

**Resolution 2016-17: 125**

**Program Verification Approval – School Without Walls Commencement Academy (Phase 2b)**

**By Board Member Brown**

WHEREAS, the Rochester School Facilities Modernization Program Act (the “Act”) established the Rochester Joint Schools Construction Board (“RJSCB” or “Board”), 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 authorizing legislation for Phase 2 of the Rochester Schools Modernization Program (“RSMP”) was signed into law by the Governor of the State of New York on December 17, 2014; and

WHEREAS, the amended Act authorized up to 26 projects in Phase 2 of the RSMP including a District Wide Technology (“DWT”) program which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, for Phase 2 of the RSMP, the RJSCB intends to undertake 14 projects for the design, reconstruction, or rehabilitation of existing school buildings for their continued use by the District (collectively, the “Phase 2 Projects”), which have been further defined as Phase 2a, Phase 2b, Phase 2c and Phase 2d, plus a DWT project at each of the Phase 2 school buildings; and

WHEREAS, the School Without Walls Commencement Academy (“School Without Walls”) is one of the projects included in Phase 2b of the RSMP as provided in the Phase 2 Master Plan; and

WHEREAS, the RJSCB issued a request for proposals for architectural services for Phase 2b Schools (Resolution 2015-16: 158); and

WHEREAS, the RJSCB approved the selection of Clark Patterson Lee (“CPL” or “Architect”) as the Architect for the Phase 2b School Without Walls project (Resolution 2016-17: 41); and

WHEREAS, the RJSCB entered into an agreement with CPL (Resolution 2016-17: 41) dated September 12, 2016, entitled Agreement Between Board and Architect (the “Agreement”); and

WHEREAS, the Agreement authorized CPL to begin the program verification and planning associated with the Phase 2b School Without Walls project; and

WHEREAS, the Agreement requires that upon completion of the Program Verification Phase, CPL will provide an update to the RJSCB and to the District, and the Program Manager will seek authorization from the RJSCB and the District to proceed to the next phase in the design process, the Schematic Design Phase; and

WHEREAS, on December 21-22, 2016, CPL and the Program Manager presented the Phase 2b School Without Walls program verification plans to the Superintendent and/or her designated representatives and received authorization to proceed to the next step in the design process; and

WHEREAS, at its regular monthly meeting on January 17, 2017, the Architect and Program Manager presented the Phase 2b School Without Walls program verification plans to the RJSCB.

THEREFORE, BE IT RESOLVED:

1. The Program Verification Documents for the Phase 2b School Without Walls project are approved; and
2. The Program Manager is hereby authorized to direct the Architect for Phase 2b School Without Walls project (CPL) to proceed with the next phase in the design process, the Schematic Design Phase.

**Second by Board Member Benincasa**

**Approved 5-0 with Members Cruz and Schmidt away**