

Resolution 2010-11: 39
Amendment to Wendel Energy Agreement

By Chairman Bell

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, upon the recommendation of its Program Manager, has determined a need for a NYSERDA FlexTech Program Energy Efficiency Study Consultant to provide the following analyses and reports – an IGA Preliminary Assessment Report, an Investment Grade Audit and Whole Building Modeling, and Status Reports for Overall Facilities Master Plan Support; and

WHEREAS, the Board entered into an agreement with Wendel Energy Services (Resolution 2010-11: 15) dated November 18, 2010, and seeks to amend that agreement by modifying the paragraph entitled “FEES” from “lump sum fee of \$132,500” to “lump sum fee of \$232,847.50” and replace the scope of work document, Attachment A, with the “Revised Task Work Order Plan 3 10 11” as attached, which includes a new total cost of \$465,695.

THEREFORE, BE IT RESOLVED:

1. Upon the recommendation of the Program Manager, the proposed amendments to the Wendel Energy Services agreement dated November 18, 2010 as set forth above are hereby approved.
2. The RJSCB Chair is hereby authorized to execute the attached Amendment 1 to the Wendel Energy Services agreement which includes the revised lump sum fee of \$232,847.50 and the revised Attachment A, with the new total cost not to exceed of \$465,695.00, through March 12, 2013.

Second by Member of the Board Pifer
Adopted 6-0 with Member Castro away