

FINAL

BLOOMFIELD TOWN COUNCIL

There was a regular meeting of the Bloomfield Town Council held at 7:30 p.m. on Monday, August 8, 2016 in Council Chambers, Bloomfield Town Hall, 800 Bloomfield Avenue, Bloomfield, CT.

Present were: Mayor Joan Gamble, Deputy Mayor Schulman, Councilors Joseph Merritt, Patrick DeLorenzo, Joel Neuwirth, Derrick Seldon, Leon Rivers, Wayne Hypolite (via phone) and Joseph Washington (via phone)

Also present were: Philip K. Schenck, Jr., Town Manager, James Wren, Director of Finance, Nancy Haynes, Risk/Purchasing Manager, David Melesko, Director of Leisure Services, Camilla Jones, Director of Social & Youth Services, Attorney Marc Needelman and India M. Rodgers, Clerk of Council

Absent was: Sharron Howe, Assistant to the Town Manager

Guest: Attorney Douglas Gillette, Bond Counsel (Day Pitney, LLP)

PLEDGE OF ALLEGIANCE

The meeting began with the pledge of allegiance to the flag.

PUBLIC HEARING

Resolution of the Town Council of the Town of Bloomfield Appropriating \$22,300,000 for Construction of a Human Services Facility to be located at 330 Park Avenue in Bloomfield and authorizing the issuance of bonds and notes in the same amount to finance the appropriation.

The public hearing opened at 7:35 p.m.

1. **Linda Pagani, 4 Guernsey Road** expressed concerns that this project is not shovel ready to proceed. There is more information needed in order to place on a bond referendum for a vote in November. She recommended not to approve the 330 Park Avenue project at this time.
2. **Kevin Gough, 5 Bear Ridge Drive** read a statement from Bloomfield Citizens.org expressing concerns regarding no public or professional input, basic information of services needed in a new facility and compliance issues with the 2012 Plan of Conservation & Development referencing possible relocation to the town center. (See detailed statement attached)
3. **Joseph Suggs, 10 Sandpiper Drive** stated that there is a broad community consensus for a new Human Service facility in utilizing the process similar to the renovation of town school buildings. In addition, Mr. Suggs stated that he is confident in the plan, design and construction of a new facility. It is the hope that Council and the public are not misled in community awareness due to transportation issues during evening meeting times.
4. **Sharon Mann, 1 Adams Road** questioned the process being brought to referendum concerned of giving building committee, 8 weeks to accomplish this task, price going over budgeted referendum amount, urge to vote “no” against referendum.

The public hearing closed at 7:45 p.m.

ANNOUNCEMENTS & PRESENTATIONS

Appointment to the Committee on Committees

Mayor Gamble appointed Councilor DeLorenzo to be a member on the Committee on Committees subcommittee of the Town Council.

Formation of the Building Committee for the Alvin & Beatrice Wood Human Services Center

Mayor Gamble appointed the following individuals to the building committee for the Alvin & Beatrice Wood Human Services Center:

- Robert Berman
- Lou DeSario
- Kevin Hussein
- Lucille Morisse
- Joseph Suggs
- Paula Walek
- Mark Weisman
- Elizabeth Washington

Staff Advisors: David Melesko, Director of Leisure Services, Yvette Huyghue-Pannell, Director of Senior Services, Camilla Jones, Director of Social & Youth Services, Nancy Haynes, Liaison (Risk/Purchasing Manager)

It was noted that all information gather thus far will be forwarded to this building committee for review. In addition, if this proposed referendum does not pass in November, this committee will continue to work and be committed and plan to achieve set goals.

Councilor Seldon suggested to have youth representation on the committee as well.

Councilor Hypolite and Washington also suggested to include input from BATV Administration, as an occupant in the current space; they would be able to provide vital resources and information for the development of a new center.

CITIZENS STATEMENTS & PETITIONS

1. **Sharon Mann, 1 Adams Road** expressed gratitude and appreciation to Officer Rodriguez and personnel from the Center Fire District for responding and extinguishing a raging truck fire on her property.

