

Rochester Joint Schools Construction Board
Minutes
February 3, 2014
4:30 PM

Present

Chair Lois Giess, Vice Chair Bob Brown, Aaron Hilger, Everton Sewell and ICO Brian Sanvidge. Members José Coronas, Ann McCormick and Tom Richards were away. Also present were: Executive Director Tom Renauto, General Counsel Peter Abdella, Program Director Tom Rogér from Gilbane and Pepin Accilien from Savin.

Chair Giess convened the meeting at 4:30pm

Chair Giess opened the meeting with a "Thank you" to Richard Pifer for his service to the RJSCB.

Approval of Minutes:

Monthly Meeting held on January 13, 2014

Motion by Member Brown

Second by Member Hilger

Approved 4-0 with Board Members Coronas, McCormick and Richards away

RJSCB Officer Vote:

RJSCB Treasurer

Motion to approve Everton Sewell as RJSCB Treasurer made by Chair Giess

Second by Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

RJSCB Committee Appointments by Chair Giess:

Aaron Hilger appointed to both the M/WBE and Services Procurement Committee and the Finance Committee

Presentation: DWT Update

Jim McGuinness from Millennium Strategies described the scope of work for DWT. Jim also explained the e-rate grant funds (what it is and how we apply for it). Phase 1A and Phase 1B budgets were reviewed. The current mini-bids for network electronics and interactive white boards were explained.

Executive Session:

Pursuant to Public Officers Law Section 105(1)(f), a motion was made by Board Chair Giess and seconded by Member Brown to enter into executive session to discuss the performance history of two particular companies who have performed services for the Phase 1 projects.

The RJSCB reconvened at 5:50pm

Action Items

Resolution 2013-14: 177

Independent Compliance Officer (Landon & Rian Enterprises), Contract Close-Out

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the Act requires the Board is to engage an Independent Compliance Officer ("ICO") to report directly to the Board; and

WHEREAS, the RJSCB issued an RFP for an Independent Compliance Officer in April of 2010 (Resolution 2009-10: 11); and

WHEREAS, in June of 2010, the RJSCB selected Landon & Rian Enterprises, Inc. as the finalist for Independent Compliance Officer (Resolution 2009-10: 14) and subsequently entered into an agreement with Landon & Rian Enterprises, Inc. entitled "Independent Compliance Officer Agreement" (the "Agreement") in August of 2010 (Resolution 2010-11: 7); and

WHEREAS, the Agreement includes a Scope of Work divided into two Stages; Stage 1 for work during the Master Plan Development and Stage 2 for Pre-Construction activities; and

WHEREAS, the Agreement has a term of two years; and

WHEREAS, the RJSCB extended the term of the Agreement by one year and added certain additional services in June of 2012 (Resolution 2011-12: 111) and;

WHEREAS, in August 2013 the RJSCB extended the term of the Agreement by an additional four months through December 31, 2013 (Resolution 2013-14: 27) and;

WHEREAS, in December 2013 the RJSCB extended the term of the Agreement by an additional one month, through January 31, 2014 (Resolution 2013-14: 131) and;

WHEREAS, the RJSCB now wishes to extend the term of the Agreement by an additional two months, through March 31, 2014 specifically related to close-out of the 1a projects (School 17, School 50, Charlotte High School and Franklin Educational Campus) and;

WHEREAS, the scope of work has been detailed in the Amendment to the Agreement, attached hereto, and the hourly rates previously established will remain intact during this two month extension; and

WHEREAS, this extension of the ICO services will not result in an increase to the current contract amount; and

WHEREAS, at its January 30, 2014 meeting, the MWBE and Services Procurement Committee considered and discussed a recommendation from the Executive Director to extend the ICO's Agreement

(Landon & Rian Enterprises) two months to complete close-out services, and after due deliberation, it agreed to forward the recommendation to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves an extension to the Agreement between the Board and Landon & Rian Enterprises through March 31, 2014 to provide close-out services associated with the 1a projects (School 17, School 50, Charlotte High School, and Franklin Educational Campus);
2. The current contract amount shall not be increased; and
3. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute an Amendment that is consistent with this approval and in an acceptable form to the Chair upon the advice of the RJSCB's General Counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 178

