

**Resolution 2012-13: 63**

**Change Order #1, #2, #3, and #4 to Cucciara Construction Inc. – General Contractor (Franklin High School)**

**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 RJSCB approved the award of the General Contractor contract to Cucciara Construction, Inc. (“Cucciara”) for the Franklin High School Project in Phase I (Resolution 2011-12: 106); and

WHEREAS, the RJSCB entered into a contract with Cucciara (Resolution 2011-12: 106) dated June 4, 2012 (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, Cucciara, along with Campus Construction Group (the Construction Manager), and the Program Manager, identified the need for additional scopes of work, and cost proposals were then obtained for these additional scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #1 relating to the swing space for School #58 includes the following items:

1. Additional asbestos abatement work at Room #33 for swing space for the amount of \$11,954.00
2. Delete scope at swing space Rooms #15, #22A, #30, #119, and #126 for the amount of (\$5,894.00)
3. Additional asbestos abatement work at Room #15 for swing space for the amount of \$674.00
4. Remove/deliver casework, wall pads, and white boards for swing space for the amount of \$4,108.00
5. Assemble library casework for School #58 swing space for the amount of \$3,159.00
6. New drywall and wall pad installation for swing space for the amount of \$10,598.00
7. Add new opening to Nurse’s suite for swing space for the amount of \$1,985.00

The Total amount for Change Order #1 is \$26,584.00; and

WHEREAS, Change Order #2 includes the following items:

1. Excavation and sleeve for cable data wire at Hudson bus loop for the amount of \$2,257.00
2. Encase exposed piers in concrete due to new elevation changes for the amount of \$5,043.00

The Total amount of Change Order #2 is \$7,300.00; and

WHEREAS, Change Order #3 includes the following items:

1. Install a drop ceiling at the kitchen necessary for DOH inspection for the amount of \$1,324.00

The Total amount of Change Order #3 is \$1,324.00; and

WHEREAS, Change Order #4 includes the following items:

1. Change to 5/16” ceramic fire glass in lieu of wire glass at all locations for the amount of \$7,469.00

The Total amount of Change Order #4 is \$7,469.00; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary and the pricing is appropriate and contract time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Cucciara's Contract should be amended to add these additional scope items in the total amount of \$42,677.00; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its November 1, 2012 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Cucciara Construction, Inc.'s Contract between the Board and General Contractor dated June 4, 2012 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 a Change Order to the Contract that is 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 Pifer**  
**Approved 5-0 with Member Castro away**