

Resolution 2014-15: 125
Amendment #4 to Cannon Design Agreement

By Vice Chair Brown

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 selection of Cannon Design (“Cannon”) as the Architect for the East High School project in Phase I (Resolution 2011-12: 39); and

WHEREAS, the RJSCB entered into an agreement with Cannon (Resolution 2011-12: 39) dated November 15, 2011, entitled Agreement Between Board and Architect (the “Agreement”); and

WHEREAS, the Agreement contains certain allowances for design services which were ultimately not required as a result of the final scope of the project; and

WHEREAS, the allowances include: Interior Design and Furniture Selection in the amount of \$35,000, Roofing Analysis in the amount of \$5,000, and Hazmat Survey in the amount of \$20,000; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Cannon’s Agreement should be amended to reduce the Agreement for the full value of the unused allowance funds allocated as follows: Interior Design and Furniture Selection in the amount of \$35,000, Roofing Analysis in the amount of \$5,000, and Hazmat Survey in the amount of \$20,000, for a total credit of \$60,000; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its December 4, 2014 meeting, and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Cannon Design Agreement Between Board and Architect dated November 15, 2011 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 Program Manager and the RJSCB’s general counsel.

Second by Board Member Benincasa
Approved 6-0 with Member Hilger away