

**Rochester Joint Schools Construction
Board Monthly Meeting Minutes
March 11, 2019
4:30 PM**

Present

Board Chair Allen Williams (By Skype), Norman Jones, Tom Richards, I. Geena Cruz (By Skype), ICO Brian Sanvidge; Savin Program Director Pépin Accilien, Savin Deputy Director Roland Coleman; General Counsel Ed Hourihan and Attorney Melissa Mahler.

Chairman Williams convened the meeting at 4:42 pm.

Approval of Minutes

Monthly Meeting held on February 7, 2019

Motion by Board Member Tom Richards

Second by Board Member Norman Jones

Approved 4-0

Consent Agenda Items

Resolution 2018-19: 109

Bid Award Multiple Prime Contracts – Dr. Walter Cooper Academy School No. 10 (Phase 2c)

By Board Member Tom Richards

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 Dr. Walter Cooper Academy School No. 10 Project (“School 10”) is one of the projects included in Phase 2c of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, the Program Manager worked with the School 10 Architect and Construction Manager to prepare requests for bids for general construction, HVAC, electrical and plumbing bidding documents package; and

WHEREAS, the RJSCB authorized the release of the general construction, HVAC, plumbing and electrical work package at its regular meeting on February 6, 2018 (Resolution 2017-18: 135); and

WHEREAS, the Program Manager received bids on January 24, 2019 per the deadline stipulated in the Request for Bids for the School 10 project, and those bids were subsequently publicly opened and read aloud at the location stated in the Request for Bids; and

WHEREAS, Michael A. Ferrauilo Plumbing & Heating Inc. (“MAF”) was the apparent low bidder for the HVAC and plumbing work contracts but did not submit Appendices A-D with its bid as required by the Bidding Documents; and

WHEREAS, on January 25, 2019, MAF provided Appendices A-D to the Program Manager; and

WHEREAS, the Program Manager, the Construction Manager and the Independent Compliance Officer (“ICO”) reviewed the bids submitted for the School 10 project, conducted de-scoping meetings, and concluded that the apparent low bidders are also qualified and responsible bidders; and

WHEREAS, the Program Manager, ICO and Construction Manager provided their award recommendations to the RJSCB’s M/WBE and Services Procurement Committee (the “Committee”) regarding the general construction, HVAC, electrical and plumbing work contracts for School 10 project to the RJSCB; and

WHEREAS, the Board reserved the right in the Bidding Documents to, among other things, waive any informalities with submitted bids; and

WHEREAS, MAF’s bid on the HVAC work contract is \$256,000 lower than the second lowest bidder, and its bid on the plumbing work contract is \$73,000 lower than the second lowest bidder; and

WHEREAS, MAF’s failure to include Appendices A-D does not impair the interests of the Board in obtaining the best work at the lowest price; and

WHEREAS, MAF’s failure to include Appendices A-D does not impair the integrity of the bidding process of the School 10 Project nor did it cause a competitive disadvantage to any bidder; and

WHEREAS, the Committee considered and discussed the Program Manager, ICO and Construction Manager’s recommendation, as well whether it was in the best interests of the Board and the RSMP to waive the informalities with the bids of MAF, at its February 7, 2019 meeting and after due deliberation, it approved the request to award the general, HVAC and plumbing contracts as follows:

Scope of Work	Name of Contractor	Address	Bid Amount
General	Manning Squires Hennig	8426 Seven Springs Road P.O. Box 685 Batavia, NY 14021	\$16,305,000 (includes Alternates 1, 2 and 3)
Mechanical/ HVAC	Michael A. Ferrauilo Plumbing & Heating, Inc.	1600 Jay Street Rochester, NY 14611	\$3,625,600 (includes Alternate 2)
Plumbing	Michael A. Ferrauilo Plumbing & Heating, Inc.	1600 Jay Street Rochester, NY 14611	\$1,186,000 (includes Alternates 1 and 2)
Electrical	Concord Electric	705 Maple Street Rochester, NY 14611	\$3,433,000.00 (includes Alternates 1, 2 and 3)

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby determines that MAF's failure to submit Appendices A-D with its bids constitutes technical noncompliance with the Bidding Documents and the RJSCB further determines that such noncompliance is a mere irregularity and it is in the best interests of the RJSCB and the RSMP to waive MAF's technical noncompliance; and
2. The RJSCB hereby accepts the bids for the School 10 project from the above-named bidders and awards the general construction, HVAC, plumbing and electrical contracts to said bidders for the above-stated bid amounts to provide all equipment, labor, materials, and plant necessary to execute the general construction, HVAC, plumbing and electrical scopes of work associated with the School 10 project;
3. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver an Agreement to the firms named above in substantially the form included in the Request for Bids for the School 10 project, with such changes as the Chair may approve (his 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 Norm Jones

Approved 4-0 with Members Schmidt & Brooks-Harris Away

Resolution 2018-19: 110

FF&E Purchase Orders – Lincoln School 22

By Board Member Tom Richards

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 ("DWT") program which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, for Phase 2 of the RSMP, the RJSCB is undertaking 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 RJSCB's Program Manager, with the advice of Vargas Associates (the "Move Manager"), the RJSCB's general counsel, the Construction Managers, the Architects, and the RJSCB's Independent Compliance Officer ("ICO"), prepared bid documents for the Furniture, Fixtures and Equipment ("FF&E") bid associated with the following Phase 2c and Phase 2d projects: School 22, School 54, School 2, School 4, School 10 and East High School (the "2c/2d FF&E Projects"); and

WHEREAS, the RJSCB authorized the release of the FF&E bid documents for the 2c/2d FF&E Projects at its regular meeting on January 7, 2019 (Resolution 2018-19: 93); and

WHEREAS, the Lincoln School No. 22 ("School 22") is one of the projects included in Phase 2c of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, the Program Manager was able to utilize the 2018 pricing for FF&E firms that had submitted bids for Phase 2 FF&E projects on January 23, 2018; and

WHEREAS, the RJSCB at its February 6, 2018 regular meeting approved the selection of Facilities Equipment & Services Inc. ("FES"), FM Office Products ("FM Office"), Hertz Furniture ("Hertz") and Kraftwerks ("Kraftwerks") as the Furniture, Fixtures and Equipment ("FF&E") suppliers for the School 7, School 15 and School 16 projects (Resolution 2017-18: 138); and

WHEREAS, the RJSCB issued purchase orders to the FF&E suppliers for the Monroe, School 7, School 15, SWW and School 16 projects (Resolution 2017-18: 138); and

WHEREAS, on January 21, 2019, the Move Management Consultant and the Program Manager recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that additional purchase orders be issued for the School 22 FF&E Project as identified in the table below:

School	Name of Firm	Not-to-Exceed PO Amount
School 22	Kraftwerks, 92 Cooper Avenue Tonawanda, NY 14150	\$15,000
School 22	FES, Inc. 11 State Street, Suite 201 Pittsford, NY 14534	\$85,000
School 22	FM Office Products, 106 Despatch Drive, Suite 2 East Rochester, NY 14445	\$285,000
School 22	Hertz Furniture, 95 McKee Drive Mahwah, NJ 07430	\$175,000

WHEREAS, deliveries and installation of FF&E orders placed at this time will be coordinated by the Move Management Consultant to coincide with the construction schedule of the School 22 FF&E Project; and

