

Rochester Joint Schools Construction Board
Minutes
July 13, 2015
4:30 PM

Present

Chair Tom Richards, Treasurer Charles Benincasa, Vice Chair Bob Brown, Joe Brown, José Coronas, Allen Williams, Wayne Williams and ICO Brian Sanvidge. Also present were: Executive Director Tom Renauto, General Counsel Peter Abdella, and Program Managers Tom Rog r from Gilbane and Pepin Accilien from Savin.

Chair Richards convened the meeting at 4:40 pm

Approval of Minutes

Monthly Meeting held on June 8, 2015

Motion by Member J. Brown
Second by Member Benincasa
Approved 7-0

Special Meeting held on June 22, 2015

Motion by Member J. Brown
Second by Member Benincasa
Approved 7-0

Consent Agenda Items

Resolution 2015-16: 1

Purchase Order – East High School “make ready project” Building Controls

By Board Member B. 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 procurement policy allows for the issuance of purchase orders from centralized contracts let by the New York State Office of General Services (“OGS”); and

WHEREAS, the RJSCB is an authorized purchaser from OGS centralized contracts and was issued a customer identification number (Customer ID #8174) by OGS in 2012; and

WHEREAS, in 2001, the Board of Education (“BOE”) for the Rochester City School District passed Resolution number 2001-2002: 176, which standardized the use of Andover Controls products for energy management, video and access systems in District facilities; and

WHEREAS, the RJSCB’s Program Manager recommends the purchase of building controls equipment off of a New York State Office of General Services contract (“State Contract”) in conjunction with the East High School “make ready project”; and

WHEREAS, the OGS State Contract PT 64059 includes materials meeting the specifications for East High School “make ready project” in accordance with the District’s standardization policy and also accords with the RJSCB’s procurement policy; and

WHEREAS, the RJSCB has been advised that the firm Schneider Electric acquired Andover Controls in 2014; and

WHEREAS, the RJSCB has been advised that the firm Day Automation is the sole distributor of Schneider/Andover controls in the Rochester, NY area; and

WHEREAS, the Program Manager recommends that a purchase order be issued to Day Automation as the authorized distributor of Schneider/Andover products pursuant to State Contract PT 64059 in the amount of \$7,304.80; and

WHEREAS, at the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) meeting held on July 9, 2015, following the review and consideration of the recommendations provided by the Program Manager and after due deliberation, the Committee approved the recommendation to issue a purchase order to the distributor Day Automation, listed on the competitively bid State Contract PT 64059, and identified as being the provider of the District mandated building controls;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Program Manager to utilize State Contract PT 64059 to procure the building controls equipment as indicated above and associated with the East High School “make ready project” in Phase 1 of the RSMP; and
2. The RJSCB hereby awards the purchase order to Day Automation for building controls, and the Chair, with the advice of the Program Manager and the RJSCB’s general counsel, will issue a purchase order to procure the commodities through the State Contract from this firm.

Second by Board Member Benincasa
Approved 7-0

Resolution 2015-16: 2
Purchase Order – East High School “make ready project’ Access Controls

By Board Member B. 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 procurement policy allows for the issuance of purchase orders from centralized contracts let by the New York State Office of General Services ("OGS"); and

WHEREAS, the RJSCB is an authorized purchaser from OGS centralized contracts and was issued a customer identification number (Customer ID #8174) by OGS in 2012; and

WHEREAS, in 2001, the Board of Education ("BOE") for the Rochester City School District passed Resolution number 2001-2002: 176, which standardized the use of Andover Controls products for energy management, video and access systems in District facilities; and

WHEREAS, the RJSCB's Program Manager recommends the purchase of access controls equipment off of a New York State Office of General Services contract ("State Contract") in conjunction with the East High School "make ready project"; and

WHEREAS, the OGS State Contract PT 64059 includes materials meeting the specifications for East High School "make ready project" in accordance with the District's standardization policy and also accords with the RJSCB's procurement policy; and

