

Resolution 2024-25: 51

Phase 3B Amendment of CM Services Agreement – Edison Career & Technology High School

By Board Member Ronald Gaither

WHEREAS, the Rochester School Facilities Modernization Program Act (“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 New York State Legislature amended the Act by enacting Chapter 533 of the Laws of 2014 (“Amended Act”), thereby providing alternative financing mechanisms for the reconstruction of up to 26 projects for a total cost of \$435,000,000 for Phase II; and

WHEREAS, the New York State Legislature amended the Amended Act by enacting Chapter 614 of the Laws of 2021 (“Second Amended Act”) to authorize additional oversight, transparency, and accountability by the New York State Education Department to ensure projects are completed on time and within budget, and to provide alternative financing mechanisms for the reconstruction of up to 12 projects for a total cost of \$475,000,000 for Phase III; and

WHEREAS, the RJSCB issued a request for proposals for Construction Management (“CM”) Services (the “RFP”) for the Edison Career & Technology High School project (the “Edison Project”); and

WHEREAS, Buffalo Construction Consultants, Inc. (“BCC”) was selected to provide CM Services on the Edison Project and the Board approved the selection of BCC and entry into an agreement between the Board and BCC (the “BCC Edison Agreement”) via Resolution 2024-25:38 on February 10, 2025;

WHEREAS, the BCC Edison Agreement has been proposed be amended to increase the cumulative contract amount by \$85,720.00 from \$2,585,370.00 to \$2,671,090.00 and more fully set forth in the First Amendment to Agreement between the RJSCB and Buffalo Construction Consultants (BCC) for Construction Management Services at Edison Career & Technology High School (the “Contract Amendment”) a copy of which has been provided to the Board;

WHEREAS, the Board discussed and duly considered the Contract Amendment at its regular Board meeting on April 14 2025, and resolved to approve the amendment; and now acts as follows.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves the Contract Amendment; and
2. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver an agreement with the firm named above in substantially the form previously approved by the RJSCB as an attachment to the RFP, with such changes as the Chair may approve (his signature thereon being conclusive evidence of such approval) on the advice of the Program Manager, the ICO and the RJSCB’s general counsel.

Second by Jacob Scott

Adopted: 5-0