WHEREAS, at its meeting on February 7, 2019, the M/WBE and Services Procurement Committee approved the forwarding of the Move Management Consultant's FF&E recommendations to the full Board for consideration at its February 11, 2019 regular meeting.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Move Management Consultant that the contract awards shall be made to the above-named firms, in the amount specified to provide the necessary Furniture, Fixtures, and Equipment (delivered and installed at point of use) for the School 22 FF&E Project; and
2. The RJSCB Chair is hereby authorized, to execute and deliver Purchase Orders to the firms named above, in substantially the form included in the Request for Bids for the Furniture, Fixtures, and Equipment with such changes as the Chair may approve (the Chair's 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 111

Contract Awards – DWT Mini-Bids #7 Interactive Flat Panels, Ergotron Arms, Video Surveillance and Wireless Network Equipment Phase 2 Schools – (Edison, Forbes No. 4, Lincoln No. 22 & East)

By Board Member Tom Richards

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 (“DWT-2”) program which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, the RJSCB’s Program Manager worked with the Technology Consultant, Millennium Strategies (“Millennium”), to prepare a request for bid package for the DWT-2 project for Interactive Flat Panels, Ergotron Arms, Video Surveillance and Wireless Network Equipment for (Edison, Lincoln School 22, Forbes School 4 and those classrooms at East High School that will be turned over before September 2019) the Phase 2 schools to be known as the “DWT-2 Mini-Bid Package #7”; and

WHEREAS, the commodities procured as a part of the Phase 2 DWT Mini-Bid Package #7 will be bid off of a New York State Office of General Services contract (“State Contract”); and

WHEREAS, the RJSCB approved the issuance of Request for Bids for the DWT-2 Mini-Bid Package #7 at its meeting on January 7, 2019 (Resolution 2018-19: 96); and

WHEREAS, the RJSCB received bids for Interactive Flat Panels, Ergotron Arms, Video Surveillance and Wireless Network Equipment monitors through the issuance of the DWT-2 Mini-Bid Package #7 on January 31, 2019 per the deadline stipulated in the DWT-2 Mini-Bid Package #7, and those bids were subsequently publicly opened and read aloud at the location stated in the Mini-Bid Documents; and

WHEREAS, the Technology Consultant and the Program Manager have reviewed the bids and concluded that the apparent low bidders for Interactive Flat Panels, Ergotron Arms, Video Surveillance and Wireless Network Equipment are also the qualified and responsible suppliers of those commodities; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Technology Consultant and the Program Manager and, after due deliberation by the Committee, Troxell was identified as being the low responsible supplier of Adjustable Monitor Wall Brackets; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Technology Consultant and the Program Manager and, after due deliberation by the Committee, CDW listed on State Contract PT64525 was identified as being the low responsible supplier of All-in-One Computer Brackets; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Technology Consultant and the Program Manager and, after due deliberation by the Committee, Lightspeed and Troxell were identified as being the low responsible suppliers of Classroom Amplification System; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Technology Consultant and the Program Manager and, after due deliberation by the Committee, TeQ was identified as being the low responsible supplier of Interactive Flat Panels; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Technology Consultant and the Program Manager and, after due deliberation by the Committee, Troxell was identified as being the low responsible supplier of Large Screen Monitors; and

WHEREAS, at the M/WBE and Services Procurement Committee (the “Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Technology Consultant and the Program Manager and, after due deliberation by the Committee, Dyntek was identified as being the low responsible supplier of Wireless Access Points; and

WHEREAS, the Committee approved the recommendations of the Technology Consultant and the Program to award the commodities described in Mini-Bids #7 as follows:

Vendor	Commodity	School	Contract	Not to Exceed Amount
Troxell	Adjustable Monitor Wall Brackets	School 4 and School 22	N/A	\$27,200.00
CDW	All-in-One Computer Brackets	Edison Campus, East Upper/Lower School, School 4, and School 22	State Contract PT64525	\$146,662.40
Lightspeed	Classroom Amplification System	School 4, and School 22	N/A	\$71,360.00
Troxell	Classroom Amplification System	Edison Campus, East Upper/Lower School	N/A	\$277,202.00
TeQ	Interactive Flat Panels	School 4, and School 22	N/A	\$262,000.00
Troxell	Large Screen Monitors	Edison Campus and East Upper/Lower School	N/A	\$560,195.60
Dyntek	Wireless Access Points	School 4, School 22, Edison Campus, and East High School	N/A	\$405,426.00

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Technology Consultant and the Program Manager as described above for DWT-2 Mini-Bid #7 for Edison, Lincoln School 22, Forbes School 4 and East projects in Phase 2 of the RSMP; and
2. The RJSCB hereby awards DWT-2 Mini-Bid #7 as described above for Edison, Lincoln School 22, Forbes School 4 and East, and the Chair with the advice of the Program Manager and the RJSCB's general counsel, will develop and issue a purchase orders to procure the commodities directly and through the State Contract from these firms as set forth above.

Second By Board Member Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 112

Amendment #1 to Chaintreuil Jensen Stark Architects Agreement (Design Services - Forbes School 4)

By Board Member Tom Richards

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 Chaintreuil Jensen Stark Architects, LLP ("CJS" or "the Architect") as the Architect for the George Mather Forbes School 4 project in Phase 2 (Resolution 2016-17: 151); and

WHEREAS, the RJSCB entered into an agreement with CJS (Resolution 2016-17: 151) dated March 6, 2017, entitled Agreement Between Board and Architect (the "Agreement"); 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 School Modernization 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, following the execution of the Agreement, CJS, along with the Program Manager, identified the need for additional scopes of design work to revise the Phase 2c project, and cost proposals were then obtained for these additional scope items and provided to the Program Manager for review; and

WHEREAS, the additional scope items include the following items:

1. Principal's Office Suite design and construction documents
2. Parking lot studies and develop site plans at lots 183, 191 and 197 on Dr. Samuel McCree Way; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that CJS's Agreement should be amended to add the additional scope items and increase the Agreement in the amount of \$56,100.00 and that this amount shall be treated as a not-to-exceed allowance under the Agreement; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019 meeting, and after due deliberation, it approved the request to amend the CJS Agreement.

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the CJS Agreement between the Board and the Architect dated March 6, 2017 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 CJS 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 113

Amendment #1 to LaBella Associates, P.C. Agreement (Design Services – Flower City School No. 54)

By Board Member Tom Richards

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 School Modernization 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, Flower City School ("Flower City") is one of the schools included in Phase 2 of the RSMP; and

WHEREAS, the RJSCB selected LaBella Associates, P.C. ("LaBella" or "the Architect") as the Architect for the Flower City project on December 11, 2017 as part of Phase 2d of RSMP (Resolution 2017-18: 121), and the parties thereafter entered into the Agreement between the RJSCB and LaBella dated December 11, 2017 (the "Agreement"); and

WHEREAS, following the execution of the Agreement, LaBella along with the Program Manager identified the need for additional scope of design services and cost proposals were then obtained for these additional scope items and provided to the Program Manager for review; and

WHEREAS, the additional scope items include the following items:

1. Storm Water Management Documentation
2. Construction Documentation Phase Drawings
3. Municipal Permitting and Approval Assistance
4. Bid Phase Services
5. Construction Phase Services
6. Reimbursable Expenses As needed (Permitting Fees, etc.); and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that LaBella's Agreement should be amended to add the additional scope items and increase the Agreement in the amount of \$67,700.00 and that this amount shall be treated as a not-to-exceed allowance under the Agreement; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019 meeting, and after due deliberation, it approved the request to amend the LaBella Agreement.

