

**Resolution 2020-21:04**

**Authorization for City of Rochester Acquisition and Demolition of Certain Real Property (School 4)**

**By Board Member Tom Richards**

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, under the Act, the design of all RSMP projects, as well as additions to project scope, must be reviewed and approved by the District and the design and construction standards must be approved by the State Education Department (“NYSED”); and

WHEREAS, George Mather Forbes School 4 (“School 4”) is one of the projects included in Phase 2c of the RSMP, as provided in the Phase 2 Master Plan (the “Project”); and

WHEREAS, the School 4 Project site is inadequate under NYSED standards; and

WHEREAS, the Board has previously authorized the acquisition by the City of certain parcels on Dr. Samuel McCree Way, Jefferson Terrace and Tremont Street for the expansion of the School 4 campus to conform to NYSED Standards (Resolution 2019-20: 67); and

WHEREAS, the Board has determined that the acquisition of two additional parcels on Dr. Samuel McCree Way, as more fully described in Exhibit A and, together with parcels identified in Resolution 2019-20:67, the “Acquisition Properties”, is required for the expansion of the School 4 campus as part of the Project; and

WHEREAS, the District has reviewed and approved the change in the Project scope to allow for the acquisition of the Acquisition Properties to enlarge the School 4 campus as part of the Project; and

WHEREAS, the City has purchase contracts for the Acquisition Properties and is prepared to proceed with the acquisition of said properties once it receives the Board's approval to authorize the City to acquire the Acquisition Properties with the costs of same being reimbursed to the City through RSMP program funds; and

WHEREAS, the City will cause the Acquisition Properties to be demolished for use by the RSMP as part of the Project with the costs of same being reimbursed to the City through RSMP program funds; and

WHEREAS, the Program Coordinator and Program Manager have recommended to the Board that it approve the proposed purchase and demolition by the City of the Acquisition Properties in connection with the expansion of the School 4 campus as part of the Project; and

WHEREAS, the RJSCB considered the recommendations of the Program Coordinator and the Program Manager at its July 13, 2020 meeting and, after due deliberation, it determined that it is in the best interest of the public, the RJSCB and the RSMP to authorize the City to acquire and demolish the Acquisition Properties as set forth herein.

THEREFORE, BE IT RESOLVED:

1. The RJSCB hereby approves and authorizes the acquisition of the Acquisition Properties by the City using RSMP program funds in the amount of the acquisition costs set forth on Exhibit A hereto; and
2. The RJSCB hereby approves and authorizes the demolition of the Acquisition Properties by the City for use by the RSMP as part of the Project with the costs of same being reimbursed to the City through RSMP program funds; and
3. The RJSCB Chair, or his designee, is hereby authorized, in the name and on behalf of the RJSCB, to do all things necessary to effectuate this Resolution.

**Second by Board Member Jesse Dudley  
Adopted 6-0**

Exhibit A

<b>Property Address</b>	<b>Acquisition Cost</b>
187 Dr. Samuel McCree Way	\$45,000
193 Dr. Samuel McCree Way	\$60,000
204 Dr. Samuel McCree Way	\$45,000
206 Dr. Samuel McCree Way	\$45,000
183 Jefferson Terrace	\$48,000
565 Tremont Street	\$32,000
571 Tremont Street	\$48,000
587 Tremont Street	\$39,000