



CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

February 18, 2016

City Council President Linda M. Morad and
Honorable Members of the City Council
133 William Street
New Bedford, MA 02740

Dear Council President Morad and Honorable Members of the City Council:

Over the past year, the City has been working with the Massachusetts School Building Authority and its selected designer to develop renovation projects at several elementary schools. I am pleased to inform you that the MSBA has approved window, door and boiler replacement projects for Carney Academy and the Hayden McFadden and Pulaski elementary schools. In addition, the MSBA has approved a window and door replacement project for Gomes Elementary School. The entire set of projects was approved under the MSBA's Accelerated Repair Program.

This renovation projects will cost \$18,128,896, of which \$14,272,763 will be funded by a grant from the State. Of the remaining \$3,856,133, \$1,000,000 was approved for design work in the FY 2015 Capital Improvement Bond. The remaining \$2,856,133 is included in the FY 2016-2020 Capital Improvement Program.

I am submitting for your approval a LOAN ORDER appropriating Eighteen Million, One Hundred Twenty-Eight Thousand, Eight Hundred Ninety-Six (\$18,128,896) Dollars for accelerated repair projects at Carney Academy, Hayden McFadden Elementary School, Casimir Pulaski Elementary School and Alfred J. Gomes Elementary School and further amending the order passed January 8, 2015, and amended July 16, 2015, to provide that the \$1,000,000 portion of such order allocable to school projects shall be allocated to such accelerated repair projects.

Thank you for your consideration

Sincerely,


Jon Mitchell
Mayor



CITY OF NEW BEDFORD

CITY COUNCIL

February 25, 2016

AN ORDER APPROPRIATING \$18,128,896 FOR ACCELERATED REPAIR PROJECTS AT CARNEY ACADEMY, HAYDEN MCFADDEN ELEMENTARY SCHOOL, CASIMIR PULASKI ELEMENTARY SCHOOL AND ALFRED J. GOMES ELEMENTARY SCHOOL AND FURTHER AMENDING THE ORDER PASSED JANUARY 8, 2015 AND AMENDED JULY 16, 2015 TO PROVIDE THAT THE \$1,000,000 PORTION OF SUCH ORDER ALLOCABLE TO SCHOOL PROJECTS SHALL BE ALLOCATED TO SUCH ACCELERATED REPAIR PROJECTS.

BE IT ORDERED, BY THE CITY COUNCIL OF THE CITY OF NEW BEDFORD AS FOLLOWS:

That the City appropriate the amount of Eighteen Million One Hundred Twenty-Eight Thousand Eight Hundred Ninety-Six (\$18,128,896) Dollars for the purpose of paying the costs of the following accelerated repair projects, including the payment of all costs incidental or related thereto (the "Projects"):

<u>School</u>	<u>Project</u>	<u>Project Budget Amount</u>
Sgt. William H. Carney Academy 247 Elm Street, New Bedford	Replacement of Windows, Doors and Boilers	\$4,952,071
Hayden McFadden Elementary School 361 Cedar Grove, New Bedford	Replacement of Windows, Doors and Boilers	\$5,585,891
Casimir Pulaski Elementary School 1097 Braley Road, New Bedford	Replacement of Windows, Doors and Boilers	\$2,978,813
Alfred J. Gomes Elementary School 286 S. Second Street, New Bedford	Replacement of Windows and Doors	\$4,612,121

which proposed repair projects would materially extend the useful life of the schools and preserve assets that otherwise are capable of supporting the required educational program, and for which the City has applied for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the School Committee. To meet this appropriation the Treasurer with the approval of the

Mayor and the Committee on Finance is authorized to borrow said amount under M.G.L. Chapter 44, Chapter 70B, or pursuant to any other enabling authority. The City acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant that may be received from the MSBA shall be the sole responsibility of the City; provided further that any grant that City of New Bedford may receive from the MSBA for the Project shall not exceed the lesser of (1) seventy-nine and fifty-eight hundredths percent (79.58%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and provided that the amount of borrowing authorized pursuant to this order shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City and the MSBA; and further that the amount appropriated and authorized to be borrowed under this order shall be reduced by a transfer of \$1,000,000 of the appropriation and borrowing authority for the repair and renovation of school facilities authorized by the order of the City Council passed January 8, 2015 as amended on July 16, 2015, pursuant to the amendment to such order set forth below; and that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any or all the bonds and to provide such information and execute such documents as the Municipal Finance Oversight Board may require for these purposes;

FURTHER ORDERED, that the order of the City Council passed January 8, 2015 and approved by the Mayor on January 12, 2015, as amended by the order of the City Council passed July 16, 2015 and approved by the Mayor on July 17, 2015, is hereby further amended by removing the last paragraph thereof and replacing it with the following:

"That \$1,000,000 of the \$4,970,000 appropriation and borrowing authority under this order allocable to the repair and renovation of school facilities shall be allocated for the purpose of paying \$1,000,000 of the costs of the Accelerated Repair Projects at Carney Academy, Hayden McFadden Elementary School, Casimir Pulaski Elementary School, and the Alfred J. Gomes Elementary School, which projects are to be funded in part by a grant from the Massachusetts School Building Authority, all as set forth in the order of the City Council with respect to such projects dated the date of this amendment."



