

**Keene Middle School Building Committee
34 West Street, Keene, NH
Meeting of Thursday, February 3, 2011 11:00 A.M.**

Committee Members Present:

Elizabeth Coppola, Co-Chair, Neil Donegan, William Gurney, John Harper, Tom Remillard, Dotty Frazier (until 12:45), Gary Lafreniere, Bob Gaughan and Richard Beard

Others in Attendance:

Frank Marinace of Marinace Architects, SAU #29 Director of Technology Chris Carreira (until 12:00), William Sudsbury, Clerk of the Works and Tad Schrantz, Peter Tremblay and Mike Farhm from MacMillin (until 12:30)

Ms. Coppola called the meeting to order at 11:12 a.m.

1. Approve Minutes of January 19, 2011

Mr. Donegan moved and Mr. Remillard seconded that the minutes of January 19, 2011 be approved. The vote on the motion was unanimous.

2. Project Schedule Update

Mike Farhm distributed updated project schedules dated 2/3/11 and reviewed them with the Committee. In answer to a question from Mr. Harper, Mr. Farhm clarified that the schedules were based on an assumption of additional financial support from Keene School District in the range of \$150,000-200,000. The Committee expressed disappointment that an earlier request to provide a schedule not including this assistance had not been provided to facilitate comparison of the two situations. In response to another question from Mr. Harper regarding an occupancy date for the SAU building (in light of possible sale of the present facility), September 1 was considered a reasonable occupancy date for the new building.

Discussion ensued relative to the reason for the need for additional financial assistance to MacMillin. "Complexity of the structural steel drawings and its impact on the steel detailer, fabricator and the submittal process" was cited as the primary reason.

Additional discussion ensued relative to the direct cost of the tenting without general contractor markup. It was agreed that this net figure was \$129,322.

MacMillin representatives left the meeting at 12:30 p.m.

3. MacMillin Request for Additional Time and Costs

At 12:35 p.m. Mr. Donegan moved and Mr. Gurney seconded, that the Committee move into non-public session under R.S.A. 91-A:3(II)(d) to discuss Consideration of the acquisition, sale or lease of personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.

A unanimous roll call vote was taken with Mr. Marinace and Mr. Sudsbury accompanying the Committee into non-public session at 12:35 p.m.

The Committee returned to open session at 1:25 p.m.

4. Other

Mr. Marinace updated the Committee regarding the recommendation of the District's well driller to locate the second irrigation well close to the first well.

The next regular meeting of the Committee was re-scheduled for March 9, 2011 at 11:00 a.m.

The meeting adjourned at 1:25p.m.

John R. Harper
Business Administrator

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34 West Street, Keene, NH
Meeting of Thursday, February 3, 2011 11:00 A.M.**

NON-PUBLIC SESSION

RESTRICTED: INFORMATION AVAILABLE TO COMMITTEE MEMBERS ONLY

Committee Members Present:

Elizabeth Coppola, Co-Chair, Neil Donegan, William Gurney, John Harper, Tom Remillard, Dotty Frazier (until 12:45), Gary Lafreniere, Co-Chair, Bob Gaughan and Richard Beard

Others in Attendance:

Frank Marinace of Marinace Architects and William Sudsbury, Clerk-of-the-Works

At 12:35 p.m. Mr. Donegan moved and Mr. Gurney seconded, that the Committee move into non-public session under R.S.A. 91-A:3(II)(d) to discuss Consideration of the acquisition, sale or lease of personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community. A unanimous roll call vote was taken with Mr. Marinace and Mr. Sudsbury accompanying the Committee into non-public session at 12:35p.m.

Discussion ensued concerning the request from MacMillin Company relative to the budget and timeline for the Keene Middle School/SAU #29 construction project.

Mr. Harper suggested that any action taken by the Committee in response to the request from MacMillin be in the form of a recommendation to the Keene Board of Education, as the Board had approved the original contract amount and timeline with MacMillin. The consensus of the Committee was that the MacMillin request represented a change order and the Committee had routinely approved change orders throughout the project.

Mr. Donegan moved and Mr. Lafreniere seconded, that the Committee approve a change order request from MacMillin for additional funds up to \$129,322 – subject to a variety of conditions concerning timeline, additional funding requests, etc. that would be addressed in language developed by Mr. Marinace working with School District Attorney, John Wrigley. The vote on the motion was six in favor, two opposed (Mr. Remillard and Mr. Harper).

Mr. Donegan moved and Mr. Remillard seconded, that the minutes of non-public session be restricted subject to successful negotiation of the above agreement between the School District and MacMillin. The vote on the motion was unanimous.

The Committee returned to open session at 1:25 p.m.

John R. Harper
Business Administrator

Unrestricted by JRH: 2/12/11