

**Resolution 2019-20: 109**

**Change Order #3 to Michael A. Ferraulo Plumbing & Heating Inc. Contract (School 10 Phase 2c)**

**By Board Member**

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB” or “Board”), 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, for Phase 2 of the RSMP, the RJSCB intends to undertake 14 projects for the design, reconstruction, or rehabilitation of existing school buildings for their continued use by the District (collectively, the “Phase 2 Projects”), which have been further defined as Phase 2a, Phase 2b, Phase 2c and Phase 2d, plus a DWT project at each of the Phase 2 school buildings; and

WHEREAS, the Dr. Walter Cooper Academy School No. 10 Project (“School 10”) is one of the projects included in Phase 2c of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, the RJSCB approved the award of the plumbing contractor contract to Michael A. Ferraulo Plumbing & Heating Inc. (“MAF”) for the School 10 project in Phase 2c (Resolution 2018-19: 109); and

WHEREAS, the RJSCB entered into a contract with MAF (Resolution 2018-19: 109) dated February 11, 2019 (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, MAF, along with LeChase Construction Services (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 #3, includes the following items:

1. ASI 60R1 - Provide two (20 Additional Mop sinks as requested by RCSD. One added on the 2nd floor of Area B and one added on the 1st floor of Area A	\$15,776.00
--------------------------------------------------------------------------------------------------------------------------------------------------------	-------------

2. ASI 028 - Provide Vent to Water Closet in Toilet Room 101B and Waste/Vent to Electric Water Cooler in Corridor C100 per response to RFI 57	\$4,628.00
3. RFI 82 - Provide sanitary piping and domestic hot/cold water to Classrooms 207 & 205 Sinks on the 2nd Floor. Piping was routed from the 2nd Floor to the 1st Floor above ceiling per Sketch ASI-CA-P1103-2	\$5,744.00
4. ASI 078R1 - Makerspace - Provide a Deep Sink and Solid Interceptor as requested by RCSD. This space was converted from a flex Room to a Makerspace	\$4,421.00
5. ASI-083 - Provide a Sink in the Library Work Room including Sanitary, Domestic Hot/Cold Water Piping and Venting. Sink to be installed in existing base cabinet.	\$3,576.00
6. Provide two (2) Battery Operated Sensor Lavatory Faucets in Boys Toilet Room 132. Metering Faucets that we originally scheduled in Boys Toilet Room 142 were credited.	\$1,213.00

The Total amount of Change Order #3 is **\$35,358.00**; 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 M/WBE and Services Procurement Committee (the “Committee”) that Manning Squires’ Contract should be amended to add and these scope items for a total net increase in the Contract Sum of **\$35,358.00**; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its May 7, 2020 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, Inc.’s Contract between the Board and Contractor dated February 11, 2019 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 the Change Order 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.