BUILDING IN THE 21st CENTURY SERIES

Case Studies in Public Construction Procurement: At the Intersection of Built Environment Regulation and "On the Ground" Reality

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Speaker Biographies

RICHARD T. ANDERSON, PRESIDENT, NEW YORK BUILDING CONGRESS
Richard T. Anderson is President of the New York Building Congress (NYBC). An advocate of strategic infrastructure investment and economic development, he has dedicated his career to promoting the long-term growth of America’s foremost urban centers, primarily New York City. Over the last 15 years, Mr. Anderson has ushered in a period of unprecedented influence and growth for the New York Building Congress, a public policy organization in its 90th year of promoting the design, construction and real estate community. Prior to the NYBC, Mr. Anderson served as Executive Director of The Dallas Plan, formed to prepare a capital improvements strategy for that city, and as President of the Regional Plan Association. Mr. Anderson was the first elected President of the American Planning Association, and served as Chairman of its College of Fellows. He is a founding member of the American Institute of Certified Planners and is a Director of the ACE Mentor Program of Greater NY and the Salvadori Center and a Trustee of Big Brothers/Big Sisters of New York City. Mr. Anderson was elected to the National Academy of Construction and is the recipient of the Ellis Island Medal of Honor; the Building Congress Distinguished Service Award; the George S. Lewis Award and an honorary designation from the NY Chapter of the AIA, where he served as Public Director. A graduate of Rutgers University, Mr. Anderson earned a Master of Regional Planning degree from Cornell University and completed post-graduate doctoral studies in public administration at NYU.

MARK BLUMKIN, DIRECTOR, DELOITE FINANCIAL ADVISORY SERVICES LLP
Mark Blumkin is a Director in the Capital Projects Consulting practice of Deloitte Financial Advisory Services LLP (FAS). He is based in New York City. Mr. Blumkin is a civil engineer with more than 25 years of experience in the engineering and construction industry, focusing on providing construction risk and cost assessments, as well as advising owners on how to improve the management, control and execution of their capital projects. His experience includes working with public agencies, institutions, and private companies across many industries including transportation agencies, state and local governments, health care providers, life sciences companies, colleges and universities, hospitality companies, and energy and resource companies. In addition, Mr. Blumkin was instrumental in developing Deloitte FAS’s construction cost and risk assessment methodology.

FRANK DARCONTE, VICE PRESIDENT, W.J. NORTHRIDGE CONSTRUCTION CORPORATION
Frank DarConte currently serves as Vice President of W.J. Northridge Construction Corporation, a privately held general contracting/construction management firm with its home base in Huntington Station on Long Island. He has been a managing partner at Northridge since 2007.
Mr. DarConte is a licensed architect in New York State and an experienced leader within all areas of facilities construction. During his 30-year career, he has participated in construction projects worth more than one billion dollars as a program manager, construction manager, general contractor and design-build contractor. Mr. DarConte joined the DeMatteis Organizations in 1979, where he progressed through various positions of increasing responsibility, including project superintendent, project manager and project executive. Since 1992, Mr. DarConte has served as managing partner for two prominent Long Island-based construction management/general contracting firms and brings a unique perspective to project delivery practices in the public sector. He is a graduate of the New York Institute of Technology and Pratt Institute.

RUSSELL DAVIDSON, PRESIDENT, KG&D ARCHITECTS+ENGINEERS, P.C.
Russell Davidson is the President of Kaeyer, Garment & Davidson Architects & Engineers, PC of Mount Kisco, New York, a 20-person architectural and engineering firm specializing in educational, municipal and commercial/industrial campus and facilities design. In the past 10 years, the firm has planned and constructed projects valued at more than $600 million throughout the lower Hudson Valley and New York Metro area. Mr. Davidson is National Vice President of the American Institute of Architects for 2012-2013, serving as one of eight elected leaders of the 85,000 member organization. He is past president of AIA New York State (2007) and AIA Westchester Mid-Hudson (1999), and currently serves as the Regional Director of the AIA for the State of New York. Mr. Davidson received a B.A. degree in Architectural Aesthetics from Union College and a Masters in Architecture from Rensselaer Polytechnic Institute.