Amendment to Erdman Anthony Agreement – Commissioning Agent Services

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the selection of Erdman Anthony (“Erdman Anthony”) as the Commissioning Agent for the School 5, School 12, Charlotte High School, and Franklin Educational Campus projects in Phase I (Resolution 2012-13: 67); and

WHEREAS, the RJSCB entered into an agreement with Erdman Anthony (Resolution 2012-13: 67) dated December 13, 2012, entitled Consultant Form of Agreement (the “Agreement”); and

WHEREAS, following the execution of the Agreement, Erdman Anthony, along with the Program Manager, identified the need for additional work and cost proposals were then obtained for these additional scope items and provided to the Program Manager for review; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the “Committee”) that Erdman Anthony's Agreement should be amended to add these additional scope items in the total amount of \$7,285; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting, and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Erdman Anthony Agreement dated November 5, 2012 as set forth above is hereby approved; and

2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute an amendment to the Agreement that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Hilger

Approved 4-0 with Board Members Coronas, McCormick and Richards away

**Resolution 2013-14: 179
Additional Moving Services**

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the Act authorized up to 13 projects in Phase I of the Rochester Schools Modernization Program ("RSMP") including a District Wide Technology program which involves technology upgrades and infrastructure work at each of the 12 school projects identified in Phase 1; and

WHEREAS, the RJSCB approved the selection of FM Office Express ("FM"), Corrigan Moving Systems ("Corrigan"), and Lafayette Storage and Moving Corporation ("Lafayette") as the moving companies associated with the Phase 1 - Summer 2013 moves (Resolution 2012-13: 165); and

WHEREAS, the RJSCB issued Purchase Orders to FM and Lafayette respectively, each dated April 24, 2013 ("Agreement"); and

WHEREAS, FM and Lafayette have submitted proposals to the Move Manager for the additional work based on the hourly rates included with the original bid; and

WHEREAS, the Program Manager and Move Manager reviewed the additional costs associated with the changes in the schedule and determined that they are fair and reasonable for the work being performed; and

WHEREAS, at its January 30, 2014 meeting, the MWBE and Services Procurement Committee considered the Program Manager's and Move Manager's recommendation to accept the proposals from FM and Lafayette to perform the additional work in the amounts listed in the table below, and agreed to forward the recommendation to the full Board for consideration;

FIRM	Amount
FM Office Express	\$2,750
Lafayette Storage and Moving Corporation	\$22,356

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Program Manager and Move Management Consultant to accept the proposals for additional moving services as set forth above; and

2. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver Purchase Orders to the above named firms and in the amounts listed above in substantially the form included in the Request for Bids (dated March 5, 2013) with such changes as the Chair may approve (the Chair's signature thereon being conclusive evidence of such approval) on the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 180

Change Order #21 to Eastcoast Electric LLC – Electrical Contractor (School 17)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the electrical contractor contract to Eastcoast Electric LLC ("Eastcoast") for the School 17 project in Phase I (Resolution 2012-13: 14); and

WHEREAS, the RJSCB entered into a contract with Eastcoast (Resolution 2012-13: 14) dated July 2, 2012, (the "Contract") to perform the scope of services defined in the contract documents as the electrical contractor's scope of work; and

WHEREAS, following the execution of the Contract, Eastcoast, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #21 includes the following item:

1. Additional work in electric room 313A for the amount of \$6,463

The Total amount of Change Order #21 is \$6,463; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Eastcoast's Contract should be amended to add these scope items for the amount of \$6,463; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Eastcoast Electric LLC's Contract between the Board and Contractor dated July 2, 2012 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute a Change Order to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Sewell

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 181

Change Orders #26, #30, #32 through #35 to Manning Squires Hennig Co., Inc. – General Contractor (School 17)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the general contractor contract to Manning Squires Hennig Co., Inc. ("Manning Squires") for the School 17 project in Phase I (Resolution 2012-13: 14); and

WHEREAS, the RJSCB entered into a contract with Manning Squires (Resolution 2012-13: 14) dated July 2, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the general contractor's scope of work; and

WHEREAS, following the execution of the Contract, Manning Squires, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #26 includes the following items:

1. Toilet room underlayment for the amount of \$6,521
2. Bell tower work for the amount of \$3,171.03
3. Additional work at room 236 for the amount of \$1,092.82
4. Terrazzo in corridor C110 for the amount of \$2,703.73
5. U-6 wall changes for a credit of -\$718

