

Rochester Joint Schools Construction Board
Minutes
May 5, 2014
4:30 PM

Present

Chair Tom Richards, Charles Benincasa, Vice Chair Bob Brown, Joe Brown, José Coronas, Aaron Hilger, and ICO Brian Sanvidge. Member Chris Thomas was away. Also present were: Executive Director Tom Renauto, General Counsel Peter Abdella, Program Director Tom Rogér from Gilbane and Pepin Accilien from Savin.

Chair Richards convened the meeting at 4:30pm

Presentation: Jefferson High School Project

Wayne Hermanson from Gilbane described details of the project and stated that Gilbane is requesting authorization from the Board to go out to bid. The project scope includes freshening up the swing space with paint, radiator covers, and alternates to remove some existing/unused equipment. This project will be coordinated with the District's CIP work at the site. The team is planning to go out to bid in a few weeks pending SED approval.

Presentation: STEM Technology Stations

Tim Cliby, Executive Director of IT for the District and Jim McGuinness, Technology Consultant for the RJSCB, presented. Tom Rogér brought this holographic technology to the District's attention approximately 2 years ago for them to build curriculum around. There will be 2 pilot schools with 6 stations at each location. The hardware is about \$60,000 and the District will pay for the software maintenance. The technology is being displayed at the District's Science Fair but will be available to the Board for a demo. An RFP will be presented at the next Board meeting.

Approval of Minutes:

Monthly Meeting held on April 4, 2014

Motion by Vice Chair Brown

Second by Member Benincasa

Approved 6-0 with Member Thomas away

Action Items

Resolution 2013-14: 259
Consent Agenda Policy

By Member J. 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's Chair has directed the Executive Director and its General Counsel to draft a Consent Agenda Policy for use by the Board at its monthly meetings, a copy of which is attached hereto; and

WHEREAS, the RJSCB believes that use of a Consent Agenda will allow more time for substantive discussion by approving routine, non-controversial items (items on the monthly agenda that do not need discussion or debate either because they are routine procedures or are already agreed to by unanimous consent) as a group whereby all are approved with a single motion and vote; and

WHEREAS, the Executive Director issued the draft consent Agenda Policy to the full Board on April 28, 2014 and reviewed the Consent Agenda Policy in detail with the RJSCB MWBE and Services Procurement Committee at its meeting on May 1, 2014;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves and adopts the Consent Agenda Policy in the form presented at this meeting and attached hereto; and
2. All actions taken by the RJSCB, the Chair, and the Executive Director pursuant to, in accordance with and to implement the Consent Agenda Policy, are hereby authorized and approved in all respects.

Second by Vice Chair Brown

Approved 6-0 with Member Thomas away

Consent Agenda Items (Resolution 2013-14: 260 through 2013-14: 286)

Chair Tom Richards stated that all items had been reviewed in detail at the Committee Meeting held on May 1, 2014.

Motion to accept all items on the Consent Agenda by J. Brown

Second by Vice Chair Bob Brown

Approved 6-0 with member Thomas away.

Resolution 2013-14: 260

Amendment #5 to OSO Inc. Contract (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 RJSCB issued a Request For Proposals ("RFP") for Environmental Monitoring and Indoor Air Monitoring Agent Services on June 5, 2012 (Resolution 2011 – 2012: 107) which included work at the first five projects in Phase 1a (School 17, School 50, School 58, Charlotte High School and Franklin High School); and

WHEREAS, the RJSCB, at its monthly meeting on July 2, 2012 (Resolution 2012-13: 13), approved the selection of OSO, Inc., for Environmental Monitoring and Indoor Air Monitoring Agent Services for School 17, School 50, School 58, Charlotte High School, and Franklin High School, and the parties thereafter entered into the Agreement between the RJSCB and Consultant dated July 2, 2012 (the "Agreement"); and

WHEREAS, following the execution of the Agreement, OSO, Inc., along with the Program Manager, identified the need for additional work, and cost proposals and/or estimates 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 OSO, Inc.'s Agreement should be amended to add these additional scope items in the total amount of Not to Exceed \$13,000; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting, and after due deliberation, it approved the request to amend OSO, Inc.'s Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement Between Board and OSO, Inc. dated July 2, 2012 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 OSO, Inc.'s 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 261
Move Manager Additional Services – Amendment #14**

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 Resolution 2013-14: 204); and

WHEREAS, the RJSCB now wishes to add additional services to the Move Manager’s scope of work including the preparation of a new bid for the procurement of IT Podiums (a.k.a AV Carts), and delivery and installation management of these items associated with the 1b projects School 5 and School 28; 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 May 1, 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 \$7,530; 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 262
Amendment #2 to Millennium Strategies**

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 Millennium Strategies (“Technology Consultant”) to provide technology consulting and design services for the Phase 1 projects in March of 2011 as a part of the Rochester Schools Modernization Program (the “RSMP”) (Resolution 2010-11: 40) and the parties thereafter entered into an Agreement between the Board and the Technology Consultant dated March 28, 2011 (the “Agreement”); and

WHEREAS, following the execution of the Agreement, the Technology Consultant, along with 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 Program Manager for review; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that the Technology Consultant's Agreement should be amended to add these additional scope items in the total amount of \$19,431.36; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 Technology Consultant dated March 28, 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 263
Amendment #3 to Young + Wright Architectural Agreement (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 selection of Young + Wright Architectural ("Young + Wright") as the Architect for the School 5 project in Phase I (Resolution 2011-12: 39); and

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

WHEREAS, following the execution of the Agreement, Young + Wright, 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, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Young + Wright's Agreement should be amended to add these additional scope items in the total amount of \$3,300.00 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 May 1, 2014 meeting, and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Young + Wright Architectural 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 264
IT Podium 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"); and

