04/23/2034 - LETTER OF INTENT & NOTICE TO PROCEED

CHELO’S RESTAURANT – WARWICK, RI

This document acknowledges the intent by Chelo’s Restaurant to engage New England Construction Company (NEC) as design assist contractor for the renovation/addition to the existing Chelo’s Restaurant – Warwick, RI location (Owner) under the following terms:

1. This serves as a Notice to Proceed whereas NEC shall complete **Preconstruction Phase l Total: $15,000.00**
   * Project Kick Off
   * Permit Process
   * Design/Assist Services for MEPs
   * Develop and Finalize Detailed Scopes of Work
   * Master Scheduling Exercise
   * Detailed Logistics Plan
2. Owner and NEC acknowledge that the final pricing is subject to any change, fluctuation, escalation and/or decrease/increase in subcontractor material/labor costs and overall changes in scope throughout the preconstruction period.
3. Formal construction contract will be AIA 101 Stipulated Sum and AIA 201 General Conditions of the Contract for Construction. The contract will be signed within 30 days of final pricing.
4. Termination by the Owner for Convenience. The Owner may, at any time, terminate the Notice to Proceed for the Owner’s convenience and without cause. Upon receipt of notice from the Owner of such termination for the Owner’s convenience, the Contractor shall cease operations as directed by the Owner in the notice; take actions necessary, or that the Owner may direct, for the protection and preservation of the Work; andexcept for Work directed to be performed prior to the effective date of termination stated in the notice, terminate all existing subcontracts and purchase orders and enter into no further subcontracts and purchase orders. In case of such termination for the Owner’s convenience, the Owner shall pay the Contractor for Work executed; costs incurred by reason of the termination, including costs attributable to termination of Subcontractors.

Both parties acknowledge receipt and acceptance of the terms set for in this letter. Services will be billed on a monthly basis. Anticipated duration of preconstruction services: 90 Days.

**New England Construction Chelo’s Restaurant**

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Name: Kimberly Sluter Date Name: Date

Title: Vice President Title:

\*Additional services/hours/reimbursable expenses shall not be incurred without prior consent by Client.