

Resolution 2022-23:18 Amendment #1 to RJSCB Consultants

By Board Member Rich Perrin

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, the authorizing legislation for Phase 3 of the RSMP was signed into law by the Governor of the State of New York on November 16, 2021; and

WHEREAS, the RJSCB determined a need for two individuals to assist the RJSCB and Chair in the daily management and operations of the RSMP for Phase 3 ahead of the engagement of the Phase 3 Program Manager; and

WHEREAS, the RJSCB determined that individuals with institutional knowledge of the RJSCB, experience working with minority and women-owned business enterprises (M/WBE) and disadvantaged business enterprises (DBE), and familiarity with public contracts would be best suited for the positions; and

WHEREAS, the RJSCB selected Occasional Elegance, LLC and Trinity Ventures Engineering, PLLC (collectively the “RJSCB Consultants”) to provide management and operational services (the “Services”) to the Board for Phase 3 of the RSMP in July of 2022 (Resolution 2021- 22: 104); and

WHEREAS, the RJSCB entered into agreements with the RJSCB Consultants dated August 1, 2022, entitled Professional Services Agreements (the “Agreements”); and

WHEREAS, the Agreements are scheduled to terminate on March 31, 2023 and the RJSCB requires continuing RJSCB Consultant services through and including September 30, 2023 to continue supporting the RJSCB in its daily operations, management of the RSMP and the Program Office; and

WHEREAS, the legislation for Phase 3 of the RSMP states that the RJSCB may extend the contracts of the providers of professional services for upon the adoption of findings that doing so would be in the public interest; and

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WHEREAS, the Chair recommended that the RJSCB Agreements should be amended to extend the term of the Agreements and increase the total amount of the Agreements by the not to exceed sum of \$175,000; and

WHEREAS, the RJSCB considered, discussed and deliberated the Chair's recommendation at its February 13, 2023 regular meeting.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the Chair's recommendation that the Services of the RJSCB Consultants be extended based upon the finding that the extension is in the public interest for the reasons set forth above; and
2. The RJSCB hereby approves the issuance of Amendments to the Agreements with the RJSCB Consultants to provide Consulting Services for Phase 3 of the RSMP, subject to the availability of funds; and
3. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver the Amendments to the Agreements with the RJSCB Consultants, with such changes as the Chair may approve on the advice of the Board and the RJSCB's general counsel.

Second by Member Jesse Dudley

Adopted: 6-0