REPORT FROM COUNCIL SUBCOMMITTEES

Community Services - Councilor Seldon reminded all citizens to come out and enjoy the upcoming Back to School Fun Fair. This event will be held on Saturday, August 20, 2016 from 10:00 a.m. – 2:00 p.m.

Administration & Education – Councilor Rivers gave a brief report of items discussed during this subcommittee meeting held on August 1, 2016, such as absentee landlords, standardized meeting agendas and minutes, town signage and town manager goals for FY 2016-2017.

Golf – The last scheduled meeting of this subcommittee was cancelled in July. The next meeting will be held on August 22, 2016 at 6:00 p.m.

Land Use & Economic Development – The next meeting of this subcommittee will be held on Tuesday, September 20, 2016 at 7:00 p.m.

COUNCIL BUSINESS

OLD BUSINESS

FY 15/16-85b: Consider and Take Action Regarding Adoption of Resolution (Public Works Renovation and Expansion Project)

It was moved by Councilor Rivers, seconded by Councilor Seldon and voted unanimously to adopt the attached resolution approving the project and setting the referendum date. (See full resolution attached)

RESOLVED, that the “Resolution Of The Town Council Of The Town Of Bloomfield Appropriating \$11,683,000 For Renovations To And Expansion Of The Town’s Public Works Complex And Authorizing The Issuance Of Bonds And Notes In The Same Amount To Finance The Appropriation,” as introduced at the Town Council meeting held July 11, 2016 and with respect to which a public hearing was held on July 25, 2016, is hereby adopted; that the full text of the resolution be recorded with the minutes of this meeting; and that the Town Clerk and the Clerk of the Council are hereby directed to provide due and legal notice of the passage of the resolution.

FURTHER RESOLVED, that the resolution be submitted to the electors of the Town for approval or disapproval at referendum to be held Tuesday, November 8, 2016, in conjunction with the election to be held on that date. The Town Clerk is directed to publish notice of the referendum, which shall be incorporated into the notice of said election. The ballot heading for the resolution shall read as follows:

“SHALL THE TOWN OF BLOOMFIELD APPROPRIATE \$11,683,000 FOR RENOVATIONS TO AND EXPANSION OF THE TOWN’S PUBLIC WORKS COMPLEX AND AUTHORIZE THE ISSUANCE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE THE APPROPRIATION?”

Electors approving the resolution shall vote “Yes” and those opposed to the resolution shall vote “No”. Polls shall be open between the hours of 6:00 a.m. and 8:00 p.m.

FURTHER RESOLVED, that the Town Clerk is directed and authorized to prepare and distribute a concise explanatory text regarding the question for the approval or disapproval of the resolution, and the Town Manager is authorized, in such official’s discretion, to prepare and distribute additional explanatory materials regarding said question, such text and explanatory material to be subject to the approval of the Town Attorney and to be prepared and distributed in accordance with Section 9-369b of the General Statutes of Connecticut, Revision of 1958, as amended.

FY 15/16-85c: Consider and Take Action Regarding Adoption of Resolution (Alvin & Beatrice Wood Human Services Facility Project) – (See full resolution attached)

RESOLVED, that the “Resolution Of The Town Council Of The Town Of Bloomfield Appropriating \$22,300,000 For Construction Of A Human Services Facility To Be Located At 330 Park Avenue In Bloomfield And Authorizing The Issuance Of Bonds And Notes In The Same Amount To Finance The Appropriation,” as introduced at the Town Council meeting held July 25, 2016 and with respect to which a public hearing was held on August 8, 2016, is hereby adopted; that the full text of the resolution be recorded with the minutes of this meeting; and that the Town Clerk and the Clerk of the Council are hereby directed to provide due and legal notice of the passage of the resolution.