NEW BEDFORD PUBLIC SCHOOLS

PAUL RODRIGUES ADMINISTRATION BUILDING
455 COUNTY STREET
NEW BEDFORD, MASSACHUSETTS 02740
www.newbedfordschools.org

(508) 997-4511 Fax (508) 991-7483

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ENGLISH LANGUAGE LEARNERS &
FAMILY WELCOME CENTER MANAGER

PIA DURKIN, Ph.D.
SUPERINTENDENT

"We are committed to developing a community of learners who are academically proficient, demonstrate strong character and exhibit self-confidence."

MEMORANDUM

To: Mayor John Mitchell

From: Dr. Pia Durkin
Superintendent

Date: February 9, 2016

Subject: Request Consideration of a Loan Order to Fund Accelerated Repair Projects at Four Elementary Schools

FEB 11 2016 PM 1:18

The Massachusetts School Building Authority (MSBA) at their January 27, 2016 Board of Directors meeting gave authorization to execute Project Funding Agreements (PFA) for four New Bedford Elementary Schools under the auspices of the Accelerated Repair Programs (ARP). The renovation projects for the four schools will consist of window and door replacements at all schools, as well as boiler and HVAC improvements at three of the schools.

School	Project	Project Budget Amount
Sgt. William H. Carney Academy 247 Elm St, New Bedford	Replacement of Windows, Doors and Boilers	\$4,952,071.00
Hayden McFadden 361 Cedar Grove, New Bedford	Replacement of Windows, Doors and Boilers	\$5,585,891.00
Casimir Pulaski Elementary School 1097 Braley Rd, New Bedford	Replacement of Windows, Doors and Boilers	\$2,978,813.00
Alfred J. Gomes Elementary School 286 S. Second Street, New Bedford	Replacement of Windows and Doors	\$4,612,121.00

Please consider this memorandum a request for the submission of a loan order to the City Council for four projects which will total \$18,128,896.00. Under the Accelerated Repair Program, the MSBA will reimburse the City for up to \$14,272,763.00, which will result in a local share of up to \$3,856,133.00. Of that amount, \$1 million was previously appropriated for the Accelerated Repair Project in the Fiscal Year 2015 Capital Improvement Bond, meaning that an additional \$2,856,133.00 would be required for long-term financing. It is my understanding that the Fiscal Year 2016-2020 Capital Improvement Program includes this amount.

A copy of the MSBA award letter is attached.

Thank you for your consideration.

The New Bedford Public Schools do not discriminate on the basis of age, gender, race, color, religion, ethnicity, national origin, disability, sexual orientation, ancestry, homelessness, gender identity or gender expression.

Massachusetts School Building Authority

Deborah B. Goldberg
Chairman, State Treasurer

Maureen G. Valente
Chief Executive Officer

John K. McCarthy
Executive Director / Deputy CEO

January 27, 2016

The Honorable Jonathan F. Mitchell, Mayor
City of New Bedford
133 William Street
New Bedford, MA 02740

Re: City of New Bedford, Alfred J. Gomes Elementary School, Casimir Pulaski
Elementary School, Hayden-McFadden Elementary School, Sgt. William H. Carney
Memorial Academy

Dear Mayor Mitchell:

I am pleased to report that the Board of the Massachusetts School Building Authority (the "MSBA") voted to approve the Proposed Accelerated Repair Project (the "Proposed Project") for the City of New Bedford (the "City") for a window/door replacement project at the Alfred J. Gomes Elementary School, a window/door and boiler replacement project at the Casimir Pulaski Elementary School, a window/door and boiler replacement project at the Hayden-McFadden Elementary School, and a window/door and boiler replacement project at the Sgt. William H. Carney Memorial Academy.

The Board approved an Estimated Maximum Total Facilities Grant of \$13,625,656, which does not include any funds for potentially eligible owner's or construction contingency expenditures. In the event that the MSBA determines that any owner's and/or construction contingency expenditures are eligible for reimbursement, the Maximum Total Facilities Grant for the Proposed Project may increase to \$14,272,763. The final grant amount will be determined by the MSBA based on a review and audit of all project costs incurred by the City, in accordance with the MSBA's regulations, policies, and guidelines and the Project Funding Agreement. The final grant amount may be an amount less than \$13,625,656.

