

Resolution 2016-17: 101
Amendment #9 to Gilbane Building Company (PM - Phase 1)

By Board Member Brown

WHEREAS, the Rochester School Facilities Modernization Program Act (“School Modernization Act”) established the Rochester Joint Schools Construction Board (“RJSCB” or “Board”), 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 School Modernization Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB selected Gilbane Building Company (“Program Manager”) to provide program management services to the Board in June 2010 (Resolution 2009-10: 13) and thereafter the RJSCB and the Program Manager entered into the program manager agreement dated July 1, 2010 (the “Agreement”) for Phase 1 of the Rochester Schools Modernization Program (“RSMP” or “Program”); and

WHEREAS, the Program Manager has recently updated its staffing plan (a copy of which is attached) with changes related to extended staff and services needed during 2017 to provide for the remaining Phase 1 project activities for the extended schedule for the Monroe High School project and the completion of closeout of the Phase 1 projects; and

WHEREAS, due to the delay in the schedule for the completion of the Monroe High School project and the overlap of Phase 1 services with Phase 2 bidding and start-up, as well as required extended administrative support for the closeout of all Phase 1 projects, the Program Manager has requested an amendment to the Agreement to extend its staff and services during 2017 in the not-to-exceed amount of \$115,024.15; and

WHEREAS, the RJSCB at its meeting on December 13, 2016 considered and discussed the Program Manager’s updated staffing plan and its request to amend the Agreement to extend the Program Manager’s services through December 31, 2017 and to increase the Program Manager’s Agreement amount by the not-to-exceed amount of \$115,024.15, 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 Program Manager dated July 1, 2010 as set forth above is hereby approved, increasing the total amount of the Agreement by the not-to-exceed amount of \$115,024.15; 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 RJSCB’s general counsel.

Second by Board Member Richards
Approved 6-0 with Member Cruz absent