



CITY OF BOSTON • MASSACHUSETTS

OFFICE OF THE MAYOR
MARTIN J. WALSH

November 13, 2017

TO THE CITY COUNCIL

Dear Councilors:

I transmit herewith for your approval an appropriation order in the amount of \$123,055,413 for the purpose of paying costs of the Boston Arts Academy, which is a new school facility to be built on the site of the current Boston Arts Academy located at 174 Ipswich Street in the City of Boston, including the payment of all costs incidental or related thereto, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least fifty years, and for which the City of Boston may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the Public Facilities Department on behalf of Boston Public Schools.

The amount of authorization shall be reduced by any grant amount set forth in the Project Funding Agreement relating to this project that may be executed between the City of Boston and the MSBA.

I urge your Honorable Body to pass this order.

Sincerely,

Martin J. Walsh
Mayor of Boston

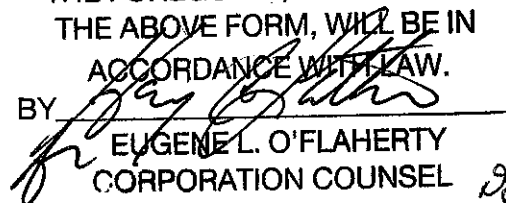
CITY OF BOSTON
IN CITY COUNCIL

ORDERED: That the City of Boston appropriate the amount of One Hundred Twenty-Three Million Fifty-Five Thousand Four Hundred Thirteen Dollars (\$123,055,413) for the purpose of paying costs of the Boston Arts Academy, which is a new school facility to be built on the site of the current Boston Arts Academy located at 174 Ipswich Street in the City of Boston, including the payment of all costs incidental or related thereto (the "Project"), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, and for which the City of Boston may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the Public Facilities Department on behalf of Boston Public Schools. To meet this appropriation the Collector-Treasurer with the approval of the Mayor is authorized to borrow said amount under the provisions of Chapter 44 of the General Laws, as amended or supplemented, or any other enabling authority and from time to time, issue bonds, notes or certificates of indebtedness of the City up to said amount; that this order shall constitute a declaration of official intent of the City pursuant to Treasury Regulations Section 1.150-2(e) to reimburse expenditures for such projects made from funds established for such purpose as permitted by statute from proceeds of debt incurred by the City pursuant to this order; and that pursuant to Section 12(b) of Chapter 643 of the Acts of 1983 as amended, if any part of the proceeds of sale of any bonds or notes or other obligations issued by the City under this order remains unexpended after the work or purpose for which such bonds, notes or other obligations are issued is completed, such proceeds are hereby appropriated and may be applied by the Collector-Treasurer and City Auditor, at the direction of the Mayor, to pay the principal of, and premium and/or interest on such bonds, notes or other obligations or on any debt of the City. The City of Boston 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 of Boston incurs in excess of any grant approved by and received from the MSBA on account of the Project shall be the sole responsibility of the City; provided further that any grant that the City of Boston may receive from the MSBA for the Project shall not exceed the lesser of (1) sixty-five point forty-seven percent (65.47%), plus any additional incentive points that the MSBA may award, of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and that the amount of

borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement relating to the Project that may be executed between the City of Boston and the MSBA.

I HEREBY CERTIFY THAT
THE FOREGOING, IF PASSED IN
THE ABOVE FORM, WILL BE IN
ACCORDANCE WITH LAW.

BY


EUGENE L. O'FLAHERTY
CORPORATION COUNSEL 