FURTHER RESOLVED, that the resolution be submitted to the electors of the Town for approval or disapproval at referendum to be held Tuesday, November 8, 2016, in conjunction with the election to be held on that date. The Town Clerk is directed to publish notice of the referendum, which shall be incorporated into the notice of said election. The ballot heading for the resolution shall read as follows:

“SHALL THE TOWN OF BLOOMFIELD APPROPRIATE \$22,300,000 FOR CONSTRUCTION OF A HUMAN SERVICES FACILITY TO BE LOCATED AT 330 PARK AVENUE IN BLOOMFIELD AND AUTHORIZE THE ISSUANCE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE THE APPROPRIATION?”

Electors approving the resolution shall vote “Yes” and those opposed to the resolution shall vote “No”. Polls shall be open between the hours of 6:00 a.m. and 8:00 p.m.

FURTHER RESOLVED, that the Town Clerk is directed and authorized to prepare and distribute a concise explanatory text regarding the question for the approval or disapproval of the resolution, and the Town Manager is authorized, in such official’s discretion, to prepare and distribute additional explanatory materials regarding said question, such text and explanatory material to be subject to the approval of the Town Attorney and to be prepared and distributed in accordance with Section 9-369b of the General Statutes of Connecticut, Revision of 1958, as amended.

VOTE: **AYE: J. Gamble, S. Schulman, J. Washington, W. Hypolite, L. Rivers, D. Seldon**
 NAY: J. Merritt, J. Neuwirth, P. DeLorenzo
 ABSTAIN: None

The motion passes, 6-3.

Attorney Doug Gillette of Day Pitney, LLP addressed the Council of the various processes, regarding the proposed project as developed by the Human Services building committee. Per town charter and state law, the town cannot enter into a contract; that exceed the appropriation available to pay for that contract.

The town would have options such as:

- Reduce or modify the scope of project, in order to remain within the appropriation amount.
- If there is a determination that additional funds are required rather than reducing the scope, there are several other approaches:
 - The town could include an additional appropriation as a part of the annual budget process to cover the gap.
 - A special appropriation could be made by Council, which is subject to charter provisions to not exceed 1.5% of the total annual budget for the then current fiscal year. In addition, a referendum approval would be required.
 - Authorize additional bonding also requiring referendum approval
- Council could combine options in modifying the scope or additional appropriation funds.

Councilor Merritt stated that the current resolution for the Human Services building is for the proposed bond amount of \$22,300,000. If an additional \$1 million dollars is needed, can the town request funds from the annual capital budget.

Councilor DeLorenzo requested clarification regarding the total of two referendums for the Public Works facility and the Human Services facility totaling \$33,983,000 million dollars.

Councilor Hypolite clarified the bond referendum amount as an up to figure. The newly appointed building committee would have the authority for full review to modify the gross figures.

Councilor DeLorenzo inquired about the maximum bond amount and was under the impression that the town is bonding for the exact amount, no more or no less.

Attorney Gillette stated that the bond resolution authorizes to fund up to that amount. When ready for financing, an analysis would be completed to determine the amount of funds needed to finish the project. The town would consider temporary financing to cover upfront costs.

Councilor Rivers mentioned several bond capacity scenarios presented by Bond Counsel. It was noted that the scenarios presented were derived from the town's financial advisor, not Bond Counsel. It was clarified that the initial \$30 million dollar debt capacity recommendation was a policy matter with the Finance Department and the town's financial advisor. It is not a legal matter.

Councilor Seldon asked for clarification regarding additional funds within current budget or non-budgeted special appropriations, not to exceed 1.5%.

Councilor Hypolite referenced the school bonding project, which required less funding up to figure \$96 million and only \$60 million was actually borrowed.

Deputy Mayor Schulman stated that the State of Connecticut required the town to bond for \$96 million for the school renovation project.

Attorney Gillette mentioned that the school project authorization was larger than permanent bonded state grants received. The town cannot bond more than the net project costs.

Councilor Merritt expressed concerns about the overall project. He strongly feels that this project could be accomplished to address building needs without referendum. He suggested waiting a year for a bond referendum to fix price, location and building without further discussion. What about a different location? What about use of the old building? He is also concerned with spending too little and not enough for a new Human Services facility.

