



The School Board of Broward County, Florida
 Facilities and Construction Management
 1700 Southwest 14th Court
 Fort Lauderdale, FL 33312

EXHIBIT 1

Phone: (754) 321-1500

Document 01250h: Contingency Use Directive #03

To: Jim Hewett, Principal
 Hewett-Kier Construction Inc.
 3451 N.W. 14th Avenue
 Pompano Beach, FL 33064

Directive No.: 003 Date: Aug. 31, 2010

Project No: #1131-23-01/P.000207
 Project Title: New Multipurpose Building, Remodeling, &
 Site Improvements
 Facility Name: Palmview Elementary School

(One Directive per form)

Description of Directed Change: You are hereby directed to make the following change(s) requiring use of contingency funds as authorized in the Agreement with the Construction Management at Risk (CM@Risk).

Transfer of Buyout Savings to Construction Contingency: The attached schedule lists construction buyout savings for the project totaling \$ 995,315.00. This Contingency Use Directive transfers this amount into the Construction Contingency.

Attachments: Contractor's Change Order Request Proposal #9R w/attachments.

Proposed Adjustments

- The Proposed adjustment to the Guaranteed Maximum Price Contingency is
 Lump Sum Increase Decrease of \$ 995,315.00
 Unit Price of \$ _____ per
- The Contract Time is proposed to be adjusted remain unchanged. The proposed adjustment, if any, is an
 increase of _____ days. decrease of _____ days.

When signed by the Project Consultant and the Owner and received by the Construction Manager, this document becomes effective immediately as a Contingency use Directive (CUD) and the CM shall proceed with the change(s) described above. CUD's above \$50,000 require Board Approval prior to disbursement to the CM.		Signature by the CM indicates Agreement by the CM with the Proposed Adjustments to the GMP Contingency.
Project Consultant	Owner - Project Manager	Sr. Project Manager
Robert E. McMahon Zelich & McMahon, Architects By: Date: 9/22/10	Dave Archer Project Manager III By: Date: 10-1-10	By: Jack A. Cooper Date: 12-23-10
Construction Manager at Risk	Executive Director, Project Management	Acting Deputy Superintendent
Jim Hewett, Principal Hewett-Kier Construction Inc. By: Date: 9/22/10	Shelley N. Meloni, R.A, Director, Planning & Design By: Date: 12/15/10	By: Thomas E. Lindner Date: 1-2-11

Construction Manager: Return Signed Project Consultant Owner Other Copy to:



The School Board of Broward County, Florida
 Facilities and Construction Management Division
 1700 SW 14th Court
 Fort Lauderdale, FL 33312(954)

765-6390

Document 01250b: Change Order Request (Proposal)

To: **Zelch & McMahon**
 17 N.E. 4th Street
 Fort Lauderdale, FL 33301

Change Order Request No.: 9R Date: 8-4-10
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Bob McMahon
 Project No: 1131-23-01
 Project Title: CM at Risk

(One Request
 (Proposal) per form)

Facility Name: Palmview Elementary School

This Change Order Request (Proposal) contains an itemized quotation for changes in the Contract Sum and/or Time in response to proposed modifications to the Contract Documents based on Proposal Request No. 09R or other conditions which require this Proposal.

Description of Proposed Change:

GMP Buyout Savings

Attachments

Reason for Change:

First Submission of buyout savings achieve from the GMP

Does Proposed Change involve a change in Contract Sum or Time? Yes No

If yes: Proposed Change in Contract Sum:

(\$995,315.00)

Proposed Change in Contract
 Time:

N/A

Attached Pages: Proposal Worksheet Summary
 Proposal Worksheet Detail(s)

Contractor: Hewett-Kier Construction, Inc.
 3451 NW 14th Ave
 Pompano Beach, FL 33064

By: (Signature)

Attached is supporting information from: Subcontractor Supplier _____



**The School Board of Broward County, Florida
Facilities and Construction Management Division
1700 SW 14th Court
Fort Lauderdale, FL 33312**

(954) 765-6390

Document 01250c: Proposal Worksheet Detail

To: Zelch & McMahon, Architects
17 N.E. 4th St.
Fort Lauderdale, FL 33301

Bob McMahon
Project No: 1131-23-01
Project Title: CM at Risk
Facility Name: Palmview Elementary School

Date Prepared: 8/4/10

From/Trade:

Shaded Areas for Project Consultant's Use Only

Contact: Phone:

Additions:

Ref No.	Item Description	Estimated Quantity	UNIT PRICES		TOTAL
			Materials &	Labor	
1	GMP Buyout Savings- See attached spreadsheet				(\$995,315.00)
2					
3					
4					
4					
5					
6					
7					
8					
9					(\$995,315.00)



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Document 01250d: Proposal Worksheet Summary

To: **Zelch & McMahon**
 17 N.E. 4th St.
 Ft. Lauderdale, FL 33301
 Bob McMahon

Project No: 1131-23-01
 Project Title: CM at Risk
 Facility Name: Palmview Elementary

Proposal Request No.: <u>9R</u>	Change Order Request No.: <u>9R</u>
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Date Prepared: 8/4/10

From/Trade: _____

Contact: _____ Phone: _____

Additions:

	Sheet	Item Description	Materials	Labor	Subtotal
1					
2					
3	1250c				
4					
5					
6					
7					
8					
Subtotal Additions:					2427.00

Deductions:

	Sheet	Item Description	Materials	Labor	Subtotal
1		GMP Buyout Savings			-995,315.00
2					
3					
4					
5					
6					
7					
8					
9					
10					
Subtotal Deductions:					

Subtotal (Additions - Deductions):	-995,315.00
10% Subcontractor's Overhead	N/A
10% Subcontractor's Profit	N/A
1% Bond Allowance	N/A
Total	-995,315.00