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the LaBella Agreement between the Board and the Architect dated December 11, 2017 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 LaBella 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 114

Change Order #15 to Javen Construction, Inc. – (School Without Walls Phase 2b)

By Board Member Tom Richards

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, the RJSCB approved the award of the contract for the general construction scope of work to Javen Construction, Inc. ("Javen") for the School Without Walls project in Phase 2b (Resolution 2016-17: 239); and

WHEREAS, the RJSCB entered into a contract with Javen (Resolution 2016-17: 239) dated June 29, 2017 (the "Contract"), to perform the scope of services defined in the contract documents as the general construction contractor's scope of work; and

WHEREAS, following the execution of the Contract, Javen, 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 #15 includes the following item:

Revised Tapered Insulation for Roof 1 – Sloped Steel \$29,350.00

The total amount of Change Order #14 is **\$29,350.00**; 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 Javen's Contract should be amended to add the scope item for a total increase in the Contract Sum of \$29,350.00; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019 meeting and after due deliberation, it approved the request to amend the Contract.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Javen's Contract between the Board and Contractor dated June 29, 2017 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 the 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 115

Change Orders #2, #4 & #5 to Holdsworth Klimowski Construction Contract (East Campus)

By Board Member Tom Richards

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 East Campus Modernization Project ("East") is one of the projects included in Phase 2 of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, the RJSCB approved the award of the general construction contract to Holdsworth Klimowski Construction ("HKC") for the East project in Phase 2 (Resolution 2018-19: 51); and

WHEREAS, the RJSCB entered into a contract with HKC (Resolution 2018-19: 51) dated September 10, 2018 (the "Contract"), to perform the scope of services defined in the contract documents as the general construction contractor's scope of work; and

WHEREAS, following the execution of the Contract, HKC, 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 #2 includes the following items:

1. Basement Ductwork Sealant \$12,015.96
2. Collaboratorium 1st Floor Ductwork Sealant \$23,173.68

The total amount of Change Order #2 is **\$35,189.64**; and

WHEREAS, Change Order #4 includes the following items:

1. Site Fencing \$5,442.82
2. Fencing Additions – Scale Different by 1/2

The total amount of Change Order #4 is **\$18,769.27**; and

WHEREAS, Change Order #5 includes the following item:

1. Superintendent Trailer \$89,591.78

The total amount of Change Order #5 is **\$89,591.78**; 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 the foregoing changes; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that HKC's Contract should be amended to add these scope items for an increase in the Contract Sum of \$143,550.69; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019 meeting and after due deliberation, it approved the request to amend the Contract as set forth herein.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to HKC's Contract between the Board and Contractor dated September 10, 2018 as set forth above are hereby approved; and
2. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 116

Change Orders #27 through #34 to Manning Squires Hennig Contract (John Walton Spencer School 16)

By Board Member Tom Richards

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 general contractor contract to Manning Squires Hennig, Inc. (“MSH”) for the John Walton Spencer School 16 project in Phase 2a (Resolution 2017-18: 27); and

WHEREAS, the RJSCB entered into a contract with MSH (Resolution 2017-18: 27) dated August 21, 2017 (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, MSH, along with Buffalo Construction Consultants, 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 #27 includes the following item:

1. East Area A Site Exploratory \$40,159.00

The total amount of Change Order #27 is **\$40,159.00**; and

WHEREAS, Change Order #28 includes the following items:

1. Detention System Relocation \$16,229.00
2. Revised Manhole Rim Elevation \$2,039.00
3. Grout Joint at Base. \$2,936.00
4. Treads Paint. \$652.00
5. Granite Curb Modification \$2,519.00
6. Fire Rated Ceiling Elevator Machine Room \$3,694.00
7. Mail Room Electric Strike \$2,328.00

The total amount of Change Order #28 is **\$30,397.00**; and

WHEREAS, Change Order #29 includes the following items:

1. Stair Nosing \$14,550.00
2. L16 Unistrut Support \$7,404.00
3. Door Entrance Signage \$995.00
4. Post Ave. Signage \$995.00

The total amount of Change Order #29 is **\$23,944.00**; and

WHEREAS, Change Order #30 includes the following items:

1. Upper Fan Room Wall Void Infill \$2,143.00
2. Corridor 2C2 Window Elevation Change \$6,341.00
3. Door Hold Opens \$2,842.00

The total amount of Change Order #30 is **\$11,326.00**; and

WHEREAS, Change Order #31 includes the following items:

1. Door Changes \$828.00

2. Existing Shaft Holes Infill \$12,820.00
3. Added Fire Extinguisher \$2,406.00
4. Existing Door and Transom Trim \$1,261.00
5. Sanitary Napkin Dispensers \$7,697.00
6. Area A TV Location \$8,867.00

The total amount of Change Order #31 is **\$33,879.00**; and

WHEREAS, Change Order #32 includes the following items:

1. FRP Door #1 & #2 Trim \$20,343.00
2. First Floor Storage Room Ceiling \$3,590.00
3. Undercut Sidewalk at Post Ave. \$2,947.00
4. Chiller Steel Bracing \$4,421.00
5. Lightening Protection Damage Conduit Repair (\$728.00)

The total amount of Change Order #32 is **\$30,573.00**; and

WHEREAS, Change Order #33 includes the following items:

1. Lightening Protection Back Charge to ECE \$5,969.00
2. Wall Tile Damage Back Charge to ECE \$14,571.00
3. Gym Flooring Water Damage Back Charge to ECE \$5,899.00

The total amount of Change Order #33 is **\$26,439.00**; and

WHEREAS, Change Order #34 includes the following items:

1. Sanitary Line Deletion (\$6,992.00)
2. Patch Existing Holes in Flooring \$14,533.00
3. OT/PT Operable Partition \$1,714.00
4. Gym Mechanical Opening Bid Package. Conflict \$2,636.00
5. Mechanical Rm. Conduit Painting Back Charge (\$9,684.00)
6. Damaged Entrance Mat. ECE Back Charge \$975.00

The total amount of Change Order #34 is **\$3,202.00**; 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 MSH's Contract should be amended to add these scope items for a total increase in the Contract Sum of \$199,919.00; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019, meeting and after due deliberation, it approved the request to amend the Contract as set forth herein.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to MSH's Contract between the Board and Contractor dated August 21, 2017 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 the Change Orders 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 Norm Jones

Approved 4-0 with Members Schmidt & Brooks-Harris Away

Resolution 2018-19: 117

Change Order #7 to Michael A. Ferrauilo Plumbing & Heating Inc. Contract (John Walton Spencer School 16)

By Board Member Tom Richards

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 mechanical contractor contract to Michael A. Ferrauilo Plumbing & Heating Inc. ("MAF") for the John Walton Spencer School 16 project in Phase 2a (Resolution 2017-18: 27); and

WHEREAS, the RJSCB entered into a contract with MAF (Resolution 2017-18: 27) dated August 21, 2017 (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, MAF, along with Buffalo Construction Consultants, 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 #7 includes the following items:

- | | |
|---|-------------|
| 1. Room 203 – Relocate Fin Tube add Valve | \$ 3,242.00 |
| 2. ACCH Valve Replacement | \$15,361.00 |

The total amount of Change Order #7 is \$18,603.00; 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 MAF's Contract should be amended to add these scope items for a total increase in the Contract Sum of \$18,603.00; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019, meeting and after due deliberation, it approved the request to amend the Contract as set forth herein.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to Michael A. Ferrauilo Plumbing & Heating Inc.'s Contract between the Board and Contractor dated August 21, 2017 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 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 118

