

**Resolution 2013-14: 195**  
**ICO Audit Report**

**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 RJSCB’s Executive Director and its general counsel recommended that the RJSCB retain the services of a third party reviewer to review and report on the recordkeeping and maintenance of project records for MWBE compliance matters in Phase 1 of the RSMP; and

WHEREAS, the RJSCB approved the RFP at its monthly meeting on October 7, 2013 and authorized the Executive Director to obtain proposals from qualified firms using a request for proposals process (Resolution 2013-14: 83); and

WHEREAS, the Executive Director received 4 proposal responses on October 25, 2013 as stipulated in the RFP, and thereafter these proposals were delivered to each of the RJSCB Members and the RJSCB’s general counsel; and

WHEREAS, the RJSCB determined that 2 of the 4 firms had provided proposals that were responsive to the RFP; and

WHEREAS, on October 30, 2013, the RJSCB conducted interviews with the 2 shortlisted firms - Northeast Preconstruction Ventures, Inc. and Freed Maxick CPAs, P.C.; and

WHEREAS, the RJSCB subsequently awarded the contract to Northeast Preconstruction Ventures Inc. (Resolution 2013-14: 102); and

WHEREAS, Northeast Preconstruction Ventures Inc. has now completed the compliance audit report (the “Report”), attached to this resolution, and the RJSCB, its Executive Director, and its General Counsel have reviewed and considered the Report; and

WHEREAS, the Independent Compliance Officer (“ICO”) has been provided with a copy of the report and has subsequently provided a response to the Report (attached hereto); and

WHEREAS, the RJSCB has prepared a management response to the Report (attached hereto); and

WHEREAS, the RJSCB’s Executive Director has recommended to the RJSCB that it accept the Report from Northeast Preconstruction Ventures Inc. and that it incorporate the ICO’s response and the RJSCB’s management response into the document, becoming one single document; and

WHEREAS, the RJSCB discussed the Executive Director's recommendation and considered the Report, the ICO's response, and the RJSCB's management response at its regular Board meeting on February 3, 2014;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby accepts the Compliance Audit Report, a copy of which is attached to this Resolution along with the ICO's response and the RJSCB's management response.

**Second by Board Member Sewell**

**Approved 4-0 with Board Members Coronas, McCormick and Richards away**