

Resolution 2013-14: 58
Third Revision to Gilbane Exhibit B (Staffing Plan)

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

WHEREAS, Article 5.1 (a) of the Agreement between the RJSCB and the Program Manager dated July 1, 2010 (the “Agreement”), states that revisions to Exhibit B, the Program Manager’s staffing plan, are permitted in order to identify staff members not originally identified in the exhibit as of the date of the Agreement or as a result of permitted changes in personnel during the term of the Agreement; and

WHEREAS, also under Article 5.1 (a) of the Agreement, the Program Manager may establish new rates specific to the newly assigned individual, upon written approval by the RJSCB, provided that the Service Fee Limit set forth in the Agreement shall remain the same; and

WHEREAS, the Program Manager has recently updated its staffing plan on Exhibit B (a copy of which is attached) reflecting changes and adjustments to a) several members of their personnel who have been assigned to the projects under the Agreement, b) the actual hours spent for year one, year two, and year three personnel, c) the number of hours each member is assigned to the RSMP project for the remainder of the term, and d) the elimination of the seventh year of services which is no longer necessary based on the project schedule; and

WHEREAS, the Service Fee Limits of the Agreement shall not be effected by these staffing changes and adjustments to personnel hours; and

WHEREAS, the RJSCB’s Executive Director recommended to the RJSCB’s MWBE and Services Procurement Committee (“Committee”) that it approve the Program Manager’s revised staffing plan as shown in Exhibit B and that the Agreement then will be amended to incorporate the revised Exhibit B; and

WHEREAS, the Committee considered and discussed the Executive Director’s recommendation at its September 5, 2013 meeting and after due deliberation, it approved the revised staffing plan and request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed changes to Exhibit B of the Agreement between the RJSCB and the Program Manager are approved; and

2. The Agreement between the RJSCB and the Program Manager dated July 1, 2010 is hereby amended to incorporate the revised Exhibit B.

Second by Board Member Pifer
Approved 5-0 with Member Brown away