WHEREAS, the RJSCB has been advised that the firm Schneider Electric acquired Andover Controls in 2014; and

WHEREAS, the RJSCB has been advised that the firm Day Automation is the sole distributor of Schneider/Andover controls in the Rochester, NY area; and

WHEREAS, the Program Manager recommends that a purchase order be issued to Day Automation as the authorized distributor of Schneider/Andover products pursuant to State Contract PT 64059 in the amount of \$5,358.02; and

WHEREAS, at the RJSCB's MWBE and Services Procurement Committee (the "Committee") meeting held on July 13, 2015, following the review and consideration of the recommendations provided by the Program Manager and after due deliberation, the Committee approved the recommendation to issue a purchase order to the distributor Day Automation, listed on the competitively bid State Contract PT 64059, and identified as being the provider of the District mandated access controls;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Program Manager to utilize State Contract PT 64059 to procure the access controls equipment as indicated above and associated with the East High School "make ready project" in Phase 1 of the RSMP; and
2. The RJSCB hereby awards the purchase order to Day Automation for access controls, and the Chair, with the advice of the Program Manager and the RJSCB's general counsel, will issue a purchase order to procure the commodities through the State Contract from this firm.

Second by Board Member Benincasa
Approved 7-0

Action Items

Resolution 2015-16: 3 Master Plan Update

By Board Member B. 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 entered into an agreement with SWBR Architects (“SWBR”) (Resolution 2010-11: 8) dated August 16, 2010 entitled Agreement Between the Board and the Architect (the “SWBR Agreement”) to create a comprehensive Facilities Modernization Plan (“FMP” or “Master Plan”); and

WHEREAS, the RJSCB subsequently approved the Master Plan prepared by SWBR in January of 2011 (Resolution 2010-11: 29) and directed Gilbane Building Company (the “Program Manager”) to forward it to the State Education Department (“SED”) and to the State Comptroller for review and approval; and

WHEREAS, the Master Plan was subsequently approved by SED and the State Comptroller in May 2011; and

WHEREAS, in January/February 2012, the RJSCB thereafter approved proceeding with an update of the original Master Plan and retaining SWBR to perform these Master Plan update services as an amendment to the SWBR Agreement (Resolution 2011-12: 61 and Resolution 2011-12: 64); and

WHEREAS, SWBR’s update of the Master Plan was completed in September of 2012 and turned over to the District for review, public comment, and approval by the Board of Education; and

WHEREAS, following a series of public forums in late 2012/early 2013 and additional comments received from the District, the Master Plan update was revised by SWBR; and

WHEREAS, the Board of Education of the District (the “Board of Education”) approved the Master Plan update in March of 2013; and

WHEREAS, in August 2014, the District requested that the RJSCB proceed with another update of the Master Plan to serve as the basis for the Phase 2 Rochester Schools Modernization Program (“RSMP”) and the RJSCB subsequently extended the services of SWBR Architect to provide these services upon the issuance of a notice to proceed (Resolution 2014-15: 37); and

WHEREAS, the District’s Superintendent recently requested that the RJSCB assist the District in specific evaluations and recommendations for School 15, School 1, School 23, Freddie Thomas, and Jefferson High School; and

WHEREAS, the work related to the School 15, School 1, School 23, Freddie Thomas, and Jefferson High School evaluations will become an integral part of the Phase 2 Master Plan Update, for which the RJSCB has already retained the services of SWBR Architects; and

WHEREAS, SWBR has provided a proposed scope of work to complete these evaluations, whereby these services for would be an additional service under the SWBR Agreement; and

WHEREAS, the Program Manager has recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that the SWBR Agreement should be amended to add the School 15, School 1, School 23, Freddie Thomas, and Jefferson High School evaluations, for compensation in an amount not to exceed the sum of \$69,695; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to SWBR's Agreement Between Board and Architect dated August 16, 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 SWBR Agreement that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member J. Brown
Approved 7-0

