

Emily Sarazin

From: Bryan Jarvis
Sent: Monday, December 9, 2019 2:46 PM
To: Karis North
Cc: Emily Sarazin
Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Looks good to me.

Thanks,

Bryan Jarvis
Sr. Project Manager



One Edgewater Drive, Suite 204
Norwood, MA 02062
E: bjarvis@compasspminc.com
D: 617.869.7670

From: Karis North <knorth@mhtl.com>
Sent: Monday, December 9, 2019 1:44 PM
To: Bryan Jarvis <bjarvis@compasspminc.com>
Cc: Emily Sarazin <esarazin@compasspminc.com>
Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Bryan:

Draft language – let me know if this is sufficient, before I send it.

Kevin Collins
Project Manager
Massachusetts School Building Authority
40 Broad Street, Suite 500
Boston, MA 02109

RE: Town of Natick – Kennedy Middle School Project
MSBA No. 201501980305

Dear Mr. Collins:

This firm serves as Town Counsel to the Town of Natick. In that capacity, I certify that the Town of Natick is legally authorized to borrow, pursuant to the vote of the February 27, 2018 Special Town Meeting #1, up to \$109,560,000 to pay for and complete the Kennedy Middle School building project (“the Project”). In our opinion, the Town is not required by law to return any Project bid savings to the Town’s general revenues or to pay Project bid savings to the lender, if and when any Project bid savings accrue. It is our opinion that the

Town may use any bid savings within the Total Project budget, and may allocate such savings to the Owner's contingency line item in the Total Project Budget.

Thank you for your attention to this matter.

Sincerely,

Karis L. North

cc: Anna Nolin, Superintendent, Natick Public Schools
William Chenard, Natick Deputy Town Administrator for Operations
Bryan Jarvis, Compass, Senior Project Manager

From: Bryan Jarvis [<mailto:bjarvis@compasspminc.com>]
Sent: Monday, December 9, 2019 1:25 PM
To: Karis North
Cc: Emily Sarazin; Bryan Jarvis
Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Karis,

Kevin Collins
Project Manager
Massachusetts School Building Authority
40 Broad Street, Suite 500
Boston, MA 02109

MSBA Project ID#: 201501980305

Thanks,

Bryan Jarvis
Sr. Project Manager



One Edgewater Drive, Suite 204
Norwood, MA 02062
E: bjarvis@compasspminc.com
D: 617.869.7670

From: Karis North <knorth@mhtl.com>
Sent: Monday, December 9, 2019 1:18 PM
To: Bryan Jarvis <bjarvis@compasspminc.com>

Cc: Emily Sarazin <esarazin@compasspminc.com>

Subject: RE: Natick: Memo regarding bid savings to contingency Funds

And also the MSBA number.

Thx

From: Karis North

Sent: Monday, December 9, 2019 1:17 PM

To: 'Bryan Jarvis'

Cc: Emily Sarazin

Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Bryan - yes, finishing it today.

Who is the Project Manager at MSBA for this project?

Thanks,

KLN

From: Bryan Jarvis [<mailto:bjarvis@compasspminc.com>]

Sent: Monday, December 9, 2019 9:05 AM

To: Karis North

Cc: Emily Sarazin; Bryan Jarvis

Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Hi Karis,

Hope you had a nice weekend.

Just following up on this....I would like to get this out this week as upon receipt the MSBA can draft a final version of PFA bid amendment for the Town to review at next week's building committee meeting.

Let me know if that is doable.

Thanks,

Bryan Jarvis

Sr. Project Manager



One Edgewater Drive, Suite 204

Norwood, MA 02062

E: bjarvis@compasspminc.com

D: 617.869.7670

From: Karis North <knorth@mhtl.com>

Sent: Tuesday, November 26, 2019 1:28 PM

To: Bryan Jarvis <bjarvis@compasspminc.com>; Kevin Collins <Kevin.Collins@MassSchoolBuildings.org>

Cc: Emily Sarazin <esarazin@compasspminc.com>; Bill Chenard, <bchenard@natickma.org>; Michael McGurl

<Michael.McGurl@MassSchoolBuildings.org>; anolin@natickps.org; smeyley@natickps.org; Brian Kelley
<Brian.Kelley@MassSchoolBuildings.org>

Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Thanks Bryan, exactly what I needed.

KLN

From: Bryan Jarvis [<mailto:bjarvis@compasspminc.com>]

Sent: Tuesday, November 26, 2019 1:05 PM

To: Karis North; Kevin Collins

Cc: Emily Sarazin; Bill Chenard,; Michael McGurl; anolin@natickps.org; smeyley@natickps.org; Brian Kelley; Bryan Jarvis

Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Karis,

Please see examples from our Millis and Stoughton projects attached for reference.

Thanks,

Bryan Jarvis
Sr. Project Manager



One Edgewater Drive, Suite 204

Norwood, MA 02062

E: bjarvis@compasspminc.com

D: 617.869.7670

From: Karis North <knorth@mhtl.com>

Sent: Tuesday, November 26, 2019 10:42 AM

To: Kevin Collins <Kevin.Collins@MassSchoolBuildings.org>; Bryan Jarvis <bjarvis@compasspminc.com>

Cc: Emily Sarazin <esarazin@compasspminc.com>; Bill Chenard, <bchenard@natickma.org>; Michael McGurl
<Michael.McGurl@MassSchoolBuildings.org>; anolin@natickps.org; smeyley@natickps.org; Brian Kelley
<Brian.Kelley@MassSchoolBuildings.org>

Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Thank you Kevin.

