

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

**Present**

Vice Chair Bob Brown, Charles Benincasa, Jose Coronas, Aaron Hilger, Tom Richards, Everton Sewell, Christopher Thomas, and ICO Brian Sanvidge. Also present were: Executive Director Tom Renauto, General Counsel Peter Abdella, Program Director Tom Rog r from Gilbane and Pepin Accilien from Savin.

**Vice Chair Brown convened the meeting at 4:31pm**

Vice Chair Brown opened the meeting asking for comments from the public. There were none.

**Approval of Minutes:**

Monthly Meeting held on February 3, 2014

Motion by Member Hilger

Second by Member Sewell

Approved 7-0

**RJSCB Officer Election:**

RJSCB Chair

Motion to nominate Tom Richards as Chair made by Member Brown

Second by Member Coronas

Motion to nominate Aaron Hilger as Chair made by Member Benincasa

Second by Member Thomas

Call for vote: 4 votes for Tom Richards

Receiving a majority of the votes, Tom Richards is elected the Chair of the RJSCB

**Action Items**

**Resolution 2013-14: 197**

**Amendment to SJB Services, Inc. Contract (Phase 1a Projects)**

**By Board Member Brown**

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 Program Manager recommended to the RJSCB that it engage the services of a Special Inspection and Testing Agent as a third party inspector during construction of the Phase 1 projects; and

WHEREAS, the RJSCB issued a Request For Proposals (“RFP”) for Special Inspection and Testing Agent Services on April 9, 2012 (Resolution 2011-12: 92) which included work at the first five projects in Phase 1a (School 17, School 50, School 58, Charlotte High School and Franklin Educational Campus); and

WHEREAS, the RJSCB, at its monthly meeting on June 4, 2012 (Resolution 2011-12: 115), approved the selection of SJB Services, Inc. (“SJB”) for Special Inspection and Testing Agent Services for School 17, School 50, School 58, Charlotte High School, and Franklin Educational Campus, and the parties thereafter entered into an Agreement between the RJSCB and SJB dated June 11, 2012 (the “Agreement”); and

WHEREAS, following the execution of the Agreement, SJB, along with the Program Manager, identified the need for additional inspections and testing work associated with changes in the scope of construction and unforeseen field conditions at various Phase 1a projects; and

WHEREAS, SJB has provided the Program Manager with a proposal for the additional services in the amount of \$125,788.70; and

WHEREAS, unused funds within the original Agreement associated with the Charlotte High School project in the amount of \$30,498 will be used to off-set a portion of the additional costs at the other Phase 1a projects; and

WHEREAS, the total additional cost to the project is \$95,290.70; and

WHEREAS, based on the advice and recommendation of the Program Manager, the MWBE and Services Procurement Committee considered and discussed the proposal for additional services at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement Between Board and SJB Services Inc. as set forth above is hereby approved; and
2. The RJSCB’s Chair is authorized in the name and behalf of the RJSCB, to execute an amendment to the SJB Services Inc. 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 Hilger**  
**Approved 7-0**

**Resolution 2013-14: 198**  
**Amendment to SJB Services, Inc. Contract (Phase 1b Projects)**

**By Board Member Brown**

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 Program Manager recommended to the RJSCB that it engage the services of a Special Inspection and Testing Agent as a third party inspector during construction of the Phase 1 projects; and

WHEREAS, the RJSCB issued a Request For Proposals (“RFP”) for Special Inspection and Testing Agent Services on May 7, 2013 (Resolution 2012 – 2013: 174) which included work at four projects in Phase 1b (School 5, School 28, East High School, and Edison Technology Campus); and

WHEREAS, the RJSCB, at its monthly meeting on June 10, 2013 (Resolution 2012-13: 195), approved the selection of SJB Services, Inc. (“SJB”) for Special Inspection and Testing Agent Services for School 5, School 28, East High School, and Edison Technology Campus, and the parties thereafter entered into an Agreement between the RJSCB and SJB dated June 28, 2013 (the “Agreement”); and

WHEREAS, following the execution of the Agreement, SJB, along with the Program Manager, identified the need for additional inspections and testing work associated with changes in the scope of construction and unforeseen field conditions at the School 5 project; and

WHEREAS, the Program Manager has proposed that the amount of \$20,000 of the not-to-exceed contract allowance in the Agreement for Edison Technology Campus project be reallocated to the School 5 budget and used to off-set the additional costs; and

WHEREAS, the total additional cost to the project is \$0; and

WHEREAS, based on the advice and recommendation of the Program Manager, the MWBE and Services Procurement Committee considered and discussed the proposal to reallocate the not-to-exceed contract allowances at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement Between Board and SJB Services Inc. as set forth above is hereby approved; and
2. The RJSCB’s Chair is authorized in the name and behalf of the RJSCB, to execute an amendment to the SJB Services Inc. 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 7-0**

**Resolution 2013-14: 199  
Amendment #13 to Chaintreuil Jensen Stark Architects, LLP Agreement – Monroe High School**

**By Board Member Brown**

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 Chaintreuil Jensen Stark Architects, LLP (“CJS”) as the Architect for the Monroe High School project in Phase I (Resolution 2011-12: 39); and

