

**Resolution 2013-14: 168**

**Change Order #10 and #11 to M.A. Ferrauilo Plumbing and Heating – Plumbing Contractor (School 17)**

**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 plumbing contractor contract to M.A. Ferrauilo Plumbing and Heating (“M.A. Ferrauilo”) for the School 17 project in Phase I (Resolution 2012-13: 14); and

WHEREAS, the RJSCB entered into a contract with M.A. Ferrauilo (Resolution 2012-13: 14) dated July 2, 2012 (the “Contract”), to perform the scope of services defined in the contract documents as the plumbing contractor’s scope of work; and

WHEREAS, following the execution of the Contract, M.A. Ferrauilo, along with The Pike Company, 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 #10 includes the following items:

1. Repair piping in the amount of \$6,026.69
2. Enlarge column enclosures at main entry for the amount of \$3,660.90

The Total amount of Change Order #10 is \$9,687.59; and

WHEREAS, Change Order #11 includes the following item:

1. Delete work / credit allowance at Jefferson swing space for a credit of -\$15,000

The Total amount of Change Order #11 is a credit of -\$15,000; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work was necessary, the pricing is appropriate, and the 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 M.A. Ferrauilo’s Contract should be amended to include these additional scope items for a credit in the total amount of -\$5,312.41; and

WHEREAS, the Committee considered and discussed the Program Manager’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 Change Orders to M.A. Ferrauilo Plumbing and Heating's Contract between the Board and Contractor dated July 2, 2012 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute 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 Brown**

**Approved 5-0 with member Sewell away. Member Roulin left at 5:30**