Change Order #11 to DiPasquale Construction, Inc. Contract (Clara Barton School 2 - Phase 2c)

By Board Member Tom Richards

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 Clara Barton School No. 2 ("School 2") is one of the projects included in Phase 2c of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, Phase 2c of the RSMP includes general construction, mechanical, plumbing and electrical work at School 2; and

WHEREAS, the RJSCB approved the award of the general contractor contract to DiPasquale Construction, Inc. ("DCI") for the School 2 project in Phase 2c (Resolution 2017-18: 181); and

WHEREAS, the RJSCB entered into a contract with DCI (Resolution 2017-18: 181) dated May 7, 2018 (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, DCI, along with The Pike Company (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 #11 includes the following items:

1. Grading at Gas Meter, Provide Granite Curbing \$1,310.00
2. Fire Protection in 157 & Vestibule H3 \$4,257.00
3. Room 125E, Revise Plans, Provide Furring \$3,158.00
4. Provide M4t Wall to Provide Plumbing Chace

and Toilet in Room 133A

\$4,267.00

The total amount of Change Order #11 is **\$12,992.00**; and

WHEREAS, the Construction Manager and the Program Manager believe that the change orders work is necessary, the pricing is appropriate and the Contract Time will not be increased by the foregoing changes; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that DCI's Contract should be amended to add the scope items for an increase in the Contract Sum of \$12,992.00; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019, meeting and after due deliberation, it approved the request to amend the Contract.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to DCI's Contract between the Board and Contractor dated May 7, 2018 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 the 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 119

Change Orders #5 & #6 to DiPasquale Construction Contract (Forbes School 4)

By Board Member Tom Richards

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, George Mather Forbes School 4 ("School 4") is one of the projects included in Phase 2c of the RSMP, as provided in the Phase 2 Master Plan; and

WHEREAS, the RJSCB approved the award of the general contractor contract to DiPasquale Construction, Inc. ("DCI") for the School 4 project in Phase 2c (Resolution 2018-19: 24); and

WHEREAS, the RJSCB entered into a contract with DCI (Resolution 2018-19: 24) dated July 13, 2018 (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, DCI, along with DiMarco Constructors (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 #5 includes the following items:

- | | |
|-----------------------------------|--------------|
| 1. Gym Wall Metal Framing | \$ 36,592.01 |
| 2. Additional P2 Footing | \$ 3,682.70 |
| 3. Door CB-2 Reinforcing Steel | \$ 5,864.54 |
| 4. Gang Bathrooms Solid Surface | \$ 3,239.78 |
| 5. Adjust C.2 Pier and Base Plate | \$ 1,027.43 |
| 6. Cabinet Pull | \$3,298.68 |

The total amount of Change Order #5 is \$53,705.14; and

WHEREAS, Change Order #6 includes the following item:

- | | |
|---------------------|-------------|
| 1. Oil Tank Removal | \$68,215.74 |
|---------------------|-------------|

The total amount of Change Order #6 is \$68,215.74; 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 the foregoing changes; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s M/WBE and Services Procurement Committee (the “Committee”) that DCI’s Contract should be amended to add the scope items for an increase in the Contract Sum of \$121,920.88; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its February 7, 2019, meeting and after due deliberation, it approved the request to amend the Contract.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to DCI’s Contract between the Board and Contractor dated July 13, 2018 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 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 120

Change Order #2 to Steve General Contractor Inc. Contract (Lincoln School 22)

By Board Member Tom Richards

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 general contractor contract to Steve General Contractor Inc. (“SGC”) for the Lincoln School No. 22 project (f/k/a as the Dag Hammarskjold School 6) in Phase 2c (Resolution 2017-18: 182); and

WHEREAS, the RJSCB entered into a contract with SGC (Resolution 2017-18:182) dated May 7, 2018 (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, SGC, along with Buffalo Construction Consultants, 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 #2 includes the following items:

1. ASI Revisions Window Change	\$24,718.68
2. Provide Feminine Napkins	\$1,401.94
3. GYM Wall Padding - South Wall	\$3,623.51
4. Tile Change Per CB 009	\$1,149.18
5. RFI 106 Revised Sill Height (Area D ADD.)	\$5,685.95
6. CB 02 Metal Casework Removal	\$5,086.07
7. Removal of Sinks Containing ACM	\$4,622.25
8. Removal of ACM Insulations Fittings	\$20,124.13
9. Unforeseen VAT	\$9,740.31
10. Combine Area A & B 1st Floor ACM	\$16,941.71
11. Heavy Duty Parking Lot Rev.	\$15,876.08
12. Area C Tee Pour Stop	\$6,206.45
13. 1st Floor Teacher DWT Walls	\$28,623.55
14. 2nd Floor Teacher DWT Walls	\$14,991.86
15. HD Paving East Entrance	\$32,986.80

The total amount of Change Order #2 is \$191,778.47; 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 SGC’s Contract should be amended to add these scope items for a total increase in the Contract Sum of \$191,778.47; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its February 7, 2019 meeting and after due deliberation, it approved the request to amend the Contract as set forth herein.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Order to SGC’s Contract between the Board and Contractor dated May 7, 2018 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 the 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 121

Revised Purchase Orders Day Automation Systems - Management Building Controls, Access Controls and Intrusion Detection Equipment, and Video Equipment (East, School 2, School 4, and School 22)

By Board Member Tom Richards

WHEREAS, the Rochester School Facilities Modernization Program Act ("School Modernization 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 School Modernization 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 School Modernization 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, the RJSCB's procurement policy allows for the issuance of purchase orders from centralized contracts let by the New York State Office of General Services ("OGS"); and

WHEREAS, the RJSCB is an authorized purchaser from OGS centralized contracts and was issued a customer identification number (Customer ID #8174) by OGS in 2012; and

WHEREAS, in 2001, the Board of Education for the District passed Resolution number 2001-2002: 176, which standardized the use of Andover Controls products for energy management, video and access systems in District facilities; and

WHEREAS, the RJSCB's Program Manager recommended the purchase of energy management building controls equipment off of an OGS contract ("State Contract") in conjunction with the East, School 2, School 4, and School 22 projects; and

WHEREAS, the OGS State Contract PT 64059 includes materials meeting the specifications for the East, School 2, School 4, and School 22 projects in accordance with the District's standardization policy and also accords with the RJSCB's procurement policy; and

WHEREAS, the RJSCB has been advised that the firm Day Automation Systems, Inc. ("Day") is the sole distributor of Schneider/Anderson controls in the Rochester, NY area; and

WHEREAS, the RJSCB on January 31, 2019 approved the issuance of purchase orders to Day as the authorized distributor of Schneider/Andover products pursuant to State Contract PT 64059 for the following projects and amounts (Resolution 2018-19:50):

Project	Vendor	State Contract	Not-To-Exceed Amount
East Energy Management /Building Controls	Day Automation Systems	PT64059	\$818,969.75
School 2 Energy Management /Building Controls	Day Automation Systems	PT64059	\$270,421.16
School 4 Energy Management /Building Controls	Day Automation Systems	PT64059	\$370,225.41
School 22 Energy Management /Building Controls	Day Automation Systems	PT64059	\$412,968.95

WHEREAS, the not to exceed amounts of Day's bid pricing included Energy Management Building Controls as well as Access Controls and Intrusion Detection Equipment, and Video Equipment; and