Deputy Mayor Schulman stated that the price is not fixed and different location for Leisure Services would not work logistically in the town center. The bond resolution program is not fixed to location and no discussion or language included. It only funding for authorization, The Council is aware that the town cannot go over budget with both project. Mayor Schulman stated that he would not vote for additional bond proposal or for a non-budgeted appropriation. However, he stated that he would vote for up to 1.5% budgeted amount. The town must be prepared for emergencies in the future.

The \$30 million dollar amount was recommended by the Finance Department. The Council may have discretion to take \$1 or 2 million dollars from reserves, if needed. The building committee have a lot of work to do before referendum time in November and beyond.

Councilor Rivers informed the public that both architectural firms hired during same time frame, The space allocation was completed as well as understanding programs in a thorough review involving town staff.

Attorney Gillette also stated that Town Council has the ability to reconfigure use of new building.

Deputy Mayor Schulman stated that the building committee may make recommendation to Council about no new building, not to go forward or have a combination of a new and old building. In addition the program or function should not be in that building.

Attorney Gillette also reviewed the state election laws pertaining to municipal resources used to advocate in connection with bond referendum questions. State law precludes the use of municipal funds to advocate for a position on a pending referendum question. These guidelines apply to staff, boards and agencies, to not engage in third party.

Deputy Mayor Schulman – stated that it may be difficult to take off hats as Council member and express opinions as a regular citizens. It was noted that Council can have sign on the lawn.

Councilor Merritt’s opinion to advocate or non-advocate can be communicated during TC meetings, relative to agenda business.

Councilor Seldon also stated that no one cannot make use of town property to advocate a position.

NEW BUSINESS

FY 16/17-5: Consider and Take Action Regarding Cancellation of Meeting

It was moved by Councilor Neuwirth, seconded by Councilor Merritt and voted unanimously to cancel the regularly scheduled meeting of August 22, 2016.

FY 16/17-6: Consider and Take Action Regarding Pending Tax Appeals

This matter was referred for discussion under Executive Session.

Mayor’s Report

There was no Mayoral report.

Town Manager’s Report

Mr. Schenck, Jr., Town Manager reported the following updates to the Town Council:

- The CCM Prescription Drug Program has seen significant savings over the past few years, offering residents with no insurance access for dental services. Please contact Social & Youth Services if you are interested.
- The Department of Public Work’s Paving program is underway.
- There was a great turn out and participation with the West Indian Festival, which was held on Thursday, August 4, 2016.
- The Bloomfield Business Alliance Meeting was held to discuss a relationship with University of Hartford students. Local business have agreed to provide discounts to students beginning in October. Councilor Neuwirth has been the lead contact for this new project.
- A Conversation on Race will be held on Tuesday, August 9, 2016 at the Senior Center.
- The Bloomfield Chamber of Commerce with host the Taste of Bloomfield on August 18, 2016.
- The Senior Expo will be held on September 27, 2016.
- A meeting was held with residents on Mountain Avenue regarding new sidewalk construction and maintenance.
- The middle section of the EastCoast Greenway is out to bid, with a return date for August 18, 2016.

- Jerome Avenue and Bloomfield Avenue project is underway. The demolition of homes is ongoing for the construction of 215 apartment unit complex.

APPROVAL OF MINUTES

It was moved by Councilor Rivers, seconded by Councilor Neuwirth and voted unanimously to approve the minutes of July 25, 2016, with noted corrections.

COUNCIL COMMENTS

Councilor DeLorenzo does agree that the town should look into new facility for 330 Park Avenue, however he didn't have same level of comfort, need further exploration, concerned about the future of BATV with space and facility needs.

Deputy Mayor Schulman cautioned residents about the bear in town. He also encouraged all residents to attend the Back to School Fun Fair, August 20, 2016 as well as attend the Conversation on Race, August 9th, 2016.

Councilor Washington thanked the Town Manager and Public Works for the paving program. He also encouraged all to come out and participate with the Conversation on Race.

Councilor Hypolite thanked BATV and the Clerk of Council for arranging mobile communications for tonight's meeting. He also thanked Mayor Gamble for appointing a building committee for the Human Services facility.

Councilor Rivers commended the Public Works department for an outstanding job on multiple projects.

