

rec'd mike
JAN 11 2017

Community Preservation Act Project Proposal Submission

Louis A. Frothingham Park 2017



A project to build a gazebo, rehabilitate the tennis courts, create new entrances, and other needed additions.

Submitted by
The Louis A. Frothingham Memorial Corporation
January 1, 2017

APPLICATION FOR COMMUNITY PRESERVATION FUNDING

Submit one (1) unbound original and eleven (11) copies to:

Easton Planning & Community Development
c/o Pam Almeida
136 Elm Street
Easton, MA 02356

Louis A. Frothingham Memorial Corporation
Name of Applicant/Applicant Organization (and co-applicant, if applicable)

Louis A. Frothingham Memorial Corporation
Name of Property Owner, if different from applicant
(a signed affidavit from the Property Owner may be requested)

Charles Hurley, President
Contact Name


Signature of Authorized Representative of Applicant

5 Sweet Meadow Dr., South Easton, MA 02375
Mailing Address

508-965-7400 scorebrd@verizon.net
Daytime Phone Email

Frothingham Park Gazebo Project
Name of Proposal

Center Street between Park and Day Streets
Address of Proposal (or assessor's parcel ID)

Category (check all that apply): community housing historic resources open space
 recreation

CPA funding requested: \$ 98,500

Total cost of proposed project: \$ 166,920

Frothingham Park: An Easton Treasure

The Louis A. Frothingham Memorial Park is one of Easton's most used and beloved historical treasures. On warm summer nights, fans gather to watch the semipro baseball games; parents come with their preschoolers to play in the playground and meet friends; after school and on weekends there are always pickup basketball games on the court; runners and walkers use the newly renovated track; and the tennis courts are used every day by Easton tennis enthusiasts. In addition, each spring Oliver Ames High School uses the Frothingham Park for its graduation ceremony, free of charge. All this is done under the watchful eyes of the park's directors and paid overseers. For the past 87 years, Frothingham Park has been owned and operated by the Louis A. Frothingham Memorial Corporation and has always been free and open to the public.

The eleven acre parcel of land is located in the very heart of Easton between Center and Sheridan Streets, and Park and Day Streets. Old timers remember the days of the Great Depression when the park was the only place for Easton youngsters to hang out and enjoy themselves, especially in the summer, and it is still used this way today.

Maintenance of the park is paid for by an endowment bequeathed by Mary Ames Frothingham in honor of her husband, Louis A. Frothingham, the former speaker of the Massachusetts House of Representatives and a U.S. Congressman. The endowment pays for park expenses with a small amount left over for upgrades.

Since 2015 the Frothingham Park Memorial Corporation has spent \$53,714 on capital improvements. This money has gone toward the following improvements to the park.

1. New mower/bagger 2015
2. Improvements to the playground 2015
3. Work on the baseball field 2015
4. Substantial tree work 2016
5. Improved safety in the playground 2016
6. Scoreboard upgraded to current technology 2016
7. Infield mix added to the baseball diamond 2016
8. New LED lights installed on shed to light basketball court. 2016
9. Upgraded the Children's Playground 2014
10. Replaced the Park St. Fence 2014
11. Upgraded and replaced park equipment 2014

12. Safer facility due to removal of faulty stairs and addition of fences in front of the players benches in 2013
13. New backstop added in 2013
14. Increased use of the baseball field since being improved in 2012
15. Increased use of the walking track since being improved in 2012
16. Shed repaired and new roof installed in 2010
17. New shed floor installed in 2010

Frothingham Park is now applying for a grant to build a gazebo in order to encourage and facilitate more recreational public performance events in the park; rehabilitate the tennis courts to encourage more recreational activity; and stabilize the Sheridan Street entrance to make the park safer for those with limited mobility.

With the generous past support of the CPA, Frothingham the Park is getting more use and looking better than it has in years. We've put a lot of time, effort and money into making this happen and we would like to continue. This grant would go a long way to making this unique resource for Easton the very best it can be, thus helping keep Easton the very special place that it is and improving recreational opportunities for the citizens of Easton and its surrounding towns.