WHEREAS, the District has expressed a desire to add IT Podiums (a.k.a AV Carts) to the typical set of standard classroom technology equipment and has recently requested that the RJSCB include the purchase of IT Podiums for the Phase 1b elementary school projects (School 5 and School 28); and

WHEREAS, the RJSCB's Technology Consultant and Move Manager have worked with District IM&T representatives to review sample products and to establish specifications for the IT Podiums; and

WHEREAS, the RJSCB has authorized the Move Manager to work with the Board's general counsel to prepare a set of bid documents (Resolution 2013-14: 261) by which the IT Podiums can be competitively bid; and

WHEREAS, the IT Podiums are considered part of the technology equipment under the District Wide Technology project and will therefore be aided under the provisions set forth by the State Education Department for the RSMP; and

WHEREAS, at its May 1, 2014 meeting, the MWBE and Services Procurement Committee ("Committee") considered and approved the issuance of the IT Podium request for bids associated with the School 5 and the School 28 projects;

THEREFORE, BE IT RESOLVED:

1. The RJSCB, through its Move manager, shall proceed with the issuance of the IT Podium bid package for the School 5 and School 28 projects; and
3. The MWBE and Services Procurement Committee, with the advice and recommendations of the Program Manager, is authorized on behalf of the RJSCB to review the bid responses for this project and recommend to the RJSCB the lowest responsible bidder.

Second by Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 265
School 5 Roof Replacement 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”); and

WHEREAS, the original bid documents for the School 5 project in Phase 1b of the RSMP included two roof replacement alternates. Those items were identified in the bid documents as Alternate 6 – Roof Abatement and Replacement (“Alternate 6”) and Alternate 7 – Roof Replacement (“Alternate #7”); and

WHEREAS, at the time of award, neither Alternate #6 or Alternate #7 were accepted by the RJSCB as a part of the original contract due to School 5 budget constraints; and

WHEREAS, the School 5 project is now approximately 70% complete and the project contingency is projected to come in favorable, allowing the District to consider additional work that was not included in the original base scope of work; and

WHEREAS, the District has expressed a desire to add the roof replacement work for areas above the boiler room to the scope of the project, to the extent that the project can now afford some of the work contemplated in the original bid Alternate 7; and

WHEREAS, the Program Manager and the Construction Manager, The Pike Company, have evaluated the scope of work and the overall project schedule and have determined that the overall project schedule will not be negatively impacted by bidding this work, nor should there be any significant coordination issues between the existing contractor’s scope of work and the roof replacement work; and

WHEREAS, the Program Manager has directed Young & Wright Architectural, the School 5 architect of record, to prepare bid documents for the School 5 roof replacement project; and

WHEREAS, Young & Wright Architectural and The Pike Company are in the process of preparing a list of specifications, front end documents, general conditions, and requirements for the School 5 roof replacement project; and

WHEREAS, Young & Wright Architectural will also work with the Board’s general counsel to prepare the bid documents for the School 5 roof replacement project; and

WHEREAS, at its May 1, 2014 meeting, the MWBE and Services Procurement Committee (“Committee”) considered and approved the issuance of the roof replacement project request for bids associated with the School 5 project;

THEREFORE, BE IT RESOLVED:

1. The RJSCB, through its Program Manager, shall proceed with the issuance of the roof replacement project bid package for the School 5 project; and
2. Also, prior to issuance, the Program Manager will work with the RJSCB's general counsel to further develop and finalize the Roof Replacement Project bid package, including the general conditions of the contract; and
3. The MWBE and Services Procurement Committee, with the advice and recommendations of the Program Manager, is authorized on behalf of the RJSCB to review the bid responses for this project and recommend to the RJSCB the lowest responsible bidder.

Second by Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 266
Jefferson Project 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 Program Manager, with the advice of SEI Design (the "Architect"), have prepared a request for bids ("Request for Bids") package for the Jefferson Project; and

WHEREAS, the RJSCB's Program Manager has recommended that the improvements to be done at Jefferson High School will be most feasibly and economically completed under a single prime contract and that the RJSCB approve the issuance of a single prime Request for Bids for the project; and

WHEREAS, the M/WBE Services and Procurement Committee (the "Committee") considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting, and after due deliberation, approved the recommendation to use a single prime contract and that the Request for Bids be issued;

THEREFORE, BE IT RESOLVED:

1. The RJSCB, through its Program Manager, shall proceed with the issuance of a single prime Request for Bids for the scope of work referred to herein as the "Jefferson Project";
2. Prior to issuance of the bid documents for the Jefferson Project, the Program Manager will work with the RJSCB's general counsel to further develop and finalize the Request for Bids package, including the general conditions of the contract and the form of contract; and
3. The MWBE and Services Procurement Committee, with the advice and recommendations of the Program Manager, is authorized on behalf of the RJSCB to review the bid responses for the scope of

work included in the Jefferson Project and upon due investigation, recommend to the RJSCB the lowest responsible bidder.

