



Massachusetts School Building Authority

Deborah B. Goldberg
Chairman, State Treasurer

James A. MacDonald
Chief Executive Officer

John K. McCarthy
Executive Director / Deputy CEO

July 17, 2018

Mr. Thomas M. Conrad, Superintendent
Nauset Regional School District
78 Eldredge Park Way
Orleans, MA 02653

Re: Nauset Regional School District, Nauset Regional High School, Owner's Project Manager
Approval Letter

Dear Superintendent Conrad:

Pursuant to the provisions of G.L. c. 149, s. 44A ½ and 963 CMR 2.11, the Nauset Regional School District (the "District") is required to procure the services of an Owner's Project Manager (the "OPM") for the Nauset Regional High School project using a qualifications based selection process. As required by 963 CMR 2.11 (3), the District has certified in writing to the Massachusetts School Building Authority (the "MSBA") that it has used a qualifications based selection process that complies with Massachusetts law. Pursuant to 963 CMR 2.11 (2) and G.L. c. 70B, s. 2, the District has requested in writing that the MSBA approve its selection of Daedalus Projects, Inc. as the OPM for the Nauset Regional High School project.

The MSBA has reviewed the information submitted by the District in support of its selection of Daedalus Projects, Inc. Based upon the information provided by the District, the MSBA hereby approves its selection of Daedalus Projects, Inc. for the Nauset Regional High School project and to the key personnel and consultants identified by Daedalus Projects, Inc. in the proposal that was submitted to the District and reviewed by the MSBA, and as presented to the MSBA's Owner's Project Manager Review Panel on July 16, 2018. The MSBA's approval is specific to Daedalus Projects, Inc. and to the key personnel identified by Daedalus Projects, Inc. in the proposal that was submitted and reviewed by the MSBA. Pursuant to the provisions of 963 CMR 2.11 (4) and the applicable requirements of any agreements between the MSBA and the District, any change in the OPM or its key personnel, as described in the attached organizational chart, must be approved in writing by the District and the MSBA. The MSBA's approval is also based upon the District's representation that the Eligible Applicant for the District has designated James Nowack, Assistant Director of Finance and Operations, Nauset Regional School District, as the individual who shall have the authority to act on behalf of the Owner, under its contract with the OPM, and who shall be responsible for day-to-day communication between the Owner and the OPM. Any change in this designation must be approved in writing by the MSBA.

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Please note the MSBA's approval of the District's selection is subject to the provisions of 963 CMR 2.11 which, among other things, allows the MSBA to rescind its approval and/or to direct the removal of the OPM under certain circumstances. The MSBA retains the right to rescind its approval of the District's selection of Daedalus Projects, Inc. and to deny and/or recoup reimbursement for expenditures or costs related to the OPM services if Daedalus Projects, Inc. does not perform its services to the satisfaction of the MSBA. The MSBA's approval is further subject to the execution of a contract between the District and Daedalus Projects, Inc. in a format that is satisfactory to the MSBA, utilizing any standard contracts, forms, and provisions that the MSBA may require, including the completed MSBA System Access Request form which is described below. Please forward a hard copy and an electronic copy of the fully executed contract between the District and Daedalus Projects, Inc. to Katie DeCristofaro, Capital Program Manager, at the MSBA by July 27, 2018.

It will be the District's responsibility to monitor the performance of Daedalus Projects, Inc. to ensure that they perform their obligations in a satisfactory manner, and to enforce the provisions of its contract with Daedalus Projects, Inc. Among obligations of the OPM that are detailed within the MSBA's standard contract is the requirement for the OPM to submit monthly reports to the MSBA. The OPM shall submit to the District no later than the twelfth day of each calendar month. The OPM shall begin submitting monthly progress reports on the first reporting date following the month in which the OPM receives an approval letter from the District. The District shall verify that the OPM submits its monthly reports on time and in the form and manner determined by the MSBA. OPM Reports shall be submitted to the MSBA by the OPM using the MSBA's online OPM Report System. In order to activate and use this system, the District must complete and submit the attached MSBA System Access Request form. The completed form must be delivered to Katie DeCristofaro, Capital Program Manager, at the MSBA by July 27, 2018.

