

Resolution 2015-16: 43

Amendment #11 to LeChase Construction Services, LLC - CM at School 28 and 58

By Board Member J. 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 selected LeChase Construction Services, LLC (“Construction Manager”) to provide Construction Management services for the School 28 and the School 58 projects in August of 2011 as a part of Phase 1 of the Rochester Schools Modernization Program (the “RSMP”) (Resolution 2011-12: 7) and the parties thereafter entered into an Agreement between the RJSCB and the Construction Manager dated August 3, 2011 (the “Agreement”); and

WHEREAS, subsequent to the execution of the Agreement, the Program Manager directed the Construction Manager to provide additional services; and

WHEREAS, these additional services include: staffing for pre-construction schedule and construction schedule extensions, increased staffing for insurance reviews, additional construction monitoring post contract completion, and significant change management requirements; and

WHEREAS, the Program Manager has received and reviewed proposals for this additional work provided by the Construction Manager; and

WHEREAS, through negotiations, the Executive Director and Program Manager have been able to reduce the costs of these additional services down from the initial amount claimed by the Construction Manager of \$925,196 down to \$399,900; and

WHEREAS, the RJSCB’s Program Manager recommended to the MWBE and Services Procurement Committee (the “Committee”) that the Construction Manager’s Agreement should be amended to add the not-to-exceed amount of \$399,900; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its September 10, 2015 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement between the RJSCB and the Construction Manager dated August 3, 2011 as set forth above is hereby approved, subject to the finalization of an acceptable cooperation agreement between the RJSCB and the Construction Manager relating to School 58; 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 B. Brown

Approved 7-0