EXECUTIVE SESSION

At 9:00 p.m., it was moved by Councilor Merritt, seconded by Councilor Rivers and voted unanimously to enter into Executive Session A. – Discussion Concerning Labor Negotiations with the Town Council, Town Manager, Town Attorney and Human Resources.

At 9:10 p.m., it was moved by Councilor Rivers, seconded by Councilor Merritt to exit Executive Session A. and enter into Executive Session B. – Discussion Concerning Settlement of Pending Tax Appeals.

At 9:15 p.m., it was moved by Deputy Mayor Schulman, seconded by Councilor Rivers and voted unanimously to approve the tax appeal with Metlife.

At 9:18 p.m., it was moved by Deputy Mayor Schulman, seconded by Councilor Seldon to exit Executive Session B. – Discussion Concerning Settlement of Pending Tax Appeals and enter into Executive Session C. – Discussion Concerning Pending Claims and Litigation.

There was no decision made on Executive Session A. – Discussion Concerning Labor Negotiations or Executive Session C. – Discussion Concerning Pending Claims and Litigation.

ADJOURNMENT

At 9:23 p.m., it was moved by Councilor Neuwirth, seconded by Councilor DeLorenzo to adjourn the meeting.

Kevin Gough, 5 Bear Ridge Dr.

BloomfieldCitizens.org – United for Change

Public Hearing Statement on Proposed Bonding for Alvin & Beatrice Wood Human Services Facility Renovation

From an informed citizen's viewpoint, it appears that the Town Council is holding this "hearing" regarding bonding for "renovation" of the Alvin & Beatrice Wood Human Service Facility only because it is required by the Town Charter. It seems clear from the Council's recent actions that they have no intention of actually "hearing" the comments of the public on this issue. If they did, we think that they would not even be considering this action as:

- There has been no public or professional input on the basic question that needs to be answered before funding this project: what are the long-term needs of the three groups – Senior Services, Leisure Services, Social & Youth Services – housed at the current Alvin & Beatrice Wood Human Services Facility? Specifically, what is the projected future utilization, format, and delivery mode for the services currently provided by these groups?
- Answering that basic question raises numerous ancillary questions. For example what are the needs vs. wants of each service, should all the services remain in a single location or could/should they be separated, is the current site at 330 Park Ave. a good location for the services or would a new location – for example, a town center site where services could be provided centrally and possibly in synergy with other services/communities – be better for some or all of them?
- These questions are not new: the Council should refer to pages 99 and 101 of the 2012 Plan of Conservation & Development (POCD). The POCD, endorsed by the Council, asks some basic questions which no one to date has addressed, e.g.:
 - "Bloomfield should evaluate if the value and purpose of a senior center is defined by where the center is located (building site and location within the town) or whether it is defined by the types of programs and activities that are offered. *After that evaluation is completed, improvements to senior programming [the facility] can be implemented, including a cost-benefit analysis of the various options.*" [emphasis added] (pg. 101)
 - "Bloomfield relies on a mix of public and privately-owned facilities...for recreation. This is a cost-effective solution...*Bloomfield should continue*

to utilize this approach, and monitor whether additional public facilities will be needed. [emphasis added] (pg. 99)

- Somehow the Council has skipped these basic questions, soliciting no input from professionals, Town Committees, or the public. Instead, they have retroactively created a “building committee.” An amazing action; it is both premature – as citizens have no idea what kind of structures are needed or what their configurations should be – and too late, as such a committee needs to substantially complete its work before any suggestion of bonding funds for the project. Why is the Town doing this now rather than months ago?
- Clearly we have no idea of the final cost of this project as no building plan exists. Designing a building from an a la carte menu as we’ve witnessed at recent Council meetings pretty much guarantees failure. It is hard to fathom why, with the Yard Goats Stadium fiasco next door in Hartford, our Bloomfield government seems bound and determined to push this project forward before adequate – even cursory – review is completed.