The District must comply with all provisions of law and all conditions imposed by any agreements executed between the MSBA and the District, including, but not limited to, a Feasibility Study Agreement, a Project Scope and Budget Agreement, and a Project Funding Agreement, related to the provision of services by an OPM. The MSBA maintains its right to withhold reimbursement of costs and expenditures associated with OPM services if the District fails to comply with the applicable terms and conditions of its agreements with the MSBA or any administrative directives issued by the MSBA, now in effect or hereafter promulgated. The MSBA's decision to approve the District's selection of an OPM, to approve changes in the OPM, or its key personnel, or decline to exercise any of its rights in relation to the selection or performance of the OPM, shall not be construed as a waiver of the MSBA's right to review, audit, and disallow costs incurred by the District in relation to OPM services, to withhold reimbursement, or to take any other actions available to the MSBA under the law or under its agreements with the District.

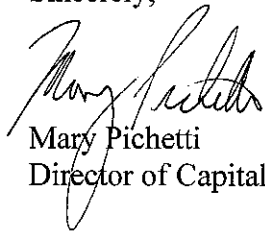
The MSBA shall bear no liability of any kind whatsoever for any claims directly or indirectly occurring out of the MSBA's approval of the District's selection of the OPM, the MSBA's approval or non-approval of changes in the OPM or its key personnel, the MSBA's decision to rescind its approval or to direct the removal of an OPM, or any other alleged acts or omissions

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on the part of the MSBA related to the selection, performance, acts or omissions of the Owner's Project Manager.

If you have any questions, please do not hesitate to contact me or Allison Jones (Allison.Jones@MassSchoolBuildings.org) at 617-720-4466.

Sincerely,



Mary Pichetti
Director of Capital Planning

Attachments:

Daedalus Projects, Inc. Project Team Organizational Chart
OPM System Access Request Form – OPM Report System User

Cc: Legislative Delegation
Chris Easley, Chair, Nauset Regional School Committee
Giovanna B. Venditti, Director of Finance and Operations, Nauset Regional School District
James Nowack, Assistant Director of Finance and Operations, Nauset Regional School District
Richard Marks, Owner's Project Manager, Daedalus Projects, Inc.
Joseph Sullivan, Owner's Project Manager, Daedalus Projects, Inc.
File: 4.1 OPM Selection (Region 6)

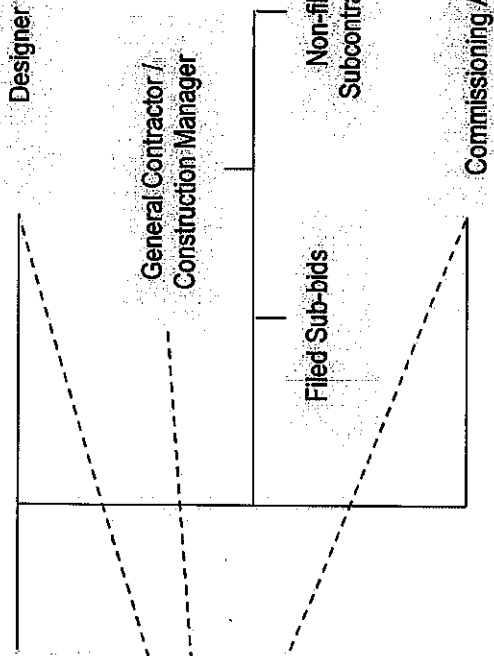
5. List **ONLY** Those Prime and Sub-Consultant Personnel Specifically Requested In The Advertisement. This Information Should Be Presented Below In The Form Of An Organizational Chart. Include Name Of Firm and Name Of The One Person In Charge Of The Discipline, With Mass. Registration Number, As Well As MBE/WBE Status, if Applicable:



**Nauset Regional School District and
the Nauset Regional High School Building Committee**



**OWNER'S PROJECT MANAGER
DAEDALUS PROJECTS, INC.**



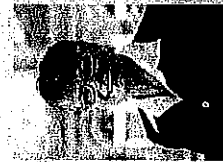
PROJECT DIRECTOR
Richard Marks
35+ Years of Experience
Time Commitment: 25%



SENIOR PROJECT MANAGER
Joseph Sullivan
20+ Years of Experience
Time Commitment: 50%



ON-SITE REPRESENTATIVE
Ronald Caggiano
35+ Years of Experience
Time Commitment: 100% (construction)



DIRECTOR OF COST ESTIMATING
Delwyn Williamson
30+ Years of Experience
Time Commitment: 10%



CONTROLS SPECIALIST
Sidni Bragg
11+ Years of Experience
Time Commitment: 8%



ENGINEERING / CODE REVIEW
Thomas Gatzunis, P.E., C.B.O.
30+ Years of Experience
Time Commitment: 10%



DESIGN / SUSTAINABILITY/RW
Alicia Monks, AIA, LEED AP
23+ Years of Experience
Time Commitment: 10%