Frothingham Park Capital Spending

We are not asking the CPA to fund this alone, over the years the Corporation has put considerable funds into improving the Park and next year will fund the building of a two-car garage, a portion of the cost of rehabbing the tennis court, the stabilization of the west end slope and providing electric power and lighting to the new garage and basketball court.

Project Description: Answer the following questions in the order listed below. Keep answers complete but brief. Refer to page 1, Guidelines for CPA Funding Requests while completing this application. Applications will be returned as incomplete if all information is not provided. Include supporting materials as necessary.

1. *Goals: What are the goals of the proposed project? First, explain the relationship of those goals to those of the Community Preservation Act (see Addendum #1 for information on the CPA's goals). Second, explain how the project advances the goals of the Historic Preservation Plan, the Affordable Housing Plan, the Open Space and Recreation Plan or other applicable Town plans.*

The Louis A. Frothingham Memorial Corporation seeks funds to create, restore and rehabilitate the park in three primary areas:

A Gazebo for Easton

In many towns across New England a gazebo is the focal point of summer recreational activities, Oak Bluffs and Chatham each have one of particular note. Fourth of July band concerts, theater shows, public readings, puppet shows, the possibilities are endless. And the gazebo will be handicap accessible, so that all residents may use it.

Easton does not have a gazebo, and we think the center of Frothingham Park would be an ideal site. We proposed the new Gazebo be installed between the basketball court and the tennis court. The existing small shed will be removed so as to provide a clear view to the Gazebo from Park Street, enhancing visibility as well as better security of the activities on the basketball court as viewed from Park Street. The Gazebo will be illuminated at night and there will be power provided for band concerts.

A combination of funding from the CPA and the Corporation would allow us to do the following:

1. Build a 24-foot diameter Gazebo in keeping with the historical architecture of the town.
2. Provide a foundation for the Gazebo and appropriate grading/landscaping to allow for the structure to easily blend in with the area surrounding it.
3. Provide a walkway from the current gated entrance nearest the children's playground area to the Gazebo.
4. Provide lighting for the Gazebo

The Gazebo will create a wide variety of recreational opportunities:

- A place to hold concerts wherein the band will be under cover from the elements should the weather be an issue at any point in the concert.
- Picnics could be held there.

- A gathering point for a family reunion.
- A wedding venue or just a wedding picture site.
- Shelter within the Park in case of rain or strong sun, which currently does not exist.
- A place for seniors to relax and take in the beauty and serenity of the Park.
- A place for moms and the MOMS Club. (Please see the attached email.)
- Events as planned by the Recreation Department.

Tennis Court Rehabilitation

The two tennis courts in Frothingham Park are a popular site for pick up games between families and friends. However, use has tailed off as of late because they are in need of major rehabilitation. The courts need crack repair, resurfacing, repainting with a color coat and white lines. The money would be used for an extensive resurfacing and painting of the courts in a fashion that would mitigate future work that would be needed if we were to use a less costly method.

Sheridan Street Entrance Rehabilitation

The Sheridan Street entrance continues to be an issue for people walking into the Park. Stabilization of the Park Street entrance will allow for a much better walking surface as you enter the Park. This is where at graduation the students enter the Park. It needs to be leveled and brought up to grade to provide an even walking surface for all those that enter the Park.

Bring up to grade and stabilize the Sheridan Street entrance similar to what has been done with the Park St. entrance and the walkways going from Day St. to Park St.

New Garage (to be entirely funded by the Corporation)

We need additional storage for both the Park truck, equipment, fertilizers etc. We proposed to erect a two-car garage in the vicinity of the Park nearest Center & Park Streets in the corner of the Park. This will open visibility to the area where the proposed gazebo will be built.

We will also need to provide a new gated entrance for the new garage onto Park Street and a new gated entrance near the intersection of Park & Sheridan Streets to facilitate stabilization of the Sheridan St. entrance. We have no way of getting a truck in that area currently.

