

**NAUSET PUBLIC SCHOOLS  
MEETING MINUTES of the  
NAUSET HIGH SCHOOL BUILDING COMMITTEE  
MEETING DATE and TIME:**

**Wednesday, June 28, 2023 @ 5:30PM**

**Remote Meeting Via Nauset School District Zoom**

This meeting took place **remotely** pursuant to the law signed by Governor Baker on June 16, 2021 –  
An Act Extending Certain COVID-19 Measures Adopted During the State of Emergency,  
which includes an extension, until March 31, 2023, of the remote meeting provisions of his March 12, 2020  
Executive Order Suspending Certain Provisions of the Open Meeting Law.

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**EXECUTIVE SESSION MEETING**

**MEMBER ATTENDANCE:** Greg Levasseur, Brooke Clenchy, Tom Faris, Peter Wade, Chris Easley, Bob Capurso, Patrick Clark, Tom Fitzgibbons, Giovanna Venditti, Jacqui Beebe, Harry Terkanian, Ron Collins and Lisa Orlandella

**MEMBERS NOT IN ATTENDANCE:** Kathleen Tringale, Griffin Ryder, James Nowack and Jody Craven

**NON-MEMBER ATTENDANCE:** The NRHS SBC Professional Team: Jorge Crus, Amanda Sawyer, Phil Cox and Peter Gaudra

Chair Levasseur called the meeting to order at 5:30 pm.

**Agenda Changes:** None

Chair Levasseur announced:

The Committee will enter into Executive session pursuant to M.G.L. c.30A, §21(a)(3), to discuss strategy with respect to clearly and imminently threatened or otherwise demonstrably likely litigation by Delta Mechanical if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares.

**MOTION: Mr. Easley made a motion to move into executive session at 5:35pm. Mr. Fitzgibbons seconded the motion and via roll call vote, all members voted in favor.**

Mr. Cox indicated that the team at CHA has circulated a memo that he provided for the School Committee that explained the discussion of the negotiations with Delta Mechanical. Flashburgh is in concurrence of the memo outlining the proposed change order settlement that will resolve the issue for approximately \$570K.

Mr. Cox continued to say CHA is of the opinion this settlement is the best way forward, as it would be the same cost if CHA had to provide monitoring, recording and oversight of the workday piping installation.

Chair Levasseur recommended Mr. Easley (member of the Regional School Committee) request that council review the settlement and that the language is correct and speak to Delta Mechanical's attorney to finalize and then send back to the School Committee for their vote of approval.

Chair Levasseur added that he understands the frustration, but Bob Brait would like to get past this so that there are no issues with the hundreds of various workers on site. Mr. Brait also changed his mark-up to help this issue get resolved quicker.

Members were asked their opinions of the settlement and most wanted to move forward and not let this issue affect the workmanship or timeline of the project.

Mr. Cox further explained that he had a past working relationship with Delta Mechanical and the owner of Delta reached out to him to try and find a suitable settlement. Mr. Cox worked with the Delta ownership to avoid a total work stoppage from Delta.

Mr. Cruz noted that this proposal is not a change order for labor or materials, it is strictly a settlement cost. He feels if this settlement is not accepted, the cost would be significantly higher because of attorney's fees and expert testimony that would have to become involved.

Mr. Cruz offered more explanation as to the specifications of the pipes that will be used and what pipes will be welded.

**MOTION: Mr. Terkanian made a motion to approve the proposed \$572K change order subject to approval of council with respect to the language of the settlement. Mr. Levasseur seconded the motion and via roll call vote all members voted in favor.**

Chair Levasseur said that now the document will go to the attorney's for review and they will return a finalized document for approval.

**MOTION: Ms. Orlandella moved to leave the Executive Session, not to return to open session and adjourn the meeting at 6:10pm. Mr. Capurso seconded the motion and via roll call vote, all members voted in favor.**

Respectfully Submitted,  
Amanda Lapierre  
Recording Secretary

Gregory Levasseur  
Gregory Levasseur (Nov 16, 2023 15:11 EST)

Gregory Levasseur

Building Committee Chair

Nov 16, 2023