ROBERT FLIEGER, SENIOR MANAGER, DELOITTE FINANCIAL ADVISORY SERVICES LLP
Robert Flieger is a Senior Manager in the Capital Projects Consulting practice of Deloitte Financial Advisory Services LLP and an Adjunct Member of the Construction Law Committee for the New York City Bar Association. He has 18 years of experience in the engineering and construction industry as a designer, project manager, project controls specialist and capital projects consultant, and he focuses on improving the efficiency and control of capital programs and construction projects across the capital project lifecycle, including the assessment and development of capital project governance frameworks, internal controls and procedures, project cost accounting and tracking, management reporting, contract administration and document control. Mr. Flieger has performed numerous capital program and project performance assessments, including analysis of project cost and schedule performance as it relates to earned value management and reporting, and he has assessed the performance of project management against contractual requirements and leading practices, prepared independent estimates of cost at completion, and provided advice and guidance during project close-out. His experience also includes the assessment of construction claims using forensic schedule and cost analysis techniques. Mr. Flieger’s clients have included a number of global and domestic public sector agencies, financial services, healthcare, higher education, pharmaceutical, power/utility, hospitality/entertainment, mining, engineering/construction, retail and commercial institutions. He was a civil engineer for Parsons Brinkerhoff on numerous highway and infrastructure improvement initiatives, and also served as the Manager of Project Controls and Administration for the design portion of a $4+ billion infrastructure improvement project in New York City. Mr. Flieger received a B.S. in Civil Engineering from Syracuse University and an M.B.A. from the Zicklin School of Business at the City University of New York’s Baruch College.
JEFF HYMAN, MANAGING DIRECTOR, GUGGENHEIM PARTNERS, LLC
Jeff Hyman is Managing Director and co-head of public finance at Guggenheim Partners, LLC, a privately held global financial services firm providing investment management, investment banking and capital markets services as well as insurance and investment advisory solutions for institutions, corporations, governments and agencies, investment advisors, family offices and individuals. Mr. Hyman has 16 years of public finance experience and was most recently managing director at Stone & Youngberg. Prior to that he was managing director and head of Northeast U.S. public finance at JPMorgan Chase and, prior to that, was managing director and head of New York public finance at UBS/PaineWebber. Mr. Hyman specializes in project-related finance, securitizations, story bonds and infrastructure finance.

DR. ROBERT JONES, ECONOMICS DEPARTMENT, RENSSELAER POLYTECHNIC INSTITUTE
Dr. Robert Jones is a Clinical Assistant Professor of Economics at Rensselaer Polytechnic Institute. His research interests include regional economics, valuation of closely held businesses, and economics and the law. Dr. Jones coauthored (w/ Steve Onyeiwu) the article, “An Institutionalist Perception of Cooperative Behavior,” published in the Journal of Socio-Economics. He received a B.A. in Mathematical Economics from Pomona College, an M.B.A. in Corporate Finance from William E. Simon Graduate School of Business, and a Ph.D. in Ecological Economics from Rensselaer Polytechnic Institute.

WILLIAM KEARNEY, SENIOR PROJECT EXECUTIVE, GILBANE COMPANY
William Kearney is Senior Project Executive for the Gilbane Building Company. He has spent 33 years with Gilbane, working on construction management projects in New England and the Mid-Atlantic states. From 2004-07, Mr. Kearney worked on the construction of the Massachusetts Division of Capital Asset Management’s Worcester Trial Court complex, the first public project in Massachusetts delivered via a construction management at risk approach. From 1997-99, he worked on the first construction management at risk project for the U.S. General Service Administration-National Capital Region’s Robert F. Kennedy Center for Justice and Human Rights. Mr. Kearney serves as Group Leader of the Honduras Water Project for Engineers Without Borders in Boston. He is Vice President of ACE of Massachusetts, a high school mentoring program. Mr. Kearney received a B.S. in Civil Engineering from Northeastern University and a M.S. in Civil Engineering from Worcester Polytechnic Institute.

