

**Resolution 2014-15: 14**

**Change Order #7 through #10 to Bell Mechanical Contractors Inc. – Mechanical Contractor (School 5)**

**By Board Member Hilger**

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 mechanical contractor contract to Bell Mechanical Contractors Inc. (“Bell”) for the School 5 project in Phase I (Resolution 2012-13: 177); and

WHEREAS, the RJSCB entered into a contract with Bell (Resolution 2012-13: 177) dated June 4, 2013 (the “Contract”), to perform the scope of services defined in the contract documents as the mechanical contractor’s scope of work; and

WHEREAS, following the execution of the Contract, Bell, 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 #7 includes the following items:

1. Additional steel at chiller for the amount of \$3,768
2. Misc additional work at #322 for the amount of \$6,895

The Total amount of Change Order #7 is \$10,663; and

WHEREAS, Change Order #8 includes the following items:

1. Dryer exhaust vent for the amount of \$2,365

The Total amount of Change Order #8 is \$2,365; and

WHEREAS, Change Order #9 includes the following items:

1. Additional patching for the amount of \$7,687

The Total amount of Change Order #9 is \$7,687; and

WHEREAS, Change Order #10 includes the following items:

1. Reroute ductwork for the amount of \$1,046

The Total amount of Change Order #10 is \$1,046; 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 Bell’s Contract should be amended to add these additional scope items in the total amount of \$21,761; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its June 26, 2014 meeting and after due deliberation, it approved the request to amend the Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to Bell Mechanical Contractors' Contract between the Board and Contractor dated June 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 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 Vice Chair Brown**

**Approved 6-0 with Member Thomas away**