

Resolution 2014-15: 62
Amendment to SJB Services, Inc. Contract (Phase 1b Projects)

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 Program Manager recommended to the RJSCB that it engage the services of a Special Inspection and Testing Agent as a third party inspector during construction of the Phase 1 projects; and

WHEREAS, the RJSCB issued a Request For Proposals (“RFP”) for Special Inspection and Testing Agent Services on April 9, 2012 (Resolution 2011-12: 92) which included work at the first five projects in Phase 1a (School 17, School 50, School 58, Charlotte High School and Franklin Educational Campus); and

WHEREAS, the RJSCB, at its monthly meeting on June 4, 2012 (Resolution 2011-12: 115), approved the selection of SJB Services, Inc. (“SJB”) for Special Inspection and Testing Agent Services for School 17, School 50, School 58, Charlotte High School, and Franklin Educational Campus, and the parties thereafter entered into an Agreement between the RJSCB and SJB dated June 11, 2012; and

WHEREAS, the RJSCB issued a Request For Proposals (“RFP”) for Special Inspection and Testing Agent Services on May 7, 2013 (Resolution 2012-13: 174) which included work at four projects in Phase 1b (School 5, School 28, East High School, and Edison Technology Campus); and

WHEREAS, the RJSCB, at its monthly meeting on June 10, 2013 (Resolution 2012-13: 195), approved the selection of SJB Services, Inc. (“SJB”) for Special Inspection and Testing Agent Services for School 5, School 28, East High School, and Edison Technology Campus, and the parties thereafter entered into an Agreement between the RJSCB and SJB dated June 28, 2013 (the “Agreement”); and

WHEREAS, the RJSCB now wishes to extend the services of SJB to include work at the School 12 project in Phase 1 which is scheduled to begin in October 2014 and be completed in August 2016; and

WHEREAS, the current contract (Section 1.1) between the RJSCB and SJB specifically allows for such an extension of services if the Board elects to do so; and

WHEREAS, the Special Inspections and Testing Services have been bid twice before by the RJSCB and on both occasions the firm SJB has been selected to provide these services based on quality and best value for the services; and

WHEREAS, the hourly rates and sampling/testing costs were previously negotiated for the Agreement and SJB has confirmed that it will honor these current rates [See exhibit 1 attached]; and

WHEREAS, the value for the Agreement was set by the RSMP based on previous project comparisons, and the contract value for P.B. Duffy School # 12 will be \$35,000.00; and

WHEREAS, the Program Manager met with SJB to discuss lessons learned and SJB has agreed to incorporate additional scope to include: holding a preconstruction meeting to review required inspections, defining and following protocol for requesting an inspection, maintaining a deficiency report log, and timely issuance of inspection reports; and

WHEREAS, based on the advice and recommendation of the Program Manager, at its September 4, 2014 meeting, the MWBE and Services Procurement Committee considered and discussed the proposal to extend the SJB contract to include work at the James P.B. Duffy School #12 in Phase 1 of the RSMP and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement Between Board and SJB Services Inc. dated June 28, 2013, as set forth above is hereby approved; and
2. The RJSCB's Chair is authorized in the name and behalf of the RJSCB, to execute an amendment to the SJB Services Inc. contract 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 Vice Chair Brown

Approved 6-0 with Member Thomas away