We would need to demolish the shed and base adjacent to the tennis court, provide electrical power to the new garage And provide a lamp post and sufficient lighting in the area of the basketball court to illuminate it as it is currently.

Stabilize the West End (to be entirely funded by the Corporation)

Stabilize the West end of the track as it goes from the track up to Sheridan Street. The embankment has eroded throughout the years and has rocks exposed that pose a safety hazard. Rocks will be removed and substantial amounts of loam will be placed on the banking and then hydro seeded with a retaining mesh.

- 2. Community Need and Public Benefit: Why is this project needed? How does it benefit the public? Consider the following: people who will directly benefit from the completed project; resources that will be protected because of this project.*

The need for park development in Easton is quoted from “The Town of Easton Comprehensive Plan for Parks, Recreation and Open Space.” “There is a shortage of most of the more passive elements of a park system. These include amenities like walking trails through undeveloped parkland, picnic areas, and open space that is just plain open, instead of dedicated to some structured activity.”

The park’s baseball field with regular semi-pro games in the summer provides a relaxed and carefree opportunity for residents to come together after work and watch a good game. The

basketball courts are well used by local teens to gather after school for informal pickup games. The tennis courts are popular with adults and teens and the playground is popular with parents of young children (who have asked that the equipment be upgraded.) All this diverse activity plus the track and walking paths encourage residents to get out, socialize informally and get some exercise, all in a beautiful park that was dedicated in honor of one of the town's finest citizens and has been part of its history and culture of Easton for the past eight decades.

These renovations fulfill the following objectives of the Town's Open Spaces Plan:

Section VIII Goal 1B: Identify, natural, historical and visual resource areas and implement measures to preserve and protect them.”

Goal 4 To provide adequate access to safe, well maintained recreational facilities for all residents of Easton.

D Continue to build and improve facilities to meet local demand

3. *Timeline: What is the schedule for project implementation? Including a timeline for all milestones.*

Assuming that the Corporation gets approval in the spring and funds in the summer, work on all three projects could begin in the fall and all could be complete by spring 2018.

4. *Success Factors: How will the success of this project be measured? Be as specific as possible.*

These three projects are very well defined, we have significant construction expertise on the board, and the subcontractors are well know. We are confident the projects can be completed on time, on budget and with a high degree of quality.

5. *Credentials: How will the experience of the applicant(s) and any contractors contribute to the successful implementation of this project?*

The Louis A. Frothingham Memorial Corporation has been in existence 87 years and demonstrated a commitment to the Park and its upkeep.

6. *Other Funding: What additional funding sources are available, committed, or under active consideration? Include copies of commitment letters or rejection letters and describe any other attempts to secure funding for this project.*

The Corporation has an endowment that is used at the discretion of the Board of Directors for the maintenance and upkeep of the Park. The CPA grant would be used to supplement the budget and allow the Corporation to make improvements over and above what the endowment will allow.

The Corporation will be committing \$68,420 in 2017 toward Park improvements, including a new two car garage, tennis court rehabilitation, stabilization of the west end park slope and electrical power to the new garage and basketball court.

7. *Maintenance: If ongoing maintenance is required to protect the CPA investment in your project, how will it be funded in the future?*

Maintenance of the park in perpetuity is part of the Corporation's Charter. Responsibilities include all costs associated with mowing, water, electricity, insurance and overall supervision by two supervisors and the Corporation's Board of Directors.

Concluding Remarks

The Louis A. Frothingham Memorial Corporation has demonstrated its commitment and ability to maintain the Park for the past 87 years. We are now seeking funds to build a beautiful new gazebo, rehabilitate the tennis courts, and perform some much needed restoration and rehabilitation that will make this Easton landmark a safer, and more enjoyable experience for Easton residents of all ages. The Park is a wonderful place for informal and formal recreation that all Easton residents can be proud of.

