

2009 February 06

**TO:** Finance and Legal Committee (Committee V)  
**FROM:** Mark Dale, Assistant Secretary-Treasurer  
**RE:** **2005/2006 CAPITAL PROJECT BYLAW**  
**Project Agreement 115066 – New Schools at UBC**

The Ministry of Education has indicated approval in principle to enter into a capital project agreement for new schools at UBC.

The scope of the capital project consists of:

1. Conversion of and addition to the existing National Research Council (NRC) Building for a secondary school of capacity 800 Grade 9-12 at 3250 East Mall;
2. Construction of a new elementary school with a capacity 60 full-day kindergarten, 350 Grade 1-5, and 450 Grade 6-8, plus additional area for early learning, a Strong Start program, and childcare space at the Acadia Road site.

The project cost for these schools is not to exceed \$84.0 Million, including a contingency reserve of \$8.5 Million. The breakdown is as follows:

- Secondary school at the NRC site: \$43.0 Million, including a contingency reserve;
- Elementary school at the Acadia Road site: \$41.0 Million, including a contingency reserve.

The Ministry of Education requires that the Board adopt a capital project bylaw with regard to the above-noted project.

IT IS RECOMMENDED that Capital Project Bylaw No. 115066 be given all three readings at the Board meeting on 2009 February 16.

IT IS RECOMMENDED that Capital Project Bylaw No. 115066 be:

Read a first time the 16th day of February 2009  
Read a second time the 16th day of February 2009  
Read a third time, passed and adopted the 16th day of February 2009

and that the Chairperson and Secretary-Treasurer be authorized to sign, seal and register Capital Project Bylaw No. 115066

and that the signed and sealed Capital Project Bylaw No. 115066 be forwarded to the Ministry of Education, Funding Department for registration and certification as required.

## CAPITAL PROJECT BYLAW NO. 115066

A BYLAW BY THE BOARD OF EDUCATION OF SCHOOL DISTRICT NO. 39 (Vancouver) (hereinafter called the "Board") to adopt a Capital Project for the budget year 2005/2006.

WHEREAS in accordance with provisions of the *School Act* the Minister of Education (hereinafter called the "Minister") has approved a capital plan of the Board for the fiscal year 2005/2006.

NOW THEREFORE the Board agrees the following:

- (p) upon approval to proceed, commence the Project and proceed diligently and use its best efforts to complete the project substantially in accordance with the Project Agreement;
- (q) observe and comply with any rule, policy or regulation of the Minister as may be applicable to the Board or the Project; and,
- (r) maintain proper books of account, and other information and documents with respect to the affairs of the Project, as may be prescribed by the Minister.

NOW THEREFORE the Board enacts as follows:

- 11. The capital project of the Board supported by the Minister and specifying a maximum expenditure of \$84.0 Million for new schools at UBC.
- 12. This Bylaw may be cited as "School District No. 39 (Vancouver) Capital Project Bylaw No. 115066.

READ A FIRST TIME THE 16TH DAY OF FEBRUARY, 2009.

READ A SECOND TIME THE 16TH DAY OF FEBRUARY, 2009.

READ A THIRD TIME, PASSED AND ADOPTED THE 16TH DAY OF FEBRUARY, 2009.

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Patti Bacchus  
Board Chair

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Brenda Ng  
Secretary-Treasurer

I HEREBY CERTIFY this to be a true and original School District No. 39 (Vancouver) Capital Project Bylaw No. 115066 adopted by the Board the 16th day of February, 2009.

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Brenda Ng  
Secretary-Treasurer