WHEREAS, the Program Manager recommends clarifying the Day bid Award and that revised purchase orders be issued to Day as the authorized distributor of certain products and pursuant to State Contract PT 64059 for the following projects and amounts:

Project	Vendor	State Contract	Not-To-Exceed Amount
East Energy Management /Building Controls	Day Automation Systems	PT64059	\$585,994.40
East Access Control and Intrusion Detection Equipment	Day Automation Systems	PT64059	\$56,449.26
East Video Surveillance Equipment	Day Automation Systems	PT64059	\$176,526.09
Aggregate P.O.'s for East			\$818,969.75
School 2 Energy Management /Building Controls	Day Automation Systems	PT64059	\$221,535.79
School 2 Access Control and Intrusion Detection Equipment	Day Automation Systems	PT64059	\$14,976.05
School 2 Video Surveillance Equipment	Day Automation Systems	PT64059	\$33,909.32
Aggregate P.O.'s for School 2			\$270,421.16
School 4 Energy Management /Building Controls	Day Automation Systems	PT64059	\$305,390.55
School 4 Access Control and Intrusion Detection Equipment	Day Automation Systems	PT64059	\$6,665.09
School 4 Video Surveillance Equipment	Day Automation Systems	PT64059	\$58,169.77
Aggregate P.O.'s for School 4			\$370,225.41
School 22 Energy Management /Building Controls	Day Automation Systems	PT64059	\$303,918.79
School 22 Access Control and Intrusion Detection Equipment	Day Automation Systems	PT64059	\$21,118.30
School 22 Video Surveillance Equipment	Day Automation Systems	PT64059	\$87,931.86
Aggregate P.O.'s for School 22			\$412,968.95

WHEREAS, at the M/WBE and Services Procurement Committee (“Committee”) meeting held on February 7, 2019, following the review and consideration of the recommendations provided by the Program Manager and after due deliberation, the Committee approved the recommendation to issue the revised purchase orders to Day, a distributor listed on the competitively bid State Contract PT 64059, as set forth above.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the recommendation of the Program Manager to reallocate the previously approved funds and issue revised purchase orders to Day as set forth above for the purchase of Management Building Controls, Access Controls and Intrusion Detection Equipment, and Video Equipment for the East, School 2, School 4 and School 22 projects; and
2. The RJSCB hereby approves the recommendation of the Program Manager to utilize State Contract PT 64059 to procure Management Building Controls, Access Controls and Intrusion Detection Equipment, and Video Equipment for the East, School 2, School 4 and School 22 projects; and
3. The RJSCB’s Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute revised purchase orders that are 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 122

Pay Requisition Summary Acceptance (January 2019)

By Board Member Tom Richards

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

WHEREAS, the RJSCB developed a pay requisition approval procedure with input from its Counsel, the M/WBE and Services Procurement Committee, members of the accounting department of Rochester City School District, and the RJSCB’s independent auditing firm; and

WHEREAS, the RJSCB, at its regular monthly meeting on September 12, 2011, adopted the pay requisition approval procedure (Resolution 2011-12: 23) (“Pay Requisition Approval Procedure”); and

WHEREAS, the RJSCB, at its regular monthly meeting on September 10, 2012, revised the Pay Requisition Approval Procedure (Resolution 2012-13: 37) to include the Trustee as paying agent for construction related payments; and

WHEREAS, the RJSCB, at its regular monthly meeting on April 7, 2014, revised the Pay Requisition Approval Procedure (Resolution 2013-14: 257) to include discussion of the Pay Requisition Summary by the Finance Committee and certain verification activities by the Program Manager following each monthly Board meeting; and

WHEREAS, the RJSCB, at its regularly monthly meeting on January 17, 2017, revised the Pay Requisition Approval Procedure (Resolution 2016-17: 118) to add certain additional internal controls to assist the RJSCB by clarifying duties in absence of an Executive Director and by providing additional internal controls; and

WHEREAS, the COMIDA issued bond proceeds for the Rochester Schools Modernization Program (“RSMP”) Phase 1a projects were deposited in the Trustee’s account on June 20, 2012; and

WHEREAS, the COMIDA issued bond proceeds for the RSMP Phase 1b projects were deposited in the Trustee's account on June 6, 2013; and

WHEREAS, the COMIDA issued bond proceeds for the RSMP Phase 1c projects were deposited in the Trustee's account on February 4, 2015; and

WHEREAS, Excel Aid funding associated with the RSMP is currently in the final stages of review and certification by the Dormitory Authority of the State of New York ("DASNY"); and

WHEREAS, the intended purpose of the Excel Aid funding is to partially pay for costs associated with the design and/or construction of certain Phase 1a projects; and

WHEREAS, due to the late timing of the DASNY certification process for the Excel Aid, if necessary, the District has decided to establish and fund a special account for the RSMP ahead of the completion of the DASNY certification process to pay for certain invoices associated with the Phase 1a projects; and

WHEREAS, the District will be reimbursed for any payments made after the DASNY certification process has been completed and the Excel Aid funds are released; and

WHEREAS, in order to avoid a year delay in the start of Phase 2 construction at East High School, Monroe High School, and School 15 (the "Early Start Projects"), the District has advanced funds to the RSMP for Phase 2; and

WHEREAS, it is understood by the District, the City, and the RJSCB that the funds advanced by the District would be reimbursed by the City as soon as possible through a Bond Anticipation Note ("BAN") against the City's debt limit; and

WHEREAS, the District's counsel prepared a Board of Education ("BOE") resolution to authorize the advance of the funds based on the full faith and credit of the City (BOE Resolution 2014-15: 627); and

WHEREAS, a future BAN provided by the City would reimburse the funds advanced by the District for the design work associated with the Early Start Projects, as well as provide the interim financing necessary to begin other Phase 2 project designs and to engage other professional service firms to begin Phase 2 planning and coordination work; and

WHEREAS, the closing for the City BAN took place on August 9, 2016 for the amount of \$32,000,000; and

WHEREAS, the District, the City and the RJSCB have executed a memorandum that sets forth the understanding that the District will advance funds to the RSMP for the payment of the expenses for the Early Start Projects and that the City will reimburse the District for these amounts through the BAN proceeds; and

WHEREAS, the COMIDA issued bond proceeds for the RSMP Phase 2a projects were deposited in the Trustee's account on August 2, 2017; and

WHEREAS, the City was reimbursed for its BAN from the Phase 2 bond proceeds on or about August 2, 2017; and

WHEREAS, the COMIDA issued bond proceeds for the RSMP Phase 2 projects were deposited in the Trustee's account on August 1, 2018; and

WHEREAS, the Program Manager, Independent Compliance Officer and RJSCB Chair have reviewed the individual pay applications from each of the consultants, contractors and suppliers for accuracy and completeness; and

WHEREAS, the Program Manager forwarded the Phase 2 monthly Pay Requisition Summary (attached to this Resolution) totaling \$9,000,400.36, including all invoices to be paid by the Trustee using bond proceeds and those invoices to be paid by the District using other funding, to the RJSCB Chair with copy to the full Board on February 1, 2019; and

WHEREAS, the RJSCB Chair approved the Phase 2 monthly Pay Requisition Summary on or about January 10, 2018; and

WHEREAS, the RJSCB's Phase 2 Program Managers reviewed the Phase 2 monthly Pay Requisition Summary with the RJSCB's Finance Committee at its meeting on February 7, 2018.

