

**Resolution 2014-15: 137**

**Change Order #8, #9, and #10 to Kaplan Schmidt – (Electrical - School 28)**

**By Board Member Thomas**

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 Act authorized up to 13 projects in Phase I of the Rochester Schools Modernization Program (“RSMP”) including a District Wide Technology program which involves technology upgrades and infrastructure work at each of the 12 school projects identified in Phase 1; and

WHEREAS, the RJSCB approved the award of the electrical contractor contract to Kaplan Schmidt Electric Inc. (“Kaplan Schmidt”) for the School 28 project in Phase I (Resolution 2012-13: 106); and

WHEREAS, the RJSCB subsequently entered into a contract with Kaplan Schmidt (Resolution 2012-13: 106) dated February 4, 2013 (the “Contract”), to perform the scope of services defined in the contract documents as the electrical contractor’s scope of work; and

WHEREAS, following the execution of the Contract, Kaplan Schmidt, along with LeChase Construction, 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 #8 includes the following items:

1. Relocate existing fiber line for the amount of \$697.03
  2. Move exhaust fan for the amount of \$1,342.52
  3. Remove and reinstall piping for the amount of \$441.58
  4. Add card reader for the amount of \$3,677.47
  5. Add pathway for data drop for the amount of \$1,060.88
  6. Add wiring to AHU for the amount of \$2,522.48
  7. Relocation of EF8 for the amount of \$748.33
  8. Revisions to Unit heaters for the amount of \$379.15
  9. Credit for unused allowance in the amount of -\$20,911
- The Total amount of Change Order #8 is a credit of -\$10,041.66; and

WHEREAS, Change Order #9 includes the following items:

1. Hot water pumps and sensors for the amount of \$860.52
2. Rehang screen for the amount of \$973.23
3. Heat trace at kitchen for the amount of \$811.88
4. Add exit sign for the amount of \$460.72
5. Connections to kiln for the amount of \$1,078.97
6. Connection to energy wheel on AHU for the amount of \$449.63

The Total amount of Change Order #9 is \$4,634.95; and

WHEREAS, Change Order #10 includes the following items:

1. Backcharge for cleaning in the amount of -\$1,174
2. Backcharge for additional cleaning in the amount of -\$2,638.96
3. Backcharge for replacing ceiling tiles in the amount of -\$7,128.42
4. Backcharge for replacement of gym wall pads in the amount of -\$299.16
5. Backcharge for replacement of damaged grills in the amount of -\$202

The Total amount of Change Order #10 is a credit of -\$11,442.54; 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 change in scope; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that Kaplan Schmidt's Contract should be amended to delete and add these scope items for a total credit of -\$16,849.25; 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 Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Kaplan Schmidt's Contract between the Board and Contractor dated February 4, 2013 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 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 Vice Chair Brown**  
**Approved 6-0 with Member Hilger away**