Resolution 2015-16: 4
Change Order #7 through #11 to Steve General Contractor – (School 5)

By Board Member B. Brown

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

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

WHEREAS, in July 2014, the RJSCB approved the award of the roofing general contractor contract to Steve General Contractor Inc, for the School 5 project in Phase I (Resolution 2014-15: 8); and

WHEREAS, the RJSCB entered into a contract with Steve General Contractor Inc., (Resolution 2014-15: 8) dated July 7, 2014 (the "Contract"), to perform the scope of services defined in the contract documents as the roofing general contractor's scope of work; and

WHEREAS, following the execution of the Contract, Steve General Contractor, Inc., 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 #7 includes the following item:

1. Provide window shades at 5 locations for the amount of \$2,582.24
- The total amount of Change Order #7 is \$2,582.24; and

WHEREAS, Change Order #8 includes the following item:

1. Provide a privacy curtain and track at the nurse's suite for the amount of \$576.65
- The total amount of Change Order #8 is \$576.65; and

WHEREAS, Change Order #9 includes the following item:

1. Provide additional structural shoring related to the truss investigation for the amount of \$11,589.83
The total amount of Change Order #9 is \$11,589.83; and

WHEREAS, Change Order #10 includes the following item:

1. Provide cabinet locks at classrooms, science rooms, library, and offices for the amount of \$15,329.75

The total amount of Change Order #10 is \$15,329.75; and

WHEREAS, Change Order #11 includes the following items:

1. Changes to bathroom locksets for the amount of \$4,741.37

2. Replace lockset at nurse's suite for the amount of \$926.20

3. Provide trim at 3 windows for the amount of \$463.10

4. Provide additional window shade for \$385.92

The total amount of Change Order #11 is \$6,516.59; 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 Contractors' Contract should be amended to add these additional scope items in the total amount of \$36,595.06; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Steve General Contractors' Contract between the Board and Contractor dated July 7, 2014 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 J. Brown
Approved 7-0

Resolution 2015-16: 5
Change Order #5 and #6 to Mark Cerrone Inc. (School 12 Demo and Abatement)

By Board Member B. 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 demo and abatement contractor contract to Mark Cerrone Inc., ("Cerrone") for the School 12 project in Phase I (Resolution 2014-15: 107); and

WHEREAS, the RJSCB entered into a contract with Cerrone (Resolution 2014-15: 107) dated November 3, 2014 (the "Contract"), to perform the scope of services defined in the contract documents as the demo and abatement contractor's scope of work; and

WHEREAS, following the execution of the Contract, Cerrone, along with the Pike Company (the Construction Manager), and the Program Manager, identified reductions in the scope of work, and cost proposals were then obtained for these reductions in 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 the demolition of walls due to electrical panel locations for a credit in the amount of -\$2,500
The Total amount of Change Order #5 is a credit of -\$2,500; and

WHEREAS, Change Order #6 includes the following item:

1. Delete removal of topping at the NE section of the second floor for a credit in the amount of -\$1,200
The Total amount of Change Order #6 is a credit of -\$1,200; 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 the deletion of this work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Mark Cerrone Inc.'s Contract should be amended to delete these scope items for a total credit in the amount of -\$3,700; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 13, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Mark Cerrone Inc.'s Contract between the Board and Contractor dated November 3, 2014 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute Change Orders to the Contract that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

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

**Resolution 2015-16: 6
Change Order #1 to LeChase Construction (School 12)**

By Board 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 approved the award of the general contractor contract to LeChase Construction Services LLC, ("LeChase") for the School 12 project in Phase I (Resolution 2014-15: 200); and

WHEREAS, the RJSCB entered into a contract with LeChase (Resolution 2014-15: 200) dated March 9, 2015 (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 changes in the scope of work, and cost proposals were then obtained for these changes in scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #1 includes the following item:

