

RESOLUTION OF THE CITY COUNCIL

No. 524

Approved September 30, 1996

RECEIVED
CITY OF PROVIDENCE
FINANCE
COMMISSION
SEP 30 1996

WHEREAS, The Providence Public Buildings Authority (the "Authority") was constituted as a body corporate and politic of the City of Providence pursuant to the provisions of Chapter 50 of title 45 of the General Laws of Rhode Island (the "Act") and a resolution duly passed by this City Council on August 13, 1987; and

WHEREAS, The Authority's creation was approved by the Public Finance Management Board on February 12, 1988; and

WHEREAS, The Authority may now duly transact its business of acquiring and constructing public facilities, acquiring public equipment; maintaining, renovating, repairing and operating the same; and issuing its revenue bonds and/or notes to finance the public facilities and public equipment; and

WHEREAS, The Authority may develop its projects only upon the request of the Mayor and the City Council; and

WHEREAS, Such request must take the form of a proposal by the Mayor approved by the City Council; and

WHEREAS, The Mayor has submitted the proposal attached hereto as Exhibit "A" for the City Council's approval.

NOW, THEREFORE, BE IT RESOLVED,

1. That the City Council hereby approves the Proposal of the Mayor dated September 5, 1996 (the "Proposal") which, among other things, requests the Authority to use its best efforts to develop the Project which shall include, the acquisition, construction, renovation, rehabilitation, improvements, furnishing and equipping of existing buildings including, but not limited to, the John Street School, the St. Anthony School, the Bridgham Middle School and real estate and improvements located at 234 Daboll Street (Assessor's Plat 43, Lot 570), 90 Mawney Street (Assessor's Plat 43, Lot 568), 81 Mawney Street (Assessor's Plat 49, Lot 469) and 83 Burnett Street (Assessor's Plat 49, Lot 479) in Providence for use as public schools, a parent-child center and a day care center and any other acts necessary or incidental thereto, and to issue Bonds and/or Notes in an amount not to exceed Twenty-two Million Dollars (\$22,000,000) to provide funding for the Project.

2. That the President of the City Council be, and he hereby is, authorized to execute the Proposal and to deliver it to the Authority.

3. That the City Council hereby authorizes the Mayor to negotiate and lease the Project from the Authority.

4. That the Mayor be, and he hereby is, authorized to take any and all action and to execute, file and deliver any and all agreements, notes, deeds, leases and other documents as he, in his sole discretion, may deem necessary or desirable to implement the transaction contemplated by the Proposal.

**THE COMMITTEE ON
FINANCE
Approves Passage of
The Within Resolution**

Claire Bestwick
Sept. 12, 1996 Clerk

5. That the Authority shall submit all estimates, bids, etc. regarding such construction, renovation, rehabilitation, improvement, furnishing, and equipping of the Project to the Committee on Finance of the City Council as such estimates become available.

6. The City's Director of Finance is authorized to execute and deliver continuing disclosure certificates in connection with the bonds or notes issued by the Authority, in such form as shall be deemed advisable by the City's Director of Finance. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of each continuing disclosure certificate, as it may be amended from time to time. Notwithstanding any other provision of this Resolution or the bonds or notes, failure of the City to comply with any continuing disclosure certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Resolution and under any continuing disclosure certificate.

7. This Resolution is an affirmative action of the City Council towards the issuance of the Authority's Bonds and/or Notes in accordance with the purposes of the laws of the State. This Resolution constitutes the City's declaration of official intent, pursuant to Treasury Regulation § 1.150-2, to reimburse its General Fund in an amount not to exceed Twenty-two Million Dollars (\$22,000,000) for certain capital expenditures for the Project paid on or after the date which is sixty (60) days prior to the date of this Resolution but prior to the issuance of the Authority's Bonds and/or Notes. Amounts to be reimbursed shall be reimbursed not later than eighteen months after (a) the date on which the expenditure is paid or (b) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the date the expenditure is paid.

8. This Resolution shall take effect on passage.

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IN CITY COUNCIL
SEP 19 1996
READ AND PASSED
Evelyn V. Fargnoli
PRES.
Michael R. Clement
CLERK

APPROVED
SEP 30 1996
Vincent DiCarano
MAYOR



Executive Office, City of Providence, Rhode Island

VINCENT A. CIANCI, JR.

MAYOR

September 5, 1996

Lloyd Granoff, Chairman
Providence Public Buildings Authority
400 Westminster Street
Providence, Rhode Island 02903

Dear Mr. Granoff:

Section 45-50-10 authorizes any authority created pursuant to the Municipal Public Buildings Authorities Law to acquire and construct public facilities and to acquire public equipment; to maintain, renovate, repair and operate the same; and to issue revenue bonds to finance the same.

Pursuant to Section 45-50-10 of the General Laws of the State of Rhode Island, I hereby propose and request that the Providence City Council join me in requesting the Providence Public Buildings Authority (the "Authority") use its best efforts to develop a school project to include the acquisition, construction, renovation, rehabilitation, improvement, furnishing and equipping of existing buildings, including, but not limited to, the John Street School, the St. Anthony School, the Bridgham Middle School and real estate and improvements located at 234 Daboll Street, 90 Mawney Street, 81 Mawney Street and 83 Burnett Street in Providence for use as public schools, a parent-child center and a day care center and other acts necessary or incidental thereto (the "Project"). The Authority is further requested to obtain title to the real estate and improvements and to cooperate with the City of Providence in development, planning, construction, maintenance, and operation of the Project and to lease the Project to the City for the benefit of the citizens of Providence.

The Authority is requested to issue its Bonds and/or Notes in an amount not to exceed Twenty-two Million Dollars (\$22,000,000) to provide funding for the Project, to capitalize interest, at its option, to pay the costs of issuance of the bonds and/or notes and such other expenses as may be necessary or incidental to the completion of the Project.

This request is subject to the approving vote of the Providence City Council.

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

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INFORMATION SHEET
PROPOSED SCHOOL EXPANSION PROJECT
TOTAL BOND SIZE: \$22,000,000

BRIDGHAM MIDDLE SCHOOL

Architect	\$ 48,500	
Construction	959,850	
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Total		\$ 1,008,350

LEVITON BUILDING

Architect	\$ 240,000	
Construction Mgmt	457,188	
Construction	12,302,812	
Computers and Technology	1,200,000	
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Total		\$ 14,200,000

ST. ANTHONY'S SCHOOL

Acquisition	\$ 1,000,000	
Renovations	550,000	
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Total		\$ 1,550,000

JOHN STREET SCHOOL

Acquisition	\$ 400,000	
Renovations	600,000	
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Total		\$ 1,000,000

FINANCING COSTS

Cost of Issuance	\$ 275,000	
Bond Insurance	297,038	
Debt Service Reserve Fund	2,072,013	
Capitalized Interest Fund	1,474,226	
Accrued Interest	42,788	
Rounding	3,373	
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Total Cost of Issue		\$ 4,164,438

TOTAL ISSUE

\$ 21,922,788
