

**Resolution 2015-16: 129**  
**Amendment #6 to Cannon Design Agreement**

**By Board Member 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 approved the selection of Cannon Design (“Cannon”) as the Architect for the East High School project in Phase I (Resolution 2011-12: 39); and

WHEREAS, the RJSCB entered into an agreement with Cannon (Resolution 2011-12: 39) dated November 15, 2011, entitled Agreement Between Board and Architect (the “Agreement”); and

WHEREAS, following the execution of the Agreement, the District requested additional scopes of design work, including its request to make repairs to the existing softball field (the “East Lower Field Project”); and

WHEREAS, the funding for this additional project at East High School will come from unspent money from the East “Make Ready” Project completed in the summer of 2015 and is limited to \$250,000 as previously authorized by the RJSCB (Resolution 2015-16: 94); and

WHEREAS, in order to meet the schedule for bidding and summer construction for this scope of work, the RJSCB now wishes to authorize Cannon to prepare bid documents associated with this scope of work; and

WHEREAS, the Program Manager recommended to the RJSCB’s MWBE and Services Procurement Committee (the “Committee”) that Cannon’s Agreement should be amended to add these additional scope items in the total amount of \$37,368 to Exhibit I of the Agreement and that this amount shall be treated as a not-to-exceed allowance under Section 11.1.1 of the Agreement; and

WHEREAS, the Committee considered and discussed the Program Manager’s recommendation at its March 31, 2016 meeting, and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Cannon Design Agreement Between Board and Architect dated November 15, 2011 as set forth above is hereby approved; and
2. 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 6-0**