

Resolution 2013-14: 203
Move Manager Additional Services - Twelfth Amendment; Cancellation of Purchase Order

By Board Member Brown

WHEREAS, the Rochester School Facilities Modernization Program Act (“School Modernization 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 School Modernization Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB issued a request for proposals dated August 9, 2011 for move management services (“Move Manager”) (Resolution 2011-12: 8); and

WHEREAS, at the monthly meeting held on October 3, 2011, the RJSCB selected Vargas Associates as the finalist for Move Manager (Resolution 2011-12: 31) and subsequently entered into an agreement with Vargas Associates dated February 2, 2012, entitled “Agreement Between Owner and Consultant” (the “Agreement”); and

WHEREAS, the Agreement includes scope of work for the first five projects in Phase 1a of the Rochester Schools Modernization Program (“RSMP”) (School 17, School 28, School 50, School 58, and Charlotte High School); and

WHEREAS, the RJSCB thereafter added certain additional services to the Move Manager’s scope of work (Resolution 2012-13: 9, Resolution 2012-13: 49, Resolution 2012-13:118, Resolution 2012-13: 145, Resolution 2012-13: 172, Resolution 2012-13: 192, Resolution 2013-14: 8, Resolution 2013-14: 34, Resolution 2013-14: 100, Resolution 2013-14: 101 and Resolution 2013-14: 160); and

WHEREAS, the RJSCB previously awarded a Purchase Order to North Coast Hometown Stores (dba Sears Hometown Stores) for small appliances associated with the Phase 1a projects (School 17, School 50, and Charlotte High School) in the amount of \$5,465.22 (Resolution 2013-114: 37); and

WHEREAS, North Coast Hometown Stores requires that an account be established in order to make any purchases and since the RJSCB does not have an account with North Coast Hometown Stores, it could not accept the Purchase Order from the RJSCB, and

WHEREAS, the Program Manager directed Vargas Associates to create an account in its name and the firm advanced the funds to purchase the small appliances on behalf of the RJSCB; and

WHEREAS, the actual order varied from the original Purchase Order due to changes in quantity and reduced price for one item; and

WHEREAS, the actual amount paid by Vargas Associates on behalf of the RJSCB was \$5,582.21; and

WHEREAS, the actual cost impact to the project is \$116.99; and

WHEREAS, based on the advice and recommendation of the Program Manager, the MWBE and Services Procurement Committee considered and discussed the proposal for additional services from the Move Manager at its February 27, 2014 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby voids and cancels the original Purchase Order to North Coast Hometown Stores for small appliances in the amount of \$5,465.22; and
2. The RJSCB hereby accepts and approves the proposal from the Move Manager for additional services to the Agreement in an amount not to exceed \$5,582.21 to purchase the small appliances associated with School 17, School 50 , and Charlotte High School on behalf of the RJSCB; and
3. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute an amendment to the Agreement with Vargas Associates 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 Hilger

Approved 7-0