The Total amount for Change Order #26 is \$12,770.58; and

WHEREAS, Change Order #30 includes the following items:

1. Additional mudset for the amount of \$16,791.01
2. Lintel in corridor C203 for the amount of \$5,461
3. Misc steel and masonry for duct openings for the amount of \$1,642.33

The Total amount for Change Order #30 is \$23,894.34; and

WHEREAS, Change Order #32 includes the following items:

1. Undercuts at various locations throughout the site for the amount of \$58,133.45

The Total amount for Change Order #32 is \$58,133.45; and
WHEREAS, Change Order #33 includes the following items:
1. Additional fireproofing for the amount of \$6,786
2. Finishing walls in vestibule V103 for the amount of \$1,286
The Total amount for Change Order #33 is \$8,072; and

WHEREAS, Change Order #34 includes the following items:
1. Additional door hold open devices for the amount of \$996.74
2. Cafeteria door stops for the amount of \$806
3. Revisions in vestibule V101 and area G102 for the amount of \$2,494
4. Repairs to ceiling grid and tile for the amount of \$5,911.26
5. Changes to stair C208 ceiling for a credit of -\$1,010.94
6. Additional casework for the amount of \$2,087.38
The Total amount for Change Order #34 is \$11,284.44; and

WHEREAS, Change Order #35 includes the following items:
1. Parking lot cuts and fills for the amount of \$10,561.11
The Total amount for Change Order #35 is \$10,561.11; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Manning Squires' Contract should be amended to delete and add these scope items in the amount of \$124,715.92; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Manning Squires Hennig Co., Inc.'s Contract between the Board and Contractor dated July 2, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown
Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 182
Change Order #18 to M.A. Ferrauilo Plumbing and Heating – Mechanical Contractor (School 17)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the mechanical contractor contract to M.A. Ferraiulo Plumbing and Heating ("M.A. Ferraiulo") for the School 17 project in Phase I (Resolution 2012-13: 14); and

WHEREAS, the RJSCB entered into a contract with M.A. Ferraiulo (Resolution 2012-13: 14) dated July 2, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the mechanical contractor's scope of work; and

WHEREAS, following the execution of the Contract, M.A. Ferraiulo, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #18 includes the following item:

1. Add loop in Area A for the amount of \$782
 2. Chilled water system changes for the amount of \$1,448
- The Total amount of Change Order #18 is \$2,230; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that M.A. Ferraiulo's Contract should be amended to add these additional scope items in the total amount of \$2,230; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to M.A. Ferraiulo Plumbing and Heating's Contract between the Board and Contractor dated July 2, 2012 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute a Change Order to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 183

Change Order #10 and #11 to Testa Construction Inc. General Contractor (School 17 - Clinic)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of

equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the general contractor contract to Testa Construction Inc. ("Testa") for the School 17 Clinic project in Phase I (Resolution 2012-13: 51); and

WHEREAS, the RJSCB entered into a contract with Testa (Resolution 2012-13: 51) dated October 15, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the general contractor's scope of work; and

WHEREAS, following the execution of the Contract, Testa, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #10 includes the following item:

1. Additional pipe chase for the amount of \$1,046
The Total amount of Change Order #10 is \$1,046; and

WHEREAS, Change Order #11 includes the following item:

1. Room revisions for the amount of \$5,313.08
The Total amount of Change Order #11 is \$5,313.08; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Testa's Contract should be amended to add these scope items in the amount of \$6,359.08; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Testa Construction Inc.'s Contract between the Board and Contractor dated October 15, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 184

Change Order #9 and #10 to B&B Mechanical Contractors Inc. – School 50

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the mechanical contractor contract to B&B Mechanical Contractors Inc. (“B&B Mechanical”) for the School 50 project in Phase I (Resolution 2011-12: 101); and

WHEREAS, the RJSCB entered into a contract with B&B Mechanical (Resolution 2011-12: 101) dated June 4, 2012 (the “Contract”), to perform the scope of services defined in the contract documents as the mechanical contractor’s scope of work; and

WHEREAS, following the execution of the Contract, B&B Mechanical, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #9 includes the following item:

1. Add for damper, room SG103, for the amount of \$681.65
 2. Re-rout piping for the amount of \$3,762.22
 3. AHU #4 changes for the amount of \$598.23
 4. Add fire damper, to exhaust fan #27 for the amount of \$674.83
 5. VFD contacts for the amount of \$4,279.52
 6. Replace motor for UV-N for the amount of \$735.58
- The Total amount of Change Order #9 is \$10,732.03; and

WHEREAS, Change Order #10 includes the following item:

1. Changes to chillers for the amount of \$35,909.68
- The Total amount of Change Order #10 is \$35,909.68; and

WHEREAS, the Construction Manager and the Program Manager believe that the pricing is appropriate and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that B&B Mechanical’s Contract should be amended to add these additional scope items in the total amount of \$46,641.71; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to B&B Mechanical Contractors Inc.’s Contract between the Board and Contractor dated June 4, 2012 as set forth above are hereby approved; and

2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute Change Orders that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Hilger

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 185

Change Order #23, #24, #25 to Eastcoast Electric LLC – Electrical Contractor (School 50)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the electrical contractor contract to Eastcoast Electric LLC ("Eastcoast") for the School 50 project in Phase I (Resolution 2011-12: 101); and

WHEREAS, the RJSCB entered into a contract with Eastcoast (Resolution 2011-12: 101) dated June 4, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the electrical contractor's scope of work; and

WHEREAS, following the execution of the Contract, Eastcoast, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #23 includes the following items:

1. Add heat to custodial room for the amount of \$15,477
2. Exhaust fan for room M103 for the amount of \$4,798

The Total amount of Change Order #23 is \$20,275; and

WHEREAS, Change Order #24 includes the following items:

1. Power for door GL100-4 for the amount of \$1,080
2. Power for flushometers for the amount of \$923.37
3. Control cabinet relocation for the amount of \$1,367.74

The Total amount of Change Order #24 is \$3,371.11; and

WHEREAS, Change Order #25 includes the following items:

1. Emergency generator load test for the amount of \$666
2. Door hardware power for the amount of \$4,800
3. Power for additional AC unit for the amount of \$814.62
4. AHU detectors and shut down control for the amount of \$4,629

The Total amount of Change Order #25 is \$10,909.62; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Eastcoast's Contract should be amended to add these additional scope items in the total amount of \$34,555.73; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Eastcoast Electric LLC's Contract between the Board and Contractor dated June 4, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 186

Change Order #42 through #45 to Manning Squires Hennig Co., Inc. – General Contractor (School 50)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the general contractor contract to Manning Squires Hennig Co., Inc. ("Manning Squires") for the School 50 project in Phase I (Resolution 2011-12: 101); and

WHEREAS, the RJSCB entered into a contract with Manning Squires (Resolution 2011-12: 101) dated June 4, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the general contractor's scope of work; and

WHEREAS, following the execution of the Contract, Manning Squires, along with The Pike Company, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #42 includes the following item:

1. Subsurface conditions at the playground area for the amount of \$30,613.89
- The total amount of Change Order #42 is \$30,613.89; and

WHEREAS, Change Order #43 includes the following item:

1. Fire alarm re-test for the amount of \$317
2. Raise man-holes for the amount of \$3,244.95
3. Changes to roof details for the amount of \$7,269.78

4. Water line changes for the amount of \$10,474.24
The total amount of Change Order #43 is \$21,305.97; and

WHEREAS, Change Order #44 includes the following item:

1. Access door paint for the amount of \$246.89
 2. Sidewalk at Reliance St. for the amount of \$4,090
 3. Drywall at rolling steel door for the amount of \$3,275.90
- The total amount of Change Order #44 is \$7,612.79; and

WHEREAS, Change Order #45 includes the following item:

1. Security window film for the amount of \$37,182.84
- The total amount of Change Order #45 is \$37,182.84; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Manning Squires' Contract should be amended to add these additional scope items in the total amount of \$96,715.49; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Manning Squires Hennig Co., Inc.'s Contract between the Board and Contractor dated June 4, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 187

Change Order #22 through #25 to The Pike Company – General Contractor (Charlotte High School)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the general contractor contract to The Pike Company ("Pike") for the Charlotte High School Project in Phase I (Resolution 2011-12: 105); and

WHEREAS, the RJSCB entered into a contract with The Pike Company (Resolution 2011-12: 105) dated June 4, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the general contractor's scope of work; and

