

October 6, 2010

The Board of Finance held a special meeting on this date at the Police Department meeting room. Members present were Glenn Frishman, Chairman; Andrew Rines, Secretary; Dudley Wheeler; John O'Brien; Bryan Bentz and Sandy Grimes. Also present Maryanna Stevens, Director of Finance; Jim Sisk, WPCA Chairman; Leslie Packer, Clerk and Town of Stonington staff and residents.

Mr. Frishman called the meeting to order at 7:00 p.m.

Previous minutes

Mr. Rines made a motion to accept the minutes of the September meeting. Mr. Wheeler seconded the motion and voting was unanimous.

Bid Waivers

Joseph Bragaw, Director of Public Works was present to request a bid waiver for Ice-be-Gone Treated salt product by International Salt for this winters deicing. Mr. Bragaw stated that the department uses about 1300 tons per year. Mr. Bentz asked about the safety of this product and Mr. Bragaw replied that it is an environmentally friendly solution. Mr. O'Brien made a motion to approve the bid waiver to CRCOG (Capitol Region Council of Government's Purchasing Council) for pricing of Treated Salt. Mr. Grimes seconded the motion and voting was unanimous.

New Business

WPCA Additional Appropriation Bond Authorization - Chairman Jim Sisk and Director Hal Storrs came before the Board with a letter from the State of CT. DEP dated September 24, 2010 granting final approval and authorization to proceed with the Town of Stonington, Wastewater Treatment Plant improvements. Members discussed the long wait and need for this project with the largest improvements to the Mystic plant. Mrs. Stevens explained that the Town could bond the project over 20 years and borrow the money in two equal amounts. Chairman Sisk stated that they have been told they could, in the future, apply for funding retroactively.

Mr. Rines made a motion to approve the appropriation, Mr. Grimes seconded the motion:

WHEREAS, the Board of Selectmen has requested that the Board of Finance approve an appropriation of \$ 18,325,000 for improvements to the Town's wastewater treatment facilities to be funded by borrowing;

RESOLVED that the Board of Finance approves such appropriation and recommends approval of the attached resolution;

FURTHER RESOLVED that the above resolution shall not be effective until approved by Town meeting, as provided in the Charter.

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The Resolution was approved by seven votes in favor and zero votes against.

Meadow Avenue drainage system – Mr. Bragaw started by saying that there is community septic on four of the properties which should be resolved within a few weeks. Larry Sullivan, Town Engineer had provided the members with three options for a drainage fix with approximate costs ranging from \$100,000 to \$650,000. There are many conflicts and potential hazards to address such as impact to pond water level on "Velvet Mill" property when drainage pipes are replaced, easements, long-term maintenance, discovery of contaminated soils, tidal drainage.

Mr. Bragaw has a fourth option after sending a camera through the pipes. Short term would be cutting out the roots and removing large debris. A long-term solution would include digging out by the Water tower on Summit St. to Bayview that would require involvement from the Velvet Mill. He believes that the short term would ease the flooding issues for the Meadow Ave. residents then it could be put through the Capital Improvement process and the Town residents could decide. He sees the easements as the biggest barrier.

Bob Sundman of 9 Meadow Ave. spoke reiterating his comments from a memo to the First Selectman dated September 10, 2009. Residents are dealing with health hazards, higher utility bills and mosquito infestation. This has been going on for four years and they are getting ready to take it to the next level to get results. Mike Pettini distributed a letter to the members from the Town attorney re catch basins while other Meadow Avenue residents Linc Watkins and Jim Ceil also spoke to the dire need. Mr. Bragaw added that the WPCA truck has gone out eight times in four years to clear the pipes even though the Town attorney has stated it is not a Town maintenance issue.

Director of Finance

Budget Transfer - \$15,995 from SCRRA Receptacle Cost-Solid Waste to Road Maintenance-Highway, which covers 25% share of FEMA expenses for March flood.

Fund Balance summary – Mrs. Stevens had provided for the members a preliminary summary of the Fund balance for FY ending 6/30/2010. She included contributing factors to the surplus. She also provided Audit figures for 2007, 08 and 09.

