/Contracting Entity N/A Authorized Person's Signature Date: N/A

COMMONWEALTH OF MASSACHUSETTS TAX CERTIFICATION

Pursuant to M.G.L. c. 62C §49A, I, Rafael L. Quiterio certify under the pains and penalties of perjury that New England Concrete Services, Inc. to my best knowledge and belief, has/have complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting child support.
(authorized agent) (Bidder/Proposer)

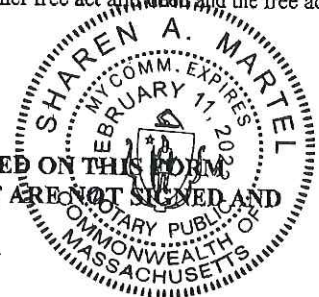
Rafael L. Quiterio Bidder/Proposer/Contracting Entity [Signature] Authorized Person's Signature Date: 4/14/15

Notary Public

STATE OF Massachusetts _____, 2015
County of Hampden _____, ss.

Then personally appeared before me [name] Rafael L. Quiterio [title] Vice President of [company] New England Concrete Services, Inc. being duly sworn, and made oath that he/she has read the foregoing document, and knows the contents thereof, and that the facts stated therein are true of his/her own knowledge, and stated the foregoing to be his/her free act and deed and the free act and deed of [company name] New England Concrete Services, Inc.

My commission expires: February 11, 2022
Notary Public Sharon A. Martel



YOU MUST FILL THIS FORM OUT COMPLETELY AND, SIGNATURES MUST BE NOTARIZED ON THIS FORM AND YOU MUST FILE THIS FORM WITH YOUR BID/CONTRACT. TAX AFFIDAVITS THAT ARE NOT SIGNED AND NOTARIZED WILL BE REJECTED.



INTEROFFICE MEMORANDUM

DEPARTMENT: PBRM ATTENTION: DEPARTMENT HEAD

FROM: OFFICE OF PROCUREMENT (OOP)

SUBJECT: REQUEST TO ~~AMEND AN EXISTING CONTRACT~~

CONTRACT NO. 20150518

DESCRIPTION: NATHAN BILL IMPROVEMENTS

DATE: 3-21-2015

CC: LAUREN STABLO, CHIEF FINANCIAL OFFICER

The contract noted above needs to be amended as follows:

Increase the amount of contract by: \$ 16,408.38

Decrease the amount of contract by: \$ _____

Original Contract Amount: \$ 549,665.00

Adjusted contract amount: \$ 566,073.38

Dept. Head Signature: [Handwritten Signature]

If there are any questions or concerns please contact the Office of Procurement at 7845.

PLEASE RETURN THIS COMPLETED FORM TO THE OFFICE OF PROCUREMENT.
The Office of Procurement will notify the Department of the status of the request and when finalized a Change Order will be generated by the Department and forwarded to the Office of Procurement for processing.

increased
[Handwritten initials]

05/06/2015 09:07 | CITY OF SPRINGFIELD
DwK | CONTRACT CHANGE ORDER REPORT

| P 1
| cmentpst

CONTRACT # 20150518 | 13215 NEW ENGLAND CONCRETE SERVICES, INC. 05/06/15
Enforcement Method: Not to Exceed

YEAR	ENTRY DT	JOURNAL	AMOUNT
2015			16,408.38
		TOTAL	16,408.38

** END OF REPORT - Generated by Brian Kenney **

City of Springfield – Office of Procurement PO Change Request Form

Date	5.6.15	Requestor(s)	
Department	DPBRM	Phone / Email	
Vendor Name	New England Concrete Services	Vendor #	13215
Contract #	20150518	Amendment #	1
PO #	15005926	Requisition #	

Explanation Required: Improvements to Nathan Bill

Change Unit Prices, Extensions, and/or Accounts to:

Identify Line # to be Changed _____ New Quantity 1 New Unit Price \$16,408.38

Specify Original Account: ORG26401821 OBJ 530105 PROJ 64014

Specify New Account: ORG _____ OBJ _____ PROJ _____

Close Purchase Order _____

Add item(s) and/or Shipping _____

Cancel Purchase Order _____

Was Vendor notified of cancellation YES / NO

increased

[Signature]

Any \$ amount over \$200.00 must be forwarded from Department Head's email account

PLEASE NOTE: NO modification will be **ALLOWED** to the Vendor Field. The Purchase Order will need to be canceled and a new requisition generated.

FOR CITY CHANGE ORDERS: EMAIL OR FAX FORM TO:

Brian Kenney: bkenney@springfieldcityhall.com FAX: 413-787-6295

FOR SCHOOL CHANGE ORDERS: EMAIL OR FAX FORM TO:

Jennifer Willard: willardj@sps.springfield.ma.us FAX: 413-787-7050

05/06/2015 09:11
bwk

CITY OF SPRINGFIELD
ENCUMBRANCE/LIQUIDATION JOURNAL ENTRY PROOF

P 1
pomaintrn

CLERK: bwk

YEAR PER JNL

SRC ACCOUNT

EFF DATE

JNL DESC

REF 1

REF 2

REF 3

ACCOUNT DESC
LINE DESC

T

OB

ENCUMBRANCE

LIQUIDATION

2015 11 322
POM 26401821-530105-64014
05/06/2015 PO MAINT 013215 15005926 NEW 2 PROFESSIONAL SERVICES 4 2015 16,408.38
INC

.00

POM 2640-394000
05/06/2015 PO MAINT 013215 15005926 ENCUMBRANCES 2015 16,408.38
POM 2640-388500
05/06/2015 PO MAINT 013215 15005926 BDCI FUND BAL RESV FOR ENC 2015 16,408.38
SYSTEM GENERATED ENTRIES TOTAL 16,408.38

JOURNAL 2015/11/322 TOTAL 16,408.38

16,408.38

FUND	ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
2640	CDBG-DISASTER RECOVERY	2015 11	322	05/06/2015	-----		
	2640-388500				BDGT FUND BAL RESV FOR ENC	16,408.38	16,408.38
	2640-394000				ENCUMBRANCES		
					FUND TOTAL	16,408.38	16,408.38

** END OF REPORT - Generated by Brian Kenney **