

Construction and Other Capital Expenditures/Improvements

Southeast Local (050583) - Wayne County - 2022 - ARP ESSER - Rev 0 - ARP ESSER

**1. Description**

**All construction and other capital expenditures/improvements supported with federal funds must be pre-approved by the Ohio Department of Education through our CCIP Application Process. Construction means (A) the preparation of drawings and specifications for school facilities; (B) erecting, building, acquiring, altering, remodeling, repairing, or extending school facilities; (C) inspecting and supervising the construction of school facilities; and (D) debt service for such activities (ESEA section 7013(3), 20 U.S.C. § 7713(3)). Capital expenditures means expenditures to acquire capital assets (i.e., land, facilities, or equipment over \$5,000 per unit) or expenditures to make additions, improvements, modifications, replacements, rearrangements, reinstallations, renovations, or alterations to capital assets that materially increase their value or useful life.**

**Review and approval is contingent upon agreeing to provide supporting documentation to the State Education Agency and auditors upon request. It is the expectation that the LEA review its proposed plans with its legal staff, external stakeholders and authorized representatives.**

Describe the proposed project(s) and how it/they meet the purpose of ESSER of preventing, preparing for, and responding to coronavirus?

CURRENT BUILDINGS YEAR BUILT Apple Creek Elementary 1922, Additions 1965, 1989 Fredericksburg Elementary 1892, Additions 1965, 1989 Holmesville Elementary 1921, Additions 1939, 1965, 1989 Mount Eaton Elementary 1989' Additions 1965, 1989 John R Lea Middle School 1955 Waynedale High School 1966, Addition 1984 The District buildings were evaluated by the State of Ohio, Ohio Facilities Construction Commission under the Commission's Ohio School Design Manual and the Council for Educational Facility Planners International guidelines, and it was concluded that 5 of the buildings are in poor condition and in need of replacement. None of these buildings are air conditioned. None of these buildings have any air purification systems. Four of the buildings are multi-level facilities and do not include an elevator. The multi levels with the absence of an elevator not only make it difficult to get cleaning equipment to different sections of the building but also present significant accessibility barriers for the District's disabled students. The windows and doors are in poor condition and the air flow systems are antiquated. The layout of these buildings also does not practically allow for social distancing. The State of Ohio, Ohio Facilities Construction Commission, the District and the District's architect have concluded that renovating the current facilities is not a good option due to the poor condition of the facilities and that it would be more cost efficient to construct a new facility. The District intends to construct the new K-12 facility through participation in the Expedited Local Partnership Program of the State of Ohio, Ohio Facilities Construction Commission and in accordance with the standards of the Commission's Ohio School Design Manual. The Commission has determined that renovations of the current facilities would not qualify as an approved expenditure under the Commission's requirements. After many years and different construction plans, the District is able to move forward on the construction of the new K -12 facility thanks to tax revenue provided by the Rover Pipeline. With the modern design practices and construction practices, the new facility will be able to address the goal of preventing, preparing for and responding to COVID. The building would be designed to help promote and support social distancing of students and staff. Hallways and dining facilities would be large to accommodate social distancing. A single new facility would be easier to clean and disinfect and would allow for the maximum efficient use of cleaning staff, chemicals and equipment (as compared to having to try to assign staff and to purchase and maintain cleaning equipment for six separate antiquated and obsolete facilities). The building would be 2 levels and include an elevator to allow cleaning equipment to reach all areas thus eliminating the need to purchase multiple redundant equipment. The replacement and upgrade project will improve the indoor air quality in school facilities versus the current obsolete school facilities, including mechanical and non-mechanical heating, ventilation, and air conditioning systems, filtering, purification and other air cleaning, fans, control systems, and window and door repair and replacement. The \$4,000,000 in ESSER budget would be used for the preparation of drawings and specification for school facilities by the

architect. The funds would be used for the inspecting and supervising the construction of school facilities by the construction manager. The funds would be used to purchase HVAC equipment, air handling equipment and the purchase materials and supplies to complete the HVAC system. The fund would be used for the purchase of windows, doors and other material and supplies to insure the building ha

How is/are the proposed project(s) an allowable use of ESSER funds? Describe in more detail how the proposed project(s) connects to the LEA's Budget Details, Activities section.