THEREFORE, BE IT RESOLVED:

1. The Rochester Joint Schools Construction Board hereby accepts the Phase 2 monthly Pay Requisition Summary for the month of January 2019 in the amount stated above and as shown in the Summary sheet attached to this Resolution.

Second By Board Member Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 123

Phase 3 Financial Advisor Services

By Board Member Tom Richards

WHEREAS, the Rochester School Facilities Modernization Program Act ("the School Modernization 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 School Modernization 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 (the "Amended Act"); and

WHEREAS, the School Modernization Act calls for the development of comprehensive school facilities modernization plans for Phase 1 and Phase 2; and

WHEREAS, the RJSCB approved a comprehensive Facilities Modernization Plan ("FMP" or "Master Plan") in January 2011, which was subsequently approved by the State Education Department ("SED") and the State Comptroller in May 2011; and

WHEREAS, the RJSCB authorized the Master Plan update in January/February 2012, and the Board of Education approved the Master Plan update in March 2013; and

WHEREAS, the RJSCB authorized the Master Plan update for Phase 2 of the RSMP in August 2014, and the Board of Education approved Phase 2 Master Plan in March 2016; and

WHEREAS, the RJSCB authorized the Master Plan update for Phase 3 of the RSMP in March 2018 (Resolution 2017-18: 146), and the Board of Education approved Phase 3 Master Plan in December 2018; and

WHEREAS, it is anticipated that the legislation for Phase 3 of the RSMP will be introduced and approved in the current legislative session ("the Phase 3 Act"); and

WHEREAS, the Chair and the Program Manager have determined a need for Financial Advisor Services to assist the RJSCB and District in complying with the requirements of Phase 3 of the RSMP; and

WHEREAS, Capital Markets Advisors ("CMA") has provided Financial Advisor Services since 2008 to the City, the RCSD, and the RJSCB in Phases 1 and 2 of the RSMP; and

WHEREAS, the Board has the right to, among other things, not issue a Request for Proposals ("RFP") and waive the competitive bidding process as it relates to Financial Advisor Services if it is in the best interest of the public, the Board and the RSMP; and

WHEREAS, CMA's proposal to provide Financial Advisory Services for Phase 3 of the RSMP was submitted on January 30, 2019; and

WHEREAS, the Chair and the Program Manager believe that it is in best interest of the public, the Board and the RSMP to engage in negotiations with CMA to provide Financial Advisory Services for Phase 3 of the RSMP because of the quality of the CMA services, institutional knowledge, timing and cost savings to RJSCB; and

WHEREAS, the RJSCB considered and discussed the recommendation from the Chair and the Program Manager to waive the RFP process and authorize the RJSCB Chair to negotiate the terms and scope of an agreement with CMA to provide Financial Advisory Services for Phase 3.

THEREFORE, BE IT RESOLVED:

1. **The RJSCB hereby determines the best interests of the public,** the Board and the RSMP to waive the RFP process for the Financial Advisory Services contract for Phase 3 of the RSMP; and
2. The RJSCB Chair, in conjunction with the Program Manager, is authorized to undertake necessary actions to negotiate with CMA to provide Financial Advisory Services for Phase 3 of the RSMP without issuing an RFP; and
3. An Agreement with CMA, if any, to perform Financial Advisory Services is contingent upon the approval of the Phase 3 Act by the Legislature; and
4. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to approve, execute and deliver (his signature thereon being conclusive evidence of such approval) an Agreement with CMA to provide Financial Advisory Services 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

Resolution 2018-19: 124

Phase 3 Underwriting Services

By Board Member Tom Richards

WHEREAS, the Rochester School Facilities Modernization Program Act ("the School Modernization 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 School Modernization 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 (the "Amended Act"); and

WHEREAS, the School Modernization Act calls for the development of comprehensive school facilities modernization plans for Phase 1 and Phase 2; and

WHEREAS, the RJSCB approved a comprehensive Facilities Modernization Plan ("FMP" or "Master Plan") in January 2011, which was subsequently approved by the State Education Department ("SED") and the State Comptroller in May 2011; and

WHEREAS, the RJSCB authorized the Master Plan update in January/February 2012, and the Board of Education approved the Master Plan update in March 2013; and

WHEREAS, the RJSCB authorized the Master Plan update for Phase 2 of the RSMP in August 2014, and the Board of Education approved Phase 2 Master Plan in March 2016; and

WHEREAS, the RJSCB authorized the Master Plan update for Phase 3 of the RSMP in March 2018 (Resolution 2017-18: 146), and the Board of Education approved Phase 3 Master Plan in December 2018; and

WHEREAS, it is anticipated that the legislation for Phase 3 of the RSMP will be introduced and approved in the current legislative session ("the Phase 3 Act"); and

WHEREAS, the Chair and the Program Manager have determined a need for Underwriting Services to assist the RJSCB and District in complying with the requirements of Phase 3 of the RSMP; and

WHEREAS, Citigroup Global Markets, Inc. ("Citi") has provided Underwriting Services for the RJSCB in Phases 1 and 2 of the RSMP. Citi was awarded the Phase 1 and 2 Underwriting Services contracts through a competitive bid process and has worked closely with the City, the RCSD and the RJSCB to create the necessary financial structures; and

WHEREAS, the Board has the right to, among other things, not issue a Request for Proposals ("RFP") and waive the competitive bidding process as it relates to Underwriting Services if it is in the best interest of the public, the Board and the RSMP; and

WHEREAS, Citi's proposal to provide Underwriting Services for Phase 3 of the RSMP was submitted on January 30, 2019; and

WHEREAS, the Chair and the Program Manager believe that it is in the best interest of the public the Board and the RSMP to engage in negotiations with Citi to provide Underwriting Services for Phase 3 of the RSMP because of the quality of the Citi services, institutional knowledge, timing and cost savings to RJSCB; and

WHEREAS, the RJSCB considered and discussed the recommendation from the Chair and the Program Manager to waive the RFP process and authorize the RJSCB Chair to negotiate the terms and scope of an agreement with Citi to provide Underwriting Services for Phase 3 of the RSMP.

THEREFORE, BE IT RESOLVED:

1. **The RJSCB hereby determines the best interests of the public,** the Board and the RSMP to waive the RFP process for the Underwriting Services contract for Phase 3 of the RSMP; and
2. The RJSCB Chair, in conjunction with the Program Manager, is authorized to undertake necessary actions to negotiate with Citi to provide Underwriting Services for Phase 3 of the RSMP without issuing an RFP; and
3. An Agreement with Citi, if any, to perform Underwriting Services is contingent upon the approval of the Phase 3 Act by the Legislature; and
4. The RJSCB Chair is hereby authorized, in the name and on behalf of the RJSCB, to approve, execute and deliver (his signature thereon being conclusive evidence of such approval) an Agreement with Citi to provide Underwriting Services 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 Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away

COMMUNICATIONS

The Compliance Report from Baker Tilly is included in the Members packets and was reviewed by ICO Brian Sanvidge.

Phase 1:

- 100.00% submissions for the November 2018 reporting period.
- 97.91% of all data requested has been received and approved (April 2011 through August 2018).
- Overall Workforce (EEO) Participation: Minority @ 22.88% (goal is 20%) and Women @ 7.22% (goal is 6.9%).
- Overall Business Participation: Minority @ 15.74% (goal is 15%), Women @ 7.42% (goal is 5%), Small @ 3.77% (goal is 5%) and Disadvantaged @ 2.33% (goal is 2%).
- Rochester Residents: 0 of the 8 workers for the August 2018 reporting period (or 0%). The average Rochester Resident workforce (construction) from inception (April 2011 through August 2018) is 27.22%.