**Second by Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 267
Purchase Order Revisions to Main-Ford General Supply (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 RJSCB’s Program Manager worked with Kaizen Foodservice Planning and Design Inc., the RJSCB’s Food Service Consultant, to prepare a request for Kitchen Equipment bids in conjunction with the second group of projects in Phase 1a of the Rochester Schools Modernization Program (“RSMP”) (School 5, School 28, Edison Technology Campus); and

WHEREAS, the RJSCB issued a Request for Bids for Kitchen Equipment on July 8, 2013 (Resolution 2013-14: 11) associated with the second group of projects in Phase 1 of the RSMP (School 5, School 28 and Edison Technology Campus); and

WHEREAS, the RJSCB, at its monthly meeting on August 5, 2013 (Resolution 2013-14: 36), approved the selection of Main-Ford General Supply to provide kitchen equipment for the second group of projects in Phase 1 of the RSMP (School 5, School 28, and Edison technology Campus); and

WHEREAS, subsequent to the issuance of the purchase order for kitchen equipment, the Food Service Consultant identified the need for changes to the kitchen equipment included in the original request for bids; and

WHEREAS, a cost proposal for these changes in scope was then obtained from Main-Ford General Supply by the Program Manager and the Food Service Consultant for review; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Main-Ford General Supply’s purchase order should be amended to include these changes in scope in the amount of \$894.74; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend Main-Ford General Supply’s purchase order;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to Main-Ford General Supply’s purchase order dated August 5, 2013 for Kitchen Equipment associated with the second group of projects in Phase 1 of the RSMP (School 5, School 28, and Edison Technology Campus) 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 issue a revised purchase order for the Kitchen Equipment 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 268
SEQRA Lead Agency – DOT Parcel

By Board Member Brown

WHEREAS, the Rochester Schools 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, under the School Modernization Act, the RJSCB has the power to authorize no more than thirteen (13) projects up to a total cost of Three Hundred Twenty-Five Million Dollars (\$325,000,000); and

WHEREAS, the RJSCB, after developing and considering (including provision for public input and public discussion) a comprehensive school facilities modernization plan specified under the School Modernization Act has developed a list of proposed projects (the "Action"); and

WHEREAS, on November 29, 2010 the RJSCB adopted a Resolution declaring its intent to act as SEQRA Lead Agency for the Action and its project components; and

WHEREAS, the RJSCB subsequently confirmed its status as Lead Agency following the issuance of Notices of Intent and having no other Involved Agency objecting to RJSCB acting as Lead Agency; and

WHEREAS, at the recent RJSCB monthly meeting held on April 7, 2014 the Board approved Resolution 2013-14: 256 declaring the intent of the RJSCB to act as SEQRA Lead Agent for an additional project component associated with the Monroe High School Project, involving the acquisition of DOT property near the school site; and

WHEREAS, the RJSCB, acting through its SEQRA consultant, has prepared Environmental Assessment Forms ("EAFs") on the project components and notices of RJSCB's intent to be SEQRA Lead Agency (including copies of the EAFs) have been forwarded to all Involved Agencies; and

WHEREAS, at this time more than thirty (30) days have passed since the Notices of Intent were circulated and no other Involved Agency has objected to RJSCB acting as Lead Agency;

THEREFORE, BE IT RESOLVED:

1. The RJSCB will act as SEQRA Lead Agency for this additional Action and its project components.
2. The RJSCB as SEQRA Lead Agency will determine the significance of the Action and will make such determination pursuant to 6 NYCRR Part 617; and
3. Copies of this Resolution shall be promptly forwarded by the SEQRA Consultant to the Involved Agencies listed on the Agency List and to all interested agencies.

Second by Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 269
Change Order #23 through #27 and #29 through #37 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 #23 includes the following items:

1. Faux stone molding in gym for the amount of \$6,671
2. Duct penetrations on the 3rd floor for the amount of \$7,928
3. Abate pipe insulation for the amount of \$5,618

The Total amount of Change Order #23 is \$20,217; and

WHEREAS, Change Order #24 includes the following items:

1. Abate gym wood floor for the amount of \$14,720
2. Keying and key cabinet for the amount of \$5,712

The Total amount of Change Order #24 is \$20,432; and

WHEREAS, Change Order #25 includes the following items:

1. Abate piping ACM for the amount of \$17,035
2. Abate insulation for the amount of \$4,043

The Total amount of Change Order #25 is \$21,078; and

WHEREAS, Change Order #26 includes the following items:

1. Wall corner guards for the amount of \$2,292
2. Add closet for the amount of \$263
3. Changes to wall at door 231 for the amount of \$1,503
4. Changes to wall at room 329 for the amount of \$1,221

The Total amount of Change Order #26 is \$5,279; and

WHEREAS, Change Order #27 includes the following items:

1. Additional abatement on floors 1, 2, and 3 for the amount of \$11,440

The Total amount of Change Order #27 is \$11,440; and

WHEREAS, Change Order #29 includes the following items:

1. Debris clean-up for the amount of \$1,731

The Total amount of Change Order #29 is \$1,731; and

WHEREAS, Change Order #30 includes the following items:

1. Changes to corridor finishes for the amount of \$4,814.72

The Total amount of Change Order #30 is \$4,814.72; and

WHEREAS, Change Order #31 includes the following items:

1. Additional floor patching for the amount of \$19,857

The Total amount of Change Order #31 is \$19,857; and

WHEREAS, Change Order #32 includes the following items:

1. Removal of modified molding for the amount of \$5,696
2. Changes to girls locker room for the amount of \$723
3. Changes to ceilings for the amount of \$8,466.49
4. Changes to elevator for the amount of \$5,631
5. Changes to piping for the amount of \$167
6. Changes to duct layout for a credit of -\$483
7. Revisions to site plan for the amount of \$1,180
8. Delete projection screens from scope for a credit of -\$3,235

The Total amount of Change Order #32 is \$18,145.49; and

WHEREAS, Change Order #33 includes the following items:

1. Salvage glazed block for the amount of \$4,475
2. Changes to mechanical shaft for the amount of \$1,225

The Total amount of Change Order #33 is \$5,700; and

WHEREAS, Change Order #34 includes the following items:

1. Shoring for the amount of \$1,331.15
2. Toilet partition panels for the amount of \$780
3. Changes to gym wall for the amount of \$5,985

The Total amount of Change Order #34 is \$8,096.15; and

WHEREAS, Change Order #35 includes the following items:

1. Toilet room wall tile for the amount of \$22,547

The Total amount of Change Order #35 is \$22,547; and

WHEREAS, Change Order #36 includes the following items:

1. Cafeteria floor prep for the amount of \$19,570

The Total amount of Change Order # is \$19,570; and

WHEREAS, Change Order #37 includes the following items:

1. Add damper access door for the amount of \$9,461

The Total amount of Change Order #37 is \$9,461; 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 \$188,368.36; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 June 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 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 270
Change Order #4 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 #4 includes the following items:

1. Changes in fan room 009 for the amount of \$787
 2. 3rd floor duct penetrations for the amount of \$1,174
- The Total amount of Change Order #4 is \$1,961; 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 \$1,961; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 Contractors' Contract between the Board and Contractor dated June 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 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 271
Change Order #4 and #5 to Kaplan Schmidt – Electrical 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 electrical contractor contract to Kaplan Schmidt for the School 5 project in Phase I (Resolution 2012-13: 177); and

WHEREAS, the RJSCB entered into a contract with Kaplan Schmidt (Resolution 2012-13: 177) dated June 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, Kaplan Schmidt, 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 items:

1. Add outlets for the amount of \$1,037
2. Floor outlet change for the amount of \$300
3. Add smoke heads in bathroom for the amount of \$2,346
4. Changes to security for the amount of \$708

The Total amount of Change Order #4 is \$4,391; and

WHEREAS, Change Order #5 includes the following items:

1. Door controls in gym for the amount of \$4,775
2. Lighting in vault for the amount of \$507
3. Data and phone line at meter for the amount of \$638

The Total amount of Change Order #5 is \$5,920; 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 Kaplan Schmidt's Contract should be amended to add these additional scope items in the total amount of \$10,311; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Kaplan Schmidt's Contract between the Board and Contractor dated June 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 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 272
Change Order #8 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 #8 includes the following item:

1. Changes to storm piping in gym for the amount of \$10,463.67
The Total amount of Change Order #8 is \$10,463.67; 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 add these additional scope items in the total amount of \$10,463.67; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Thurston Dudek's Contract between the Board and Contractor dated June 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 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 273
Change Order #46 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 #46 includes the following items:

1. Cubicle track and curtains for the amount of \$921.30
- The Total amount of Change Order #46 is \$921.30; 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 scope items for the total amount of \$921.30; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 Hennig Co., Inc.'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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 274
Change Order #15 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 #15 includes the following item:

1. Light pole base revisions for the amount of \$1,314.12
The Total amount of Change Order #15 is \$1,314.12; 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 \$1,314.12; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Testa Construction Inc.'s Contract between the Board and Contractor dated October 15, 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 275
Change Order #16 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 #16 includes the following items:

1. Provide new walls for the amount of \$6,419.33
 2. Move a wall and door for the amount of \$646.21
 3. Changes to CMU walls at cafeteria for the amount of \$9,102.66
- The Total amount of Change Order #16 is \$16,168.20; 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's Contract should be amended to delete and add these additional scope items in the total amount of \$16,168.20; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 between the Board and Contractor dated February 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 276
Change Order #5 to Kaplan Schmidt – (Electrical - 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 electrical contractor contract to Kaplan Schmidt Electric Inc. ("Kaplan Schmidt") for the School 28 project in Phase I (Resolution 2012-13: 106); and

WHEREAS, the RJSCB subsequently entered into a contract with Kaplan Schmidt (Resolution 2012-13: 106) dated February 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, Kaplan Schmidt, 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 #5 includes the following item:

1. Delete metal detectors for a credit in the amount of -\$15,858

The Total amount of Change Order #5 is a credit of -\$15,858; 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 change in scope; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Kaplan Schmidt's Contract should be amended to delete these scope items for a total credit of -\$15,858; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Kaplan Schmidt's Contract between the Board and Contractor dated February 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 277
Change Order #4 and #5 to Nairy Mechanical – (Plumbing - 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 plumbing contractor contract to Nairy Mechanical LLC ("Nairy Mechanical") for the School 28 project in Phase I (Resolution 2012-13: 106); and

WHEREAS, the RJSCB subsequently entered into a contract with Nairy Mechanical (Resolution 2012-13: 106) dated February 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, Nairy Mechanical, 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 #4 includes the following items:

1. Core through grade beam in the amount of \$483.23
2. Remove and cap floor drain in the amount of \$177.92
3. Reroute roof drain for the amount of \$3,767.97

The Total amount of Change Order #4 is \$4,429.12; and

WHEREAS, Change Order #5 includes the following items:

1. Changes to sanitary line for the amount of \$337.39
2. Add a floor drain for the amount of \$2,878.60
3. Changes to piping for the amount of \$1,705.31
4. Tie in piping at mezzanine for the amount of \$417.93
5. Add of floor drain for the amount of \$1,841.08

The Total amount of Change Order #5 is \$7,180.31; 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 Nairy Mechanical's Contract should be amended to add these additional scope items in the total amount of \$11,609.43; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Nairy Mechanical's Contract between the Board and Contractor dated February 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 278

Change Order #50 through #57 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 #50 includes the following item:

1. Furnish and install bathroom accessories for the amount of \$3,857
- The total amount of Change Order #50 is \$3,857; and

WHEREAS, Change Order #51 includes the following item:

1. Laminate walls in library for the amount of \$1,551
- The total amount of Change Order #51 is \$1,551; and

WHEREAS, Change Order #52 includes the following item:

1. Purchase and install library circulation desk for the amount of \$13,834
- The total amount of Change Order #52 is \$13,834; and

WHEREAS, Change Order #53 includes the following item:

1. Gas pipe vent for the amount of \$931
- The total amount of Change Order #53 is \$931; and

WHEREAS, Change Order #54 includes the following item:

1. Replace door for the amount of \$9,474
- The total amount of Change Order #54 is \$9,474; and

WHEREAS, Change Order #55 includes the following item:

1. Storage room roof demo for the amount of \$6,446
- The total amount of Change Order #55 is \$6,446; and

WHEREAS, Change Order #56 includes the following item:

1. and apron re-work for the amount of \$23,650
- The total amount of Change Order #56 is \$23,650; and

WHEREAS, Change Order #57 includes the following item:

1. Stage curtain modifications for the amount of \$2,117
 2. Basketball hoops for the amount of \$5,000
 3. Roof insulation for the amount of \$2,238.16
 4. Temporary fencing for the amount of \$1,740
 5. Gym floor prep for the amount of \$4,491
- The total amount of Change Order #57 is \$15,586.16; 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 \$75,329.16; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 279
Change Order #19 through #27 to Manning Squires Hennig – 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 general contractor contract to Manning Squires Hennig Co., Inc. ("Manning Squires") for the School 58 project in Phase I (Resolution 2012-13: 35); and

WHEREAS, the RJSCB subsequently entered into a contract with Manning Squires (Resolution 2012-13: 35) dated September 10, 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 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 #19 includes the following items:

1. Changes to locksets for the amount of 19,369
- The Total amount of Change Order #19 is \$19,369; and

WHEREAS, Change Order #20 includes the following items:

1. Additional abatement for the amount of \$19,292
- The Total amount of Change Order #20 is \$19,292; and

WHEREAS, Change Order #21 includes the following items:

1. Remove and store window and door for the amount of \$1,678
- The Total amount of Change Order #21 is \$1,678; and

WHEREAS, Change Order #22 includes the following items:

1. Room changes for the amount of \$2,573

The Total amount of Change Order #22 is \$2,573; and

WHEREAS, Change Order #23 includes the following items:

1. Acoustical deck credit in the amount of -\$14,694

The Total amount of Change Order #23 is a credit of -\$14,694; and

WHEREAS, Change Order #24 includes the following items:

1. Soffit and ceiling revisions for the amount of \$3,522

The Total amount of Change Order #24 is \$3,522; and

WHEREAS, Change Order #25 includes the following items:

1. to chase for the amount of \$615

The Total amount of Change Order #25 is \$615; and

WHEREAS, Change Order #26 includes the following items:

1. Additional tree removal for the amount of \$3,695

The Total amount of Change Order #26 is \$3,695; and

WHEREAS, Change Order #27 includes the following items:

1. Revisions to bathrooms for the amount of \$19,118

The Total amount of Change Order #27 is \$19,118; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work is 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 Squire's Contract should be amended to delete and add these additional scope items in the total amount of \$55,168; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager's recommendation at its May 1, 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's Contract between the Board and Contractor dated September 10, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Vice Chair Brown

Approved 6-0 with Member Thomas away

Resolution 2013-14: 280

Change Order #13 to M.A. Ferraulo Plumbing and Heating Inc. – Mechanical 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 mechanical contract to M.A. Ferrauilo Plumbing and Heating Inc. ("Ferrauilo") for the Charlotte High School Project in Phase I (Resolution 2011-12: 105); and

WHEREAS, the RJSCB entered into a contract with Ferrauilo (Resolution 2011-12: 105) 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, Ferrauilo, 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 #13 includes the following items:

1. Chilled water expansion tank for the amount of \$6,204
- The Total amount of Change Order #13 is \$6,204; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that M.A. Ferrauilo Plumbing and Heating Inc.'s Contract should be amended to add these scope items for the total amount of \$6,204; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to M.A. Ferrauilo Plumbing and Heating 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 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 281
Change Order #9 to Concord Electric Corporation – Electrical 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 electrical contractor contract to Concord Electric Corporation ("Concord") for the Charlotte High School Project in Phase I (Resolution 2011-12: 105); and

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

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

WHEREAS, Change Order #9 includes the following items:

1. Front sign at bus loop for the amount of \$2,095

The Total amount of Change Order #9 is \$2,095; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Concord Electric Corporation's Contract should be amended to add these additional scope items in the total amount of \$2,095; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

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

Second by Vice Chair Brown

Approved 6-0 with Member Thomas away

Resolution 2013-14: 282

Change Order #7 to Leo J. Roth Corporation – Mechanical Contractor (Franklin Educational 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 award of the Mechanical Contractor contract to Leo J. Roth Corporation ("Leo J. Roth") for the Franklin Educational Campus project in Phase I (Resolution 2011-12: 106); and

WHEREAS, the RJSCB entered into a contract with Leo J. Roth (Resolution 2011-12: 106) 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, Leo J. Roth, 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 #7 includes the following items:

1. Demo existing steam line for the amount of \$1,587
2. Insulation repairs for the amount of \$6,059
3. Radiator relocation for the amount of \$2,721

The Total amount of Change Order #7 is \$10,367; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Leo J. Roth Corporation's Contract should be amended to add these additional scope items for a total amount of \$10,367; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request amend the Contract;

THEREFORE, BE IT RESOLVED:

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

**Second by Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 283
Change Order #2 to Steve General Contractor Inc. – General Contractor (Franklin High School - Auditorium)**

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 Steve General Contractor Inc., ("Steve General") for the Franklin High School Auditorium Project in Phase I (Resolution 2013-14: 128); and