WHEREAS, the RJSCB entered into an agreement with CJS (Resolution 2011-12: 39) dated November 15, 2011, entitled Agreement Between Board and Architect (the “Agreement”); and

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

WHEREAS, unused funds from previous Amendments (Amendment 2 and Amendment 9) currently exist under the Agreement in the amount of \$5,753; and

WHEREAS, a portion of the unused funds in the amount of \$2,112 will be used to off-set the request for additional costs; and

WHEREAS, the total additional cost to the project is \$0; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that CJS’s Agreement should be amended to add these additional scope items in the to Exhibit I of the Agreement and that this amount shall be treated as a not-to-exceed allowance under Section 11.1.1 of the Agreement; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Chaintreuil Jensen Stark Architects Agreement Between Board and Architect dated November 15, 2011 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 7-0**

**Resolution 2013-14: 200  
Amendment #8 to LaBella Associates Agreement – Edison Technology Campus**

**By Board Member Brown**

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 LaBella Associates, P.C. (“LaBella”) as the Architect for the Edison Technology Campus project in Phase I (Resolution 2011-12: 39); and

WHEREAS, the RJSCB entered into an agreement with LaBella (Resolution 2011-12: 39) dated November 15, 2011, entitled Agreement Between Board and Architect (the "Agreement"); and

WHEREAS, following the execution of the Agreement, LaBella, along with the Program Manager, identified the need for additional design work associated with the full building clock system upgrade requested by the District 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 LaBella's Agreement should be amended to add these additional scope items in the total amount of \$9,800 to Exhibit I of the Agreement and that this amount shall be treated as a not-to-exceed allowance under Section 11.1.1 of the Agreement; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting, and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the LaBella Associates P.C. Agreement Between Board and Architect dated November 15, 2011 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 Chair Richards**  
**Approved 7-0**

**Resolution 2013-14: 201**  
**Amendment #9 to LaBella Associates Agreement – Edison Technology Campus**

**By Board Member Brown**

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 LaBella Associates, P.C. ("LaBella") as the Architect for the Edison Technology Campus project in Phase I (Resolution 2011-12: 39); and

WHEREAS, the RJSCB entered into an agreement with LaBella (Resolution 2011-12: 39) dated November 15, 2011, entitled Agreement Between Board and Architect (the "Agreement"); and

WHEREAS, following the execution of the Agreement, LaBella, along with the Program Manager, identified the need for additional design 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 LaBella's Agreement should be amended to add these

additional scope items in the total amount of \$15,000 to Exhibit I of the Agreement and that this amount shall be treated as a not-to-exceed allowance under Section 11.1.1 of the Agreement; and

WHEREAS, the Program Manager, the Architect, and the Construction Manager believe that the savings associated with deletion of the exterior waterproofing system will provide substantial savings to the project and will more than off-set the costs of the additional design services; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting, and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the LaBella Associates P.C. Agreement Between Board and Architect dated November 15, 2011 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 Benincasa  
Approved 7-0**

**Resolution 2013-14: 202  
Amendment #7 to The Pike Company (CM - Schools 17 and 50)**

**By Board Member Brown**

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 selected The Pike Company ("Construction Manager") to provide Construction Management services for the School 17 and School 50 projects in August of 2011 as a part of Phase 1 of the Rochester Schools Modernization Program (the "RSMP") (Resolution 2011-12: 7) and the parties thereafter entered into the Agreement between the RJSCB and the Construction Manager dated August 3, 2011 (the "Agreement"); and

WHEREAS, subsequent to the execution of the Agreement, the Program Manager directed the Construction Manager to provide additional services for the School 17 and School 50 projects and the Program Manager has received and reviewed proposals for this additional work provided by the Construction Manager; and

WHEREAS, the RJSCB's Program Manager recommended to the MWBE and Services Procurement Committee (the "Committee") that the Construction Manager's Agreement should be amended to add the not-to-exceed amount of \$82,802 for the additional scopes of work in support of the School 17 and School 50 projects; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement Between the RJSCB and the Construction Manager dated August 3, 2011 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 Sewell  
Approved 7-0**

**Resolution 2013-14: 203  
Move Manager Additional Services - Twelfth Amendment; Cancellation of Purchase Order**

**By Board Member Brown**

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 issued a request for proposals dated August 9, 2011 for move management services ("Move Manager") (Resolution 2011-12: 8); and

WHEREAS, at the monthly meeting held on October 3, 2011, the RJSCB selected Vargas Associates as the finalist for Move Manager (Resolution 2011-12: 31) and subsequently entered into an agreement with Vargas Associates dated February 2, 2012, entitled "Agreement Between Owner and Consultant" (the "Agreement"); and

WHEREAS, the Agreement includes scope of work for the first five projects in Phase 1a of the Rochester Schools Modernization Program ("RSMP") (School 17, School 28, School 50, School 58, and Charlotte High School); and

WHEREAS, the RJSCB thereafter added certain additional services to the Move Manager's scope of work (Resolution 2012-13: 9, Resolution 2012-13: 49, Resolution 2012-13:118, Resolution 2012-13: 145, Resolution 2012-13: 172, Resolution 2012-13: 192, Resolution 2013-14: 8, Resolution 2013-14: 34, Resolution 2013-14: 100, Resolution 2013-14: 101 and Resolution 2013-14: 160); and