BloomfieldCitizens.org certainly agrees that support provided by Senior Services, Leisure Services, and Social & Youth Services are essential to the community. We also agree with the long-term inadequacy of The Alvin & Beatrice Wood Human Services Facility: it is a repurposed school that is near the end of its useful life.

Unfortunately that’s all we agree on or can agree on until there is thorough review of all options available and an accurate price tag for the resulting project(s) can be calculated. Issuing a bond to pay for building a potentially “white elephant” facility at a potentially inappropriate location is fiscally irresponsible. We urge the Council to reconsider and earnestly begin the input and review process needed to arrive at a good solution to the future facility needs of the current services housed at The Alvin & Beatrice Wood Human Services Facility.

Follow us at [Bloomfield Citizens - Facebook](#)

RESOLUTION OF TOWN COUNCIL
AUGUST 8, 2016
(Public Works Complex Renovation and Expansion Project)

Item FY 15/16-85b: (Public Works Complex Renovation and Expansion Project)

RESOLVED, that the "Resolution Of The Town Council Of The Town Of Bloomfield Appropriating \$11,683,000 For Renovations To And Expansion Of The Town's Public Works Complex And Authorizing The Issuance Of Bonds And Notes In The Same Amount To Finance The Appropriation," as introduced at the Town Council meeting held July 11, 2016 and with respect to which a public hearing was held on July 25, 2016, is hereby adopted; that the full text of the resolution be recorded with the minutes of this meeting; and that the Town Clerk and the Clerk of the Council are hereby directed to provide due and legal notice of the passage of the resolution.

FURTHER RESOLVED, that the resolution be submitted to the electors of the Town for approval or disapproval at referendum to be held Tuesday, November 8, 2016, in conjunction with the election to be held on that date. The Town Clerk is directed to publish notice of the referendum, which shall be incorporated into the notice of said election. The ballot heading for the resolution shall read as follows:

"SHALL THE TOWN OF BLOOMFIELD APPROPRIATE \$11,683,000 FOR
RENOVATIONS TO AND EXPANSION OF THE TOWN'S PUBLIC WORKS
COMPLEX AND AUTHORIZE THE ISSUANCE OF BONDS AND NOTES IN
THE SAME AMOUNT TO FINANCE THE APPROPRIATION?"

Electors approving the resolution shall vote "Yes" and those opposed to the resolution shall vote "No". Polls shall be open between the hours of 6:00 a.m. and 8:00 p.m.

FURTHER RESOLVED, that the Town Clerk is directed and authorized to prepare and distribute a concise explanatory text regarding the question for the approval or disapproval of the resolution, and the Town Manager is authorized, in such official's discretion, to prepare and distribute additional explanatory materials regarding said question, such text and explanatory material to be subject to the approval of the Town Attorney and to be prepared and distributed in accordance with Section 9-369b of the General Statutes of Connecticut, Revision of 1958, as amended.

Attachment to Minutes: Bond Resolution

RESOLUTION OF TOWN COUNCIL
AUGUST 8, 2016
(Human Services Facility Project)

Item FY 15/16-85c: Human Services Facility Project

RESOLVED, that the "Resolution Of The Town Council Of The Town Of Bloomfield Appropriating \$22,300,000 For Construction Of A Human Services Facility To Be Located At 330 Park Avenue In Bloomfield And Authorizing The Issuance Of Bonds And Notes In The Same Amount To Finance The Appropriation," as introduced at the Town Council meeting held July 25, 2016 and with respect to which a public hearing was held on August 8, 2016, is hereby adopted; that the full text of the resolution be recorded with the minutes of this meeting; and that the Town Clerk and the Clerk of the Council are hereby directed to provide due and legal notice of the passage of the resolution.

FURTHER RESOLVED, that the resolution be submitted to the electors of the Town for approval or disapproval at referendum to be held Tuesday, November 8, 2016, in conjunction with the election to be held on that date. The Town Clerk is directed to publish notice of the referendum, which shall be incorporated into the notice of said election. The ballot heading for the resolution shall read as follows:

"SHALL THE TOWN OF BLOOMFIELD APPROPRIATE \$22,300,000 FOR
CONSTRUCTION OF A HUMAN SERVICES FACILITY TO BE LOCATED
AT 330 PARK AVENUE IN BLOOMFIELD AND AUTHORIZE THE
ISSUANCE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE
THE APPROPRIATION?"

