

Resolution 2012-13: 35
Contract Award – GC, School 58

By Board Chair Giess

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 Act authorized up to 13 projects in Phase I of the Rochester Schools Modernization Program (“RSMP”) including a District Wide Technology program which involves technology upgrades and infrastructure work at each of the 12 school projects identified in Phase 1; and

WHEREAS, the RJSCB’s Program Manager, with the advice of JCJ Architecture (the “Architect”), LeChase Construction (the “Construction Manager”), the RJSCB’s general counsel, and the RJSCB’s Independent Compliance Officer, prepared a request for bids (“Request for Bids”) package for the School 58 project; and

WHEREAS, the RJSCB previously had authorized the release of the Request for Bids at its monthly meeting on June 4, 2012 (Resolution 2011-12: 109) pending approval of the Board of Education (“BOE”) and the State Education Department of New York (“SED”); and

WHEREAS, the RJSCB received approval of the School 58 project by the BOE at their monthly meeting on December 15, 2011 (BOE Resolution 2011-12: 413) and by SED on May 31, 2012; and

WHEREAS, the RJSCB’s Executive Director received bids for the general contract (GC) bid package only on August 30, 2012 per the deadline stipulated in the Request for Bids, and those bids were subsequently publicly opened and read aloud at the location stated in the Request for Bids; and

WHEREAS, the Program Manager, Architect, Construction Manager, and Independent Compliance Officer have reviewed the bids, conducted de-scoping meetings, and concluded that the apparent low bidder for the GC scope of work package is also a qualified and responsible bidder; and

WHEREAS, at the MWBE and Services Procurement Committee meeting held on September 6, 2012, following the review and consideration of recommendations provided by the RJSCB’s Program Manager and after due deliberation by the Committee, the following contract award was forwarded to the full Board for consideration:

<u>Scope of Work</u>	<u>Name of Contractor</u>	<u>Address</u>	<u>Bid Amount (Incl. accepted alternates)</u>
General Contractor	Manning Squires & Hennig	8426 Seven Springs Road Batavia, NY 14021	\$17,807,000

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Program Manager that this contract award shall be made to the above named firm and bid amount to provide all equipment, labor, materials, and plant necessary to execute the GC scope of work associated with the School 58 project in Phase 1 of the RSMP;

2. The remaining scopes of work associated with the School 58 project (Mechanical, Electrical, and Plumbing) will be bid at a later date pending direction from the District regarding its request for additional HVAC work.

3. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver an Agreement (the "Agreement") to the firm named above in substantially the form included in the Request for Bids (dated July 18, 2012) for the School 58 project, with such changes as the Chair may approve (the Chair's signature thereon being conclusive evidence of such approval) on the advice of the Program Manager and the RJSCB's general counsel.

Second by Member Pifer

Approved 5-0 with Member Castro away