WHEREAS, the RJSCB previously awarded a Purchase Order to North Coast Hometown Stores (dba Sears Hometown Stores) for small appliances associated with the Phase 1a projects (School 17, School 50, and Charlotte High School) in the amount of \$5,465.22 (Resolution 2013-114: 37); and

WHEREAS, North Coast Hometown Stores requires that an account be established in order to make any purchases and since the RJSCB does not have an account with North Coast Hometown Stores, it could not accept the Purchase Order from the RJSCB, and

WHEREAS, the Program Manager directed Vargas Associates to create an account in its name and the firm advanced the funds to purchase the small appliances on behalf of the RJSCB; and



WHEREAS, the actual order varied from the original Purchase Order due to changes in quantity and reduced price for one item; and  
WHEREAS, the actual amount paid by Vargas Associates on behalf of the RJSCB was \$5,582.21; and

WHEREAS, the actual cost impact to the project is \$116.99; and

WHEREAS, based on the advice and recommendation of the Program Manager, the MWBE and Services Procurement Committee considered and discussed the proposal for additional services from the Move Manager at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby voids and cancels the original Purchase Order to North Coast Hometown Stores for small appliances in the amount of \$5,465.22; and
2. The RJSCB hereby accepts and approves the proposal from the Move Manager for additional services to the Agreement in an amount not to exceed \$5,582.21 to purchase the small appliances associated with School 17, School 50 , and Charlotte High School on behalf of the RJSCB; and
3. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute an amendment to the Agreement with Vargas Associates 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 Hilger  
Approved 7-0**

**Resolution 2013-14: 204  
Move Manager Additional Services - Thirteenth Amendment**

**By Board Member Brown**

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 issued a request for proposals dated August 9, 2011 for move management services ("Move Manager") (Resolution 2011-12: 8); and

WHEREAS, at the monthly meeting held on October 3, 2011, the RJSCB selected Vargas Associates as the finalist for Move Manager (Resolution 2011-12: 31) and subsequently entered into an agreement with Vargas Associates dated February 2, 2012, entitled "Agreement Between Owner and Consultant" (the "Agreement"); and

WHEREAS, the Agreement includes scope of work for the first five projects in Phase 1a of the Rochester Schools Modernization Program ("RSMP") (School 17, School 28, School 50, School 58, and Charlotte High School); and



WHEREAS, the RJSCB thereafter added certain additional services to the Move Manager's scope of work (Resolution 2012-13: 9, Resolution 2012-13: 49, Resolution 2012-13:118, Resolution 2012-13: 145, Resolution 2012-13: 172, Resolution 2012-13: 192, Resolution 2013-14: 8, Resolution 2013-14: 34, Resolution 2013-14: 100, Resolution 2013-14: 101, Resolution 2013-14: 160, Resolution 2013-14: 203; and

WHEREAS, the RJSCB now wishes to add additional services to the Move Manager's scope of work including the preparation of several new bids, procurement of additional FF&E items, and delivery and installation management of: FF&E items not included in the original bulk purchase, bids for appliances, and obtaining quotes for small FF&E one time purchases associated with the 1b projects; and

WHEREAS, the Program Manager has received and reviewed proposals for this additional work provided by the Move Manager; and

WHEREAS, based on the advice and recommendation of the Program Manager, the MWBE and Services Procurement Committee considered and discussed the proposal for additional services from the Move Manager at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby accepts and approves the proposal from the Move Manager for additional services to the Agreement in an amount not to exceed \$17,260; 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 with Vargas Associates 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 Thomas  
Approved 7-0**

**Resolution 2013-14: 205  
Contract Award – Interactive Whiteboards for DWT-1b projects; Rejection of Network Electronics Mini-Bid Proposal and Authorization to Re-bid**

**By Board Member Brown**

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's Technology Consultant (Millennium Strategies), with the advice of the RJSCB's Program Manager, the RJSCB's general counsel, and the RJSCB's Executive Director, prepared two requests for Mini-Bid proposals ("Request for Mini-Bid Proposals") for the owner-supplied Interactive Whiteboards, LAN, and Network Equipment; and

WHEREAS, the RJSCB's Executive Director received mini-bid proposals on February 20, 2014 per the deadline stipulated in the Request for Mini-Bid Proposals, and those proposals were subsequently publicly opened and read aloud at the location stated in the Request for Mini-Bid Proposals; and

WHEREAS, the Program Manager and the Technology Consultant have reviewed the proposals, conducted de-scoping meetings, and concluded that the apparent and sole bidder for the Interactive White Board Equipment, Ronco Specialized Systems, is also a qualified and responsible proposer holding NYS OGS Contract PC64216; and

WHEREAS, the Program Manager and the Technology Consultant have reviewed the proposals for LAN and Network Equipment (Network Electronics), and concluded that all bid proposals should be rejected under the RJSCB's contractual right to do so, and the package should be re-bid as it is in the best interest of the public, the project, and the RJSCB; and

WHEREAS, at the MWBE and Services Procurement Committee meeting held on February 27, 2014, following the review and consideration of recommendations provided by the RJSCB's Program Manager and the Technology Consultant, and after due deliberation by the Committee, the following contract award was approved:

Scope of Work	Name of Vendor	Address	Bid Amount
Interactive White Boards	Ronco Communications & Specialized Systems	84 Grand Island Blvd. Tonawanda, NY 14150	\$ 842,500

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Technology Consultant and the Program Manager that contract award shall be made to the above named firm and bid proposal amount to provide all equipment, labor, materials, maintenance, and plant necessary to execute the scope of work associated with the Interactive Whiteboard equipment in Phase 1 of the RSMP; and
2. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver an Agreement (the "Agreement") to Ronco Communications & Specialized Equipment in substantially the form included in the Request for Proposal for the DWT-1b project, with such changes as the Chair may approve (his/her signature thereon being conclusive evidence of such approval) on the advice of the Technology Consultant, the Program Manager and the RJSCB's general counsel; and
3. The RJSCB hereby approves the recommendation of the Technology Consultant and the Program Manager that all bid proposals received for the LAN and Network Equipment (Network Electronics) associated with the DWT-1b Project shall be rejected under the RJSCB's contractual right to do so and hereby directs the Technology Consultant and the Program Manager to re-bid the LAN and Network Equipment (Network Electronics) including handsets needed for the DWT-1b project, at the earliest possible date.

**Second by Member Thomas**  
**Approved 7-0**

**Resolution 2013-14: 206**  
**Moving Services Request for Bids – Summer 2014**

**By Board Member Brown**

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") which involves the relocations of several schools into temporary "swing" space in order for the schools to continue to operate and to be fully functional during construction; and

WHEREAS, the RJSCB, upon the recommendation of its Program Manager and move management consultant (Vargas Associates), has determined a need for one or more moving services firms to provide the labor and equipment to perform the physical moves in the summer of 2014 for all furniture and equipment that are included in and part of the RSMP; and

WHEREAS, the moves are scheduled to begin on or about July 1, 2014, and the RJSCB needs to secure its moving services as soon as possible; and

WHEREAS, the RJSCB's Program Manager, its Executive Director and move management consultant have prepared a scope of work for moving services ("Request for Bids") which will be used by the RJSCB to obtain bids from moving services firms using an open public bid process; and

WHEREAS, the MWBE and Services Procurement Committee ("the Committee") reviewed the Request for Bids for moving services and approved it at its meeting on February 27, 2014, for forwarding to the full Board;

THEREFORE, BE IT RESOLVED:

1. The Request for Bids for moving services is approved for use by the RJSCB to obtain bids from moving service firms using an open public bid process; and
2. The Committee, with the advice and recommendations of the move management consultant and the Program Manager, is authorized on behalf of the RJSCB to review the bids from the move services firms and recommend one or more firms to the RJSCB for award.

**Second by Board Chair Richards  
Approved 7-0**

**Resolution 2013-14: 207  
Corrections to Resolution 2012-13: 75 - Change Order #5 and #6 to The Pike Company – General Contractor (Charlotte High School)**

**By Board Member Brown**

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 #5 was approved by the RJSCB on December 3, 2012 (Resolution 2012-13: 75) for a credit in the amount of -\$22,737; and

WHEREAS, a transposition error lead to an incorrect amount being indicated in Resolution 2012-13: 75 for Change Order #5; and

WHEREAS, the correct credit associated with Item #1 (Delete Chimney Liner) on Change Order #5 is (\$30,500) not (\$30,000) as indicated in the Resolution and the additional \$500 credit results in the total credit associated with Change Order #5 of -\$23,237; and

WHEREAS, Change Order #6 was approved by the RSJCB on December 3, 2012 (Resolution 2012-13: 75) in the amount of \$17,003; and

WHEREAS, one item that was a part of Change Order #6 was inadvertently omitted from Resolution 2012-13: 75; and

WHEREAS, the item omitted from Resolution 2012-13: 75 associated with Change Order #6 was for additional asbestos abatement required following general demolition in the locker rooms, main office, and various classrooms; and

WHEREAS, the value of the item omitted from Resolution 2012-13: 75 associated with Change Order #6 is \$29,672; and

WHEREAS, the correct total amount associated with Change Order #6 is \$46,675; and

WHEREAS, the Executive Director thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Resolution 2012-13: 75 should be corrected to indicate the amounts identified above for Change Order #5 and Change Order #6 to The Pike Company; and

WHEREAS, the Committee considered and discussed the Executive Director's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to correct Resolution 2012-13: 75;

THEREFORE, BE IT RESOLVED:

1. The proposed corrections to Resolution 2012-13: 75 associated with Change Orders #5 and #6 to The Pike Company's Contract between the Board and Contractor dated June 4, 2012 are hereby approved.