Attachments:

Budget: Applicants must provide accurate and detailed estimates of the total budget for the project and how CPA funds will be spent. All items of expenditure must be clearly identified. Distinguish between hard and soft costs and contingencies. Applicants must provide accurate and detailed estimates from potential suppliers. Prior to the final CPC hearing applicants must submit a minimum of three estimates for services and/or supplies from qualified suppliers/contractors. Projects that require deed restrictions or other legal oversight should include these estimated expenses in their proposed budget. The CPC reserves the right to augment or adjust projected budgets for estimates associated with legal fees.

Summary Budget Breakout

Frothingham Memorial Corporation portion of costs:

Two car garage.....	\$39,870
Tennis Court rehab.....	\$3,825
Stabilize west end of Park slope.....	\$5,250
Electrical power to new garage and basketball court lighting.....	\$7,500
Two (2) new access gates to the Park from Park St.....	\$4,600
Total for Park.....	\$61,045

CPA funding request:

Sheridan Street stabilization.....	\$8,800
Tennis Court rehabilitation.....	\$17,000
Gazebo lighting.....	\$7,500
Gazebo including concrete foundation, excavation, grading, landscaping, access walkway.....	\$65,200
Total for CPA.....	\$98,500

Total Project Costs.....\$166,920

From: MOMS Club of Easton, MA [<mailto:momsclubofeastonma@gmail.com>]
Sent: Friday, December 02, 2016 3:25 PM
To: scorebrd@verizon.net
Subject: gazebo usage

Hi Chuck,

Thank you for taking the time to speak with me. I hope that the gazebo is approved. It sounds like an amazing addition to an already great park!!

The MOMS Club of Easton could use the gazebo in the following ways:

- a meeting place rain or shine. The MOMS (Mothers Offering Mothers Support) Club gets together at parks often. These meet ups are weather dependent. With a covered gazebo in place these meet ups will be able to stay on the calendar rain or shine and give the support needed to the mothers in our community.
- a place to do arts and crafts
- a place to hold picnics/ events rain or shine

Many of the uses for the MOMS Club would be a place for mothers to get together with their babies and toddlers.

Thank you for reaching out to us. I look forward to this coming to fruition.

Jessica Zimmerman
President

MOMS Club of Easton, MA

momsclubofeastonma@gmail.com
www.momsclubofeastonma.com
www.facebook.com/momsclubofeastonma

NEW ENGLAND OUTDOOR PRODUCTS

38 WINTHROP STREET

REHOBOTH, MA 02769.

774-565-0768

Attn CHUCK HURLEY

RE QUOTE: For Excavation and foundation/ slab, for a 30 foot GAZEBO.

To excavate and pour a concrete slab.

Work to be proformed by PARENT company, NEW ENGLAND GRAVEL HAULERS.

\$25000.00

Submitted by,



Dan Ferrie

New England Outdoor Products

42 Winthrop Street

Rehoboth, Ma 02769

774-565-0758

PROPOSAL

Attn:

Chuck Hurley

To deliver and build one;

24'vinyl (white vinyl) GAZEBO

Double roof with asphalt shingles

Set on pprovided concrete pad

Total \$26,333.00

Submitted by



New England Out Door Products

H&N Pavement Marking, INC.

45 Deerfield Drive
Bridgewater, MA 02324

Estimate

Date	Estimate #
9/12/2016	183

Name / Address
Frothingham Park Scott Pearsons

			Project
Description	Qty	Rate	Total
clean and crack fill 600 lf, resurface 12,720 sf, color coat 12,720 sf Nova Green, repaint lines on 2 tennis courts		12,500.00	12,500.00
Clean and crack fill 80 lf, resurface 4022 sf, color coat 4022sf Nova Green on basketball, paint lines		4,500.00	4,500.00
		Total	\$17,000.00

Bodio Builders Inc.
P. O. Box 457
North Easton, Massachusetts 02356
508-238-4484

December 28, 2016

Frothingham Memorial Park
c/o John Hurley @ scoreboardenterprises.com

Bid Proposal

Bid Proposal for: labor, materials and machine rental to install an octagon foundation and concrete slab as per drawings submitted.