WHEREAS, the RJSCB entered into a contract with Steve General (Resolution 2013-14: 128) dated November 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, Steve General, 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 #2 includes the following item:

1. Abate steam lines for the amount of \$17,272

The Total amount of Change Order #2 is \$17,272; 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 Steve General's Contract should be amended to add these additional scope items in the total amount of \$17,272; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Steve General Contractor Inc.'s Contract between the Board and Contractor dated November 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 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 Vice Chair Brown

Approved 6-0 with Member Thomas away

Resolution 2013-14: 284

Change Order #2 to Kaplan Schmidt – Electrical Contractor (Franklin High School - Auditorium)

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 Kaplan Schmidt Electric ("Kaplan Schmidt") for the Franklin High School Auditorium Project in Phase I (Resolution 2013-14: 128); and

WHEREAS, the RJSCB entered into a contract with Kaplan Schmidt (Resolution 2013-14: 128) dated November 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, Kaplan Schmidt, 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 #2 includes the following item:

1. Relocate balcony power for the amount of \$6,325
2. Relocate stage outlet power for the amount of \$3,206
3. Lighting removal for the amount of \$750

The Total amount of Change Order #2 is \$10,281; 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 Kaplan Schmidt's Contract should be amended to add these additional scope items in the total amount of \$10,281; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Kaplan Schmidt Electric's Contract between the Board and Contractor dated November 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 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 285
Change Order #6 and #7 to The Pike Company – General Contractor (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 award of the general contractor contract to The Pike Company (“Pike”) for the Edison Technology Campus project in Phase I (Resolution 2012-13: 194); and

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

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

WHEREAS, Change Order #6 includes the following items:

1. Provide smoke barriers for the amount of \$3,116
2. Demo door frame and tile for the amount of \$1,536
3. Firestopping for the amount of \$3,196
4. Clean dust collector for the amount of \$807
5. Provide fire blankets for the amount of \$333

The Total amount for Change Order #6 is \$8,988; and

WHEREAS, Change Order #7 includes the following items:

1. Structural steel revisions for the amount of \$0

The Total amount for Change Order #7 is \$0; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Pike’s Contract should be amended to add these scope items for the total amount of \$8,988; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its May 1, 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 June 10, 2013 as set forth above are hereby approved; and
2. The RJSCB’s Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB’s general counsel.

Second by Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2012-13: 286

Change Order #3 to Landry Mechanical Contractors – Mechanical Contractor (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 award of the mechanical contractor contract to Landry Mechanical Contractors (“Landry”) for the Edison Technology Campus project in Phase I (Resolution 2012-13: 194); and

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

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

WHEREAS, Change Order #3 includes the following item:

1. Revise fin cover size for the amount of \$518
2. Provide pressure control valve for the amount of \$5,297
3. Demo fan coil unit for the amount of \$1,246
4. Ductwork revisions for the amount of \$5,110

The Total amount for Change Order #3 is \$12,171; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Landry’s Contract should be amended to add these scope items in the amount of \$12,171; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

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

**Second by Vice Chair Brown
Approved 6-0 with Member Thomas away**

Action Items

**Resolution 2013-14: 287
Move Manager Additional Services – Amendment #15**

By Board Member Hilger

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, Resolution 2013-14: 204, and Resolution 2013-14: 261); and

WHEREAS, the RJSCB now wishes to add additional services to the Move Manager’s scope of work including the procurement of packing materials and boxes necessary for the summer 2014 moves; 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 May 1, 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 \$56,205; 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 288
Move Manager Additional Services – Amendment #16

By Board Member Hilger

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, Resolution 2013-14: 204, Resolution 2013-14: 261, and Resolution 2013-14: 287); and

WHEREAS, the RJSCB now wishes to add additional services to the Move Manager's scope of work including meeting RCSD packing requirements for the summer 2014 moves including hiring packers, documentation, scheduling, and coordination; 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 May 1, 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 \$145,525.60; 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 Benincasa
Approved 6-0 with Member Thomas away

Resolution 2013-14: 289
Amendment #5 to Gilbane Building Company – Maynards Operational Costs 5/1/14 through 4/30/15

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 Gilbane Building Company ("Program Manager") to provide Program Management services to the Board in June of 2010 (Resolution 2009-10: 13) and thereafter the RJSCB and the Program Manager entered into the Program Management Agreement dated July 1, 2010 (the "Agreement"); and

WHEREAS, Article 2, Section 2.9 of the Agreement stipulates that the RJSCB shall cause the District to provide the Program Manager (at no cost to the Program Manager) with office space at the District's offices located at 690 St. Paul Street, Rochester, NY, (now known as 175 Martin Street) for the Program Manager's use in performing its services, provided that such space shall be available only for as long as the District has vacant space available for such purposes; and

WHEREAS, the District is providing the Rochester Schools Modernization Program ("RSMP") with the necessary "swing space" for the temporary relocation of school operations during the construction of the various projects; and

WHEREAS, the District determined that the "swing space" for the Charlotte High School project and future Phase 1 projects would be located at 690 St. Paul Street (now known as 175 Martin Street), and as a result, the RSMP program office had to be relocated and moved out of the building; and

WHEREAS, the Program Manager requested an alternate space location from the District and having none available, it was determined by the RJSCB and the District that the program office would be relocated at the former Maynards building for the remainder of Phase 1 of the RSMP, which was purchased by the City and reimbursed by the RSMP; and

WHEREAS, the RJSCB requested that the Program Manager provide additional services related to the operating expenses of the RSMP program office, and the parties subsequently entered into an agreement titled the Memorandum of Understanding Concerning the Use and Operation of Real Property effective June 11, 2012 (Resolution 2011-2012: 93)("Maynards - MOU"); and

