

Resolution 2020-21: 38

Change Orders #83 - 85 to Holdsworth Klimowski Contract (East Campus – Phase 2b)

By Board Member I. Geena Cruz

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 East Campus Modernization Project (“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 award of the electrical contract to Holdsworth Klimowski Construction (“HKC”) for the East project in Phase 2 (Resolution 2018-19: 51); and

WHEREAS, the RJSCB entered into a contract with HKC (Resolution 2018-19: 51) dated September 10, 2018 (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, HKC, along with The Pike Company, Inc. (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 #83 includes the following items:

1. Per RFP226/I.B. 078 & 078R1 revise exhaust due to latent conditions at temporary kiln room.	\$ 914.00
2. Per RFP224/I.B. 0831R1 Instructional Program changes required relocation of overhead cord reel.	\$ 1,047.00

3. Per RFP223/I.B. 119 & 119 R1 at Rm F-312 revise soffits due to adjust duct runs (Latent Condition).	\$ 594.00
4. Credit per RFP260/I.B. 117 relocated Data Closet to existing Rm B-113. In lieu of Rm 201A original base scope.	\$ (1,905.00)
5. Per RFP217/I.B. 144 F-Wing Levels 2 & 3: 1) Plumbing chases for water piping riser; 2) provide 6-inch filler panel recessed 2-inch and matching adjacent casework near eyewash/emergency shower with CM to coordinate with manufacturer (Rooms F-204 & F-206 impacted by design inconsistencies).	\$ 705.00
6. Per RFP215/I.B. 144 F-Wing Levels 2 & 3: 1) Plumbing chases for water piping riser; 2) provide 6-inch filler panel recessed 2-inch and matching adjacent casework near eyewash/emergency shower with CM to coordinate with manufacturer (Rooms F-213 & F-218 impacted by design inconsistencies).	\$ 1,672.00
7. Credit per RFP179/I.B. 153 Rm F-113 modify casework along exterior wall per existing unit ventilator and piping.	\$ (1,946.00)
8. Per RFP256/I.B. 163R2 additional exterior sidewalk to connect egress from Collaboratorium new door EXB-125 to existing sidewalk at Ohio Street parking lot.	\$ 4,998.00
9. Per RFI#392 install blocking for countertop installation (Detail inconsistency).	\$ 1,004.00
10. RFI # 0457. Removal of existing mop sinks.	\$ 3,554.00
11. Provide chase wall for drinking fountain in girls locker room. Move location of adjacent door to accommodate chase wall and adjust ceiling and finishes to accommodate chase wall changes (drawing inconsistency).	\$ 1,867.00
12. Addition of Owner requested shampoo sink and chair.	\$ 2,838.00
13. Area C2 - Girls Locker Room Additional Abatement.	\$ 8,867.00
14. Girls Locker Rm Area C2 - Frame & Enclose Columns with gypsum board; paint to match adjacent wall.	\$ 3,008.00
15. Area B - RTU Support Steel Revisions (Latent Conditions/incomplete Record Documents).	\$ 4,413.00

16. Per RFI 235 Area F - 3rd Floor Abate & Cut Opening for Louver.	\$ 563.00
17. Per IB#206 Area F - Door Revisions F101 and F101A (Door Schedule error).	\$ 3,496.00

The total amount of Change Order #83 is **\$35,689.00**; and

WHEREAS, Change Order #84 includes the following items:

1. Per RFP 245, Owners direction, provide a roof scan of B-140 (Staff Cafeteria) to check saturation levels due new/unforeseen leaks.	\$ 1,981.00
2. Per IB#218, Area C2 – CS-3 (Girls Locker Room Entry/elevator lobby) Terrazzo Floor Revisions.	\$ 1,472.00
3. Per IB#217, Area E – Vestibule EC1.5 Revisions (Design Inconsistency).	\$ 16,767.00
4. Per RFP 250/I.B. Additional Abatement Removal Clarifications in Area D2 (document inconsistency).	\$ 9,816.00
5. Per RFP 249/I.B. 224 Area C2 – Roof top Ductwork Abatement (latent condition).	\$ 5,264.00
6. Per RFP 253/I.B. 228 Area F –Trim for Window Sills (latent condition).	\$ 2,046.00
7. Per RFP 258/I.B. 022 Area C2 Adaptive PE Rm. Omission of new wall.	\$ 2,386.00
8. Per RFP 261/I.B. 233 Area D-West stair at basement existing stair rise in existing deteriorated state, requires replacement at DS-2.	\$ 2,029.00
9. Per RFP 259/I.B. 235 C-Wing Stair Ceiling (CS-3) deterioration requires replacement (latent condition).	\$ 1,590.00
10. Per RCSD COVID policy, RSMP disabling hand air dryers (Base Scope) and providing paper towel dispensers (per RFP 251 - 51 units) for RCSD to install.	\$ 1,525.00

The total amount of Change Order #84 is **\$44,876.00**; and

WHEREAS, Change Order #85 includes the following items:

1. Per RFP 266 temporary trailer for Supt. Office Suite exceeded budget for water & sewer services.	\$ 9,470.00
2. Per RFP 216/I.B. 125R1 Area F - 2nd Floor - Window Pockets.	\$ 6,786.00
3. Per RFP 265/I.B. 162 & 162R1 replacement of existing tile removed due to exterior damper for interior mechanical heating equipment failure causing water damage and gypsum board removal.	\$ 3,216.00
4. Per RFP 220/I.B. 181 R2 Area C2 - Add Masonry Columns per RFI #456 C-127 Coach's Room.	\$ 2,666.00
5. Per RFP 222/I.B. 194 Area C - Demo Chase Walls in Rm C-101 & C-105	\$ 2,254.00
6. Credit per RFP 213/I.B. 198 E-Wing Rm E-107 change Supt. Office suite office partitions from type R2 to P4, to accommodate ceiling that was installed during interim staging for temporary art room.	\$ (1,487.00)

The total amount of Change Order #85 is **\$22,905.00**; 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 the foregoing changes; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB that HKC's Contract should be amended to add the scope item for an increase in the Contract Sum of **\$103,470.00**; 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 Change Orders to HKC's Contract between the Board and Contractor dated September 10, 2018 as set forth above; and
2. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute the 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 Rosiland Brooks-Harris
Adopted 5-0**