



Meeting Date: 9/17/2014 - 7:00 PM













Category: SCHOOL FACILITIES MANAGEMENT

Type: Action

Subject: 14.5 AWARD OF A CAPITAL FUND CONSTRUCTION CONTRACT to Piazza Inc., for General Contracting Work to Supplemental Progress Schedule at Yonkers Middle/High School (Project No. 10229) under an EMERGENCY DECLARATION in the amount not to exceed \$550,000.00.

District Goals:

Enclosure:

-  Signed EMDEC.pdf 
-  Signed NTP 8-14-14.pdf 
-  PIAZZA QUOTE 8-14-14.pdf 
-  Takeover recommendation letter 082614JT.pdf 
-  BOCS SHEET.xlsx 
-  RevSignedEMDEC.pdf 

File Attachment:

Rationale: Project No. 10229 "Yonkers Middle High School Ventilation & Air Conditioning Systems and Emergency Utilities" was awarded to five separate prime contractors in different trades per NYS Wick's Law. The General Construction (GC) contract was awarded to Sigma Builders Group (30-29 Steinway Street Studio 2, Astoria, NY 11103) after it was determined that they were the lowest responsive and responsible bidder at \$1,049,000.00. The recommendation to award this contract was approved by the BOE via Resolution No. 15.7 in the stated meeting of February 12, 2014

In early August it became apparent that Sigma's rate of acceptable production was jeopardizing key milestones in the schedule and that there was a need to supplement their forces. On August 13th the City Corporation Counsel invoked Section C, Article 33 of the contract "BOARD'S RIGHT TO CARRY OUT WORK" via a letter to Sigma Builders Group. On that same day the Superintendent of Schools issued an Emergency Declaration permitting the District to engage a suitable contractor that could provide skilled labor and materials to supplement Sigma's forces.

Three contractors of good repute were canvassed to perform this supplemental work. The District in consultation with Savin Engineers selected Piazza, Inc., due to the fact that they have a history of being able to collect and concentrate substantial forces in a very short time frame and concentrate on schedules and were most promising of the three in this case. All costs for the work done by Piazza will be paid by funds due to Sigma.

Piazza has been issued a notice to proceed on August 14th. Labor rates and materials mark-ups were to be as agreed in the request for quotes returned by Piazza on August 14, 2014.

As of August 14, it appears that Sigma Builders has abandoned the job. This means that Piazza will have to complete rather than

supplement Sigma's work. This has dramatically increased the cost of Piazza's work which will be deducted from Sigma's. At this time it appears that additional costs to the District will be limited.

Contract term shall be from August 14, 2015 to June 30, 2015

Funding: 10229 1620 1125 2200 \$ 45,309.35 LCBF
10229 1620 1127 2200 \$191,050.81 QSCB
10229 1620 1256 2200 \$313,639.84 LCBF

Sponsored By:

Ladies and Gentlemen:

WHEREAS: The District and its construction manager Savin Engineers have determined that the prime contractor for general construction work, Sigma Builder's Group, on project 10229 "Yonkers Middle High School Ventilation & Air Conditioning Systems and Emergency Utilities" does not have the resources or commitment necessary to comply with the contracted progress schedule, and

WHEREAS: compliance with this schedule is vital to meeting the requirements for the timely opening of this school for the fall semester, and

Resolution WHEREAS: provisions in the contract permitting the District to augment the prime contractors forces was invoked on August 13, 2014, and

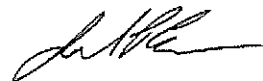
WHEREAS: the Superintendent of Schools issued an emergency declaration to permit the District to engage such outside forces, and

WHEREAS: the District with its construction manager Savin Engineers determined that Piazza Inc., would be best suited to perform this work under the condensed times allotted at rates as determined in the request District issued request for proposal dated August 13,

NOW THEREFORE BE IT RESOLVED: that the Superintendent of School is authorized to award the above contract for To Augment GC Work for Project No. 10229 "Yonkers Middle High School Ventilation & Air Conditioning Systems and Emergency Utilities" under an emergency declaration for an amount not to exceed \$550,000.00.

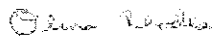
Approvals: Recommended By:

Signed By:



John Carr - Executive Director

Signed By:



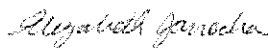
Finance Department - Finance Reviewer

Signed By:



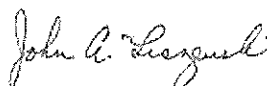
Tom Collich - Purchasing Director

Signed By:




Elizabeth Janocha - Deputy Commissioner

Signed By:



John Liszewski - Commissioner

Signed By:



Dr. Edwin M. Quezada - Deputy Superintendent

Signed By:



Dr. Michael Yazurlo - Superintendent

Original Motion

Member **John Jacono** Moved, Member **Curtis Kendrick** seconded to approve the **Original** motion 'ADOPTION OF SCHOOL FACILITIES MANAGEMENT REPORTS - 14.2 - 14.11.'. Upon a Roll-Call Vote being taken, the vote was: Aye: **8** Nay: **0**.
The motion **CARRIED** 8 - 0

Vote Results:	John Jacono	Yes
	James Cavanaugh	Yes
	Judith Ramos Meier	Yes
	Andrew Api	Yes
	Curtis Kendrick	Yes
	Steve Lopez	Yes
	William Iannuccilli	Yes
	Pasquale Mondesando	Yes