**Second by Board Chair Richards**  
**Approved 7-0**

**Resolution 2013-14: 208  
Change Order #1 and #3 to Bell Mechanical Contractors Inc. – Mechanical Contractor (School 5)**

**By Board Member Brown**

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 Bell Mechanical Contractors Inc. (“Bell”) for the School 5 project in Phase I (Resolution 2012-13: 177); and

WHEREAS, the RJSCB entered into a contract with Bell (Resolution 2012-13: 177) dated June 4, 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, Bell, 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 #1 includes the following items:

1. Change Trustee in Contract Documents to US Bank National Association for the amount of \$0
- The Total amount of Change Order #1 is \$0; and

WHEREAS, Change Order #3 includes the following items:

1. Demo existing ductwork for the amount of \$3,431.23
  2. Emergency roof repairs for the amount of \$1,525.33
- The Total amount of Change Order #3 is \$4,956.56; 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 Bell’s Contract should be amended to add these additional scope items in the total amount of \$4,956.56; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Bell Mechanical Contractors’ Contract between the Board and Contractor dated May 6, 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 Hilger  
Approved 7-0**

**Resolution 2013-14: 209**

**Change Order #8 through #14 to LeChase Construction – General Contractor (School 5)**

**By Board Member Brown**

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 LeChase Construction Services LLC (“LeChase”) for the School 5 project in Phase I (Resolution 2012-13: 177); and

WHEREAS, the RJSCB entered into a contract with LeChase (Resolution 2012-13: 177) dated June 4, 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, LeChase, 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 #8 includes the following items:

1. Trench drain for the amount of \$8,247.60
2. Anchoring at stage for the amount of \$10,057

The Total amount of Change Order #8 is \$18,304.60; and

WHEREAS, Change Order #9 includes the following items:

1. Door 322 credit in the amount of -\$206.08
2. Window security screen for the amount of \$4,427.27
3. Ceiling height changes for the amount of \$3,384
4. Kitchen equipment changes for the amount of \$200.28

The Total amount of Change Order #9 is \$7,805.47; and

WHEREAS, Change Order #10 includes the following items:

1. Abate VAT at landing for the amount of \$2,990.19
2. Plaster ceiling removal for the amount of \$3,062.15
3. Changes at rooms 124a, 128, and 114a for the amount of \$917.17
4. Abate pipe insulation for the amount of \$2,975.92
5. Provide canopy beam bearing for the amount of \$314.87
6. Millwork changes for a credit of -\$4,381.96
7. Chase wall for the amount of \$965
8. Office 112b changes for the amount of \$2,328
9. Densdeck for vapor barrier on roof for the amount of \$2,221

The Total amount of Change Order #10 is \$11,392.34; and

WHEREAS, Change Order #11 includes the following items:

1. Scrape existing peeling paint and apply seal coat for the amount of \$16,998.76

The Total amount of Change Order #11 is \$16,998.76; and

WHEREAS, Change Order #12 includes the following items:

1. Science room swap for the amount of \$5,759
2. Eliminate wardrobes for a credit of -\$14,568



3. Changes to 3rd floor ceiling for the amount of \$12,472  
The Total amount of Change Order #12 is \$3,663; and

WHEREAS, Change Order #13 includes the following items:  
1. Provide steel bracing at chiller for the amount of \$35,652  
The Total amount of Change Order #13 is \$35,652; and

WHEREAS, Change Order #14 includes the following items:  
1. Kitchen flooring change for the amount of \$23,782  
The Total amount of Change Order #14 is \$23,782; 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 LeChase's Contract should be amended to add these additional scope items in the amount of \$117,598.17; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to LeChase Construction Services LLC's Contract between the Board and Contractor dated May 6, 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 Benincasa  
Approved 6-0-1 with Member Thomas abstaining**

**Resolution 2013-14: 210  
Change Order #4, #5, and #6 to Thurston Dudek – Plumbing Contractor (School 5)**

**By Board Member Brown**

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 contractor contract to Thurston Dudek for the School 5 project in Phase I (Resolution 2012-13: 177); and

WHEREAS, the RJSCB entered into a contract with Thurston Dudek (Resolution 2012-13: 177) dated June 4, 2013 (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 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 #4 includes the following item:

1. Plumbing revisions due to existing ceilings for the amount of \$1,732.05

The Total amount of Change Order #4 is \$1,732.05; and

WHEREAS, Change Order #5 includes the following items:

1. Vents in room 103 for the amount of \$2,193.51
2. Science room swap for the amount of \$4,217
3. Grease interceptor for the amount of \$3,537.17

The Total amount of Change Order #5 is \$9,947.68; and

WHEREAS, Change Order #6 includes the following items:

1. Delete acid tanks at science rooms for a credit of -\$456

The Total amount of Change Order #6 is a credit of -\$456; 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 Thurston Dudek's Contract should be amended to delete and add these additional scope items in the total amount of \$11,223.73; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Thurston Dudek's Contract between the Board and Contractor dated May 6, 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 Sewell**  
**Approved 7-0**

**Resolution 2013-14: 211**  
**Change Order #22 to Eastcoast Electric LLC – Electrical Contractor (School 17)**

**By Board Member Brown**

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 #22 includes the following items:

1. Changes to fixtures for the amount of \$3,479.36
2. Changes at kiln room for the amount of \$476.03

The Total amount of Change Order #22 is \$3,955.39; 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 \$3,955.39; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

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 Chair Richards**  
**Approved 7-0**

**Resolution 2013-14: 212**  
**Change Orders #24, #25, #27, #36 through #39 to Manning Squires Hennig Co., Inc. – General Contractor (School 17)**

**By Board Member Brown**

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 #24 includes the following items:

1. Backcharge for damaged insulation for a credit of -\$10,846

The Total amount for Change Order #24 is a credit of -\$10,846; and

WHEREAS, Change Order #25 includes the following items:

