

**Resolution 2017-18: 73**

**Contract Award – Plumbing – Monroe High School (Phase 2b)**

**By Vice Chair Schmidt**

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 amended Act authorized up to 26 projects in Phase 2 of the RSMP including a District Wide Technology program, which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, for Phase 2 of the RSMP, the RJSCB intends to undertake 14 projects for the design, reconstruction, or rehabilitation of existing school buildings for their continued use by the District (collectively, the “Phase 2 Projects”), which have been further defined as Phase 2a, Phase 2b, Phase 2c and Phase 2d, plus a DWT project at each of the Phase 2 school buildings; and

WHEREAS, the James Monroe High School (“Monroe 2b”) is one of the projects included in Phase 2b of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, Phase 2b of the RSMP includes general construction, mechanical, plumbing and electrical work at James Monroe High School; and

WHEREAS, the Program Manager worked with the Monroe 2b Architect and Construction Manager to prepare requests for bids for general construction, mechanical, electrical and plumbing bidding documents package; and

WHEREAS, the RJSCB authorized the release of the general construction, mechanical, plumbing and electrical work packages at its regular meeting on April 10, 2017 (Resolution 2016-17: 171); and

WHEREAS, the Program Manager received bids on August 17, 2017 per the deadline stipulated in the Request for Bids for the Monroe 2b project, and those bids were subsequently publicly opened and read aloud at the location stated in the Request for Bids; and

WHEREAS, the Program Manager and the Construction Manager reviewed the bids submitted for the Monroe 2b project, conducted de-scoping meetings, and concluded that the apparent low bidders are also qualified and responsible bidders; and

WHEREAS, on September 7, 2017, the Program Manager and Construction Manager provided their award recommendations regarding the general construction, mechanical, plumbing and electrical work contracts for the Monroe 2b project to the RJSCB; and

WHEREAS, on September 11, 2017, the RJSCB awarded the contracts for general construction, mechanical and electrical, and, at the request of the Independent Compliance Officer (“ICO”), the RJSCB tabled the award of the contract for the plumbing scope of work to allow additional time for the ICO to determine the apparent low bidder’s compliance with Specifications Section 004331, including the bidder’s good faith efforts undertaken in attempting to meet the RSMP diversity goals and any other relevant factors; and

WHEREAS, on September 28, 2017, the ICO provided its recommendation to the RJSCB that the plumbing work contract be awarded to Lloyd Mechanical Co., LLC based upon said bidder’s demonstration of good faith efforts to meet the RSMP diversity goals with regard to its Business Utilization plan and its willingness to continue to work with the ICO to identify additional opportunities to utilize EBE subcontractor participation; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on October 12, 2017, following the review and consideration of recommendations provided by the Program Manager, Construction Manager and ICO and, after due deliberation by the Committee, the Committee approved the contract award to:

<u>Scope of Work</u>	<u>Name of Contractor</u>	<u>Address</u>	<u>Bid Amount</u>
Plumbing	Lloyd Mechanical Co. LLC	214 Hilton Parma TL Road Hilton, NY 14468	\$1,598,000.00

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the above-stated recommendations that the contract award shall be made to the above named firm and bid amount to provide all equipment, labor, materials, and plant necessary to execute the plumbing scope of work associated with the Monroe 2b project; and
2. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver an Agreement to the firm named above for the plumbing scope of work in substantially the form included in the Request for Bids for the Monroe 2b project, with such changes as the Chair may approve (his/her signature thereon being conclusive evidence of such approval) on the advice of the Program Manager and the RJSCB’s general counsel.

**Second by Board Member Brown**  
**Approved 6-0 with Member Cruz not yet arrived**