JACK KEMP, CHIEF-CONSTRUCTION CONTRACTS, DORMITORY AUTHORITY OF THE STATE OF NEW YORK
Jack Kemp is Chief of Construction Contracts for the Dormitory Authority of the State of New York. He has been actively engaged in various aspects of the construction, engineering and contracting industry continuously for the last 35 years. Prior to joining the Dormitory Authority in 1984, Mr. Kemp spent ten years in the private sector working for both general contractors and consulting engineers. He joined the Authority’s Construction Division as a Cost Analyst in 1984, served as a Project Manager for 12 years and for the last 14 years moved to the Procurement office, first as the Assistant Director of Contracts & Cost Control, and currently as Chief of Construction Contracts. Mr. Kemp is responsible for all aspects of the construction contract bid, bid review, award and execution process, including bid withdrawals, bid rejections and bid protests. He is also involved in contract performance matters, defaults, contract terminations and related interaction with surety companies and Counsel. Mr. Kemp holds an
A.A.S. degree in Civil Technology from Hudson Valley Community College, a B.S. degree in Building Construction Technology from SUNY College of Environmental Science & Forestry, and an M.S. degree in Management from the College of St. Rose.

Mauro J. Lapetina, Managing General Counsel, Dormitory Authority of the State of New York

Mauro J. Lapetina is Managing General Counsel of the Dormitory Authority, where he supervises the attorneys who advise Authority personnel on all public construction programs, including those for the Office of Mental Health, Office of People With Developmental Disabilities, Office of Alcoholism and Substance Abuse Services, Office of Court Administration, New York City Health and Hospitals Corporation, City University of New York, State University of New York, New York State Department of Health, and New York State Department of Education. His areas of expertise include public finance, construction, procurement, real estate and litigation. Prior to becoming the Managing General Counsel in January 2010, Mr. Lapetina served as Assistant General Counsel of the Dormitory Authority and as Counsel to the Facilities Development Corporation. He is a member of the American Bar Association, the ABA Forum on the Construction Industry, and the ABA sections on Business Law, Public Contract Law and Real Property and Probate Law. He is also a member of the New York State Bar Association and the Albany County Bar Association. Mr. Lapetina received a B.S.E. from Princeton University and a J.D. from New York University School of Law.

Amy Lavine, Senior Staff Attorney, Government Law Center of Albany Law School

Amy Lavine is a senior staff attorney at the Government Law Center of Albany Law School. She was a cum laude graduate of Albany Law, and during her time at the law school, she was a member of the Albany Law Journal of Science and Technology. Ms. Lavine has authored and coauthored dozens of articles on land use, local government and eminent domain, in publications such as the New York State Bar Association Government, Law and Policy Journal and The Urban Lawyer. Ms. Lavine received a B.A. with high honors from Bard College at Simon’s Rock. She also received a Certificate of European and International Legal Studies from the University of Paris X in Nanterre, France.

Terri Matthews, Senior Policy Advisor, New York City Department of Design and Construction

Terri Matthews is Senior Policy Advisor at the New York City Department of Design and Construction. She has worked in several budget offices at the City, including the Finance Division of the City Council, the Mayor's Office of Management and Budget, and the City's Independent Budget Office. Before and after her City budget experience, Ms. Matthews worked as a bond attorney specializing in municipal finance at several New York law firms, most recently at Nixon Peabody. After leaving private practice, she returned to City government to work for Deputy Mayor Marc Shaw, in the Office of the Mayor, where she developed a practical specialization in the City's capital program on issues ranging from capital planning to project execution. Ms. Matthews is a member of the Construction Law Committee of the City Bar Association. She is a graduate of Boston College and Boston College Law School, as well as the Wagner School of Public Service at NYU.
DAVID B. PERINI, FORMER COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CAPITAL ASSET MANAGEMENT