WHEREAS, following the execution of the Contract, The Pike Company, along with Campus Construction Group, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #22 includes the following items:

1. Repair work on each floor for the amount of \$28,031
- The Total amount for Change Order #22 is \$28,031; and

WHEREAS, Change Order #23 includes the following items:

1. VET floor prep for the amount of \$11,792
 2. Telescoping panels for the amount of \$708
 3. Wood base removals for the amount of \$2,035
 4. Delete door muttins and grilles for a credit of -\$12,240
 5. Relocate door for the amount of \$1,418
 6. IT room floor changes for a credit of -\$4,163
 7. Door repairs for the amount of \$24,695
 8. Drywall in girls locker room for the amount of \$328
 9. Drywall chase in room 403 for the amount of \$3,386
 10. Steel framing for the amount of \$7,013
 11. Resinous thresholds at 3 shower areas for the amount of \$2,035
 12. Trench plates at receiving area for the amount of \$925
 13. Additional key cabinets for the amount of \$831
 14. Replace glass at 20 locations for the amount of \$7,308
 15. Remove and replace ceilings for the amount of \$2,249
 16. Additional railings at front entrance for the amount of \$18,096
 17. New signage for the amount of \$433
 18. Flooring re-install for the amount of \$657
 19. Delete door trim at room 11 for a credit of -\$588
 20. Security film at front office for the amount of \$1,049
 21. Patch holes at freight elevator for the amount of \$330
 22. Ceiling grid and tile at room 401A for the amount of \$198
 23. Stainless steel corner guards at cafeteria for the amount of \$263
 24. Patch and paint display board areas for the amount of \$662
 25. Reduce thickness of countertops for a credit of -\$3,570
 26. Door hardware changes for the amount of \$4,496
- The Total amount for Change Order #23 is \$70,346; and

WHEREAS, Change Order #24 includes the following items:

1. Repairs in the basement area for the amount of \$3,380
- The Total amount for Change Order #24 is \$3,380; and

WHEREAS, Change Order #25 includes the following items:

1. Extended schedule for additional requests/changes for the amount of \$56,983
 2. Revisions to mow strips for the amount of \$16,766
 3. Repairs to doors for the amount of \$14,167
 4. Removal of white boards and tack board s for the amount of \$1,743
 5. Replacement cabinets due to water damage \$10,000
 6. Replacement carpet for the amount of \$9,309
 7. Building cleaning for the amount of \$40,529
- The Total amount for Change Order #25 is \$149,497; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary and the pricing is appropriate and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that The Pike Company's Contract should be amended to delete and add these scope items for a total of \$251,254; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to The Pike Company's Contract between the Board and Contractor dated June 4, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 188

Change Order #8 to Concord Electric Corporation – Electrical Contractor (Charlotte High School)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the electrical contractor contract to Concord Electric Corporation ("Concord") for the Charlotte High School Project in Phase I (Resolution 2011-12: 105); and

WHEREAS, the RJSCB entered into a contract with Concord (Resolution 2011-12: 105) dated June 4, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the electrical contractor's scope of work; and

WHEREAS, following the execution of the Contract, Concord, along with Campus Construction Group, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #8 includes the following items:

1. Power to Range hood for the amount of \$5,273
2. Plate covers for the amount of \$389
3. Power to fume hood for the amount of \$508
4. Power to laundry washer and dryer for the amount of \$2,221

5. Power and conduit to cafeteria tv locations for the amount of \$4,892
 6. Intercom and card readers at several exterior doors for the amount of \$9,307
 7. Relocate hand dryer for the amount of \$348
 8. Demo wire-way and conduit for the amount of \$3,749
 9. Chair lift light for the amount of \$477
 10. Relocate conduit for the amount of \$2,435
 11. Modify power to casework for the amount of \$895
- The Total amount of Change Order #8 is \$30,494; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary and the pricing is appropriate and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Concord Electric Corporation's Contract should be amended to add these additional scope items in the total amount of \$30,494; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Concord Electric Corporation's Contract between the Board and Contractor dated June 4, 2012 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute a Change Order to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Sewell

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 189

Change Order #5 to Thurston Dudek – Plumbing Contractor (Charlotte High School)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the plumbing contract to Thurston Dudek ("Thurston Dudek") for the Charlotte High School Project in Phase I (Resolution 2011-12: 105); and