Pursuant to the terms of the MSBA's Accelerated Repair Program, the City has 90 days to acquire and certify local approval for an appropriation and all other necessary local votes or approvals showing acceptance of the cost, site, type, scope and timeline for the Proposed Project. Upon receipt of the certified votes demonstrating local approval, the MSBA and the City will execute a Project Funding Agreement, which will set forth the terms and conditions pursuant to which the City will receive its grant from the MSBA. Once the Project Funding Agreement has been executed by both parties, the City will be eligible to submit requests for reimbursement for Proposed Project costs to the MSBA.

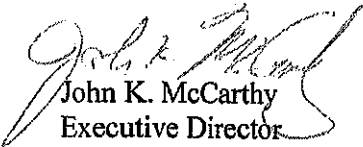
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January 27, 2016

New Bedford Accelerated Repair Project Funding Agreement Board Action Letter

We will be contacting you soon to discuss these next steps in more detail, but in the meantime, I wanted to share with you the Board's approval of the Proposed Projects for the City of New Bedford for a window/door replacement project at the Alfred J. Gomes Elementary School, a window/door and boiler replacement project at the Casimir Pulaski Elementary School, a window/door and boiler replacement project at the Hayden-McFadden Elementary School, and a window/door and boiler replacement project at the Sgt. William H. Carney Memorial Academy, and the Board's authorization to execute a Project Funding Agreement for this Proposed Project.

Sincerely,



John K. McCarthy
Executive Director

Cc: Legislative Delegation

Linda M. Morad, President, New Bedford City Council

Joshua Amaral, Vice Chair, New Bedford School Committee

Dr. Pia Durkin, Superintendent, New Bedford Public Schools

Dr. Barry Rabinovitch, Business Manager, New Bedford Public Schools

Debra Travers, New Bedford Purchasing Agent

Andrew B. O'Leary, Assistant Business Manager, New Bedford Public Schools

John Lemieux, Owner's Project Manager, The Vertex Companies, Inc.

Glenn Gollenberg, Designer, The S/L/A/M Collaborative

File: 10.2 Letters

New Bedford Public Schools
CASHING PULASKI ELEMENTARY SCHOOL

Total Project Budget

1/20/2015

Total Project Budget: All costs associated with the project are subject to 85% CMR 2.16(5)	Estimated Budget	2015 FUND BUDGET 1001 The Basis of Estimated Total Facilities Grant or Otherwise Ineligible	Basis of Estimated Total Facilities Grant	Estimated Maximum Total Facilities Grant
Alternatives Subtotal*				
Any Community Fees				
Utility Services	\$18,600			
Other Project Costs (Material & Labor)				
Misc. Project Costs Subtotal	\$10,000			
Subtotal				
Equipment				
Equipment Subtotal				
Other Project Costs				
Other Project Costs Subtotal				
Project Budget	\$28,600	\$125,448	\$2,103,519	\$2,228,967
Board Authorization				
Project Budget	\$28,600			
Scope Items Excluded or Otherwise Ineligible	\$124,848			
Basis of Estimated Total Facilities Grant	\$2,079,369			
Reimbursement Ratio	79.55%			
Estimated Maximum Total Facilities Grant	\$2,272,022			

Total Construction Contingency?	\$113,724
Potentially Eligible Construction Contingency?	\$113,724
Potentially Eligible Owner's Contingency?	\$113,724
Total Potentially Eligible Contingency?	\$227,448
Reimbursement Ratio	99.95%
Potential Additional Contingency Grant Funds?	\$227,448
Maximum Total Facilities Grant	\$2,500,000
Total Project Budget	\$2,727,970

The document was prepared by the ASBA, based on a preliminary review of information and materials provided by the Owner's Project Manager for the Owner's Project Budget. Based on this preliminary review, certain budget, cost and scope items have been determined to be ineligible for reimbursement. However, this document does not constitute a final calculation of all budget, cost and scope items which may be eligible for reimbursement by the ASBA. No ASBA review is a final determination of which budget, cost and scope items may be eligible for reimbursement by the ASBA. All project budget, cost and scope items are subject to ASBA review. The ASBA reserves the right to request additional information and to request additional budget, cost and scope items be included for reimbursement.

1. The ASBA reserves the right to request additional information and to request additional budget, cost and scope items be included for reimbursement. The ASBA reserves the right to request additional information and to request additional budget, cost and scope items be included for reimbursement.

2. Pursuant to Section 3.09 of the Project Funding Agreement and the applicable policies and guidelines of the Authority, any project cost associated with the construction of funds from either the Owner's contingency or the ASBA's contingency to other budget items shall be subject to review by the Authority to determine whether any such costs are eligible for reimbursement by the Authority. No costs are subject to review and shall be the ASBA's.

Contingency Cap Calculations	Construction Budget
Eligible Cont. Cont. Cap @ 5%	\$5,687,235
Construction Budget	\$5,687,235
Eligible Cont. Cont. Cap @ 0.5%	\$284,362

