

**NOTICE OF AWARD**

Dated \_\_\_\_\_

TO: DeFelice Corporation

ADDRESS:	28 Silva Lane	Dracut	MA	01826
	Street Address	City/Town	State	ZIP

Project Number	20937A	Owner Contract Number
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Project : Pillsbury Road Pump Station, Force Main, and Gravity Interceptor	Contract For: Town of Londonderry
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Insert the name of the contract as it appears on the bid documents

You are notified that your bid dated September 17, 2025 for the above contract has been considered. You are the apparent successful bidder and have been awarded a contract for:

The Pillsbury Road Pump Station, Force Main, and Gravity Interceptor Base Bid and Bid Alternate 1

(Indicate total Work, alternates or sections of Work awarded)

The Contract Price of your contract is Five Million Seven Hundred Sixty-Nine Thousand Ninety Two Dollars and One Cent dollars (\$\$5,769,092.01). Five copies of each of the proposed Contract Documents (except Drawings) accompany this Notice of Award. The same number of sets of the drawings will be delivered separately or otherwise made available to you immediately.

You must comply with the following conditions precedent within 10 days of receiving this Notice of Award.

1. You must deliver to the OWNER all of the fully executed counterparts of the Agreement including all the Contract Documents. This includes the sets of drawings. Each of the Contract Documents must bear your signature on (the cover) (every) page.
2. You must deliver with the executed Agreement the Contract Security (Bonds) as specified in the Information for Bidders and General Conditions.
3. (List all other conditions of precedent.)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Failure to comply with these conditions within the time specified will entitle **OWNER** to consider your bid abandoned, to annul this Notice of Award and to declare your Bid Security forfeited.

Within 10 days after receipt of acceptable performance **BOND**, payment **BOND** and agreement signed by the party to whom the Agreement was awarded, the **OWNER** will return to you one fully signed counterpart of the Agreement with the Contract Documents attached.

\_\_\_\_\_  
(OWNER)

\_\_\_\_\_  
(Authorized Signature)

\_\_\_\_\_  
(Title)

**ACKNOWLEDGEMENT OF NOTICE**

Receipt of the above NOTICE OF AWARD is hereby acknowledged:

By: \_\_\_\_\_, The \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ by  
\_\_\_\_\_ title \_\_\_\_\_.

Copy to ENGINEER (Use Certified Mail, Return Receipt Requested)

## AGREEMENT

**THIS AGREEMENT**, made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ by \_\_\_\_\_ and between Town of Londonderry, hereinafter called "**OWNER**" and DeFelice Corporation doing business as a corporation (an individual, a partnership or a corporation) hereinafter called "**CONTRACTOR**".

**WITNESSETH:** That for and in consideration of the payments and agreements hereinafter mentioned:

1. The **CONTRACTOR** will commence and complete the construction of Pillsbury Road Pump Station, Force Main, and Gravity Interceptor.
2. The **CONTRACTOR** will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of the **PROJECT** described herein.
3. The **CONTRACTOR** will commence the work required by the **CONTRACT DOCUMENTS** within 10 calendar days after the date of the **NOTICE TO PROCEED** unless the period for completion is extended otherwise by the **CONTRACT DOCUMENTS**. Completion time for the project will be calculated as calendar days from the date specified in the **NOTICE TO PROCEED** as follows:

Bid Item 1A, Bid Item 1B, and Bid Item 24 (if awarded) shall be as follows:

550	calendar days for substantial completion*
610	calendar days for final completion*

Bid Items 2 through Bid Item 23 shall be as follows:

365	calendar days for substantial completion*
425	calendar days for final completion*

\*Excludes mandatory shutdown in the Town Right of Way from November 15 through April 15 and Contractor requested winter shutdown outside the Town Right of Way.

Liquidated damages will be in the amount of \$1000 for each calendar day of delay from the date established for the substantial completion and \$1000 for each calendar day of delay from the date established for final completion.

4. The **CONTRACTOR** agrees to perform all of the **WORK** described in the **CONTRACT DOCUMENTS** and comply with the terms therein for the sum of \$5,769,092.01 or as shown in the **BID** schedule.
5. The term "**CONTRACT DOCUMENTS**" means and includes the following:
  - a. ADVERTISEMENT FOR BIDS
  - b. INFORMATION FOR BIDDERS
  - c. BID
  - d. BID BOND
  - e. NOTICE OF AWARD
  - f. AGREEMENT
  - g. PAYMENT BOND
  - h. PERFORMANCE BOND
  - i. CERTIFICATE OF INSURANCE
  - j. NOTICE TO PROCEED
  - k. CHANGE ORDER(S)
  - l. CERTIFICATON OF SUBSTANTIAL COMPLETION
  - m. CERTIFICATION OF FINAL COMPLETION
  - n. CONTRACTOR'S AFFIDAVIT
  - o. CONTRACTOR'S RELEASE

- p. GENERAL CONDITIONS
- q. SUPPLEMENTAL GENERAL CONDITIONS
- r. SPECIAL CONDITIONS
- s. FEDERAL PROVISIONS, RULES, REGULATIONS AND FORMS
- t. DRAWINGS prepared by: Wright-Pierce numbered C-1 through E-8 and dated February, 2025
- u. SPECIFICATIONS prepared or issued by: Wright-Pierce and dated July, 2025
- v. ADDENDA
  - No. 1 dated August 12, 2025
  - No. 2 dated August 29, 2025
  - No. 3 dated September 8, 2025

- 6. The **OWNER** will pay to the **CONTRACTOR** in the manner and at such times as set forth in the General Conditions such amounts as required by the **CONTRACT DOCUMENTS**.
- 7. This agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors and assigns.

**IN WITNESS WHEREOF**, the parties hereto have executed, or caused to be executed by their duly authorized officials this Agreement in 5 copies, each of which shall be deemed an original on the date first above written.

OWNER: \_\_\_\_\_  
 By: \_\_\_\_\_  
 NAME: \_\_\_\_\_

(SEAL)  
 ATTEST: \_\_\_\_\_  
 NAME: \_\_\_\_\_  
 TITLE: \_\_\_\_\_

CONTRACTOR: \_\_\_\_\_  
 BY: \_\_\_\_\_  
 NAME: \_\_\_\_\_  
 ADDRESS: \_\_\_\_\_

(SEAL)  
 ATTEST: \_\_\_\_\_  
 NAME: \_\_\_\_\_  
 TITLE: \_\_\_\_\_