

**Rochester Joint Schools Construction
Board Monthly Meeting Minutes
December 27, 2021
1:00 PM**

Present – Called to Order by the Board Chair at 1:03

The virtual meeting was attended by Board Chair Norman Jones, Vice Chair Michael Schmidt, Treasurer Rosiland Brooks-Harris (1:54), Jesse Dudley (1:08), Thomas Richards, Carleen Pierce, Program Coordinator Allen Williams, Savin Program Director Pépin Accilien, Savin Deputy Directors Roland Coleman and Marcial Morales; General Counsel Greg McDonald, General Counsel Ed Hourihan, ICO Brian Sanvidge, and RCSD Superintendent Dr. Lesli Myers-Small. The meeting was not attended by I. Geena Cruz and Attorney Melissa Mahler.

Approval of Minutes

Monthly Meeting held on November 8, 2021

Motion by Board Member Jesse Dudley
Second by Board Member Michael Schmidt
Approved 4-0 (Member Carleen Pierce Abstained)

Action Items

**Resolution 2020-21:86
Pay Requisition Summaries Acceptance (November 2021)
Moved by Board Member Jesse Dudley
Second by Board Member Michael Schmidt
Adopted 5-0**

**Resolution 2020-21:87
Change Order #47 to John W. Danforth Co. (East High Phase 2a)
Moved by Board Member Thomas Richards
Second by Board Member Jesse Dudley
Adopted 5-0**

**Resolution 2020-21:88
First Amendment to Agreement for Program Coordinator Services
Moved by Board Member Jesse Dudley
Second by Board Member Thomas Richards
Adopted 5-0 (with revisions from Member Carleen Pierce)**

**Resolution 2020-21:89
Fifth Amendment to Agreement for ICO Services
Moved by Board Member Michael Schmidt
Second by Board Member Thomas Richards
Adopted 6-0**

**Resolution 2020-21:90
Seventh Amendment to Agreement for PM Services
Moved by Board Member Michael Schmidt
Second by Board Member Jesse Dudley
Adopted 6-0**

Resolution 2021-22:91

Acceptance of 2021 Financial Audit

Moved by Board Member Thomas Richards

Second by Board Member Jesse Dudley

Adopted 5-0

Phase 2 Budget Report

Pépin Accilien and Christopher Clarke reviewed the report with the Committee. All pending change order items brought to the Committee were included and tracking well. Expenditures (hard and soft costs) for the first group of projects in Phase 2a total **\$164,849,132.94** Expenditures (hard and soft costs) for the second group of projects in Phase 2b total **\$139,491,769.32** Expenditures (hard and soft costs) for the third group of projects in Phase 2c total **\$114,047,804.86** Expenditures (soft costs) for the fourth and final project for Phase 2d total of **\$24,512,460.73** Total amounts paid to date for all Phase 2 projects total **\$442,901,167.85** of the \$435M borrowing limit and the approximately \$16M of supplemental funds (i.e., SSBA, CSG, NYSERDA Rebate, RG&E Rebate).

Meeting Notes

- Member Carleen Pierce asked why the Management Discussion Analysis was not submitted as part of the audit. Kathryn Barrett from Freed Maxick stated that the analysis has never been submitted as part of any of the past audits. Member Tom Richards concurred that the omission was not an exception this year.
- Member Carleen Pierce asked for clarification of the notes included in the minutes of the November 8, 2021 RJSCB meeting pertaining to the proposal recommended by Member Tom Richards. Member Tom Richards explained that the proposal was to identify how the RJSCB would function after December 31, 2021. Board Chair Norman Jones explained that the amendments on the agenda were meant to address that issue. The Meeting Minutes will be updated to reflect the additional language.
- Member Carleen Pierce asked for clarification on the note regarding disposition of the warehouse contents and asked for confirmation that the RCSD had until the end of April 2022 to come up with a disposition plan. Board Chair Norman Jones stated that the issue would be addressed later in the agenda.
- Member Carleen Pierce requested an executed copy of the contract with AEM. Member Pierce also inquired as to why the language in the AEM resolution was different than the other two amendments on the agenda, which expressly stated a 'not-to-exceed' number. Attorney Greg McDonald explained that the PM and ICO have a basic services fee limit with a 'not-to-exceed' amount that is charged against, which is different than the structure of the AEM contract. Board Chair Norman Jones stated that the language would be updated on the resolution.
- Member Carleen Pierce asked for verification from the attorneys that the extensions on the meeting agenda were, in fact, allowable per the Phase 2 Legislation. Board Chair Norman Jones asked the attorneys to review the legislation and provide a legal opinion to the Board.
- Member Tom Richards asked the Program Manager to create a schedule for officially closing out Phase 2 of the RSMP within the next month. Board Chair Norman Jones asked Allen Williams, Ed Hourihan and Pépin Accilien to meet with Member Tom Richards to ensure that the report contains the proper information.

There was no Executive Session held this meeting.

Adjourned at 2:13pm

Moved by Rosiland Brooks-Harris

Seconded by Michael Schmidt

Approved 6-0