

Resolution 2017-18: 75

Amendment #30 to Vargas Associates Contract (Move Manager – Phase 1)

By Board Member Benincasa

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

WHEREAS, the RJSCB issued a request for proposals dated August 9, 2011 for move management services (“Move Manager”) (Resolution 2011-12: 8); and

WHEREAS, at the monthly meeting held on October 3, 2011, the RJSCB selected Vargas Associates as the finalist for Move Manager (Resolution 2011-12: 31) and subsequently entered into an agreement with Vargas Associates dated February 2, 2012, entitled “Agreement Between Owner and Consultant” (the “Agreement”); and

WHEREAS, the Agreement includes scope of work for the first five projects in Phase 1a of the Rochester Schools Modernization Program (“RSMP”) (School 17, School 28, School 50, School 58, and Charlotte High School); and

WHEREAS, the RJSCB thereafter added certain additional services to the Move Manager’s scope of work (Resolution 2012-13: 9, Resolution 2012-13: 49, Resolution 2012-13:118, Resolution 2012-13: 145, Resolution 2012-13: 172, Resolution 2012-13: 192, Resolution 2013-14: 8, Resolution 2013-14: 34, Resolution 2013-14: 100, Resolution 2013-14: 101, Resolution 2013-14: 160, Resolution 2013-14: 203, Resolution 2013-14: 204, Resolution 2013-14: 261, Resolution 2013-14: 287, Resolution 2013-14: 288, Resolution 2014-15: 51, Resolution 2014-15: 84, Resolution 2014-15: 150, Resolution 2014-15: 166, Resolution 2014-15: 190, Resolution 2014-15: 238, Resolution 2015-16: 20, Resolution 2015-16: 27, Resolution 2015-16: 132, Resolution 2015-16: 157, Resolution 2015-16: 171; Resolution 2016-17: 64; and Resolution 2016-17:163); and

WHEREAS, the RJSCB now wishes to add additional services to the Move Manager’s scope of work relating to School 12 and the Program Manager has received and reviewed a proposal for these additional services to be provided by the Move Manager; and

WHEREAS, there are unused balances from Amendments 2, 6, 15 and 26 that will be used to fund the cost of the additional services with the remaining unused balances credited back to the RSMP in the net amount of \$9,032.46; and

WHEREAS, based on the advice and recommendation of the Program Manager, the M/WBE and Services Procurement Committee considered and discussed the proposal for additional services from the Move Manager, as well as the reconciliation of the Move Manager’s final invoice, at its November 9, 2017 meeting and after due deliberation, it approved the request to amend the Agreement.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby accepts and approves (i) the proposal from the Move Manager for additional services to the Agreement in an amount not to exceed \$6,432.35 and (ii) a credit in the amount of \$15,464.81 back to the RSMP for a total deduct amendment to the Agreement in the amount of (\$9,032.46); 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 with Vargas Associates 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 Vice Chair Schmidt away