We will supply all material, labor and equipment necessary to do the job. All work will be done in accordance with and inspected by the proper authorities. "THIS IS A BID" for the work stated above. Revisions from plans, additional work and obstructions not considered normal excavation, will be charged accordingly.

THIS PRICE INCLUDES:

1. Excavation is for a 48" foundation on 10" x 20" concrete footings.
2. Concrete compressive strength shall be 3500 psi.
3. This price includes complete compaction of the interior of the foundation to prepare for a poured concrete slab pitched to control water run off.
4. Sonotube foundations for the access ramps are included.

5. Bodio Builders Inc. will obtain all inspections and approvals.

Total materials, labor and equipment: \$ 38,867.00

Ledge, boulders over a half cubic yard, that must be removed, will be charged at \$ 150.00 per yard. Tree stumps and debris that must be removed will be charged at \$ 60.00 per yard. Excess groundwater, or utilities that are not marked properly, will be charged for time and material.

Authorized signature

Date

Authorized signature

Date

Sincerely,

Richard W. Bodio
President

Mills Electric Inc

233 Copeland St
 Brockton, Mass., 02401
 Mass Master Lis., A 12245

Estimate

DATE	ESTIMATE NO.
10/19/2016	1014

NAME / ADDRESS
<i>Frothingham Memorial Park</i>

PROJECT
Frotham Park

ITEM	DESCRIPTION	QTY	COST	TOTAL
Scope of work	<p>Install new electric work for ,new garage location from existing location and grazeable middle of field by tennis courts feed, install new lighting pole aprox were existing location. Demo electric were existing garage sight save old lighting fixtures for future.</p> <p>List to fellow</p> <ol style="list-style-type: none"> 1. Demo old garage save existing lighting fixtures and whatever possible for future 2. terminate feed from main garage to smaller location and make safe <p>New garage SW corner</p> <ol style="list-style-type: none"> 1. Install new underground feed with PVC piping to new garage from old garage location ,aprox 120/220 volt feed ,60 amps with over size wire for voltage drop . 2. Install main breaker power panel with 12 circuits for distribution to sight. 3. Install outlets for inside garage aprox 6 GFI type ,120 volt, 20 amp circuits . 4. Install lighting in garage aprox 8 LED ,2 light fixtures with switch ,in ceiling. 5. Install light and switch by man door ,or fount garage ,flood lights ,double head <p>Pole light</p> <ol style="list-style-type: none"> 1. Install 20' pole aprox were existing lighting fixture is know there on old garage location with distance from basketball court location . 2. Install concrete base with anchor bolts , pipe ,to lights from new garage ,mount old lighting fixture and bull horn. 3. Install time clock for operation ,for pole lights. <p>Grazeable building</p> <ol style="list-style-type: none"> 1. Install PVC piping from new garage to ,grazeable location , aprox distance from garage to tennis court location distance to be determinate by others . 2. Install two 120 volt,20 amp feeds with GFI protection at sight, all rain tight and metal fittings 3. Install lighting inside open ceiling area with time clock operation , 		14,853.00	14,853.00
Thank You, Any Question Please Call 508-586-2955		Total		

Mills Electric Inc

233 Copeland St
Brockton, Mass., 02401
Mass Master Lis., A 12245

Estimate

DATE	ESTIMATE NO.
10/19/2016	1014

NAME / ADDRESS
<i>Frothingham Memorial Park</i>

PROJECT
Frotham Park

ITEM	DESCRIPTION	QTY	COST	TOTAL
	<p>aprox 4, double flood light units . LED lamps .</p> <p>This estimate includes all digging and back fill best as possible daily. Will call dig safe and shoulders as needed . Please be advised do not know what in ground until digging starts</p> <p>Estimate good for 30 days</p> <p>Payment to be determinate before work started . This estimate given with information at time of written , and all changes to be discussed were and when needed .</p>			
Thank You, Any Question Please Call 508-586-2955		Total		



