

**Resolution 2021-22: 98**

**Amendment #8 to Savin Engineers P.C. Program Manager Agreement (RSMP Phase 2)**

**By Board Member: Kim Jones**

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 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 selected Savin Engineers P.C. (“Program Manager”) to provide Program Management services to the Board for Phase 2 of the RSMP in October of 2015 (Resolution 2015-16: 55); and

WHEREAS, the RJSCB entered into an agreement with the Program Manager dated December 15, 2015, entitled Program Manager Agreement (the “Agreement”); and

WHEREAS, the Agreement was scheduled to terminate on April 30, 2022 and the RJSCB requires continuing Program Manager services through and including July 31, 2022 to continue supporting the RJSCB in its daily operations; management of the Program Office and related expenses; closeout of Phase II and transfer of items to the RCSD; and extended administrative support for the RJSCB, the Annual Report to Stakeholders and finalization of the SED closeout submittals with the RCSD.

WHEREAS, a cost proposal, dated April 22, 2022, for extending the Agreement through and including July 31, 2022 for the sum of \$649,650.00 provided by Savin and reviewed by the Chair; and

WHEREAS, the Chair thereafter recommended that the Program Manager’s Agreement should be amended to extend the Agreement and increase the total amount of the Agreement by the not to exceed sum of \$649,650.00; and

WHEREAS, the RJSCB Board considered, discussed and deliberated the Chair's recommendations to amend the Agreement at its April 26, 2022 special meeting.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the extension of the Agreement between the Board and Savin dated December 15, 2015 through and including July 31, 2022 in an amount not to exceed \$649,650.00, as set forth above; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute an Amendment that is consistent with this approval and in an acceptable form to the Chair upon the advice of the RJSCB's General Counsel.
3. No funds shall be allocated prior to a conversation between the RJSCB Chair and NY State Education Department.

**Second By Board Member: Michael Schmidt**