Electors approving the resolution shall vote "Yes" and those opposed to the resolution shall vote "No". Polls shall be open between the hours of 6:00 a.m. and 8:00 p.m.

FURTHER RESOLVED, that the Town Clerk is directed and authorized to prepare and distribute a concise explanatory text regarding the question for the approval or disapproval of the resolution, and the Town Manager is authorized, in such official's discretion, to prepare and distribute additional explanatory materials regarding said question, such text and explanatory material to be subject to the approval of the Town Attorney and to be prepared and distributed in accordance with Section 9-369b of the General Statutes of Connecticut, Revision of 1958, as amended.

Attachment to Minutes: Bond Resolution

**RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF BLOOMFIELD
APPROPRIATING \$11,683,000 FOR RENOVATIONS TO AND EXPANSION OF THE
TOWN'S PUBLIC WORKS COMPLEX AND AUTHORIZING THE ISSUANCE OF
BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE THE APPROPRIATION**

RESOLVED,

(a) That the Town of Bloomfield appropriate ELEVEN MILLION SIX HUNDRED EIGHTY-THREE THOUSAND DOLLARS (\$11,683,000) for costs related to renovations to and expansion of the Town's Public Works Complex located at 21 Southwood Drive in the Town of Bloomfield, contemplated to include renovations to the existing building for shops, maintenance and vehicle storage, an office/employee facility and vehicle maintenance addition, drainage and paving, increased vehicle and material storage, site security and safety measures, removal of underground fuel tanks, a new fueling facility and wash bay, the acquisition of land or easements therein, and related work, improvements, equipment and appurtenances; provided that no portion of the appropriation shall be expended on the acquisition of land, including any easements therein, (other than costs preliminary thereto) until such acquisition has been approved by the Town Council following a report from the Town Plan and Zoning Commission pursuant to Section 8-24 of the General Statutes of Connecticut, Revision of 1958, as amended. The appropriation may be spent for design, construction, acquisition and installation costs, land or easement acquisition costs, equipment, furnishings, materials, utilities, permitting costs, project management including but not limited to a clerk of the works, administrative costs, architects' fees, engineering and other consultant fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Town intends to reimburse the General Fund for preliminary expenditures on the project, including but not limited to costs with respect to related eminent domain proceedings, in an amount not to exceed \$103,000. The Town Council, or such building committee or such other Town officers or officials as are so authorized by the Town Council, is authorized to determine the scope and particulars of the project; and may reduce or modify the scope of the project including the deletion of elements of the project, and the entire appropriation may be spent on the project as so reduced or modified.

(b) That the Town issue its bonds or notes in an amount not to exceed ELEVEN MILLION SIX HUNDRED EIGHTY-THREE THOUSAND DOLLARS (\$11,683,000) to finance the appropriation for the project. The amount of bonds or notes issued shall be reduced by the amount of grants, if any, received by the Town for the project and not separately appropriated to pay additional project costs. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town.

(c) That the Town issue and renew its temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes and the receipt of grants for the project. The amount of the notes outstanding at any time shall not exceed ELEVEN MILLION SIX HUNDRED EIGHTY-THREE THOUSAND DOLLARS (\$11,683,000). The notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes shall be general obligations of the Town secured by the irrevocable pledge

of the full faith and credit of the Town. The Town shall comply with the provisions of Section 7-378a of the General Statutes if the notes do not mature within the time permitted by said Section 7-378.

(d) That the Town Manager and either the Town Treasurer or the Director of Finance shall sign the bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and either the Town Treasurer or the Director of Finance are authorized to determine the amount, date, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to designate one or more bank or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to provide for the keeping of a record of the bonds or notes; to sell the bonds and notes at public or private sale; to deliver the bonds or notes; and to perform all other acts necessary or appropriate to issue the bonds or notes.