1. Remove existing fire extinguisher cabinets and infill voids for the amount of \$1,915.58
- The Total amount of Change Order #1 is \$1,915.58; 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 Construction Services' Contract should be amended to add this scope item for a total of \$1,915.58; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to LeChase Construction Services LLC's Contract between the Board and Contractor dated March 9, 2015 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 B. Brown
Approved 7-0

Resolution 2015-16: 7
Change Order #1 through #9 to MA Ferrauilo (School 12)

By Board 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 approved the award of the plumbing contractor contract to Michael A. Ferrauilo Plumbing and Heating Inc., ("MA Ferrauilo") for the School 12 project in Phase I (Resolution 2014-15: 200); and

WHEREAS, the RJSCB entered into a contract with MA Ferrauilo (Resolution 2014-15: 200) dated March 9, 2015 (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, MA Ferrauilo, along with the Pike Company (the Construction Manager), and the Program Manager, identified changes in the scope of work, and cost proposals were then obtained for these changes in scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #1 includes the following item:

1. Provide sanitary riser for the amount of \$2,590.58
- The Total amount of Change Order #1 is \$2,590.58; and

WHEREAS, Change Order #2 includes the following item:

1. Provide a sanitary connection to sink S-6 for the amount of \$1,934.77
- The Total amount of Change Order #2 is \$1,934.77; and

WHEREAS, Change Order #3 includes the following item:

1. Provide domestic hot and cold water tie-ins for four sinks for the amount of \$1,776.21
- The Total amount of Change Order #3 is \$1,776.21; and

WHEREAS, Change Order #4 includes the following item:

1. Delete excavation and underground sanitary tie-in for a credit of -\$5,069.71
- The Total amount of Change Order #4 is a credit of -\$5,069.71; and

WHEREAS, Change Order #5 includes the following item:

1. Provide sanitary pipe tie-in for floor drains in boiler room for the amount of \$3,594.39
- The Total amount of Change Order #5 is \$3,594.39; and

WHEREAS, Change Order #6 includes the following item:

1. Increase line size and add water lines for the amount of \$4,066
- The Total amount of Change Order #6 is \$4,066; and

WHEREAS, Change Order #7 includes the following item:

1. Provide drain line for sink S-1 for the amount of \$1,639.32
- The Total amount of Change Order #7 is \$1,639.32; and

WHEREAS, Change Order #8 includes the following item:

1. Extend sanitary piping for the amount of \$3,943.47
- The Total amount of Change Order #8 is \$3,943.47; and

WHEREAS, Change Order #9 includes the following item:

1. Delete excavation and underground piping for floor drain for a credit of -\$2,221.37
- The Total amount of Change Order #9 is a credit of -\$2,221.37; 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 MA Ferrauilo's Contract should be amended to add and delete these scope items for a total of \$12,253.66; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Michael A. Ferrauilo Plumbing and Heating Inc.'s Contract between the Board and Contractor dated March 9, 2015 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 B. Brown
Approved 7-0

Resolution 2015-16: 8
Change Order #69 through #72 to Manning Squires Hennig – School 58

By Board Member B. 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 #69 includes the following items:

1. Ceiling and soffit changes for the amount of \$13,402
 2. Canopy roof drain tie-in for the amount of \$14,583
 3. Boiler flue changes for the amount of \$1,779
 4. West wall recess for the amount of \$2,411
 5. Masonry piers at SE corner for the amount of \$36,000
 6. Media center gable roof for the amount of \$6,235
 7. Loading dock walkway for the amount of \$7,375
 8. Stair at stage for the amount of \$8,537
 9. Add opening, door, and hardware at room G124 for the amount of \$11,504
- The total amount of Change Order #69 is \$101,826; and

WHEREAS, Change Order #70 includes the following items:

1. Revise grates at sidewalk for the amount of \$36,921
2. Changes due to AC upgrades for the amount of \$6,330
3. Credit for structural design fee at east façade in the amount of -\$9,217.50
4. Credit for changes to wall south of N line in the amount of -\$35,416
5. Premium time for T&M work for the amount of \$16,000
6. Changes to sidewalks for a credit in the amount of -\$27,000
7. Changes to ceilings and walls for the amount of \$11,938
8. Change to SS surround at stage for the amount of \$0
9. Changes to concrete for the amount of \$0
10. Extended General conditions due to added scope for the amount of \$180,000