1. Add fire proofing at K-wing for the amount of \$2,837.01

The Total amount for Change Order #25 is \$2,837.01; and

WHEREAS, Change Order #27 includes the following items:

1. Backcharge for damaged piping for a credit of -\$6,026.69

The Total amount for Change Order #27 is a credit of -\$6,026.69; and

WHEREAS, Change Order #36 includes the following items:

1. Additional brick repairs for the amount of \$8,819.92
2. Changes to ceiling heights for the amount of \$639.63

The Total amount for Change Order #36 is \$9,459.55; and

WHEREAS, Change Order #37 includes the following items:

1. Recovery of unused allowance for a credit of -\$42,087.08

The Total amount for Change Order #37 is a credit of -\$42,087.08; and

WHEREAS, Change Order #38 includes the following items:

1. Changes to column details for the amount of \$901.64
2. Changes to library column for the amount of \$1,916
3. Changes to occupancy signs for the amount of \$246.38

The Total amount for Change Order #38 is \$3,064.02; and

WHEREAS, Change Order #39 includes the following items:

1. Changes to gym partition opening for the amount of \$5,174
2. Additional hardware for the amount of \$1,530.46

The Total amount for Change Order #39 is \$6,704.46; 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 for a credit in the amount of -\$36,894.73; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

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 Benincasa**  
**Approved 7-0**

**Resolution 2013-14: 213**  
**Change Order #12 and #13 to Testa Construction Inc. General Contractor (School 17 - Clinic)**

**By Board Member Brown**

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 #12 includes the following items:

1. Pipe conduit enclosures for the amount of \$8,961.78
  2. Additional painting for the amount of \$1,412.70
  3. Pipe shroud for the amount of \$3,113.24
- The Total amount of Change Order #12 is \$13,487.72; and

WHEREAS, Change Order #13 includes the following item:

1. FRP doors for the amount of \$31,045.74
- The Total amount of Change Order #13 is \$31,045.74; 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 \$44,533.46; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

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 Sewell  
Approved 7-0**

**Resolution 2013-14: 214  
Change Order #3 to Bell Mechanical – (Mechanical - School 28)**

**By Board Member Brown**

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 mechanical contractor contract to Bell Mechanical Contractor Inc. ("Bell Mechanical") for the School 28 project in Phase I (Resolution 2012-13: 106); and

WHEREAS, the RJSCB subsequently entered into a contract with Bell Mechanical (Resolution 2012-13: 106) dated February 4, 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, LeChase Construction, the Construction Manager, and the Program Manager, identified the need to amend the Contract; 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 of Change Order #3 is \$0; and

WHEREAS, the Construction Manager and the Program Manager believe that the Change Order is necessary and the contract time will not be increased by this Change Order; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Bell Mechanical's Contract should be amended as set forth above; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Bell Mechanical Contractor's Contract 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 Chair Richards  
Approved 7-0**

**Resolution 2013-14: 215  
Change Order #13 to Manning Squires Hennig – (GC - School 28)**

**By Board Member Brown**

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 general contractor contract to Manning Squires Hennig Co., Inc. ("Manning Squires") for the School 28 project in Phase I (Resolution 2012-13: 106); and

WHEREAS, the RJSCB subsequently entered into a contract with Manning Squires (Resolution 2012-13: 106) dated February 4, 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, Manning Squires, along with LeChase Construction, 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 #13 includes the following item:

1. Changes to walls, doors, windows and casework at rooms 204a and 205 for the amount of \$7,483.99  
The Total amount of Change Order #13 is \$7,483.99; 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 Manning Squires's Contract should be amended to add these additional scope items in the total amount of \$7,483.99; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Manning Squires's Contract 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 Chair Richards  
Approved 7-0**

**Resolution 2013-14: 216  
Change Order #11 to B&B Mechanical Contractors Inc. – School 50**

**By Board Member Brown**

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 #11 includes the following items:

1. Vent patching for the amount of \$523.74
2. New roof fan for the amount of \$5,144.47
3. New grilles for the amount of \$1,182.84



The Total amount of Change Order #11 is \$6,851.05; 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 B&B Mechanical's Contract should be amended to add these additional scope items in the total amount of \$6,851.05; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to B&B Mechanical Contractors Inc.'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 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 7-0**

**Resolution 2013-14: 217  
Change Order #26 and #27 to Eastcoast Electric LLC – Electrical Contractor (School 50)**

**By Board Member Brown**

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 #26 includes the following items:

1. Add emergency lights for the amount of \$889.06

2. Additional electrical demo for the amount of \$313.50
  3. Relocation of conduit for the amount of \$2,175.15
- The Total amount of Change Order #26 is \$3,377.71; and

WHEREAS, Change Order #27 includes the following items:

1. Install new circuit in nurse's office for the amount of \$590.43
- The Total amount of Change Order #27 is \$590.43; 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 \$3,968.14; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

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 Sewell  
Approved 7-0**

**Resolution 2013-14: 218  
Change Order #46, #47, and #48 to Manning Squires Hennig Co., Inc. – General Contractor (School 50)**

**By Board Member Brown**

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 #46 includes the following item:

1. Repair wooden floor in computer lab for the amount of \$3,086.84
- The total amount of Change Order #46 is \$3,086.84; and

