

Resolution 2014-15: 37

Master Plan Update and Retaining the firm SWBR Architects as the Master Plan Architect

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 RJSCB entered into an agreement with SWBR Architects (“SWBR”) (Resolution 2010-11: 8) dated August 16, 2010 entitled Agreement Between the Board and the Architect (the “Agreement”) to create a comprehensive Facilities Modernization Plan (“FMP” or “Master Plan”) ; and

WHEREAS, the RJSCB subsequently approved the Master Plan prepared by SWBR in January of 2011 (Resolution 2010-11: 29) and directed the Program Manager to forward it to the State Education Department (“SED”) and to the State Comptroller for review and approval; and

WHEREAS, the Master Plan was subsequently approved by SED and the State Comptroller in May 2011; and

WHEREAS, in January/February 2012, the RJSCB thereafter approved proceeding with an update of the original Master Plan and retaining SWBR to perform these Master Plan update services as an amendment to its existing Agreement (Resolution 2011-12: 61 and Resolution 2011-12: 64); and

WHEREAS, SWBR’s update of the Master Plan was completed in September of 2012 and turned over to the District for review, public comment, and approval by the Board of Education; and

WHEREAS, following a series of public forums in late 2012 / early 2013 and additional comments received from the District, the Master Plan update was revised by SWBR; and

WHEREAS, the Board of Education approved the Master Plan update in March of 2013; and

WHEREAS, the District’s Superintendent has now requested that the RJSCB assist the District in the further development of the long range District Strategic Plan for Phase 2 of the RSMP including a district wide strategic plan (“Strategic Plan”), buildings infrastructure review, long range program evaluations, and a district wide capacity study; and

WHEREAS, as the consultant hired by the RJSCB to create the original Master Plan and the subsequent Master Plan update, SWBR has significant experience and knowledge regarding the District’s school buildings, the infrastructure, and use, and there should be cost savings to the RJSCB in continuing to retain SWBR given their experience and knowledge and SWBR’s use of the same Master Plan team headed by architect Steve Rebholz; and

WHEREAS, based on the above factors, the RJSCB believes that a competitive bid for these services or a request for proposal for this specific scope of work will not produce significant cost savings or provide an overall benefit to the RSMP projects and that the extension of SWBR's services is in the public's interest; and

WHEREAS, SWBR has provided a proposed scope of work to complete the Master Plan Update and that such services would be an additional service under SWBR's contract with the RJSCB dated August 10, 2010 ("Agreement"); and

WHEREAS, the District has advised the RJSCB that it approves the retaining of SWBR to proceed with the Master Plan Update; and

WHEREAS, the Program Manager has recommended to the RJSCB's MWBE and Services Procurement Committee (the "Committee") that SWBR's Agreement should be amended to add the finalized scope of work for the Master Plan Update services in an amount not to exceed the sum of \$179,095; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its July 31, 2014 meeting and after due deliberation, it approved the request to amend the Agreement with the condition that the work proceed upon the issuance of a notice to proceed by the RJSCB following the approval of the Phase 2 enabling legislation;

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the preparation of a Phase 2 Comprehensive Facilities Modernization Plan; and
2. SWBR Architects shall be retained to perform the Master Plan Update services as an amendment to its existing Agreement, including the notice to proceed referenced above, based on the SWBR Architects' proposal dated July 25, 2014; and
3. The proposed amendment to SWBR's Agreement Between Board and Architect dated August 16, 2010 as set forth above is hereby approved; and
4. The RJSCB's Chair is hereby authorized in the name and on behalf of the RJSCB, to execute an amendment to the 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 Benincasa

Approved 4-0 with Members Coronas, Hilger and Thomas away