The total amount of Change Order #70 is \$179,555.50; and

WHEREAS, Change Order #71 includes the following item:

1. Additional shop drawings due to steel revisions for the amount of \$36,598

The total amount of Change Order #71 is \$36,598; and

WHEREAS, Change Order #72 includes the following items:

1. Add Bond cost to allowable charges per the specifications for the amount of \$0

The total amount of Change Order #72 is \$0; 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 Squires's Contract should be amended to add and delete these additional scope items in the total amount of \$317,979.50; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 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 Board Member J. Brown

Approved 7-0

Resolution 2015-16: 9

Change Order #11, #13 and #14 to Leo J. Roth – (Mechanical - School 58)

By Board Member Benincasa

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 Leo J. Roth Corporation ("Leo J. Roth") for the School 58 project in Phase I (Resolution 2012-13: 120); and

WHEREAS, the RJSCB subsequently entered into a contract with Leo J. Roth (Resolution 2012-13: 120) dated March 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, Leo J. Roth, 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 #11 includes the following item:

1. Reroute ductwork due to conflicts for the amount of \$15,288

The total amount of Change Order #11 is \$15,288; and

WHEREAS, Change Order #13 includes the following items:

1. Provide fire-stopping at ductwork for the amount of \$6,600
2. Reroute exhaust ductwork for the amount of \$4,002

The total amount of Change Order #13 is \$10,602; and

WHEREAS, Change Order #14 includes the following item:

1. Credit for duplicate previous change order (11 & 12) in the amount of -\$15,288

The total amount of Change Order #14 is a credit of -\$15,288; 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 Leo J. Roth's Contract should be amended to add and delete these additional scope items in the total amount of \$10,602; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Leo J. Roth's Contract between the Board and Contractor dated March 4, 2013 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute Change Orders that are consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member B. Brown
Approved 7-0

**Resolution 2015-16: 10
Change Order #22 and #23 to M.A. Ferrauilo – School 58**

By Board Member Benincasa

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

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

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

WHEREAS, the RJSCB approved the award of the plumbing contractor contract to M.A. Ferrauilo Heating and Plumbing, Inc. (“M.A. Ferrauilo”) for the School 58 project in Phase I (Resolution 2012-13: 120); and

WHEREAS, the RJSCB subsequently entered into a contract with M.A. Ferrauilo (Resolution 2012-13: 120) dated March 4, 2013 (the “Contract”), to perform the scope of services defined in the contract documents as the plumbing contractor’s scope of work; and

WHEREAS, following the execution of the Contract, M.A. Ferrauilo, 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 #22 includes the following items:

1. Add ceiling and closure for the amount of \$2,344
 2. Rework sprinkler heads for the amount of \$2,434
 3. Add connection to ice machine for the amount of \$2,671
- The total amount of Change Order #22 is \$7,449; and

WHEREAS, Change Order #23 includes the following item:

1. Recovery of unused allowance funds for a credit of -\$2,857
- The total amount of Change Order #22 is a credit of -\$2,857; 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 and delete these additional scope items in the total amount of \$4,592; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to M.A. Ferrauilo’s Contract between the Board and Contractor dated March 4, 2013 as set forth above are hereby approved; and

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

Second by Board Member J. Brown
Approved 7-0

Resolution 2015-16: 11
Change Order #21 to Eastcoast Electric – Electrical Contractor (School 58)

By Board 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 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 Eastcoast Electric LLC ("Eastcoast") for the School 58 project in Phase I (Resolution 2012-13: 120); and

WHEREAS, the RJSCB subsequently entered into a contract with Eastcoast (Resolution 2012-13: 120) dated March 4, 2013 (the "Contract"), to perform the scope of services defined in the contract documents as the electrical contractor's scope of work; and

