

**Resolution 2025-26: 12**

**Second Amendment to BCC Agreement – Edison Career & Technology High School**

**By Board Member Kim Jones**

WHEREAS, the Rochester School Facilities Modernization Program Act (“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 New York State Legislature amended the Amended Act by enacting Chapter 614 of the Laws of 2021 (“Second Amended Act”) to authorize additional oversight, transparency, and accountability by the New York State Education Department to ensure projects are completed on time and within budget, and to provide alternative financing mechanisms for the reconstruction of up to 12 projects for a total cost of \$475,000,000 for Phase III; and

WHEREAS, the RJSCB issued a request for proposals for Construction Management (“CM”) Services for the Edison Career & Technology High School project (the “Edison Project”); and

WHEREAS, Buffalo Construction Consultants, Inc. (“BCC”) was selected to provide CM Services for the Edison Project and the Board approved the selection of BCC and entry into an agreement between the Board and BCC (the “BCC Edison Agreement”) on February 10, 2025 (Resolution 2024-25:38); and

WHEREAS, the scope of work for the Edison Project has been expanded to include (i) upgrade and renovation of the existing playfields to create a state-of-the-art outdoor sporting facility and (ii) high priority renovation and retrofitting works to address structural deficiencies and waterproofing issues to the building post-tension reinforced concrete superstructure (the “Additional Scope”); and

WHEREAS, the Program Manager requested, and cost proposals were then obtained and reviewed, for additional construction management services at Edison Tech for the Additional Scope; and

WHEREAS, the Program Manager thereafter recommended to the Board that the BCC Edison Agreement should be amended to add these additional service items and increase the contract sum by an amount not to exceed \$1,256,998.00.; and

WHEREAS, the Board considered and discussed the Program Manager’s recommendation to add the additional CM services and increase the contract sum by an amount not to exceed \$1,256,998.00 at its September 9, 2025 meeting, and after due deliberation, it approved such request to amend the BCC Edison Agreement.

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the BCC Edison Agreement as set forth above is hereby approved; and

2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute an amendment to the BCC Edison Agreement that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

**Second by Board Member Ronald Gaither**

**Adopted 6-0**