This project is allowable because construction of a modern K-12 facility (versus renovating six antiquated facilities) allows the District to better and cost effectively prevent, prepare and respond to COVID in several ways. The new facility will have modern HVAC and air purification systems providing students and staff with better air flow. The project will help the District meet social distance guidelines by having better student flow in wider hallways. The project connects to several of the listed ESSER activities. As stated in the project description, the district buildings are old and do not have any of the modern systems that would reduce the transmission and exposure to environmental health hazards, including COVID, and the buildings do not support student health needs. The new facility will have modern technology as opposed to the current buildings. The new facility would be easier to sanitize and clean than the current facilities, would eliminate the need to purchase redundant cleaning equipment and materials, and would allow for more efficient use of the District's cleaning personnel. Cleaning and sanitizing is important to the preventing the spread of COVID.

Explain how the LEA has determined that the proposed project(s) complies with the Cost Principles in 2 CFR Part 200, subpart E (e.g., the cost must be "necessary and reasonable" (2 CFR Â§ 200.403-200.404)). Please note that the burden remains on grantees and subgrantees to maintain the appropriate documentation that supports the expenditure.

The expenditures meet necessary and reasonable standard. The costs for the design fees and for the facility improvements are in line with the amounts budgeted by the State of Ohio, Ohio Facilities Construction Commission for this size of project. The District followed a competitive RFQ process for selecting the architect under Ohio Revised Code 153.65 through 153.73 and 2 C.F.R Section 200.320(b)(2)(iv). The District, with help of the Construction Manager, will be receiving bids for the various equipment packages it will be purchasing. The District would be directly purchasing these items with input and guidance from the Construction Manager. The equipment will be in accordance with the standards set forth in the State of Ohio's School Design Manual. The district used a best value rating to determine the successful firm. The District will also follow the purchasing policies and comply with federal rules.

## 2. Assurances

If an LEA uses funds for HVAC systems, the US Education Department's regulation at 34 CFRÂ§75.616(c) requires the use of American Society of Heating, Refrigeration and Air Conditioning Engineers (ASHRAE) standards.

The LEA assures that all construction contracts using laborers and mechanics financed by Federal education funds, an LEA that uses ESSER funds for minor remodeling, renovation, repair, or construction contracts over \$2,000 will meet all Davis-Bacon prevailing wage requirements and include language in the contracts that all contractors or subcontractors must pay wages that are not less than those established for the locality of the project (prevailing wage rates).(See 20 U.S.C. 1232b Labor Standards.);

The LEA assures that it has complied or will comply with the requirements for Domestic Preference in construction materials and supplies where applicable (2 CFR Â§ 200.322);

The LEA assures that it has completed an environmental impact assessment before initiating the construction and fully considered any potential environmental ramifications before proceeding with the project. (This assurance no longer applies. See U.S. Department of Education guidance.)

- The LEA has considered the probable effects of proposed construction on any district, site, building, or structure that is included or eligible for inclusion in the National Register of Historic Places (34 CFR Â§ 75.602);
- The LEA assures that it possesses title or other interest in the site, including right of access, that is sufficient to ensure that the grantee will have use and possession of the facility for 50 years or the useful life of the facility, whichever is longer (34 CFR Â§ 75.603);
- The LEA assures that the proposed project will begin in a reasonable time period and will have the final plans approved before the construction is advertised or placed on the market for bidding (34 CFR Â§ 75.605);
- The LEA assures the proposed project will be completed in a reasonable time period and consistent with the approved plans and specifications (34 CFR Â§ 75.606);
- The LEA assures that the proposed construction is functional, economical, and not extravagant in design or extravagant in the use of materials as compared to other facilities in the State or other applicable geographic area (34 CFR Â§ 75.607);
- The LEA assures that plans and designs for the facilities comply with applicable Federal, State and local health and safety standards, as well as Federal requirements regarding access by persons with disabilities. (34 CFR Â§75.609 and 75.610);
- The LEA assures it possesses sufficient operational funds to operate and maintain the facility once the construction is complete and will the grantee operate and maintain the facility in accordance with all applicable Federal, State, and local requirements (34 CFR Â§§ 75.614 and 75.615).
- The LEA agrees it will comply with all other applicable federal laws and regulations.