WHEREAS, following the execution of the Contract, LeChase Construction, the Construction Manager, and the Program Manager, identified the need for changes to the scope of work; and

WHEREAS, Change Order #21 includes the following item:

1. Provide exterior light fixture at canopy for the amount of \$5,431
- The total amount of Change Order #21 is \$5,431; 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 scope change; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Eastcoast's Contract should be amended to add these scope items for a total of \$5,431; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Eastcoast Electric's Contract between the Board and Contractor dated March 4, 2013 as set forth above is hereby approved; and

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

Second by Board Member B. Brown
Approved 7-0

Resolution 2015-16: 12
Change Order #7 to M.A. Ferrauilo – Plumbing Contractor (Edison Technology Campus)

By Board Member Benincasa

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 Michael A. Ferrauilo Plumbing and Heating Inc. ("M.A. Ferrauilo") for the Edison Technology Campus project in Phase I (Resolution 2012-13: 194); and

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

WHEREAS, following the execution of the Contract, M.A. Ferrauilo, 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 #7 includes the following item:

1. Provide a new 3 bay sink for the amount of \$10,779
- The total amount for Change Order #7 is \$10,779; 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 scope items for a total amount of \$10,779; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 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 June 10, 2013 as set forth above is hereby approved; and

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

Second by Board Member B. Brown
Approved 7-0

Resolution 2015-16: 13
Change Order #9 to Hewitt Young Electric – Electrical Contractor (Edison Technology Campus)

By Board Member B. 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 Hewitt Young Electric (“HYE”) for the Edison Technology Campus project in Phase I (Resolution 2013-14: 15); and

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

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

WHEREAS, Change Order #9 includes the following items:

1. Provide fire rated transfer switch for the amount of \$13,455
2. Rework existing data cabling in library for the amount of \$13,590
3. Provide LED lamps at existing pole for the amount of \$1,380
4. Replace deteriorated electrical conduits for the amount of \$6,954
5. Kitchen power and data revisions for the amount of \$10,128
6. Revisions to fire alarm hold open devices for the amount of \$3,631
7. Provide temporary power to panels for the amount of \$5,811

The total amount for Change Order #9 is \$54,949; and

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

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that HYE’s Contract should be amended to add these scope items in the amount of \$54,949; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its July 9, 2015 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 Electrical's Contract between the Board and Contractor dated July 8, 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 Benincasa
Approved 7-0

Resolution 2015-16: 14
Change Order #15 to The Pike Company – General Contractor (Edison Technology Campus)

By Board Member B. 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 #15 includes the following items:

1. Foundation drainage and backfill revisions for the amount of \$46,317
2. Basement sump crock demolition for the amount of \$1,073

The total amount for Change Order #15 is \$47,390; 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 \$47,390; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 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 10, 2013 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute a Change Order to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member Benincasa
Approved 7-0

Resolution 2015-16: 15
Change Order #8 to Landry Mechanical Contractors – Mechanical Contractor (Edison Technology Campus)

By Board Member B. 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 #8 includes the following item:

1. Emergency duct cleaning for the amount of \$7,547.91
- The total amount for Change Order #8 is \$7,547.91; 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 \$7,547.91; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 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 Board Member J. Brown
Approved 7-0

Resolution 2015-16: 16
Change Order #6 to Hewitt Young Electric – District Wide Technology (1a)

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

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

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

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

WHEREAS, Change Order #6 includes the following items:

1. Delete 20 sound systems (material, labor, equipment) for a credit of -\$28,243.20
 2. Provide a sound system for the school 28 gymnasium for the amount of \$6,067.62
- The total amount of Change Order #6 is a credit of -\$22,175.58; 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 to add and delete these scope items in the total credit amount of -\$22,175.58; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 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, 2012 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute a Change Order that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second by Board Member W. Williams
Approved 7-0

Resolution 2015-16: 17
Change Order #3 to Hewitt Young Electric – District Wide Technology (1b)

