

Resolution 2017-18: 52

Contract Awards – General Construction, Mechanical and Electrical (*Plumbing tabled*) – Monroe (Phase 2b)

By Board Member Brown

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 package 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, the Independent Compliance Officer (“ICO”) has conducted an initial review of the apparent low bidders’ compliance with the MWBE/DBE/SBE Utilization and Workforce Diversity requirements of the Contract Documents (Specifications Section 004331) and continues to work with the apparent low bidders to the extent that such bidders have not demonstrated full compliance with the requirements of Specifications Section 004331; and

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

WHEREAS, at the M/WBE and Services Procurement Committee (“Committee”) meeting held on September 7, 2017, following the review and consideration of the recommendations from the Program Manager, Construction Manager and ICO, and after due deliberation by the Committee, the Committee approved the contract awards to the following contractors contingent on the ICO’s determination of each contractor’s compliance with Specifications Section 004331 or its decision to grant a waiver of such requirements based upon the contractor’s good faith efforts undertaken in attempting to meet the RSMP diversity goals and any other relevant factors:

Scope of Work	Name of Contractor	Address	Bid Amount
General	Manning Squires Hennig Co., Inc.	PO Box 685 Batavia, NY 14021	\$17,939,000.00 (including Alternates 1, 2 and 11)
Mechanical	John W. Danforth Company	930 Old Dutch Road Victor, NY 14564	\$3,071,300.00 (including Alternate 13)
Electrical	Concord Electric Corp.	705 Maple Street Rochester, NY 14611	\$3,349,000.00
Plumbing	Lloyd Mechanical Co. LLC	214 Hilton Parma TL Road Hilton, NY 14468	\$1,598,000.00

WHEREAS, at the RJSCB regular monthly meeting held on September 11, 2017, the ICO recommended to the RJSCB that the award of the plumbing scope of work be tabled pending additional review and discussion with the apparent low bidder concerning its compliance with, and good faith efforts undertaken to meet, the RSMP diversity goals.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the above-stated recommendations that the contract awards shall be made to the above named firms and bid amounts to provide all equipment, labor, materials, and plant necessary to execute the general construction, mechanical, and electrical scopes of work associated with the Monroe 2b project contingent on the ICO’s determination of each contractor’s compliance with Specifications Section 004331 or its decision to grant a waiver of such requirements based upon the contractor’s good faith efforts undertaken in attempting to meet the RSMP diversity goals and any other relevant factors; and
2. The RJSCB hereby tables the award of the plumbing scope of work pending additional review and discussion with the apparent low bidder concerning its compliance with, and good faith efforts undertaken to meet, the RSMP diversity goals.
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 for the general construction, mechanical and electrical scopes 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 Richards
Approved 6-0 with Member Cruz away