Ken Wood Electric

RESIDENTIAL & COMMERCIAL EMERGENCY SERVICE
19 KING AVE NORTH EASTON, MASSACHUSETTS 02356
(508) 238-2472

Frothingham Memorial Park
c/o Chuck Hurley
5 Sweetmeadow Dr.
South Easton, MA 02375
December 21, 2016

1. Install new electric service from main shed to the proposed new two car garage location
2. Remove fixtures from old garage and disconnect all electrical at old garage
3. Install new feed to proposed Gazebo location
4. Provide adequate power for new garage with oversized wiring for the extended run
5. Provide receptacles and fixtures as required for the new garage
6. Install exterior lighting for the new garage as required.
7. Install new pole light to illuminate the basketball court and surrounding area
8. Install PVC piping as needed to new garage and Gazebo
9. Provide and install two 20 amp circuits at the Gazebo with GFI protection.
10. Install lighting inside open ceiling area of Gazebo with a timer
11. Includes all excavation and backfill as required to restore the site to original condition.

For all equipment, furnished delivered and installed.....\$17,323.00

Payment installments to be determined.

PROPOSAL

New England Sealcoating Co., Inc. Quality Since 1945

131 D.W. Highway, PMB 503
Nashua, NH 03060-5245
(603) 598-9200

MAIL TO: 120 Industrial Park Road
Hingham, MA 02043
(781) 749-6800 • Fax (781) 749-2780
www.newenglandsealcoating.com

11 South Angell St., PMB 364
Providence, RI 02906
(401) 621-3770

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Scott Pearsons
Easton, Town of; Recreation Dept
15 Barrows Rd
N Easton, MA 02356

J
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PHONE: (774) 259-1670 November 17, 2016

FAX:

Frothingham Park-Next to 18 Day St
1 Park St
N Easton, MA

PROJECT: 2 bituminous concrete all-weather Tennis Courts
SCOPE: 684 linear feet 1,607 square yards
COLOR: Dark Green Inbound, Dark Green on outbound
BOUNCE: Medium Slow
APPLICATION: Furnish all labor, material and equipment to repair structural and random cracks using The Riteway Crack Repair in bituminous concrete surface and apply a three (3) coat Acrylic Surface System as outlined below:

1. Pressure wash as needed.
2. Remove vegetation, if any, from the cracks and thoroughly clean the cracks with the use of brooms and air pressure.
3. Install a base in the cracks where needed.
4. Fill all cracks with a court patch binder or concrete depending on the width of the cracks.
5. Install the four (4) membrane layers of Riteway Crack Repair System over filled cracks per manufacturer's specifications.
6. Sweep and air clean area to be surfaced.
7. Apply two (2) coats of Latexite textured surface at a rate of approximately .05 gallon/SY per coat.
8. Apply one (1) coat of Latexite finish applied at a rate of approximately .05 gallon/SY.
9. Layout, mask and stripe playing lines with a paintbrush using 100% acrylic textured line paint.
10. Remove masking tape and clean up general work area.

NOTES:

1. Water to be provided by owner.
2. Minor cracks will not be covered with the Riteway System, but will be filled with acrylic.
3. Cracks may reappear after a period of time.
4. This quote is good for 30 days.
5. Riteway: Hairline cracks may develop overtime in the colorcoating on the Riteway System. The cracks are only in the colorcoating not the Riteway.
6. The prevailing wage will be paid.
7. Price does not include minimizing any low areas.
8. Water to wash courts at Scott Pearsons house at 18 Day St.

TsRiteway-pw

We propose to furnish material and labor – complete in accordance with above specifications, for the sum of : \$ 31,599.00

TERMS: 30% DEPOSIT REQUIRED, BALANCE DUE UPON COMPLETION.

NOTE: Please sign white copy and return with deposit to Hingham, MA.
Submit tax exempt certificate if applicable.

Authorized
Signature

Joy Muir
Joy Muir

Acceptance of Proposal – The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: _____

Signature: _____

TERMS AND CONDITIONS

Payment in full for all work performed hereunder during any month shall be made not later than the tenth day of the month next following. Final and complete payment for all work performed hereunder shall be made not later than fifteen (15) days after the completion of such work. Interest at the highest legal rate allowable under the laws of the jurisdiction in which the contract is executed or 1-1/2% per month, whichever is less, shall be charged and paid on all balances from the due date to the date we receive payment.

