

Resolution 2017-18: 41

Change Orders #6 through #12 to MA Ferrauilo Contract (Monroe Phase 2a)

By Board Member Benincasa

WHEREAS, the Rochester School Facilities Modernization Program Act (“the 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 Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the authorizing legislation for Phase 2 of the Rochester Schools Modernization Program (“RSMP”) was signed into law by the Governor of the State of New York on December 17, 2014; and

WHEREAS, the RJSCB approved the award of the contract for the mechanical scope of work to Michael A. Ferrauilo Plumbing and Heating Inc. (“MA Ferrauilo”) for the Monroe High School project in Phase 2a (Resolution 2016-17: 61); and

WHEREAS, the RJSCB entered into a contract with MA Ferrauilo (Resolution 2016-17: 61) dated September 29, 2016 (the “Contract”), to perform the scope of services defined in the contract documents as the mechanical contractor’s scope of work; and

WHEREAS, following the execution of the Contract, MA Ferrauilo, along with The Pike Company, Inc. (the “Construction Manager”), and the Program Manager, identified changes in the scope of work, and cost proposals were then obtained for these changes in scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #6 includes the following items:

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| 1. Remove obstructions at locker wall cavities – | \$1,289.00 |
| 2. Waste piping in rooms 1, 3 and 5 – | \$2,348.00 |
| 3. Duct demolition in room 215 – | \$1,578.00 |

The Total amount of Change Order #6 is \$5,215.00; and

WHEREAS, Change Order #7 includes the following items:

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| 1. Scope transfer from Phase 1 to Phase 2 – | \$165,235.00 |
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The Total amount of Change Order #7 is \$165,235.00; and

WHEREAS, Change Order #8 includes the following items:

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| 1. Construction of the 2 nd floor blue rooms – | \$26,955.81 |
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The Total amount of Change Order #8 is \$26,955.81; and

WHEREAS, Change Order #9 includes the following items:

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| 1. Construction of the 2 nd floor blue rooms – | \$23,628.37 |
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The Total amount of Change Order #9 is \$23,628.37; and

WHEREAS, Change Order #10 includes the following items:

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| 1. Construction of the 2 nd floor blue rooms – | \$83,685.02 |
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The Total amount of Change Order #10 is \$83,685.02; and

WHEREAS, Change Order #11 includes the following items:

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| 1. Construction of the 2 nd floor blue rooms – | \$38,328.83 |
| The Total amount of Change Order #11 is \$38,328.83; and | |

WHEREAS, Change Order #12 includes the following items:

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| 1. Art room 315 kiln exhaust – | \$6,732.82 |
| 2. Corridors 3C-2 and 3C-4 – | \$3,785.00 |
| The Total amount of Change Order #12 is \$10,517.82; and | |

WHEREAS, the Construction Manager and the Program Manager believe that the change order work is necessary, the pricing is appropriate and the Contract Time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that MA Ferrauilo's Contract should be amended to add these scope items for a total net increase in the Contract Sum of \$353,605.85; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its September 7, 2017 meeting and after due deliberation, it approved the request to amend the Contract.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to MA Ferrauilo's Contract between the Board and Contractor dated September 29, 2016 as set forth above are hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute the Change Orders to the Contract that are 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 Brown
Approved 6-0 with Member Cruz away