

**Resolution 2016-17: 72**

**Authorization to Bid – School 7 Abatement and Demolition (“Early Start”)**

**By Board Member W. Williams**

WHEREAS, the Rochester School Facilities Modernization Program Act (“School Modernization 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 School Modernization 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, the BOE approved the comprehensive Master Plan for Phase 2 in March 2016 (BOE Resolution 2015-16: 630); and

WHEREAS, SEI Design Group (“SEI”), the Architect of Record for the School 7 project in Phase 2, has presented the program verification scope of work and budget for the School 7 project to the Superintendent and Senior Cabinet; and

WHEREAS, SEI has presented the program verification scope of work and budget for the School 7 project to the Mayor and Senior Staff; and

WHEREAS, SEI has presented the program verification scope of work and budget for the School 7 project to the RJSCB on July 18, 2016 and provided an update to the RJSCB on October 17, 2016; and

WHEREAS, the Program Manager provided an update to the Superintendent and Senior Cabinet on October 25, 2016; and

WHEREAS, the Program Manager has determined that the success of the project would be greatly improved by beginning the construction as soon as possible; and

WHEREAS, the RJSCB’s Program Manager is working with SEI and the School 7 Construction Manager, LeChase Construction (“LeChase”), to prepare a request for bids for a Demolition and Abatement (“Early Start”) package for the School 7 project; and

WHEREAS, this Early Start work will be bid prior to the main scope of work, allowing the work to begin in January 2017, and continue inside the building during the inclement weather conditions throughout the winter; and

WHEREAS, the RJSCB anticipates New York State Education Department (“SED”) approval of the School 7 Early Start project by the end of December 2016; and

WHEREAS, the City Bond Anticipation Notes ("BAN"), which were sold on August 9, 2016 and provide \$32,000,000 in funding for the first projects in Phase 2, will provide the funding to pay for the Early Start work at School 7; and

WHEREAS, at the monthly RJSCB meeting held on October 17, 2016, following the review and consideration of the above recommendation from the RJSCB's Program Manager and after due deliberation, the RJSCB agreed with the recommendation to bid an Early Start scope of work at School 7 and that the funding for the work will be paid for out of the BAN proceeds;

THEREFORE, BE IT RESOLVED:

1. That School 7's abatement and demolition (Early Start) project will be paid for using the proceeds from City provided BAN.
2. The RJSCB, through its Program Manager, shall proceed with the issuance of a Request for Bids for the School 7 Early Start project in order to maintain the overall project schedule contingent upon approval by SED.
3. Prior to issuance of the Request for Bids, the Program Manager shall work with the RJSCB's general counsel to further develop and finalize the Request for Bid package, including the General Conditions of the Contract and the form of Contract.
4. The MWBE and Services Procurement Committee, with the advice and recommendations of the Program Manager, is authorized on behalf of the RJSCB to review the bid responses and recommend to the RJSCB the lowest responsible bidders.

**Second by Board Member Benincasa  
Approved 6-0 with Member Brown away**