We shall not become obligated to perform the work called for under this contract until your credit has been checked and approved by our Credit Department. If credit conditions become unsatisfactory at any time prior to our completion of the work hereunder, we shall be furnished adequate security upon our request.

Any deviations from the specifications or modification of the terms of this contract and any extra or incidental work, or reductions in work, shall be set forth in writing and signed by both parties prior to the making of such change. Any increase or decrease in the contract price resulting from such change shall be included in such writing.

We will provide and pay for Workmen's Compensation Insurance covering our employees and Public Liability and Property Damage Insurance protecting ourselves. We will also assume responsibility for the collection and payment of Social Security and State unemployment Taxes applicable to our employees.

We shall be provided with suitable access to the work area. If our work is dependent upon or must be undertaken in conjunction with the work of others, such work shall be so performed and completed as to permit us to perform our work hereunder and in a normal uninterrupted single-shift operation.

Unless a time for the performance of our work is specified, we shall undertake it in the course of our normal operating schedule. We shall not be liable for any failure to undertake or complete the work for causes beyond our control, including but not limited to fire, flood or other casualty; labor disputes or other disagreements; and accidents or other mishaps, whether affecting this work or other operations in which we are involved, directly or indirectly.

If for causes beyond our control our work is not completed within twelve (12) months after the date of your acceptance of this proposal, we may cancel this agreement at any time thereafter on ten (10) days notice. In such event (i) we shall be relieved of any further obligation with respect to the balance of the work; and (ii) we shall be entitled to receive final and complete payment for all work performed by us to the date of cancellation within fifteen (15) days thereafter.

We shall not be responsible for, and you agree to hold us harmless from any liability resulting from, damages to utilities or other facilities or objects buried beneath, or to sidewalks, driveways or other improvements located within, our work area or designated areas of access. It is further understood that we shall not be responsible for any damage to or deterioration of any of our work, whether completed or in process, resulting from any cause or causes beyond our control, including but not limited to failure of subgrade or failure or inadequacy of any labor or materials not furnished and installed by us, whether or not such failure or inadequacy was or could have been known at the time our work was undertaken.

You agree to indemnify and protect us and save us harmless from any and all loss, damage, costs, expenses and attorney's fees suffered or incurred on account of your breach of any obligations and covenants of this contract.

The contractor shall mark off the work area by the appropriate use of barriers, cones, ropes and/or signs. The contractor is not responsible for the unauthorized removal of these items, and further, the owner agrees to hold harmless and indemnify the contractor from any and all claims arising out of such removal, subsequent personal injury or property damage resulting therefrom.

Owner responsible for removal of all cars from the work area. Vehicles not removed from the work area by 8:00 AM on the day work is to be performed will be towed by the Owner at his expense.

Owner responsible for winter sand removal.



Cape and Island

TENNIS & TRACK

28 Commerce Park Rd PO Box 1100 Pocasset, MA 02559

(508) 759-5636 FAX (508) 563-7915

January 3, 2017

Chuck Hurley
Frothingham Park
scorebrd@verizon.net
774 259 1670

Base Project: Repair and Resurface Tennis Courts at Frothingham Park

Scope of work and product specifications attached

1. Repair asphalt cracks with Riteway repair system (854 LF including extensions)
2. Resurface courts with 3 coat Plexipave System
Colors chosen by owner: _____ inbounds, and _____ outbounds.

Price: \$20,825.00

Note: Any repairs and resurfacing will be largely cosmetic and will not do anything to slow the deterioration of the asphalt. It is likely that new cracks will appear at any point after the work is completed.

Scope of work and product specifications

RiteWay Crack Repair System

Note: the membrane system we recommend has to be applied when sunny and temperatures are at least 60 degrees. It cannot be done early in the spring or late in the fall.

