

**Resolution 2014-15: 144**

**Amendment #6 to Gilbane Building Company – Staffing Plan Revisions**

**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, the Program Manager has recently updated its staffing plan on Exhibit B (a copy of which is attached) with changes related to the extension of the School 58 project schedule and subsequent close-out period, the addition of a second project at East High School in Phase 1 associated with the University of Rochester’s program, extended 1b project commissioning, project close-out and SED close-out, and continued administrative support for the RSMP; and

WHEREAS, another authorization by the RJSCB may be necessary in the future to extend certain Gilbane staff through 2016 as a result of the School 12 project schedule having been extended by one year and the delayed start of the Monroe High School project by one year; 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 extension of the School 58 project schedule and subsequent close-out period, the addition of a second project at East High School in Phase 1 associated with the University of Rochester’s program, extended 1b project commissioning, project close-out and SED close-out, and continued administrative support for the program for a total amount of not-to-exceed \$391,034.16 for the time period of January 1, 2015 through December 31, 2015; and

WHEREAS, the Committee considered and discussed the Executive Director’s recommendation at its December 4, 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 Hilger away**