By Board Member B. 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 changes to the scope of work, and cost proposals were then obtained for these scope items and provided to the Technology Consultant and the Program Manager for review; and

WHEREAS, Change Order #3 includes the following item:

1. Provide changes to the existing sound/intrusion detection system at Edison for the amount of \$5,000
The Total amount of Change Order #3 is \$5,000; 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 to add these scope items for a total in the amount of \$5,000; and

WHEREAS, the MWBE and Services Procurement Committee considered and discussed the Program Manager's recommendation at its July 9, 2015 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 Board Member Benincasa
Approved 7-0**

**Resolution 2015-16: 18
Pay Requisition Summary Acceptance (June 2015)**

By Board Member Benincasa

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, the COMIDA issued bond proceeds for the Rochester Schools Modernization program Phase 1c projects were deposited in the Trustee's account on February 4, 2015; 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 the regular monthly Pay Requisition Summary (attached to this Resolution) totaling \$1,424,145.18 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 June 19, 2015; and

WHEREAS, the RJSCB Board Chair approved the Pay Requisition Summary on June 19, 2015; and

WHEREAS, the RJSCB's Executive Director reviewed the regular monthly Pay Requisition Summary with the RJSCB's Finance Committee at its meeting on July 9, 2015;

THEREFORE, BE IT RESOLVED:

1. The Rochester Joint Schools Construction Board hereby accepts the regular monthly Pay Requisition Summary for the month of June 2015 in the amounts stated above and as shown in the Summary sheets attached to this Resolution.

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

Communications

The Monthly Report is included in the Member's packets and was reviewed by Program Manager Tom Rogér.

- Phase 1a and 1b: Final stages of reconciling costs with the District (the District submits the Final Cost Reports to SED). Aid is already flowing (filed the SA139 and Early Aid Forms).
- Phase 1c: Monroe High School – starting abatement 7/20/15 (posted Friday, 7/10/15). School 12 – Steel for stairs due in 2 weeks, 1st floor demo ongoing, 3rd floor metal studs started and MEP rough-ins ongoing. East High School – Abatement has started and Steve General is onsite starting demo.
- School 58 to be discussed at the August Board Meeting.

The Compliance Report from Baker Tilly is included in the Member's packets and was reviewed by ICO Brian Sanvidge.

- 91% submissions for the May reporting period.
- 99.62% of all data has been received and approved (January 2014 through April 2015).
- Workforce Participation is exceeding both the Minority and Women goals.
- Business Participation: Minority @ 15.85% (goal is 15%), Women @ 7.28% (goal is 5%), Disadvantaged @ 2.19% (goal is 2%) and Small @ 3.82% (goal is 5%).
- Still short on the SBE (goal 5%) achieving 3.82%. Member J. Brown stated that most MWBE are also SBE. Member W. Williams suggested that an asterisk be added to the report next to the SBE data. Baker Tilly to show how many SBEs are being represented in other categories (M/W) and not as SBEs. Baker Tilly to show which firms grew as a result of our Program and are no longer an SBE but are being represented in another category (M/W). It will not affect the data but will show that SBE's are absolutely participating.
- Baker Tilly reported that \$75.9M has been paid to EBE contractors so far in Phase 1.

The Budget reports are included in the Member's packets and were reviewed by Program Manager Tom Rogér.

- The report is updated and includes all items being processed at this Board Meeting.
- Contingency: About \$8M total (about \$500k left for 1a projects, \$650K left for 1b projects, \$5M left for 1c projects, and \$1.4 left for Owners Contingency).

The MWBE and Services Procurement Committee Report for July 9, 2015 is included in the Members packets.

The Finance Committee Report for July 9, 2015 is included in the Members packets.

Executive Session
Approved at 5:45 pm

Chair Tom Richards called for an Executive Session per Section 105 1. (f) of the Open Meetings Law.

Motion by Member J. Brown
Second by Member B. Brown
Approved 7-0

Adjournment
Approved at 6:37 pm