

Rochester Joint Schools Construction Board
Special Meeting Minutes
September 29, 2016
6 p.m.

Present

Chair Allen Williams, Vice Chair Michael Schmidt, Members Charles Benincasa, I. Geena Cruz, Thomas Richards, Wayne Williams and ICO Brian Sanvidge. Member Brown was away. Also present were RJSCB Executive Director Thomas Renauto, RJSCB Counsel Edward Hourihan, Gilbane Program Director Thomas Rogér, Savin Program Director Pepin Accilien, and Deputy Program Director Roland A. Coleman II.

Chair Williams convened the meeting at 6 p.m.

Action Items

Resolution 2016-17: 59

Master Plan Refinement

By Board Member Cruz

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 of the District (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 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 to provide these services upon the issuance of a notice to proceed (Resolution 2014-15: 37); and

WHEREAS, following a series of public hearings and presentations to the Board of Education in early 2016, the Master Plan for Phase 2 was completed and subsequently approved by the Board of Education at its monthly business meeting on March 24, 2016 (Board of Education Resolution 2015-16: 630); and

WHEREAS, the District Superintendent has now requested additional evaluations which are integral to the Phase 2 Master Plan; and

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

WHEREAS, at a special meeting on September 29, 2016, the RJSCB considered and discussed the recommendation by the Program Manager to amend the SWBR Agreement to add the scope of the work for the 100 Day Project for compensation billed hourly in an amount not to exceed the sum of \$39,020 and;

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 W. Williams

Approved 6-0 with Member Brown away

Resolution 2016-17: 60

Contract Awards – Mechanical, Electrical, and Plumbing - Monroe High School (2a Project)

By Board Member Schmidt

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 authorizing legislation for Phase 2 of the Rochester Schools Modernization Program (“RSMP”) was signed into law by the Governor of the State of New York on December 17, 2014; and

WHEREAS, the amended Act authorized up to 26 projects in Phase 2 of the RSMP including a District Wide Technology program which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, the Program Manager has presented the Monroe High School 2a project design (“Monroe 2a project”) to the District’s Board of Education (“BOE”) and BOE approved the Monroe 2a project on June 16, 2016 (BOE Resolution 2015-16: 852); and

WHEREAS, the Program Manager received State Education Department approval of the designs for the Monroe 2a project on July 12, 2016; and

WHEREAS, following RJSCB approval, the Program Manager advertised and released the bid documents for the Monroe 2a project in July 2016; and

WHEREAS, the RJSCB’s Executive Director received bids on August 30, 2016 per the deadline stipulated in the Request for Bids, and those bids were publicly opened and read aloud on September 7, 2016 at the location stated in the Request for Bids; and

WHEREAS, the Program Manager, Architect, and Construction Manager have reviewed the bids and conducted de-scoping meetings; and

WHEREAS, the RJSCB previously “tabled” the awards for the Mechanical, Electrical, and Plumbing contracts at a regular monthly meeting held on September 12, 2016 (Resolution 2016-17: 58) pending additional review by the Program Manager; and

WHEREAS, on September 29, 2016, the Program Manager provided its recommendation regarding the Mechanical, Electrical and Plumbing contracts to the full Board; and

WHEREAS, at a special RJSCB meeting on September 29, 2016, the RJSCB further reviewed and discussed the results of the Monroe 2a project bids with the Program Manager;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby awards the contract for the Mechanical scope of work for the Monroe 2a project to M.A. Ferraiulo Plumbing and Heating Inc. in the amount of \$2,387,000.
2. The RJSCB hereby awards the contract for the Electrical scope of work for the Monroe 2a project to East Coast Electric LLC in the amount of \$3,293,600 contingent upon final approval of the firm’s diversity plan by the Independent Compliance Officer.
3. The RJSCB hereby awards the contract for the Plumbing scope of work for the Monroe 2a project to Lloyd Mechanical LLC. in the amount of \$1,503,600.
4. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver an Agreement to the firms named above in substantially the form included in the Request for Bids for the Monroe 2a project, with such changes as the Chair may approve (his/her signature thereon being conclusive evidence of such approval) on the advice of the Program Manager and the RJSCB’s general counsel.

Second by Board Member Cruz

Approved 6-0 with Member Brown away

Adjournment: Approved at 6:35 p.m.