

**CITY OF GROTON
SPECIAL FREEMAN'S MEETING
MINUTES
JULY 6, 2009**

**MUNICIPAL BUILDING
COUNCIL CHAMBERS
7:00 PM**

I. CALL MEETING TO ORDER

Mayor Popp called the meeting to order at 7:00 p.m. and presided. There were 20 electors signed in and 12 electors present in the room. Clerk Debra Patrick read the call of the meeting and the warning to electors.

“RESOLUTION APPROPRIATING \$2,500,000 FOR THE 2009 FIRE DEPARTMENT ENHANCEMENT PROGRAM AND AUTHORIZING \$1,727,500 BONDS OF THE CITY TO MEET THE CITY’S SHARE OF SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE”

1. To receive a communication from the Mayor and Council with respect to a proposed resolution entitled “Appropriating \$2,500,000 for the 2009 Fire Department Enhancement Program and Authorizing \$1,727,500 Bonds of the city to meet the City’s share of said Appropriation and Pending the issuance thereof the making of temporary borrowings for such purpose”.
2. To consider and act upon a resolution entitled “Appropriating \$2,500,000 for the 2009 Fire Department Enhancement Program and Authorizing \$1,727,500 Bonds of the city to meet the City’s share of said Appropriation and Pending the issuance thereof the making of temporary borrowings for such purpose”.
3. To take action on any other business which may legally come before said meeting.

THEREFORE, BE IT RESOLVED that the electors and qualified citizens of the City of Groton approve the subject resolution.

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Mayor Popp read the abbreviated resolution and asked for a motion.

R-09-7-51 RESOLUTION APPROPRIATING \$2,500,000 FOR THE 2009 FIRE DEPARTMENT ENHANCEMENT PROGRAM AND AUTHORIZING \$1,727,500 BONDS OF THE CITY TO MEET THE CITY'S SHARE OF SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$2,500,000 is appropriated for the 2009 Fire Department Enhancement Program, consisting of the planning, acquisition, design and construction of renovations and additions to the Headquarters Fire Station, including renovations to meet current health, safety, fire and ADA codes, acquisition of a tower ladder truck and a pumper engine, and acquisition of hydraulic rescue tools and equipment, and for administrative, printing, legal, and financing costs related thereto, said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet the City's share of said appropriation, \$1,727,500 bonds of the City or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. Said bonds may be issued in one or more series, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$5,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company and be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford. The Bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of bonds to be issued, the annual installments of principal, redemption provisions, if any, the certifying, paying and transfer agent, the date, time of issue and sale and other terms, details and particulars of such bonds including approval of the rate or rates of interest shall be determined by the Mayor and the Director of Finance, in accordance with the General Statutes of the State of Connecticut, as amended.

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Section 3. Said bonds shall be sold by the Director of Finance in a competitive offering or by negotiation, in his discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold by negotiation, provisions of the purchase agreement shall be subject to the approval of the Mayor and the Director of Finance.

Section 4. The Director of Finance is authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor and the City Treasurer, have the seal of the City affixed, be payable at a bank or trust company designated by the Director of Finance, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, and be certified by a bank or trust company designated by the Director of Finance pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. The City hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and anytime after the date of passage of this resolution in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the City. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds.

Section 6. The Director of Finance is hereby authorized, on behalf of the City, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to nationally recognized municipal securities information repositories

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or state based information repositories (the "Repositories") and to provide notices to the Repositories of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

Section 7. The Mayor is hereby authorized, on behalf of the City, to apply for any and all State or Federal grants-in-aid of the project described in Section 1.

Section 8. This resolution shall take effect upon its approval at a duly warned and held Special City (Freeman's) meeting to be held on Monday, July 6, 2009 at 7:00 P.M. (E.S.T.) in the Council Chambers at the Groton Municipal Building.

WHEREAS, this resolution was published in *The Day*, a newspaper having circulation in the City of Groton on June 11, 2009 and June 13, 2009;

THEREFORE, BE IT RESOLVED that the electors and qualified citizens approve to consider and act on a "Resolution Appropriating \$2,500,000 for the 2009 Fire Department Enhancement Program and Authorizing \$1,727,500 Bonds of the city to meet the City's share of said Appropriation and Pending the issuance thereof the making of temporary borrowings for such purpose."

Marian Galbraith, 771 Shennecossett Road moved **David Hale, 13 Meech Avenue** seconded a motion to approve **R-09-7-51**.

Mayor Popp said the purpose of the bond was to cover the additional costs of the improvements to the Broad Street Firehouse, purchase a ladder truck, pumper and to replace outdated equipment not covered by the grants awarded to the City of Groton Fire Department.

Motion carried 12-0-0.

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II. ADJOURNMENT

David Hale, 13 Meech Avenue moved **Celeste Duffy, 216 Tyler Avenue** seconded a motion to adjourn.

Motion carried.

Mayor Popp adjourned the meeting at 7:09 p.m.

ATTEST:

APPROVED:

**Debra Patrick
City Clerk**