

Resolution 2016-17: 70
Change Order on Manning Squires Hennig (Monroe) soil removal costs

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 award of the general contractor contract to Manning Squires Hennig, Inc. (“Manning Squires”), for the Monroe High School project in Phase I (Resolution 2014-15: 242); and

WHEREAS, the RJSCB entered into a contract with Manning Squires (Resolution 2014-15: 242) dated June 9, 2015 (the “Contract”), to perform the scope of services defined in the contract documents as the general contractor’s scope of work; and

WHEREAS, following the execution of the Contract, Manning Squires submitted a claim to Campus Construction (the Construction Manager) and to the Program Manager for additional work related to soil removal and disposal at the underground tank and the coal bunker at the project; and

WHEREAS, following their review of the claim documents, the Construction Manager and the Program Manager initially disputed the claim; and

WHEREAS, through negotiations, the Executive Director and the Program Manager have been able to reduce the cost of this claim from the initial amount claimed by Manning Squires of \$168,336.31 down to \$99,900; and

WHEREAS, the RJSCB’s Program Manager recommended to the MWBE and Services Procurement Committee (the “Committee”) that Manning Squires’ Contract should be amended to add the amount of \$99,900 in order to resolve the claim related to the soil removal at the underground storage tank and the coal bunker; 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 Contract;

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Manning Squires Hennig’s Contract between the Board and Contractor dated June 9, 2015 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 a Change Order to the 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 Board Member W. Williams
Approved 6-0 with Member Brown away