RESOLUTION APPROPRIATING \$18,325,000 FOR WASTEWATER TREATMENT FACILITIES IMPROVEMENTS AND AUTHORIZING THE ISSUE OF \$18,325,000 BONDS AND NOTES TO FINANCE THE APPROPRIATION

RESOLVED,

1. That the Town of Stonington appropriate Eighteen Million Three Hundred Twenty-Five Thousand Dollars (\$18,325,000) for improvements to the Town's wastewater treatment facilities, to the extent of available funds. The project shall consist of repairs, improvements, replacements and upgrades of and to buildings, and structures, and equipment and machinery at the Town's wastewater treatment facilities in Mystic, Pawcatuck and the Borough of Stonington, as well as at various sewer pump stations, including, but not limited to: all equipment necessary to implement biological treatment of wastewater; influent pumps, controls, and comminution; grit, grease, and scum removal systems; clarifiers and related equipment; aeration blowers and diffusers; disinfection systems; process piping, valves, pumps and controls; retrofit digester tanks for sludge management; sludge thickening; odor control systems; biological nitrogen removal equipment, including mixers pumps and ballast distribution and removal equipment; and various improvements, upgrades, repairs, and replacements to the sites, buildings, tanks, electrical systems including emergency supply; HVAC, plumbing and fire protection; and instrumentation and controls. The appropriation may be spent for design and construction costs, equipment, materials, site improvements, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Water Pollution Control Authority is authorized to determine the scope and particulars of the project. The foregoing descriptions and components of the project are not intended as limitations and the project shall include all work, services and materials necessary to complete the project with all changes, overruns and unforeseen conditions that have occurred or may occur during the course of the project. The Water Pollution Control Authority may reduce or modify the scope of the project, and the entire appropriation may be spent on the project as so reduced or modified.

2. That the Town issue bonds or notes or obligations in an amount not to exceed Eighteen Million Three Hundred Twenty-Five Thousand Dollars (\$18,325,000) to finance the appropriation for the project. The bonds or notes or obligations shall be issued pursuant to Section 7-259 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes or obligations shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town.

3. That the Town issue and renew temporary notes or interim funding obligations from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes or obligations for the project or the receipt of Federal or state grants and/or loans for the project. The amount of the notes or obligations outstanding at any time shall not exceed Eighteen Million Three Hundred Twenty-Five Thousand Dollars (\$18,325,000). The notes or obligations shall be issued pursuant to Sections 7-264 and 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes or obligations shall be general obligations of the Town and shall be secured by the irrevocable pledge of the full faith and credit of the Town. The Town shall comply with the provisions of Sections 7-378a and 7-378b of the General Statutes with respect to any notes that or obligations do not mature within the time permitted by said Sections 7-264 or 7-378.

4. That the First Selectman, or in the absence of the First Selectman any other Selectman, and any two (2) of the Town Treasurer, Director of Finance and Director of Administrative Services, shall sign any bonds or notes or obligations by their manual or facsimile signatures.

The law firm of Tobin, Carberry, O'Malley, Riley & Selinger, P.C. is designated as bond counsel to approve the legality of the bonds or notes or obligations. The First Selectman, or in the absence of the First Selectman any other Selectman, and any two (2) of the Town Treasurer, Director of Finance and Director of Administrative Services, are authorized to determine the amounts, dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes or obligations; whether the bonds, notes or other obligations shall be issued on a taxable or tax-exempt basis; denomination, discount or premium; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes or obligations; to provide for the keeping of a record of the bonds or notes or obligations; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; to sell the bonds or notes or obligations at public or private sale; to determine all other terms, details and particulars relative to the issuance, sale and delivery of the bonds, notes or other obligations; to deliver the bonds or notes or obligations; and to perform all other acts which are necessary or appropriate to issue the bonds or notes or obligations.

5. 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 (except to the extent reimbursed from grant monies) 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 First Selectman, or in the absence of the First Selectman any other Selectman, and any two (2) of the Town Treasurer, Director of Finance and Director of Administrative Services, 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 or notes or obligations 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.

6. That the First Selectman, or in the absence of the First Selectman any other Selectman, and any two (2) of the Town Treasurer, Director of Finance and Director of Administrative Services, are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes or obligations 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 or notes or obligations.

7. That the Water Pollution Control Authority is authorized to construct the sewer project; to approve design and construction expenditures and any land acquisition costs incurred

for the sewer project; and to contract with engineers, contractors and others on behalf of the Town for said sewer project.

8. That the First Selectman, any other Selectman, the Town Treasurer, Director of Finance and Director of Administrative Services, the Water Pollution Control Authority and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds, notes or other obligations to finance the aforesaid appropriation.

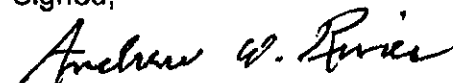
Correspondence – Nothing received.

Subcommittee reports - Nothing to report.

Mr. Rines asked Mr. Haberek how the police negotiations were going. Mr. Haberek replied that they are stuck on one issue.

There being no further business to come before the Board, Mr. Rines made a motion to adjourn. Mr. Grimes seconded the motion and the meeting was unanimously adjourned at 8:09 p.m.

Signed,

A handwritten signature in cursive script that reads "Andrew W. Rines".

Andrew W. Rines
Secretary

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