

**Resolution 2022-23: 25**  
**Phase 3 Program Manager Selection**

**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 Act by enacting Chapter 533 of the Laws of 2014 (“Amended Act”), thereby providing alternative financing mechanisms for the reconstruction of up to 26 projects for a total cost of \$435,000,000 for Phase II;

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 Second Amended Act for Phase 3 of the RSMP provides, in part, that “the contracts of the program manager and the independent compliance officer for phase three will be rebid, and provided further that the program manager and the independent compliance officer and any new or different providers of professional services shall be engaged in compliance with the provisions of section eight of this act”; and

WHEREAS, the Second Amended Act for Phase 3 of the RSMP also provides “prior to issuance of the contract, the program manager selected shall be approved by the superintendent, mayor, city council and the Rochester city school district”; and

WHEREAS, the RJSCB conducted a national search for a program manager to perform the program management services for Phase 3, using a process that included a detailed and comprehensive request for proposals; and

WHEREAS, in response to the requests for proposals, despite the widespread publication of the request for proposals, the RJSCB only received one proposal from a program management firm candidate; and

WHEREAS, the Board’s RFP Committee reviewed the proposal, interviewed the proposing firm on May 4, 2023 and determined that said firm met the requirements of the request for proposals; and

WHEREAS, after due deliberation and consultation, the RFP Committee recommended to the full Board the firm Savin Engineers, P.C. to provide program management services for Phase 3 of the Rochester Schools Modernization Program, subject to the approvals required by the Second Amended Act and entering into an acceptable final agreement with the RJSCB; and

WHEREAS, following the approval by the Superintendent, the Mayor, City Council, and the District’s

Board of Education, the RJSCB will begin preliminary negotiations, including negotiation of proposed fees, to secure Phase 3 program management services; and

WHEREAS, the RJSCB has considered and discussed the RFP Committee's recommendation at its May 8, 2023 monthly meeting, and after due deliberation and further consideration of the proposed program management candidate, the RJSCB now acts as follows.

THEREFORE, BE IT RESOLVED:

1. Based on the recommendation referenced above, the RJSCB hereby selects the firm of Savin Engineers, P.C. to provide program management services for Phase 3 of the Rochester Schools Modernization Program, subject to the requisite approvals and entering into an acceptable final agreement with the RJSCB; and
2. The RJSCB Chair is hereby authorized to report the RJSCB's selection of Savin Engineers, P.C. as Phase 3 program manager to the Superintendent, the Mayor, City Council, and the District's Board of Education, and to request their approval of the selection; and
3. Following the approval of the Superintendent, the Mayor, City Council, and the District's Board of Education, the RJSCB Chair, with the advice of the RJSCB's general counsel, is hereby authorized to conduct preliminary negotiations with the firm Savin Engineers, P.C. on behalf of the RJSCB for Phase 3 program management services.

**Seconded by Jesse Dudley**

**Adopted: 6-0**