WHEREAS, Change Order #47 includes the following item:

1. Adjustments to doorway for the amount of \$1,306
  2. Relocate mirrors for the amount of \$1,500
  3. Curb and paving at Rau St. for the amount of \$3,150.62
  4. Drywall enclosure for storm piping for the amount of \$468
  5. Soffit over exposed beam for the amount of \$1,102
  6. CMU wall cap at stage for the amount of \$348.86
  7. City sidewalk repairs for the amount of \$3,180
- The total amount of Change Order #47 is \$11,055.48; and

WHEREAS, Change Order #48 includes the following item:

1. Wall corrections for the amount of \$5,627.90
  2. Gravel stop at canopy for the amount of \$1,017
  3. Replace wood door and add ceiling tile for the amount of \$3,385
- The total amount of Change Order #48 is \$10,029.90; 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 \$24,172.22; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

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 Benincasa  
Approved 7-0**

**Resolution 2013-14: 219  
Change Order #3 to East Coast Electric – Electrical Contractor (School 58)**

**By Board Member Brown**

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 electrical contractor contract to East Coast Electric LLC (“East Coast”) for the School 58 project in Phase I (Resolution 2012-13: 120); and

WHEREAS, the RJSCB subsequently entered into a contract with East Coast (Resolution 2012-13: 120) dated March 4, 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, LeChase Construction, the Construction Manager, and the Program Manager, identified the need for changes to the scope of work; and

WHEREAS, Change Order #3 includes the following item:

1. Recovery of allowance included in contract for installation of primary service meter for a credit of - \$20,000

The Total amount of Change Order #3 is a credit of -\$20,000; 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 scope change; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that East Coast’s Contract should be amended to delete these scope items for a credit of -\$20,000; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager’s recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to East Coast Electric’s Contract between the Board and Contractor dated March 4, 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 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 7-0**

**Resolution 2013-14: 220  
Change Order #9, #10, and #11 to MA Ferrauilo – School 58**

**By Board Member Brown**

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 plumbing contractor contract to M.A. Ferraiulo Heating and Plumbing, Inc. ("M.A. Ferraiulo") for the School 58 project in Phase I (Resolution 2012-13: 120); and

WHEREAS, the RJSCB subsequently entered into a contract with M.A. Ferraiulo (Resolution 2012-13: 120) dated March 4, 2013 (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, M.A. Ferraiulo, along with LeChase Construction, 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. Relocate sprinkler lines for the amount of \$4,102
- The Total amount of Change Order #9 is \$4,102; and

WHEREAS, Change Order #10 includes the following item:

1. Re-route vent system at several locations for the amount of \$2,796
- The Total amount of Change Order #10 is \$2,796; and

WHEREAS, Change Order #11 includes the following item:

1. Temporary water and sanitary line at CM trailer for the amount of \$7,580
- The Total amount of Change Order #11 is \$7,580; 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 \$14,478; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to M.A. Ferraiulo's Contract between the Board and Contractor dated March 4, 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 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 Chair Richards**  
**Approved 7-0**

**Resolution 2013-14: 221**  
**Change Order #5 and #6 to The Pike Company – General Contractor (East High School)**

**By Board Member Brown**

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 East High School project in Phase I (Resolution 2012-13: 147); and

WHEREAS, the RJSCB entered into a contract with Pike (Resolution 2012-13: 147) dated April 1, 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 #5 includes the following items:

1. Replace window sills for the amount of \$8,862
  2. Terminate existing partitions at new windows for the amount of \$3,635
  3. Undercut poor soils at ADA ramp for the amount of \$15,780
  4. Add insulation behind column covers at curtain walls for the amount of \$10,078
  5. Revisions to Culver Rd. curb detail for \$0
  6. Window Type C clarifications for \$0
  7. Revisions to handrails at ADA ramps for the amount of \$1,368
  8. Remove existing security screens for the amount of \$236
  9. Raise manhole and revise storm line for the amount of \$3,806
- The Total amount for Change Order #5 is \$43,765; and

WHEREAS, Change Order #6 includes the following items:

1. Revise gate, access road and fence for the amount of \$18,860
  2. Re-set granite curb at Ohio St for the amount of \$1,803
- The Total amount for Change Order #6 is \$20,663; 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 \$64,428; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to The Pike Company's Contract between the Board and Contractor dated April 1, 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 Sewell**  
**Approved 7-0**

**Resolution 2013-14: 222**  
**Program Manager Evaluation Report**

**By Board Member Brown**

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, in preparation for Legislative approval of Phase 2 of the RSMP, the RJSCB's Executive Director and its general counsel recommended that the RJSCB engage a third-party consultant to prepare a report regarding the program management and project execution related to Phase 1 of the RSMP; and

WHEREAS, the RJSCB approved a request for proposals ("RFP") at its monthly meeting on June 10, 2013 and authorized the Executive Director to obtain proposals from qualified firms using a RFP process (Resolution 2012-13: 200); and

WHEREAS, the Executive Director received 3 proposal responses on July 12, 2013 as stipulated in the RFP, and thereafter the proposals were delivered to each of the RJSCB Members, the RJSCB's general counsel, and District representatives; and