David B. Perini served as Commissioner of the Division of Capital Asset Management (DCAM) for the Commonwealth of Massachusetts for 11 years, until his retirement on March 18, 2011. DCAM is the state agency responsible for major public building construction and real estate services for the Commonwealth of Massachusetts. The agency’s responsibilities include planning, design, construction, capital budgeting, and real property acquisition, disposition and leasing for the Commonwealth’s facilities—its colleges and universities, hospitals, courthouses, prisons, state police facilities, recreation centers and other specialized facilities. In January 2000, Mr. Perini retired as Chairman, President and CEO of Perini Corporation, a Framingham-based general contracting and real estate development firm. He joined the company in 1963 and was Assistant to the General Counsel until 1969 when he was appointed Vice President and General Counsel. Mr. Perini was elected Chairman and President in 1972, and upon his retirement he was elected Chairman Emeritus. Mr. Perini was also a Director of State Street Boston Corporation, New England Telephone Co., Dennison Manufacturing Company, and GZA Geoenvironmental Technologies. He was a member of the Boston College Law School Board of Advisors and a Trustee of College of the Holy Cross, St. John’s Prep, and The Boston Architectural College. Mr. Perini also served as Chairman of the Massachusetts Alliance for Small Contractors from 1996 to 1998. He currently is a Trustee of the Dana-Farber Cancer Institute. Mr. Perini has received numerous professional and public service awards. He received a B.S. from College of the Holy Cross in 1959 and a J.D. from Boston College Law School in 1962.

DAVID RESNICK, DEPUTY COMMISSIONER, NEW YORK DEPARTMENT OF DESIGN AND CONSTRUCTION

David Resnick is Deputy Commissioner at the New York City Department of Design and Construction (DDC), where he heads the Public Buildings Division. With more than $4 billion in active projects for over 20 client agencies, DDC’s Public Buildings Division builds New York City’s libraries, museums, police precincts, firehouses, health centers, and other facilities that serve the people of New York. At DDC, Mr. Resnick has played a leading role in the development and implementation of Mayor Bloomberg’s citywide Design and Construction Excellence Initiative, and participates in other citywide programs including PlaNYC and the NYC Model Code task force. Mr. Resnick developed DDC’s integrated delivery approach for megaprojects including the new Police Academy and the PSACII E911 Call Center, and is spearheading DDC’s Building Information Modeling program. He is a core team member for the formation of the NYC chapter of the Lean Construction Institute. Mr. Resnick has been associate adjunct professor at NYU since 1997, and has taught at the University of Michigan and at the Helsinki University of Technology. He received a Bachelor of Architecture degree from New York Institute of Technology and a Master of Architecture degree from Cranbrook Academy of Art.

HOWARD M. ROSEN, PARTNER, PECKAR & ABRAMSON

Howard M. Rosen is a partner at Peckar & Abramson. He possesses more than 31 years of construction law experience. Mr. Rosen represents construction companies and developers in private project transactions and disputes. He also has extensive experience in litigating claims for
public construction contractors in various courts and alternative dispute forums. Mr. Rosen is the former Chairman of the Construction Law Committee of the Association of the Bar of the City of New York. He is a former faculty member of the New York University Real Estate Institute, where for many years he taught Construction Law. Additionally, he has published several articles on Construction Law. Mr. Rosen is also the Associate Director on the Board of the General Building Contractors (AGC) of New York. He is also a member of the Public Contract Law and Construction Industry sections of the American Bar Association. Mr. Rosen is a graduate of Cornell University and the New York University School of Law.

**BURTON ROSLYN, PRESIDENT & FOUNDER, ROSLYN CONSULTANTS, LLC**
Burton Roslyn is President and Founder of Roslyn Consultants, LLC. He has over 35 years of architectural and project management experience, and is widely recognized for his outstanding achievements in the planning, development and construction of all types of commercial, residential, institutional, exhibit and athletic related structures. Mr. Roslyn is known nationally as a pioneer in the Design-Build movement seeking to return architects to their rightful place as Master Builders. He served as the 2009 President of the American Institute of Architects-New York State, the 2010 Chair of The National AIA Knowledge Community on Construction Contract Administration, and a Member of the AIA National Advisory Panel on Project Delivery. Mr. Roslyn is the author of numerous articles on project delivery.