Brian, do you have a sample letter or form letter for this type of certification from counsel, that I can work from? If you have anything you can send, that would be helpful.

Thanks, and enjoy the holiday.

KLN

Karis L. North
Murphy, Hesse, Toomey & Lehane, LLP
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Quincy, MA 02169

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Please consider the environment before printing this e-mail.

From: Kevin Collins [<mailto:Kevin.Collins@MassSchoolBuildings.org>]
Sent: Wednesday, November 20, 2019 12:00 PM
To: Bryan Jarvis; Karis North
Cc: Emily Sarazin; Bill Chenard,; Michael McGurl; anolin@natickps.org; smeyster@natickps.org; Brian Kelley
Subject: RE: Natick: Memo regarding bid savings to contingency Funds

Bryan, Karis-

Any questions regarding this can be sent to myself and our Associate General Counsel, Brian Kelley (copied here). I will gladly handle any coordination.

Best,

Kevin Collins
Project Manager
Massachusetts School Building Authority
40 Broad Street, Suite 500
Boston, MA 02109
Tel. 617-720-4466

From: Bryan Jarvis <bjarvis@compasspminc.com>
Sent: Wednesday, November 20, 2019 11:32 AM
To: knorth@mhtl.com; Kevin Collins <Kevin.Collins@MassSchoolBuildings.org>
Cc: Emily Sarazin <esarazin@compasspminc.com>; Bill Chenard, <bchenard@natickma.org>; Bryan Jarvis <bjarvis@compasspminc.com>; Michael McGurl <Michael.McGurl@MassSchoolBuildings.org>; anolin@natickps.org; smeyster@natickps.org
Subject: RE: Natick: Memo regarding bid savings to contingency Funds

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Karis,

In follow up to our conversation yesterday:

The District needs a letter stating it is authorized to add its share of bid savings on the KMS project to the construction contingency line item of the KMS project budget.

The District would transfer up the same percentage as its current projected share of total project cost. So 51.79% of the \$8,449,500 in "bid savings" which totals \$4,376,043.

This amount would be added to the project's construction contingency line item. This added amount will be ineligible for reimbursement from the MSBA.

Kevin – can you provide the contact info for the appropriate MSBA rep in case Karis (Town counsel) has any questions regarding language/requirements of the memo.

Thanks,

Bryan Jarvis
Sr. Project Manager



One Edgewater Drive, Suite 204
Norwood, MA 02062
E: bjarvis@compasspminc.com
D: 617.869.7670

From: Bryan Jarvis <bjarvis@compasspminc.com>
Sent: Thursday, November 14, 2019 7:11 AM
To: knorth@mhtl.com
Cc: Bryan Jarvis <bjarvis@compasspminc.com>; Emily Sarazin <esarazin@compasspminc.com>
Subject: FW: follow up from Warrant Article 20 and Contingency Funds

Karis,

The Town needs you to submit a memo to the MSBA stating that the Town is authorized, per By-law, to transfer/apply the available project "bid savings" to the KMS project budget.

MSBA requires this to ensure that the Town's use of "savings" is in accordance with Town by-laws as they have had issues in the past with other districts.

Call me and we discuss details/questions.

I am out today, but will be available all day tomorrow.

Thanks,

Bryan Jarvis
Sr. Project Manager



One Edgewater Drive, Suite 204
Norwood, MA 02062
E: bjarvis@compasspminc.com
D: 617.869.7670

From: Karis North <knorth@mhtl.com>
Sent: Wednesday, November 13, 2019 9:00 PM
To: anolin@natickps.org
Cc: Bryan Jarvis <bjarvis@compasspminc.com>; Bill Chenard, <bchenard@natickma.org>
Subject: Re: follow up from Warrant Article 20 and Contingency Funds

Anna - First, we have to get past the 7-day post-Town meeting period. I'll need a certified copy of the vote from TM from the clerk to record.

Also, the engineers should prepare the final stamped plan, suitable for recording. They can get working on that.

I spoke with Ruthann at this the Army Corps on Tuesday so they know the vote happened and was positive. I explained the 7-day rule.

The Town has 60 days to get the recording done, but let's get it done more quickly than that.

Thanks,
KLN

Karis L. North
Murphy, Hesse, Toomey & Lehane LLP
617-691-1948
knorth@mhtl.com

On Nov 13, 2019, at 8:53 PM, Nolin, Anna <annolin@natickps.org> wrote:

Hi Karis,
I know you are still knee-deep in town meeting.
With the passing of Warrant Article 20 we want to make sure we follow up with the right paper work to the Army Corps of Engineers.

Also, the committee decided to move the funds formerly known as project savings from design and bidding excluding FFE to project contingency status in order to revisit once we are post-demolition of the building. We are working informed by the recent fire station issues.

If you can inform us how to proceed, we'd appreciate it.

Anna



Anna P. Nolin, Ed.D.

Superintendent of Schools

The secret of change is to focus all of your energy, not on fighting the old, but on building the new. – Socrates

Natick Public Schools

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508-647-6500, ext 0

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Natick, MA 01760