

Resolution 2016-17: 130
Acceptance of Savin Engineers, P.C.'s Donation to the RSMP Revolving Loan Program

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 program, which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, pursuant to the Act, the RJSCB has the power to do all things necessary, convenient or desirable to carry out its purposes and for the exercise of the powers granted to it in the Act; and

WHEREAS, pursuant to a Program Management Agreement dated December 15, 2015, by and between the RJSCB and Savin Engineers, P.C. (“Savin” or the “Program Manager”), Savin is acting as program manager for Phase 2 of the RSMP; and

WHEREAS, in furtherance of the Act, the RJSCB with the assistance of the Program Manager established a Revolving Loan Program and adopted the Revolving Loan Fund Procedure to provide financial assistance to eligible contractors/subcontractors who perform work or provide materials in connection with Phase 2 of the RSMP (Resolution 2016-17: 120); and

WHEREAS, the Revolving Loan Program is structured to provide assistance to RSMP subcontractors with working capital for job related payroll, supplies, and job related machinery and equipment costs; and

WHEREAS, the Revolving Loan Program is consistent with the goals of the RJSCB; and

WHEREAS, the Revolving Loan Fund will be maintained at an account established at the Rochester Economic Development Corporation (“REDCO”) with such funds to be used in accordance with the terms and conditions of the Revolving Loan Fund Procedure; and

WHEREAS, Savin desires to donate \$100,000 of its own funds to the RSMP Revolving Loan Program to be used in accordance with the terms and conditions of the Revolving Loan Fund Procedure; and

WHEREAS, Savin acknowledged in its January 31, 2017 letter to the RJSCB Chair that its remaining contribution, net of REDCO’s administrative fees and interest, will be turned over to the District at the conclusion of the RSMP for use as scholarships or other benefits to the District students; and

WHEREAS, the RJSCB Chair has recommended that the RJSCB accept Savin's donation of \$100,000 to the Revolving Loan Program account that has been established at REDCO for use in accordance with the terms of the Revolving Loan Fund Procedure; and

WHEREAS, at the Finance Committee meeting held on February 2, 2017, the Finance Committee considered and discussed the recommendation from the Chair to accept Savin's \$100,000 donation to the Revolving Loan Program and, after due deliberation, approved and accepted said donation.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves and accepts, with gratitude, Savin's \$100,000 donation to the Revolving Loan Program account maintained at REDCO for use in accordance with the terms of the Revolving Loan Fund Procedure and this resolution.
2. The RJSCB and staff of the RJSCB are hereby authorized to take whatever additional actions are necessary to implement the foregoing resolution.

Second by Board Member Cruz

Approved 6-0 with Member Schmidt away