



## Legislation Details (With Text)

<b>File #:</b>	18-1309	<b>Version:</b>	2	<b>Name:</b>	Ordinance amending \$30,582,031.00 School Capital Projects
<b>Type:</b>	Ordinance	<b>Status:</b>			Tabled
<b>File created:</b>	8/9/2018	<b>In control:</b>			Finance
<b>On agenda:</b>	9/19/2018	<b>Final action:</b>			2/26/2019
<b>Title:</b>	AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (THE "CITY"), AMENDING BOND ORDINANCE 6PSF-a ADOPTED ON MAY 17, 2017, ON BEHALF OF THE STATE-OPERATED SCHOOL DISTRICT, AND PROVIDING FOR THE REALLOCATION OF THE \$30,582,031.00 APPROPRIATION AND AUTHORIZATION FOR THE ISSUANCE OF SCHOOL QUALIFIED BONDS AND NOTES OF THE CITY AMONG VARIOUS SCHOOL CAPITAL PROJECTS CONTAINED THEREIN. Deferred 6PSF-c 101118 Deferred 6PSF-b 102418 Deferred 6PSF-b 110818 Deferred 6PSF-b 120518 Deferred 6PSF-a 121918 Deferred 6PSF-a 010919 Tabled 6PSF-a 012319 Removed from the Table 6PSF-a 021319 No Action Taken 6PSF-f 022019 Deferred 6PSF-f 022219				

PUBLIC HEARING WILL BE HELD ON FEBRUARY 26, 2019.

### Sponsors:

### Indexes:

### Code sections:

Date	Ver.	Action By	Action	Result
2/26/2019	2	Municipal Council	Tabled	Pass
2/22/2019	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass
2/20/2019	2	Municipal Council	No Action Taken	
2/13/2019	2	Municipal Council	Removed from table	Pass
1/23/2019	2	Municipal Council	Tabled	Pass
1/9/2019	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass
12/19/2018	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass
12/5/2018	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass
11/8/2018	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass
10/24/2018	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass
10/11/2018	2	Municipal Council	Maintained on Public Hearing and Deferred	Pass

9/25/2018	2	Municipal Council	Adopt on First Reading	Pass
9/19/2018	2	Municipal Council	Advance to First Reading	Pass

**AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (THE “CITY”), AMENDING BOND ORDINANCE 6PSF-a ADOPTED ON MAY 17, 2017, ON BEHALF OF THE STATE-OPERATED SCHOOL DISTRICT, AND PROVIDING FOR THE REALLOCATION OF THE \$30,582,031.00 APPROPRIATION AND AUTHORIZATION FOR THE ISSUANCE OF SCHOOL QUALIFIED BONDS AND NOTES OF THE CITY AMONG VARIOUS SCHOOL CAPITAL PROJECTS CONTAINED THEREIN.**

Deferred 6PSF-c 101118

Deferred 6PSF-b 102418

Deferred 6PSF-b 110818

Deferred 6PSF-b 120518

Deferred 6PSF-a 121918

Deferred 6PSF-a 010919

Tabled 6PSF-a 012319

Removed from the Table 6PSF-a 021319

No Action Taken 6PSF-f 022019

Deferred 6PSF-f 022219

***PUBLIC HEARING WILL BE HELD ON FEBRUARY 26, 2019.***

**WHEREAS**, the State-Operated School District of the City of Newark, in the County of Essex, New Jersey (the “City”) is a legally constituted school district and corporate entity under the laws of the State of New Jersey (the “School District”) and currently organized pursuant to the provisions of the Public Laws of 1987, Chapter 399, N.J.S.A. 18A:7A-34 et seq. (the “State Take-Over Act”); and

**WHEREAS**, the City previously adopted Bond Ordinance 6PSF-a on May 17, 2017 (the “Prior Ordinance”) on behalf of the School District, in accordance with the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”) and the School Qualified Bond Act, N.J.S.A. 18A:24-85 et seq. (the “School Qualified Bond Act” and together with the Local Bond Law, the “Acts”), providing for various school capital projects and appropriating \$30,582,031.00 therefor and authorizing the issuance of \$30,582,031.00 school qualified bonds or notes of the City to finance the costs thereof; and

**WHEREAS**, the School District finds it necessary to reallocate amounts appropriated and authorized by the Prior Ordinance among the various purposes set forth therein; and

**WHEREAS**, such reallocation was approved by the Capital Projects Control Board on March 27, 2018; and

**WHEREAS**, the City now desires to amend Section 3 of the Prior Ordinance in its entirety to reallocate appropriated and authorized amounts among the various school capital projects and purposes set forth therein.

**NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

Section 1. Section 3 of the Prior Ordinance is hereby amended in full to read as follows:

“Section 3. The several improvements hereby authorized and the several purposes for which the School Bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the maximum amount of School Bonds or Notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

(a) **Fire Alarm System Upgrades**

1. Purpose: Replace outdated and malfunctioning fire alarm systems at several schools including 14<sup>th</sup> Avenue, Abington Avenue, Arts High, Branch Brook, Dr. Horton, E.C.C. Central, History High, Mount Vernon, Peshine Avenue and Roberto Clemente.

Appropriation and Estimated Cost: \$3,533,610.00  
Maximum Amount of School Bonds or Notes: \$3,533,610.00  
Period or Average Period of Usefulness: 15 years

(b) **Battery Back-Up Emergency Lighting**

1. Purpose: Replace and install battery back-up emergency lighting where generators are non-operational at several schools.