(e) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and either the Town Treasurer or the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds, notes or temporary notes authorized by this resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(f) That the Town Manager and either the Town Treasurer or the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds, notes or temporary notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds, notes or temporary notes.

(g) That the Town Council, the Town Manager, the Town Treasurer, the Director of Finance, and other proper officers and officials of the Town are authorized to take any other action which is necessary or desirable to enable the Town to complete the project and to issue bonds, notes or temporary notes to finance the aforesaid appropriation.

(h) That this resolution shall be effective when approved in accordance with the requirements of Section 310 of the Town Charter by majority vote of the qualified electors voting thereon following adoption by the Town Council.

**RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF BLOOMFIELD
APPROPRIATING \$22,300,000 FOR CONSTRUCTION OF A HUMAN SERVICES
FACILITY TO BE LOCATED AT 330 PARK AVENUE IN BLOOMFIELD AND
AUTHORIZING THE ISSUANCE OF BONDS AND NOTES IN THE SAME AMOUNT
TO FINANCE THE APPROPRIATION**

RESOLVED,

(a) That the Town of Bloomfield appropriate TWENTY-TWO MILLION THREE HUNDRED THOUSAND DOLLARS (\$22,300,000) for costs related to the design, construction, furnishing and equipping of a human services facility to be located at 330 Park Avenue in the Town of Bloomfield, contemplated to include the demolition of the existing approximately 92,000 square foot building on the site and the construction of an approximately 52,419 square foot facility providing programming space for the Town's Leisure Services, Senior Services and Social and Youth Services Departments and their activities, including a gymnasium, multipurpose rooms, a food bank and kitchen, site improvements, including but not limited to parking, traffic flow, lighting, security and landscaping, and related work, improvements, equipment and appurtenances. The appropriation may be spent for design, construction, acquisition, installation and demolition costs, equipment, furnishings, materials, utilities, permitting costs, project management including but not limited to a clerk of the works, administrative costs, architects' fees, engineering and other consultant fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Town intends to reimburse the General Fund for preliminary expenditures on the project in an amount not to exceed \$68,000. The Town Council, or such building committee or such other Town officers or officials as are so authorized by the Town Council, is authorized to determine the scope and particulars of the project; and may reduce or modify the scope of the project including the deletion of elements of the project, and the entire appropriation may be spent on the project as so reduced or modified.

(b) That the Town issue its bonds or notes in an amount not to exceed TWENTY-TWO MILLION THREE HUNDRED THOUSAND DOLLARS (\$22,300,000) to finance the appropriation for the project. The amount of bonds or notes issued shall be reduced by the amount of grants, if any, received by the Town for the project and not separately appropriated to pay additional project costs. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town.

(c) That the Town issue and renew its temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes and the receipt of grants for the project. The amount of the notes outstanding at any time shall not exceed TWENTY-TWO MILLION THREE HUNDRED THOUSAND DOLLARS (\$22,300,000). The notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town. The Town shall comply with the provisions of Section 7-378a of the General Statutes if the notes do not mature within the time permitted by said Section 7-378.

(d) That the Town Manager and either the Town Treasurer or the Director of Finance shall sign the bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and either the Town Treasurer or the Director of Finance are authorized to determine the amount, date, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to designate one or more bank or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to provide for the keeping of a record of the bonds or notes; to sell the bonds and notes at public or private sale; to deliver the bonds or notes; and to perform all other acts necessary or appropriate to issue the bonds or notes.

(e) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and either the Town Treasurer or the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds, notes or temporary notes authorized by this resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(f) That the Town Manager and either the Town Treasurer or the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds, notes or temporary notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds, notes or temporary notes.

(g) That the Town Council, the Town Manager, the Town Treasurer, the Director of Finance, and other proper officers and officials of the Town are authorized to take any other action which is necessary or desirable to enable the Town to complete the project and to issue bonds, notes or temporary notes to finance the aforesaid appropriation.

(h) That this resolution shall be effective when approved in accordance with the requirements of Section 310 of the Town Charter by majority vote of the qualified electors voting thereon following adoption by the Town Council.