WHEREAS, the RJSCB entered into a contract with Thurston Dudek (Resolution 2011-12: 105) dated June 4, 2012 (the "Contract"), to perform the scope of services defined in the contract documents as the plumbing contractor's scope of work; and

WHEREAS, following the execution of the Contract, Thurston Dudek, along with Campus Construction Group, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #5 includes the following items:

1. Covers to sink bases for the amount of \$9,801
 2. Drinking fountains for the amount of \$7,092
 3. Repairs to piping for the amount of \$6,964
 4. Room 40 changes for \$0
 5. Plumbing work deleted in room 139 for a credit of -\$2,403
- The Total amount for Change Order #5 is \$21,454; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary and the pricing is appropriate and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Thurston Dudek's Contract should be amended to delete and add these scope items for the total amount of \$21,454; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Thurston Dudek's Contract between the Board and Contractor dated June 4, 2012 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute a Change Order to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2012-13: 190

Change Order #3 to The Pike Company – General Contractor (Edison Technology Campus)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the general contractor contract to The Pike Company ("Pike") for the Edison Technology Campus project in Phase I (Resolution 2012-13: 194); and

WHEREAS, the RJSCB entered into a contract with Pike (Resolution 2012-13: 194) dated June 10, 2013 (the "Contract"), to perform the scope of services defined in the contract documents as the general contractor's scope of work; and

WHEREAS, following the execution of the Contract, Pike, along with LPCiminelli, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #3 includes the following items:

1. Provide pump stations for the amount of \$162,611
- The Total amount for Change Order #3 is \$162,611; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Pike's Contract should be amended to add these scope items in the amount of \$162,611; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to The Pike Company's Contract between the Board and Contractor dated June 10, 2013 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute a Change Order to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2012-13: 191

Change Order #1 and #2 to Landry Mechanical Contractors – Mechanical Contractor (Edison Technology Campus)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the mechanical contractor contract to Landry Mechanical Contractors (“Landry”) for the Edison Technology Campus project in Phase I (Resolution 2012-13: 194); and

WHEREAS, the RJSCB entered into a contract with Landry (Resolution 2012-13: 194) dated June 10, 2013 (the “Contract”), to perform the scope of services defined in the contract documents as the mechanical contractor’s scope of work; and

WHEREAS, following the execution of the Contract, Landry, along with LPCiminelli, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #1 includes the following item:

1. Change Trustee in contract documents to U.S. Bank National Association for \$0
The Total amount for Change Order #1 is \$0; and

WHEREAS, Change Order #2 includes the following item:

1. Relocate glycol lines on the 3rd floor for the amount of \$9,875
The Total amount for Change Order #2 is \$9,875; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Landry’s Contract should be amended to add these scope items in the amount of \$9,875; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Landry Mechanical Contractors’ Contract between the Board and Contractor dated June 10, 2013 as set forth above are hereby approved; and
2. The RJSCB’s Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB’s general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2012-13: 192

Change Order #2 and #3 to Hewitt Young Electric – Electrical Contractor (Edison Technology Campus)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of

equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB approved the award of the electrical contractor contract to Hewitt Young Electric ("HYE") for the Edison Technology Campus project in Phase I (Resolution 2013-14: 15); and

WHEREAS, the RJSCB entered into a contract with HYE (Resolution 2013-14: 15) dated July 8, 2013 (the "Contract"), to perform the scope of services defined in the contract documents as the electrical contractor's scope of work; and

WHEREAS, following the execution of the Contract, HYE, along with LPCiminelli, the Construction Manager, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #2 includes the following item:

1. Data and power revisions at swing space for the amount of \$9,224
2. Outlets for door alarms for the amount of \$607
3. Kitchen data drops for the amount of \$859
4. Electrical revisions at security office for the amount of \$5,108
5. Hand dryer circuits for the amount of \$4,997

The Total amount for Change Order #2 is \$20,795; and

WHEREAS, Change Order #3 includes the following item:

1. Change Trustee in contract documents to U.S. Bank National Association for \$0

The Total amount for Change Order #3 is \$0; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that HYE's Contract should be amended to add these scope items in the amount of \$20,795; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Hewitt Young Electrical's Contract between the Board and Contractor dated July 8, 2013 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2012-13: 193
Change Order #2 to Hewitt Young Electric – District Wide Technology

