

**Resolution 2014-15: 121**  
**Special Committee**

**By Vice Chair Brown**

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 requires the Board to engage an Independent Compliance Officer (“ICO”) to report directly to the Board; and

WHEREAS, in November of 2013, the RJSCB issued a request for proposals (an “RFP”) regarding ICO services for the remainder of Phase 1 of the RSMP entitled “Independent Compliance Officer Services” (Resolution 2013-2014: 103); and

WHEREAS, in January 2014, the RJSCB awarded the remainder of Phase 1 Independent Compliance Officer Services contract to the firm Baker Tilly Virchow Krause LLP (“Baker Tilly”) (Resolution 2013-14: 162) and entered into an agreement with Baker Tilly dated January 13, 2014 (“Agreement”); and

WHEREAS, in June 2014, the RJSCB approved an amendment to Baker Tilly’s Agreement to add additional services pursuant to a proposal provided by Baker Tilly (Resolution 2013-14: 313); and

WHEREAS, the Board is aware of government investigation relating to the prior ICO and the implementation of the preliminary diversity plan by the prior ICO; and

WHEREAS, in order to facilitate communications with Baker Tilly relating to its additional services and with the government relating to government investigation, in a manner that allows the dissemination of information to be limited should that be necessary in the future, the Board has determined that it will designate a special committee to be responsible for these communications; and

WHEREAS, the Board has also determined that it will designate the following members for the special committee: Tom Richards, Chair; Charles Benincasa; and Jose Coronas.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby designates a special committee that will be authorized to:
  - a. monitor the additional services provided by Baker Tilly, the Board’s current ICO, and communicate with Baker Tilly regarding such services; and
  - b. manage the Board’s communication with any government agency investigating issues relating to the prior ICO and the implementation of the preliminary diversity plan under the prior ICO; and

2. The special committee shall consist of the following members: Tom Richards, Chair; Charles Benincasa; and Jose Coronas; and
3. In its discretion, the special committee will advise the full Board of its communications and other updates when appropriate and necessary.

**Second by Board Member Thomas**

**Approved 6-0 with Member Hilger away**