WHEREAS, the Maynards – MOU stipulates that the RJSCB shall reimburse the Program Manager for the costs of maintenance, all utilities, furnishings, and any alterations, changes, modifications, or other improvements to the Maynards former building reasonably necessary or convenient for the Parties' use of the building; and

WHEREAS, the Program Manager has provided a detailed cost breakdown of the anticipated costs for the time period of May 1, 2014 through April 30, 2015 (attached hereto) to operate the former Maynards building as the RSMP program office; and

WHEREAS, following extensive discussions with the Program Manager and due diligence, the Executive Director recommended to the MWBE and Services Procurement Committee (the "Committee") that the Program Manager's Agreement should be amended to add the total amount of Not to Exceed \$168,934.57 for the time period of May 1, 2014 through April 30, 2015 for operational costs of the RSMP program office under the Agreement; and

WHEREAS, the Committee considered and discussed the Executive Director's recommendation at its May 1, 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 Program Manager dated July 1, 2010 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 RJSCB's general counsel.

**Second by Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 290
Small Appliance Order**

By Vice Chair 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"); and

WHEREAS, the Program Manager directed Vargas Associates, the RJSCB's Move Manager, to coordinate the purchase of small appliances for several Phase 1 projects (School 5, School 28, School 50, and School 58); and

WHEREAS, Vargas Associates worked with the Architects and the Construction Managers for each school and subsequently prepared a list of specifications and requirements for those small appliances that had not been purchased through the GC scope of work for each project; and

WHEREAS, Vargas Associates contacted the New York State Office of General Services ("OGS") to verify if a State contract for small appliances was available, and the OGS responded that no State contract for small appliances is currently in place; and

WHEREAS, Vargas Associates then prepared a set of bid documents describing the details, specifications, and quantities of the appliances necessary for the Phase 1 projects (School 5, School 28, School 50 and School 58); and

WHEREAS, the RJSCB authorized the Move Manager to issue the bid documents at its monthly meeting on April 7, 2014 (Resolution 2013-14: 231); and

WHEREAS, the Executive Director received one bid on April 23, 2014, the bid date stipulated in the bid documents and the bid was opened and read aloud in an open public forum; and

WHEREAS, the Move Manager has subsequently reviewed the bid in detail and contacted the bidder to discuss the logistics and coordination associated with the purchase and delivery of the small appliances, and now recommends the award to Appliance Associates of Buffalo; and

WHEREAS, at its May 1, 2014 meeting, the MWBE and Services Procurement Committee ("Committee") considered and approved the recommendation by Vargas Associates to purchase the small appliances for the 1b projects (School 5, School 28, School 50 and School 58) from Appliance Associates of Buffalo;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Move Manager that a Purchase Order shall be issued to Appliance Associates of Buffalo in the amount of \$10,036 to provide the necessary small appliances associated with the Phase 1b projects (School 5, School 28, School 50 and School 58); and
2. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver a Purchase Order to the firm named above on the advice of the Program Manager and the RJSCB's general counsel.

**Second by Member Benincasa
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 291
Change Order #22 and #28 to LeChase Construction – General Contractor (School 5)**

By Vice Chair 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 #22 includes the following items:

1. Changes to the locker room floor plan for the amount of \$25,010

The Total amount of Change Order #22 is \$25,010; and

WHEREAS, Change Order #28 includes the following items:

1. Abatement at balcony E223B and gym E118 for the amount of \$36,101

The Total amount of Change Order #28 is \$36,101; 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 \$61,111; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 292
Change Order #17 to Manning Squires Hennig – (GC - School 28)

By Board Member Coronas

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 #17 includes the following items:

1. South stair repairs in the amount of \$7,137.93
2. Perimeter column repairs (interior) in the amount of \$16,430.80
3. Perimeter column repairs (exterior) in the amount of \$30,676.50

The Total amount of Change Order #17 is \$54,245.23; 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's Contract should be amended to add these additional scope items in the total amount of \$54,245.23; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 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 between the Board and Contractor dated February 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 Vice Chair Brown
Approved 6-0 with Member Thomas away**

**Resolution 2013-14: 293
Change Order #6 to Bell Mechanical – (Mechanical - School 28)**

By Board Member Hilger

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, Bell Mechanical, 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 #6 includes the following items:

1. Changes to HVAC piping for the amount of \$16,335.98
2. Fin tube cover changes for the amount of \$6,852.59
3. Changes to duct and hood for UV-1 for the amount of \$8,156.81
4. Relocate exhaust duct for the amount of \$14,031.59

The Total amount of Change Order #6 is \$45,376.97; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work is 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 Mechanical's Contract should be amended to add these additional scope items in the total amount of \$45,376.97; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager's recommendation at its May 1, 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 between the Board and Contractor dated February 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 294
Change Order #26 to The Pike Company – General Contractor (Charlotte High School)

By Vice Chair 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 #26 includes the following items:

1. Front entrance sign at bus loop for the amount of \$2,379
 2. Fans and dehumidifiers for the amount of \$4,629
 3. Transition strips for the amount of \$2,562
 4. Controls at doors for the amount of \$7,232
 5. Change cleaning product for the amount of \$2,599
 6. Additional wood trim for the amount of \$3,767
 7. Replace damaged sound panels for the amount of \$13,928
 8. Add mailboxes at main office for the amount of \$6,379
 9. Patch and paint for the amount of \$1,311
 10. Vision panel infills for the amount of \$1,801
 11. New base cabinet and counter at main office for the amount of \$6,266
 12. Damage credit for the amount of -\$1,053
 13. Damage credit for the amount of -\$1,680
 14. Install grilles for the amount of \$505
 15. Computer card credit for the amount of -\$306
 16. Credit for unused stone in the amount of -\$15,603
- The Total amount for Change Order #26 is \$34,716; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that The Pike Company's Contract should be amended to delete and add these scope items for a total of \$34,716; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

