

Resolution 2018-19: 1

Amendment #1 to Executive Investigations Agreement – CSR 1/15

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, the District’s Board of Education (“BOE”) has approved the comprehensive Master Plan for Phase 2 (BOE Resolution 2015-16: 630); and

WHEREAS, the Superintendent has identified and confirmed the projects for Phase 2 of the RSMP for which the RJSCB has started design and planning work in advance of the New York State Education Department and New York State Comptroller’s approval of the comprehensive Master Plan for Phase 2; and

WHEREAS, these identified projects (the “Phase 2b Schools”) include: Monroe High School (Part B); Dr. Freddie Thomas Learning Center; School Without Walls; The Children’s School of Rochester (1/15); and Edison Technical Campus; and

WHEREAS, the RJSCB issued a request for proposals (“RFP”) for site security services for Phase 2b Schools (Resolution 2016-17: 152); and

WHEREAS, the RJSCB approved the selection of Executive Investigations & Security (“EIS”) as the site security services consultant for The Children’s School of Rochester (1/15) project; and

WHEREAS, the RJSCB entered into an agreement with EIS for site security services (Resolution 2016-17: 197) dated May 8, 2017, entitled Agreement Between Board and Architect (the “Agreement”); and

WHEREAS, following the execution of the Agreement, EIS, along with the Program Manager, identified the need for the extension of site security from June 19, 2018 to August 24, 2018 until the Project is turned back over to the District, and a cost proposal was then obtained for this additional scope item and provided to the Program Manager for review; and; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB’s M/WBE and Services Procurement Committee (the “Committee”) that EIS’s Agreement should be amended to add the additional scope item in the total amount of \$30,001.56 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 July 5, 2018 meeting, and after due deliberation, it approved the request to amend the EIS Agreement.

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the EIS Agreement between Board and Architect dated May 8, 2017 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 EIS 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 Jones

Approved 7-0