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the Act authorized up to 13 projects in Phase I of the Rochester Schools Modernization Program (“RSMP”) including a District Wide Technology program which involves technology upgrades and infrastructure work at each of the 12 school projects identified in Phase 1; and

WHEREAS, the RJSCB approved the award of the District Wide Technology Phase 1a contract to Hewitt Young Electric, LLC (“HYE”) for the District Wide Technology Phase 1a projects in Phase I (Resolution 2011-12: 79); and

WHEREAS, the RJSCB subsequently entered into a contract with HYE (Resolution 2011-12: 79) dated March 12, 2012 (the “Contract”), to perform the scope of services defined in the contract documents as the District Wide Technology Phase 1a contractor’s scope of work; and

WHEREAS, following the execution of the Contract, HYE, along with Millennium Strategies, the Technology Consultant, and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Technology Consultant and the Program Manager for review; and

WHEREAS, Change Order #2 includes the following items:

1. Additional conduit and raceway at Charlotte, School 17, and School 50 for the amount of \$85,126.01
2. Reduce number of wireless access points for a credit of -\$12,126.75
3. Additional Smartboard installs at Charlotte, School 17 and School 50 for the amount of \$7,113.50
4. Reduction in installation of network electronics for a credit of -\$7,066
5. Upgrade connection to Smartboards from VGA to HDMI for the amount of \$10,092.49
6. Additional data and testing at Charlotte, School 17 and School 50 for the amount of \$108,532.11
7. Data drop at kitchenette at School 50 for the amount of \$200
8. Additional security monitors at Charlotte for the amount of \$3,111.77

The Total amount of Change Order #2 is \$194,983.13; and

WHEREAS, the Technology Consultant and the Program Manager believe that the pricing is appropriate and the contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Hewitt Young Electric, LLC’s Contract should be amended to delete and add these additional scope items in the total amount of \$194,983.13; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager’s recommendation at its January 30, 2014 meeting and after due deliberation, it agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Hewitt Young Electric, LLC as set forth above is hereby approved; and

2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute a Change Order that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 194

Recognizing Services of Brian Roulin

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, Mr. Roulin was appointed as a charter member of the RJSCB in October 2008; and

WHEREAS, Mr. Roulin has provided leadership, commitment and expertise to the RJSCB during his tenure on the Board; and

WHEREAS, Mr. Roulin has shown an unparalleled level of dedication to the students of the Rochester City School District through his service as a member of the RJSCB;

Therefore, be it RESOLVED,

1. The Rochester Joint Schools Construction Board hereby recognizes Mr. Brian Roulin's service to the Board and gratefully acknowledges his contributions as a Board Member beginning in October 2008 through January 2014.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 195

ICO Audit Report

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("the Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board consisting of equal representation by the City of Rochester ("City") and the Rochester City School District ("District"), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB's Executive Director and its general counsel recommended that the RJSCB retain the services of a third party reviewer to review and report on the recordkeeping and maintenance of project records for MWBE compliance matters in Phase 1 of the RSMP; and

WHEREAS, the RJSCB approved the RFP at its monthly meeting on October 7, 2013 and authorized the Executive Director to obtain proposals from qualified firms using a request for proposals process (Resolution 2013-14: 83); and

WHEREAS, the Executive Director received 4 proposal responses on October 25, 2013 as stipulated in the RFP, and thereafter these proposals were delivered to each of the RJSCB Members and the RJSCB's general counsel; and

WHEREAS, the RJSCB determined that 2 of the 4 firms had provided proposals that were responsive to the RFP; and

WHEREAS, on October 30, 2013, the RJSCB conducted interviews with the 2 shortlisted firms - Northeast Preconstruction Ventures, Inc. and Freed Maxick CPAs, P.C.; and

WHEREAS, the RJSCB subsequently awarded the contract to Northeast Preconstruction Ventures Inc. (Resolution 2013-14: 102); and

WHEREAS, Northeast Preconstruction Ventures Inc. has now completed the compliance audit report (the "Report"), attached to this resolution, and the RJSCB, its Executive Director, and its General Counsel have reviewed and considered the Report; and

WHEREAS, the Independent Compliance Officer ("ICO") has been provided with a copy of the report and has subsequently provided a response to the Report (attached hereto); and

WHEREAS, the RJSCB has prepared a management response to the Report (attached hereto); and

WHEREAS, the RJSCB's Executive Director has recommended to the RJSCB that it accept the Report from Northeast Preconstruction Ventures Inc. and that it incorporate the ICO's response and the RJSCB's management response into the document, becoming one single document; and

WHEREAS, the RJSCB discussed the Executive Director's recommendation and considered the Report, the ICO's response, and the RJSCB's management response at its regular Board meeting on February 3, 2014;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby accepts the Compliance Audit Report, a copy of which is attached to this Resolution along with the ICO's response and the RJSCB's management response.