RiteWay Crack Repair System utilizes a three membrane system and includes 2 year warranty, something very unusual in the crack repair business. By “**extending**” the membrane **three feet beyond the end(s) of the actual cracks**, it will take some time for the existing cracks to grow **beyond the membrane**. *Be aware that this will not prevent cracking elsewhere on the court surface so random cracks may still appear in other areas.*

Open, clean and fill the cracks using Court Patch Binder mix.

Apply RiteWay Crack repair to structural cracks

We warranty the RiteWay Crack System to the extent of the membrane repair for two years. We do not warranty or guarantee the crack beyond the actual repair. The cracks may continue to grow over time and new cracks may appear for the first time at a later date. We also do not warranty the filling of any puddles (birdbaths) if proposed. We do not warranty cracks around net posts or center anchors; they expand at a different rate than asphalt does. It is also possible to see the edge of the membrane repair after resurfacing.

Surfacing

The Plexipave Coloring System, manufactured by California Products of Andover, Massachusetts shall be applied.

Apply one coat of Acrylic Resurfacer; this is a heavy filler coat which provides an excellent texture for a base coat.

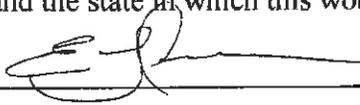
Apply two coats of Colored Fortified Plexipave These coats provide the court with a uniform surface texture.

Layout, tape and hand paint line per USTA specifications.

Please Note: Do not use black-soled shoes. Use only flat- soled (no knobs) tennis shoes. Hockey sticks, black soled sneakers, roller blades, bike tires and skateboards will mark or damage the court surface. If you use tables, benches or chairs on the court, use coasters under the legs to spread the weight, so that the court doesn't get damaged. Do not walk on the court with high-heeled shoes. It is possible to see banding or tool marks in the finished surface. This is within norms of industry standards.

All material is guaranteed to be as specified. All work to be completed in a workman like manner according to standard practices. Any alteration or deviation from the above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. The contractor agrees to carry Workmen's Compensation and Public Liability Insurance required by the United States Government and the state in which this work is to be performed.

Authorized Signature: _____
Eric Loftus, Tennis Division



Date: 1/3/2017

Acceptance of Proposal

If the foregoing meets with your acceptance, kindly sign and return the attached copy of our proposal. Upon its receipt it is understood the foregoing, including the terms and conditions set forth above, will constitute the full and complete agreement between us.

Authorized Signature: _____ Date: ____/____/____

This contract expires thirty days from the date hereof, but may be accepted at any later date at the sole option of Cape and Island Tennis & Track.

Note: Your account will be subject to a service charge of 1.5% per month (18% per annum) on all invoices not paid within our normal payment term.

Please indicate billing contact information if different than the information above:

Name:

Address:

All scheduling questions should be directed to David Moore, Senior VP of Operations at 508 962 8538 or dmoore@tennisandtack.com

Cape and Island Tennis & Track has been providing New England with award winning tennis courts since 1972.

As the top choice of New England's schools, colleges and universities, the New England Club Managers Association, and several hundred discerning homeowners, we guarantee that you will have a completed project on time, on budget and a tennis facility that will increase the prestige of your property organization.

We back this up by our industry leading 36 Distinguished Facility Awards and the longest warranty on post tensioned concrete in the business.

LARRY TORTI CONSTRUCTION

P.O. BOX 1000 • CHEPACHET, RHODE ISLAND 02814
(401) 568-1500

Attn:
Chuck Hurley

DATE 9-26-16
JOB LOCATION Frothingham Park
ORDER NO. North Easton Ma

We propose:

- ① Grade area to be paved on existing gravel
- ② Install three inch base recycled asphalt and roll
- ③ Spray area to be paved with liquid asphalt
- ④ Broadcast $\frac{3}{8}$ " blue stone and vibratory roll
- ⑤ Cost of \$8,800.00 (eight thousand eight hundred dollars)
- ⑥ Payment upon arrival

Thank you
Larry