

Resolution 2020-21: 34
Amendment #7 to CannonDesign Agreement – East (Phase 2)

By Board Member Thomas Richards

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 (“DWT”) 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 East School (“East”) is one of the projects included in Phase 2 of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, the RJSCB approved the selection of CannonDesign as the Architect for the East project in Phase 2 (Resolution 2014-15: 216); and

WHEREAS, the RJSCB entered into an agreement with CannonDesign (Resolution 2014-15: 216) dated December 22, 2015, entitled Agreement Between Board and Architect (the “Agreement”) for the East project; and

WHEREAS, subsequent to the execution of the Agreement, the Program Manager requested, and cost proposals were obtained and reviewed, for additional scopes of design services; and

WHEREAS, Amendment #7 includes the following items:

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| 1. Garage Mechanical & Plumbing Repairs | \$2,200.00 |
| 2. B-Wing Roof Replacement | \$9,000.00 |
| 3. Roof Ladder Addition | \$2,600.00 |
| 4. Exhaust Fan Replacement | \$8,389.009 |
| 5. Barbershop, E-101 Exterior Door, Deteriorated Stair | \$17,426.00 |

The Total amount of Amendment #7 is **\$39,615.00**; and

WHEREAS, the Program Manager recommended to the RJSCB that CannonDesign's Agreement should be amended to add these additional scope items in the total amount of \$39,615.00 and that this amount shall be treated as a not-to-exceed allowance under section 11.1.1 of the Agreement; and

WHEREAS, the RJSCB Board considered, discussed and deliberated the Program Manager's recommendation at its November 9, 2020 regular meeting.

THEREFORE, BE IT RESOLVED:

1. The Rochester Joint Schools Construction Board hereby approves the proposed Amendment #7 to the Agreement between RJSCB and CannonDesign dated December 22, 2015, as set forth above increasing the total amount of the Agreement by the sum of \$39,615.00; 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 RJSCB's general counsel.

Second by Board Member Jesse Dudley
Adopted 5-0