Appropriation and Estimated Cost: \$ 10,000.00  
Maximum Amount of School Bonds or Notes: \$ 10,000.00  
Period or Average Period of Usefulness: 5 years

(c) **HVAC Upgrades**

1. Purpose: Upgrade and replace boilers, air handlers, chillers, controls, remote sensors and thermostats at several schools including but not limited to 14<sup>th</sup> Avenue, Abington Avenue, Dr. Alma Flagg, Dr. Horton, G.W. Carver, J.F.K., Rafael Hernandez, Science Park, South 17<sup>th</sup> Street and Wilson Avenue.

Appropriation and Estimated Cost: \$9,198,847.00  
Maximum Amount of School Bonds or Notes: \$9,198,847.00  
Period or Average Period of Usefulness: 15 years

(d) **Electrical Service Upgrades**

1. Purpose: New generators and panel/service upgrades at Dr. Horton and J.F.K. schools.

Appropriation and Estimated Cost: \$ 67,800.00  
Maximum Amount of School Bonds or Notes: \$ 67,800.00  
Period or Average Period of Usefulness: 10 years

(e) **Elevator Upgrades**

1. Purpose: Modernize and upgrade elevators at J.F.K. and East Side schools.

Appropriation and Estimated Cost: \$1,699,550.00  
Maximum Amount of School Bonds or Notes: \$1,699,550.00  
Period or Average Period of Usefulness: 15 years

(f) **Gymnasium Upgrades**

1. Purpose: Repair and replace bleachers and gymnasium floors at History High and Harriet Tubman schools.

Appropriation and Estimated Cost: \$ 421,690.00  
Maximum Amount of School Bonds or Notes: \$ 421,690.00  
Period or Average Period of Usefulness: 10 years

(g) **Plumbing Upgrades**

1. Purpose: Replace and install new hot water tanks, storage tanks, pumps and associated piping at several schools including Cleveland, Hawkins Street, Hawthorne Avenue, Lafayette Street and Lincoln.

Appropriation and Estimated Cost: \$2,419,925.00  
Maximum Amount of School Bonds or Notes: \$2,419,925.00  
Period or Average Period of Usefulness: 15 years

(h) **Emergency Generator Replacement**

1. Purpose: Replace and install emergency generators and emergency lights district-wide at several schools including Chancellor Avenue, Dr. Horton, E.C.C. West, East Side High, G.W. Carver, Harriet Tubman, Hawthorne Avenue, Lafayette Street, Newark Vocational, Quitman Street, South 17<sup>th</sup> Street and Wilson Avenue.

Appropriation and Estimated Cost: \$1,744,351.00  
Maximum Amount of School Bonds or Notes: \$1,744,351.00  
Period or Average Period of Usefulness: 15 years

(i) **Building, Lead Paint and Water Assessment and**

### **Remediation**

1. Purpose: Obtain comprehensive district-wide building assessment and undertake remediation to remove lead paint and install water filtration system.

Appropriation and Estimated Cost: \$1,600,072.00

Maximum Amount of School Bonds or Notes: \$1,600,072.00

Period or Average Period of Usefulness: 5 years

### **(j) Building Envelope/Structural Renovations**

1. Purpose: Roof, masonry, door, window, exterior and critical structural renovations at several schools including but not limited to Arts High, Benjamin Franklin, Cleveland, Hawkins Street, History High, J.F.K., L.M. Marin, Newton Street, South 17<sup>th</sup> Street, University High and West Side High.

Appropriation and Estimated Cost: \$ 9,249,930.00

Maximum Amount of School Bonds or Notes: \$ 9,249,930.00

Period or Average Period of Usefulness: 15 years

### **(k) Technology/Equipment**

1. Purpose: Purchase and install new servers, wiring, wireless and computer infrastructure and equipment upgrades at several schools including but not limited to Abington Avenue, Dr. Horton, Lincoln, Malcolm X. Shabazz High, Ridge Street, Speedway, and Central Office.

Appropriation and Estimated Cost: \$ 636,256.00

Maximum Amount of School Bonds or Notes: \$ 636,256.00

Period or Average Period of Usefulness: 7 years

(l) All school capital projects identified above shall include all work, appurtenances and materials necessary therefor or incidental thereto.

(m) The maximum amount of school bonds or notes to be issued for the school capital projects improvements or purposes set forth herein is as stated in Section 2 of the Prior Ordinance.

(n) The estimated cost of the several school capital projects improvements or purposes set forth herein is equal to the amount of the appropriation as stated in Section 1 of the Prior Ordinance.

(o) Pursuant to the Acts, the average useful life of the school capital projects improvements or purposes is 14.227 years.

(p) An aggregate amount not exceeding \$6,000,000.00 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated therein for the school capital projects improvements or purposes.”

Section 2. Except as expressly set forth above and amended hereby, the provisions of the Prior Ordinance remain in full force and effect.

Section 3. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

### **STATEMENT**

Ordinance amending Bond Ordinance 6PSF-a, adopted on May 17, 2017, providing for the reallocation of the \$30,582,031.00 appropriation and authorizing for the issuance of School Qualified Bonds and Notes of the City of Newark.

The foregoing bond ordinance is approved.

Introduced: \_\_\_\_\_, 2018

Adopted: \_\_\_\_\_, 2018

Approved by the Mayor: \_\_\_\_\_, 2018

Attest:

\_\_\_\_\_  
Kenneth Louis, City Clerk