**PATRICIA SALKIN, ASSOCIATE DEAN AND DIRECTOR, GOVERNMENT LAW CENTER OF ALBANY LAW SCHOOL**
Patricia E. Salkin is the Raymond & Ella Smith Distinguished Professor of Law at Albany Law School, where she is also Associate Dean and Director of the Government Law Center. Ms. Salkin is the author of the five-volume *American Law of Zoning*, 5th edition, and the four-volume *New York Zoning Law & Practice*, 4th edition. In addition to two textbooks on land use law, she is the authors of dozens of law review articles, columns, studies and reports and other publications on the topics of land use law and government ethics. Ms. Salkin is a past chair of the ABA State and Local Government Law Section and the current chair of the Amicus Curiae Committee for the American Planning Association. She received a B.A., *cum laude*, from the University at Albany and a J.D., *cum laude*, from Albany Law School.

**MARLA SIMPSON, DIRECTOR, NEW YORK CITY MAYOR'S OFFICE OF CONTRACT SERVICES**
Marla Simpson is the Director of the New York City Mayor's Office of Contract Services. During fiscal year 2011, New York City procured $15 million worth of goods and services, including about $2.5 billion worth of construction and construction-related services. The Office's mission is to better enable the City to serve its citizens by providing a more competitive, effective and efficient procurement system so that City agencies can timely obtain quality services, construction and supplies from responsible contractors at a fair price. Ms. Simpson previously served as Investigations Chief of the Charities Bureau in the Office of the New York State Attorney General.

**MICHAEL SQUARZINI, SENIOR PRINCIPAL, THORNTON THOMASETTI**
Michael Squarzini is Senior Principal at Thornton Thomasetti. He has extensive experience in the structural analysis, design and review of a variety of building types, including sports facilities, transportation, commercial, education and healthcare facilities, in both steel and concrete.
Mr. Squarzini’s responsibilities extend from schematic design through construction administration, utilizing state-of-the-art project delivery methods. He has served as President of the Structural Engineers Association of New York, was named to the “40 under 40” in 2007 by Building Design & Construction, and received the 2007 New Principal of the Year Award from the American Council of Engineering Companies. Mr. Squarzini has taught at Princeton University, Cornell University, and Manhattan College. He holds a bachelor’s degree in civil engineering from Manhattan College and a master’s degree in structural engineering from the University of Minnesota.

**Gregory Sullivan, Inspector General, Commonwealth of Massachusetts**

Gregory W. Sullivan is the Inspector General of the Commonwealth of Massachusetts, charged with the responsibility of detecting and preventing fraud, waste and abuse in the expenditure of public funds. As Inspector General, Mr. Sullivan oversees the expenditure of public funds relating to programs and operations involving the procurement of any supplies, services, or construction by any state agency, department, board, commission, institution of higher learning, authority, county, city, or town. He was appointed to his current position in August of 2002 jointly by the Governor, Attorney General, and State Auditor for a period of five years. He has served in the Office of the Inspector General since 1993. Mr. Sullivan holds an A.B. from Harvard College, an M.P.A. from the Kennedy School of Public Administration, and a M.S. in Management from the Sloan School at MIT.

**Richard Volack, Chair, Construction Law Committee, New York City Bar Association**

Richard Volack is the Chairman of the Construction Law Committee of the Association of the Bar of the City of New York and a member of the Construction Law Section of the American Bar Association. Mr. Volack specializes in construction litigation, regularly counseling some of the country’s largest general contractors, construction managers, and owners in all aspects of construction dispute resolution, including claims involving breach of contract, construction defects, design defects, schedule and impact delays, mechanic’s liens, surety bonds, and insurance. Mr. Volack is a frequent lecturer on construction insurance, risk management, the New York mechanic’s lien law, e-discovery, and ESI issues as they relate to construction litigation. He received a B.S., magna cum laude, from the University of Scranton, a master’s degree in Political Science from the Maxwell School at Syracuse University, and a J.D., cum laude, from the Syracuse University College of Law. While in law school, Mr. Volack was a member of the Justinian Honor Society and was the Business Editor for the Syracuse University College of Law Journal of International Law and Commerce.