

**Resolution 2013-14: 130**  
**Amendment #4 to Gilbane Building Company – IDC Services**

**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 selected Gilbane Building Company (“Program Manager”) to provide Program Management services to the Board in June of 2010 (Resolution 2009-10: 13) and thereafter the RJSCB and the Program Manager entered into the Program Management Agreement dated July 1, 2010 (the “Agreement”); and

WHEREAS, following the execution of the Agreement, the RJSCB now wishes to add certain additional services to the scope of work of the Program Manager related to Interdisciplinary Document Coordination (“IDC”) Review Services, and the Program Manager has proposed to provide such services for the Monroe High School project and the School 12 project; and

WHEREAS, after having seen the results of this service as provided under the architects for the Phase 1a and Phase 1b projects, the Executive Director has recommended to the RJSCB that these services be moved to the Program Manager for a more thorough and precise review of the project documents; and

WHEREAS, under the Program Manager’s scope of services in its Agreement with the RJSCB, the Program Manager already has the responsibility to perform a coordination review of the construction plans, but the IDC services are more extensive and would be an expansion of the Program Manager’s current scope under its Agreement; and

WHEREAS, these services were included in the scope of work of the Architect for the Monroe High School Project, Chaintreuil Jensen Stark Architects, as a part of their base services; and

WHEREAS, the RJSCB has received a full credit back from the Architect for not performing these services on the Monroe High School project under their base contract in the amount of \$30,000 (Resolution 2013-14: 133), which will offset the cost for the Program Manager to provide these services; and

WHEREAS, these services were not included in the scope of work of the Architect for the School 12 project; and

WHEREAS, following extensive discussions with the Program Manager and due diligence, the Executive Director recommended to the MWBE and Services Procurement Committee (the “Committee”) that the Program Manager’s Agreement should be amended to add the total amount of Not to Exceed \$67,039 for costs associated with IDC Review Services and these services will include a base document review in the amount of \$30,000 as well as a code review for an additional \$4,528 for the Monroe High School

Project, and base document review in the amount of \$25,575 as well as a code review for an additional \$6,936 for the School 12 Project; and

WHEREAS, the Committee considered and discussed the Executive Director's recommendation at its January 9, 2014 meeting and after due deliberation, agreed to forward the request to the full Board for consideration;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement Between the RJSCB and the Program Manager dated July 1, 2010 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 an amendment to the Agreement that is consistent with this approval and in an acceptable form to the Chair upon the advice of the RJSCB's general counsel.

**Second by Board Member Brown**  
**Approved 6-0 with member Sewell away**