WHEREAS, on July 16, 2013, a special RJSCB meeting was held at which the RJSCB and District representatives reviewed and discussed each of the 3 proposals; and

WHEREAS, following a unanimous decision by the RJSCB, and with support from the District representatives, on August 5, 2013 the Board awarded the contract to Bergmann Associates P.C. ("Bergmann") (Resolution 2013-14: 35); and



WHEREAS, Bergmann has now completed the Program Manager evaluation 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 Program Manager, Gilbane Building Co., has been provided with a copy of the report and has subsequently provided a response to the Report (attached hereto); and

WHEREAS, the RJSCB's Executive Director has recommended to the RJSCB that it accept the Report from Bergmann and that it incorporate the Program Manager's response into the document, becoming one single document; and

WHEREAS, the RJSCB discussed the Executive Director's recommendation and considered the Report, and the Program Manager's response to the Report, at its regular Board meeting on March 3, 2014;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby accepts the Program Manager Evaluation Report conducted by Bergmann Associates P.C., a copy of which is attached to this Resolution, along with the Program Manager's response.

**Second by Board Member Benincasa**  
**Approved 7-0**

**Resolution 2013-14: 223**  
**Recognizing Services of Lois Giess**

**By Board Member Brown**

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, Ms. Giess was appointed as a member of the RJSCB in September 2011 and served as the Board Chair from July 2012 through February 2014; and

WHEREAS, Ms. Giess has provided leadership, commitment and expertise to the RJSCB during her tenure on the Board; and

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

Therefore, be it RESOLVED,

1. The Rochester Joint Schools Construction Board hereby recognizes Ms. Lois Giess' service to the Board and gratefully acknowledges her contributions as a Board Member beginning in September 2011 and as the Board Chair from July 2012 through February 2014.

**Second by Board Member Hilger**  
**Approved 7-0**

**Resolution 2013-14: 224  
Recognizing Services of Ann McCormick**

**By Board Member Brown**

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, Ms. McCormick was appointed as a member of the RJSCB in November 2012; and

WHEREAS, Ms. McCormick has provided leadership, commitment and expertise to the RJSCB during her tenure on the Board; and

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

Therefore, be it RESOLVED,

2. The Rochester Joint Schools Construction Board hereby recognizes Ms. Ann McCormick's service to the Board and gratefully acknowledges her contributions as a Board Member beginning in November 2012 through February 2014.

**Second by Board Member Coronas  
Approved 7-0**

**Resolution 2013-14: 225  
Recognizing Services of Richard Pifer**

**By Board Member Brown**

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. Pifer was appointed as a charter member of the RJSCB in October 2008; and

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

WHEREAS, Mr. Pifer 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,

3. The Rochester Joint Schools Construction Board hereby recognizes Mr. Richard Pifer'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 Sewell**

**Approved 7-0 with special comments and thanks from Member Brown**

**Resolution 2013-14: 226**

**Pay Requisition Summary Acceptance (February 2014)**

**By Board Member Brown**

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 \$7,930,435.07, 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 RJSCB acting Board Chair with copy to the full Board on February 27, 2014; and

WHEREAS, the RJSCB acting Board Chair approved the Pay Requisition Summary on March 3, 2014;

THEREFORE, BE IT RESOLVED:

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

**Second by Board Member Hilger  
Approved 7-0**

### **Communication**

The Monthly Report is included in the Member's packets. Each project was reviewed.

-Tom Roger reported that the School 58 schedule is making progress. The major problems are behind us. A lot of the existing problems have been corrected. We are tracking for a November completion.

- Tom Roger reported that School 12 was originally going to begin this summer and be a 1 year project. There is too much work to complete in 1 year. The District would also like to use the building for summer school this year. Work will start this winter and be completed in summer 2016.

Tom Rog r will provide a contingency update for each project at the next meeting and will also report monthly to the Finance Committee.

Everton Sewell requested to have quarterly incident report and quarterly cost recovery report (back charges) from Gilbane.

Compliance Report(s) – Baker Tilly is working on an electronic database collection system. There was a presentation on this new system. A question came from a person in the general audience regarding payments to sub-contractors. Brian Sanvidge (ICO) reported that this is not currently being tracked. Tom Renauto stated that the Compliance Reports for January are not ready to present to the Board. Tom Renauto has requested that both Baker Tilly and Landon & Rian have their final reports revised/corrected within the next 2 weeks. This is a result of the overlap/transition coordination.

Tom Renauto will verify that the ICO Audit has been posted to the web.

Brian Sanvidge reported that he and Tom Renauto are going to be working with the Building Trades Leadership to come up with a training program for subs.

Bob Brown stated that one of the biggest problems for M/WBE firms is financing.

The Budget report is included in the Member's packets. This was reviewed and the Board discussed contract commitments, and Bond proceeds spending.

Jose Coronas asked How/when do you stop changes on a project? This led to a discussion of added requests, and the vetting process for changes.

Tom Roger led a discussion regarding MCAs for the various projects.

Tom Richards stated that the project should try to relieve the overhead burden on subs where possible. Insurance bonds are an example.

The MWBE and Services Procurement Committee Report for February 27, 2014 is included in the Members packets

The Finance Committee Report for February 27, 2014 is included in the Members packets.

**Adjournment**

**Approved 7-0, at 6:35pm.**