

Resolution 2016-17: 65

Amendment #3 to Kaizen Foodservice Planning and Design Inc. Agreement

By Board Member Benincasa

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 selection of Kaizen Foodservice Planning and Design Inc., (“Kaizen”) as the Food Service Consultant for Phase I for the Rochester Schools Modernization Program (“RSMP”) (Resolution 2010-11: 42);

WHEREAS, the RJSCB entered into an agreement with Kaizen (Resolution 2010-11: 42) dated August 5, 2011, entitled Agreement Between Owner and Consultant (the “Agreement”);

WHEREAS, Kaizen has completed their respective scope of work for Phase 1 and the Program Manager has completed its reconciliation of all invoices for these services resulting in an unused balance remaining, the amount of which has been agreed to by Kaizen; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Kaizen’s Agreement should be amended to reduce the total amount by - \$30,211.70; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its October 13, 2016 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to Kaizen’s Agreement Between Owner and Consultant dated August 10, 2011 as set forth above is hereby approved; 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 W. Williams

Approved 6-0 with Member Brown away