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

Second by Board Member Benincasa

Approved 6-0 with Member Thomas away

Resolution 2013-14: 295

Change Order #2 to M.A. Ferrauilo – Mechanical Contractor (Franklin High School - Auditorium)

By Vice Chair 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 Michael A. Ferrauilo Plumbing and Heating Inc., (“M.A. Ferrauilo”) for the Franklin High School Auditorium Project in Phase I (Resolution 2013-14: 128); and

WHEREAS, the RJSCB entered into a contract with M.A. Ferrauilo (Resolution 2013-14: 128) dated November 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, M.A. Ferrauilo, 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 #2 includes the following item:

1. Change piping line for the amount of \$23,542
2. Sprinkler heads and valves for the amount of \$4,189
3. Credit for deleted work refurbishing radiators for the amount of -\$1,183
4. Insulate water lines for the amount of \$6,797
5. Floor drain relocation for the amount of \$1,950
6. Change pipe size for the amount of \$1,555

The Total amount of Change Order #2 is \$36,850; 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. Ferrauilo’s Contract should be amended to add these additional scope items in the total amount of \$36,850; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to M.A. Ferrauilo’s Contract between the Board and Contractor dated November 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 to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

**Second by Board Member Hilger
Approved 6-0 with Member Thomas away**

**Resolution 2012-13: 296
Change Order #1 to Hewitt Young Electric – District Wide Technology (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 Act authorized up to 13 projects in Phase I of the Rochester Schools Modernization Program ("RSMP") including a District Wide Technology program which involves technology upgrades and infrastructure work at each of the 12 school projects identified in Phase 1; and

WHEREAS, the RJSCB approved the award of the District Wide Technology Phase 1b contract to Hewitt Young Electric, LLC ("HYE") for the District Wide Technology Phase 1b projects in Phase I (Resolution 2012-13: 119); and

WHEREAS, the RJSCB subsequently entered into a contract with HYE (Resolution 2012-13: 119) dated March 12, 2013 (the "Contract"), to perform the scope of services defined in the contract documents as the District Wide Technology Phase 1b contractor's scope of work; and

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

WHEREAS, Change Order #1 includes the following items:

1. Add sound field amplification system at School 5 and Edison for the amount of \$145,350
- The Total amount of Change Order #1 is \$145,350; and

WHEREAS, the Technology Consultant 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 Hewitt Young Electric, LLC's Contract should be amended add these additional scope items in the total amount of \$145,350; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager's recommendation at its May 1, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Hewitt Young Electric, LLC's Contract between the Board and Contractor dated March 12, 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 Vice Chair Brown
Approved 6-0 with Member Thomas away

Resolution 2013-14: 297
Pay Requisition Summary Acceptance (April 2014)

By Vice Chair 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 RJSCB, at its regular monthly meeting on April 7, 2014, revised the Pay Requisition Approval Procedure (Resolution 2013-14: 257) to include discussion of the Pay Requisition Summary by the Finance Committee and certain verification activities by the Program Manager following each monthly Board meeting; 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 \$8,170,004.90, 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 Board Chair with copy to the full Board on April 24, 2014; and

WHEREAS, the RJSCB Board Chair approved the Pay Requisition Summary on April 27, 2014; and

WHEREAS, the RJSCB's Executive Director reviewed the Pay Requisition Summary with the RJSCB's Finance Committee at its meeting on May 1, 2014;

THEREFORE, BE IT RESOLVED:

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

**Second by Board Member Brown
Approved 6-0 with Member Thomas away**

Communication

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

- Slides were shown of progress at School 58, Edison, School 28, School 5, East High School, and Franklin Auditorium.

The Compliance Report from Baker Tilly is included in the Member's packets.

- Brian Sanvidge stated that at next month's meeting there will be an update of the Subcontractor's Contract values.
- Member Coronas asked for a more thorough understanding of the report and Baker Tilly's scope of work. Brian Sanvidge described Baker Tilly's role.

The Budget report is included in the Member's packets. This was reviewed and the Board discussed contract commitments, and Bond proceeds spending. Tom Renauto stated that the District's accounting department keeps track of bank statements, all transactions, and performs the project accounting function.

The M/WBE and Services Procurement Committee Report for May 1, 2014 is included in the Members packets. This Committee will be responsible to put items on the consent agenda.

The Finance Committee Report for May 1, 2014 is included in the Members packets.

Discussion items

East – Football Field Drainage Issue

Bob DiPaola of Gilbane, Cannon Design, and Fisher Associates led the discussion. The original scope called for a re-grade and seed of the existing field. The District later asked for a synthetic field (\$2,000,000 budget). The bid went out with a scope that was later revised (after the bid) to fit the specific field manufacturers requirements. The team described additional issues with pure waters discharge location and piping size which necessitated increases in pipe size and additional underground holding tanks (pipes). There are also two upcoming issues unrelated to the drainage including track delamination and contaminated soils with costs of \$87,000 and \$20,000 respectively.

Update on status of Sheen & Sine issue

Items requested by Sheen & Shine have been provided. The audit of Sheen & Sine's Certified Payroll has not been received.

Existing Penetrations in Fire Rated Walls

Discussion on hold for a future meeting.

Adjournment

Approved 6-0 with Member Thomas away, at 6:27pm.