

Resolution 2017-18: 95

Authority for RJSCB Chair to Sign Certain Documents and Approve Certain Change Orders and Construction Change Directives

By Board Member Benincasa

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, in the absence of an Executive Director, the RJSCB Chair has and will obtain detailed knowledge of the RSMP and the day-to-day operations of the RJSCB; and

WHEREAS, in order to promote efficient and streamlined operation of the RSMP and give the Chair sufficient responsibility to address minor situations as they arise, the RJSCB intends to delegate to the Chair the power to sign certain RJSCB documents and approve certain construction change orders and construction change directives to existing RJSCB contracts without obtaining prior approval of the RJSCB.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby grants the following authority to its Chair:
 - a. The Chair may sign documents on behalf of the RJSCB that are necessary for the day-to-day operations of the RSMP without obtaining prior RJSCB approval, provided that such documents do not constitute a third-party contract and do not involve RJSCB operating expenses.
 - b. The Chair may approve construction change orders and construction change directives issued by the Architect, Construction Manager and Program Manager for the RSMP projects, without obtaining prior RJSCB approval, provided that such construction change orders or construction change directives do not involve a financial commitment of the RJSCB in excess of \$35,000 per contract per month. The Chair shall report all such construction change orders and construction change directives to the Board at the next regularly scheduled Board meeting.

Second by Board Member Richards

Approved 6-0 with Vice Chair Schmidt away