

**Resolution 2012-13: 26**  
**School 17 – Swing Space Bid**

**By Board Chair Giess**

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), 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 Act authorized up to 13 projects in Phase I of the Rochester Schools Modernization Program (“RSMP”) including a District Wide Technology program which involves technology upgrades and infrastructure work at each of the 12 school projects identified in Phase 1; and

WHEREAS, the District is providing “Swing Space” to the RSMP for the temporary relocations of school operations for those schools which are to be renovated as a part of the RSMP; and

WHEREAS, for the School 17 Project, the District has identified a location at Jefferson High School to temporarily house the School 17 operations for the 2012-2013 school year while construction is taking place at School 17; and

WHEREAS, the Jefferson High School facility is currently equipped to house high school students, but not the School 17 elementary grade levels K-6 who will partially occupy the building during the School 17 construction; and

WHEREAS, the New York State Building Code requires that when spaces are converted for new occupancy that they comply with the current Building Code requirements; and

WHEREAS, the State Education Department (“SED”) has determined that due to the value of the work associated with the preparation of the Swing Space at Jefferson High School, this work should be publicly bid separately; and

WHEREAS, the RJSCB’s Program Manager, with the advice of SWBR Architects (the “Architect”), The Pike Company (the “Construction Manager”), the RJSCB’s general Counsel, and the RJSCB’s Independent Compliance Officer, have prepared a request for bids (“Request for Bids”) package for the School 17 Swing Space Project to take place at Jefferson High School; and

WHEREAS, the RJSCB’s Program Manager has recommended that the Swing Space improvements to be done at Jefferson High School will be most feasibly and economically completed under a single prime contract and that the RJSCB approve the issuance of a single prime Request for Bid for the project; and

WHEREAS, the M/WBE Services and Procurement Committee (the “Committee”) considered and discussed the Program Manager’s recommendation at its August 2, 2012 meeting, and after due deliberation, approved the recommendations and forwarded them to the full Board for consideration: and

THEREFORE, BE IT RESOLVED:

1. The RJSCB, through its Program Manager, shall proceed with the issuance of a single prime request for Bids for the scope of work consisting of improvements to the Swing Space for School 17 and is henceforth referred to herein as the “School 17 Swing Space Project.”

2. Prior to issuance of the bid documents for the School 17 Swing Space Project, the Program Manager will work with the RJSCB's general counsel to further develop and finalize the Request for Bid package, including the General Conditions of the Contract and the form of Contract.

3. The MWBE and Services Procurement Committee, with the advice and recommendations of the Program Manager, is authorized on behalf of the RJSCB to review the bid responses for the scope of work included in the School 17 Swing Space Project and upon due investigation, recommend to the RJSCB the lowest responsible bidder.

**Second by Member Pifer**

**Approved 5-0 with Member Brown away.**