Phase 2:

- 95.36% submissions for the December 2018 reporting period.
- 94.25% of all data requested has been received and approved (January 2016 through December 2018).
- Overall Workforce (EEO) Participation: Minority @ 26.35% (goal is 22%) and Women @ 6.92% (goal is 8%).
- Overall Business Participation: Minority @ 23.72% (goal is 17%), Women @ 11.37% (goal is 10%), Small @ 3.30% (goal is 3%) and Disadvantaged @ 2.24% (goal is 3%).
- Rochester Residents: 129 of the 436 workers for the December 2018 reporting period (or 29.59%).

The Phase 2 Monthly Report is included in the Members packets and was reviewed by Program Director Pépin Accilien.

JAMES MONROE HIGH SCHOOL 2a/2b:

- Phase 2a owner generated punch list work is 85% complete
- Phase 2a record documents are complete and in the possession of RSMP.
- Phase 2b punch list work is 95% complete with the exception of the Brise Soleil precast remedial work that may extend into Spring 2019.
- Additional Phase 2b Change Order work will continue through March 2019
- The existing underground sanitary sewer lateral serving the new kitchen is damaged and will require a section to be replaced at the loading dock area.

VIRGIL I. GRISSOM SCHOOL NO. 7:

- Resolving warranty issue with Exit 3 door hardware. Still waiting on parts.
- Acoustical screening design is underway.
- Formal pricing from contractor is in process.
- PC contract is in process of being closed out. Waiting for close out paperwork.
- GC and MC contracts remain open in order to complete the acoustical screening of the roof mounted equipment and motorized window openers in the Gymnasium.
- EC contract will remain open due to outstanding warranty issues with data installation, and electrical needs for operable windows in Gym.

EAST UPPER AND LOWER SCHOOLS:

- Savin's FFE and Move Consultant (Vargas Associates) met with CTE Teachers to coordinate upcoming summer move.
- EPO requested Change Order to create Dental Lab is being designed by Cannon Design, with all collateral expenses via Community School Grant.
- CM collected Prime contractor costs for the change. Budgets and estimated costs to be reviewed with EPO Leadership.
- Construction continues in D-Wing West, Collaboratorium and throughout Basement
- Current Construction activities are the following:
 - MEP rough-in continues in D-Wing West.
 - CM is negotiating final cost of change to "re-laminate" Classroom walls (D-Wing E and F-Wing, following removal of chalk boards & tack boards (i.e. "hockey pucks") that left extensive damage-vs-Bid Base Scope to "Patch/Repair." Similarly, EPO requested complete removal of existing scratched/defaced sandstone window sills (hundreds): CM pricing potential Change Order for consideration. AoR recommends original scope to restore sandstone window sills.
 - Collaboratorium –Additional ACM discovered within wall construction (waterproofing membrane): PM issued a "Not To Exceed" CCD to start the work. CM will finalize CO with T&M reports from GC.

JOHN WALTON SPENCER SCHOOL NO. 16:

- ECE contract electrical work is projected to be complete end Feb 2019 delaying project close out until March 2019.
- ECE payments have been suspended until interim lien waiver requirements per contract are met.
- ECE has not resolved all Change Order back-charge items. RSMP staff and Consultants will meet again in late February 2019, and any unresolved issues will be forwarded to the Bonding Company for resolution.
- Architect (SWBR) working on Supplemental Instructions to Contractors for installing Bottle filler at gym, addressing water mitigation in crawl space, and resolving City/County signage and traffic requirements on Post Ave.
- PM and CM to confirm Air Conditioning scope (Gymnasium and Cafeteria only) and secure funding prior to scheduling the work.

THE CHILDREN'S SCHOOL OF ROCHESTER SCHOOL NO. 15:

- Installation of river rock occurring during this Winter break.
- PM requested punch list items be complete by end of February 2019. CM and Architect to verify final completion of punch list in March 2019.

SCHOOL WITHOUT WALLS COMMENCEMENT ACADEMY:

- Radius wall Change Order to add signage and EIFS will begin in May 2019
- Testing and Balancing (TAB) is complete, Commissioning report from the Commissioning Agent (Erdmann Anthony) is due in March 2019.
- Punch list work will complete in March/April 2019.

DR. FREDDIE THOMAS LEARNING CENTER:

Phase 2b.2 - Mechanical Equipment Replacement:

- All closeout documents and Construction Manager's Primavera database received. In final review prior to turnover to the School District by 28Feb2019 or shortly thereafter.
- Preparing Final Cost Report for review by RCSD and submission to NYSED.

EDISON TECHNOLOGY CAMPUS:

- Phase B (makerspace/art classrooms/TV studio) reconstruction completed. Punchlist inspection is planned for Monday, 2/25/19.
- Stairwell door/frame/hardware replacement
 - 2 added door replacements should be received in time to complete over April 2019 break.
- The added Cameras in renovated corridors are being installed.
- The Security Office/Entrance improvements are in design and have been reviewed with RCSD's Lori Baldwin and Jerry Trippe. Final designs should be ready for contractor pricing by Monday, 2/25/19.
- Jerry Trippe reviewing 1st Floor wing of Area A and exit 5 for potential cameras needed. We will distribute for pricing when received.

CLARA BARTON SCHOOL NO. 2:

- Air Conditioning Change Order valued at \$269k has been recommended for RJSCB approval. Due to a depleted construction contingency, additional monies may be required to capture the added cost for A/C.
- Classroom ceiling fan revisions / additions will further deplete the construction contingency
- Overall project is still on schedule (some areas ahead, others behind). Schedule update published on 2/20/19 reflects on time completion
- FF&E installation is scheduled for November 2019 to allow for turnover in December 2019 (Mid-year move).

GEORGE MATHER FORBES SCHOOL NO. 4:

- Regional Associate raised new issues with the Instructional Space Review form and narrative that have already been approved. Waiting for additional information and specifics of the concern prior to setting a meeting with RCSD's Special Ed Executive Director to review and resolve issues if any.
- Main Office redesign and additional parking lot design are in process. RCSD's Legal Department and the PM will prepare draft resolutions for Land acquisition to accommodate additional parking needs.
- Interior restoration continues on schedule.
- Structural steel erection for the Addition started on 2/19 and although steel was behind schedule the successor activities of pouring the concrete slabs is still scheduled for 3/20/19 with no negative impact on the overall project completion date.

ABRAHAM LINCOLN SCHOOL NO. 22:

- Current activities:
 - Area D (Kitchen/Classroom addition) –MEP rough-in continues, framing continues in existing classrooms.
 - Area C (Classrooms and new add at SW Corner of Upper Falls and Hudson). Structural Steel under way with metal decking to follow. MEP rough-in ongoing.
 - Areas A & B – MEP rough-in ongoing. Framing underway in existing classrooms.
 - Crawl Space – MEP rough-in is complete.
- Critical issues:
 - Continue progress with structural steel and metal decking in Addition Area C in preparation for interior MEP terminations and finishes.
 - Receive CD documents for Air Conditioning in assembly spaces from Design team.
- PM/CM requested a proposal from the MC to install required chiller piping throughout the building to accommodate A/C and maintain schedule while construction documents for this work are being finalized. A Construction Change Directive (CCD) will be issued to perform this work with formal change order to follow.