Second by Board Member Sewell

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Resolution 2013-14: 196

Pay Requisition Summary Acceptance (January 2014)

By Board Chair Giess

WHEREAS, the Rochester School Facilities Modernization Program Act ("School Modernization Act") established the Rochester Joint Schools Construction Board ("RJSCB"), a seven voting member board

consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the School Modernization Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB developed a pay requisition approval procedure with input from its Counsel, the MWBE and Services Procurement Committee, members of the accounting department of Rochester City School District, and the RJSCB’s independent auditing firm; and

WHEREAS, the RJSCB, at its regular monthly meeting on September 12, 2011, adopted the pay requisition approval procedure (Resolution 2011-12: 23) (“Pay Requisition Approval Procedure”); and

WHEREAS, the RJSCB, at its regular monthly meeting on September 10, 2012, revised the Pay Requisition Approval Procedure (Resolution 2012-13: 37) to include the Trustee as paying agent for construction related payments; and

WHEREAS, the COMIDA issued bond proceeds for the Rochester Schools Modernization Program (“RSMP”) Phase 1a projects were deposited in the Trustee’s account on June 20, 2012; and

WHEREAS, the COMIDA issued bond proceeds for the Rochester Schools Modernization Program Phase 1b projects were deposited in the Trustee’s account on June 6, 2013; and

WHEREAS, Excel Aid funding associated with the Rochester Schools Modernization Program is currently in the final stages of review and certification by the Dormitory Authority of the State of New York (“DASNY”); and

WHEREAS, the intended purpose of the Excel Aid funding is to partially pay for costs associated with the design and/or construction of certain Phase 1a projects; and

WHEREAS, due to the late timing of the DASNY certification process for the Excel Aid, if necessary, the District has decided to establish and fund a special account for the RSMP ahead of the completion of the DASNY certification process to pay for certain invoices associated with the Phase 1a projects; and

WHEREAS, the District will be reimbursed for any payments made after the DASNY certification process has been completed and the Excel Aid funds are released; and

WHEREAS, in compliance with the Pay Requisition Approval Procedure, the RJSCB’s Executive Director has reviewed the individual pay applications from each of the consultants and suppliers for accuracy and completeness; and

WHEREAS, the Executive Director forwarded a Pay Requisition Summary (attached to this Resolution) totaling \$6,978,847.08, including all invoices to be paid by the Trustee using bond proceeds and those invoices to be paid by the District using Excel Aid funding, to the Board Chair with copy to the full Board on January 30, 2014; and

WHEREAS, the RJSCB Chair approved the Pay Requisition Summary on January 30, 2014;

THEREFORE, BE IT RESOLVED:

1. The Rochester Joint Schools Construction Board hereby accepts the Pay Requisition Summary for the month of January 2014 in the amount stated above and as shown in the Summary attached to this Resolution.

Second by Board Member Brown

Approved 4-0 with Board Members Coronas, McCormick and Richards away

Communication

The Monthly Report is included in the Member's packets. The Board discussed the School 58 schedule. Tom Roger stated that we are awaiting direction from the District regarding a mid-year move.

The Compliance Report is included in the Member's packets. Tom Renauto stated that the transition to the new ICO has started.

The Budget report is included in the Member's packets. The Board discussed the RCSD recent request to purchase Weight Room equipment for 4 more schools totaling roughly \$800,000. Tom stated that none of the locations identified will get any aid for this equipment. More discussions to follow with the District.

The M/WBE and Services Procurement Committee Report for January 30, 2014 is included in the Member's packets.

The Finance Committee Report for January 30, 2014 is included in the Member's packets.

Adjournment

Approved 4-0, at 6:45pm, with Members Coronas, McCormick and Richards away.