DR. WALTER COOPER ACADEMY SCHOOL NO. 10:

- Contracts awarded 11FEB19 at the RJSCB meeting. Construction to start March 4, 2019 with completion by end of June 2020.
- The estimate showed the project over budget due to market conditions and added scope (i.e. inclusion of whole building Air Conditioning). At the review of CM estimate at the 11DEC18 OACM meeting, some scope revisions were selected to get the project closer to the budget and still meet program requirements.

THE FLOWER CITY SCHOOL NO. 54:

- A/E (LaBella) and RSMP staff have addressed additional comments on the Instructional Space Reviews (ISRs) and other new SED forms requested by the SED Project Manager.
- A/E (LaBella) and RSMP team coordinating test fit for School 54 at Jefferson.
- Principal to be made aware of Program Change to 2-Strand by RSCD Leadership.
- RCSD to provide Letter of Interest to the City of Rochester Real Estate Department for potential property acquisitions neighboring School 54 for full Site Enhanced design.
- RCSD Legal and PM to prepare draft resolutions for land acquisition
- Project Schedule:
 - SED Approval Granted 2/21/19
 - Bid Advertisement - 1/9/19
 - 1st Walk Thru held 1/16/19
 - 2nd Walk Thru Scheduled 2/13/19
 - Bid Opening - Moved by addendum to Monday 3/11/19 at 11:00 am
 - Construction Start - Summer (June) 2019
 - Construction Completion – July 2020
 - SED Project Close-Out Submission – Oct 2020
 - Review/Complete Warranty 2021

DISTRICT WIDE TECHNOLOGY:

- Punch-list items and 'Day-2' requests from re-opened 2a/b schools worked during RCSD Winter Break week. These include School 7 DWT wiring, School 15 monitors adjustment, and cable routing in data closets at Monroe HS.
- Permanent installation of All-in-One Computer brackets at Monroe to be done on second shift following Winter Break, due to later-than-expected delivery from vendor (CDW).
- Purchase Orders written for Schools 2 and 4 DWT equipment (brackets, flat panels, classroom amplification, wireless access points) and sent to vendors for signature.

DISTRICT STANDARDS UPDATE:

- Second Primavera CM audit follow-up scheduled with East Upper/Lower Schools Construction Manager (CM) planned for 3/5/19.
- Closeout paperwork for newly re-opened schools being gathered and reviewed. Change Orders in process of being forwarded to SED for funding reimbursement approval.
- RSMP is in review of updated RCSD Security Standards, authored by Day Automation and M/E Engineering. Will work with RCSD Facilities on approval.
- Commencing update of RCSD Design Standards and RSMP Project Specification Templates.

BUSINESS OPPORTUNITIES PROGRAM:

- Attended the Public Hearings at School #16 (Phase 2) & School #19 (Phase 3) on 6FEB19 in response to Schools being identified recently on NYSED Receivership List.
- Estimating Seminar (Part 2) was held on 13FEB19 at the RSMP office. Due to wintry weather, 16 attendees representing 13 companies attended (33 EBE's had RSVP'd) LeChase Construction provided instruction.
- Instructional Series Cycle 6 recruitment successfully signed up 24 companies and the first session was held on 18FEB19. Over half of the companies are construction-oriented.
- EBE Outreach Recruitment continues for School #54 bid. Interested potential subcontractors attended the 13FEB19 2nd pre-bid walkthrough.
- A Construction Notice flyer has been designed for distribution to occur around the School 10 perimeter to notify neighbors of the March 4 mobilization. CM LeChase will assist in door-to-door delivery.

PHASE 3 STRATEGIC PLANNING PROGRESS:

- Final draft of legislation and a PLA for Phase 3 with the Board Chair and City Hall. Discussed alternative financing to cover local share for a sports complex near John Williams School 5 with City Hall. A draft letter of support from the Mayor was sent to the Governor for State funding.
- RSMP Representatives met with City DES Commissioner Norm Jones, Rev. Myra Brown, the Commissioner of Recreation and Youth Services (Dr. Danielle Lyman-Torres), the City's Dept of Neighborhood Development Stantec, Architectura and Moody Nolan to discuss the conceptual design of a heritage site and "outdoor classroom" at Baden Park. The City wants to incorporate the Heritage site into the School 22 project, with the design effort in Phase 2, then implementation of this particular project in Phase 3.
- Based upon the RCSD's long-term graduation goal, the Phase 3 planning team will have the independent demographer prepare new enrollment projections for the high school grades.

Phase 1 items – Update provided by Gilbane

HELEN BARRETT MONTGOMERY SCHOOL NO. 50 (OLD MAYNARD'S ELECTRIC SITE)

- Site work on hold until Spring 2019.
- Change orders submitted for approval for the following additional work:
 - Capping of cinders
 - Credit for bus pull off
 - porous walkway upgrade

All Phase 2 projects have been reviewed and IDC updates are now complete.

The M/WBE and Services Procurement Committee Report for February 7, 2019 is included in the Members Packets.

The M/WBE and Services Procurement Committee Report includes the Board Chair Report for Authorized 18 Change Orders totaling \$ 276,964.35 and is articulated below for this month:

Change Orders Authorized by Chair			
PROJECT	CONTRACTOR	C/O #	AMOUNT
SWW	GC - JAVEN CONSTRUCTION	16	\$20,194.00
	GC - JAVEN CONSTRUCTION	17	\$11,352.86
	MC - FERRAUILO	11	\$8,553.00
	PC - FERRAUILO	6	\$468.00
EAST	GC - HOLDSWORTH-KLIMOWSKI	1	\$0.00
	GC - HOLDSWORTH-KLIMOWSKI	3	\$33,296.00
	MC - J.W. DANFORTH	1	\$0.00
	EC - HEWITT YOUNG	1	\$0.00
	PC - THURSTON DUDEK	1	\$0.00
	PC - THURSTON DUDEK	2	\$12,111.09
MONROE 2B	MC - J.W. DANFORTH	11	\$3,927.02
	EC - CONCORD ELECTRIC	24	\$9,765.08
	PC - LLOYD MECHANICAL	15	\$8,085.77
CSOR (15)	GC - HOLDSWORTH-KLIMOWSKI	46	\$15,148.00
	EC-CONCORD ELECTRIC	21	\$541.00
SPENCER 16	GC - MANNING HENNIG SQUIRES	26	\$33,259.00
	MC - FERRAUILO	5	\$13,768.00
	MC - FERRAUILO	6	\$6,081.00
	MC - FERRAUILO	8	(\$5,744.00)
	PC - D.V. BROWN	6	\$5,421.00
	PC - D.V. BROWN	7	\$10,219.00
BARTON 2	GC - DiPASQUALE CONSTRUCTION	9	\$16,694.00
	GC - DiPASQUALE CONSTRUCTION	10	\$7,048.00
	PC - FERRAUILO	5	\$6,498.00
FORBES 4	MC - J.W. DANFORTH	3	\$4,433.00
	EC - CONCORD ELECTRIC	4	\$14,641.00
	PC - THURSTON DUDEK	1	\$26,007.19
LINCOLN 22	EC - CONCORD ELECTRIC	1	\$15,197.34
TOTAL		28	\$276,964.35

Committee Meeting: Thursday, February 7, 2019

Adjournment

Approved at 5:12 pm

Motion by Board Member Norman Jones

Second by Board Member Tom Richards

Approved 4-0 With Members Schmidt & Brooks-Harris away