

THE FOLLOWING MINUTES ARE SUBJECT TO APPROVAL BY THE BOARD OF SELECMTEN

The Board of Selectmen held a regular meeting Monday, March 5, 2018, in the Council Chamber, Newtown Municipal Center, 3 Primrose Street, Newtown. First Selectman Rosenthal called the meeting to order at 7:30p.m.

PRESENT: First Selectman Daniel C. Rosenthal, Selectman Maureen Crick Owen and Selectman Jeff Capeci.

ALSO PRESENT: Robert Tait, Fred Hurley, Carl Samuelson (8:00pm), Margot Hall, Sheila Torres (8:12pm), twenty two members of the public and two member of the press.

VOTER COMMENTS: Beth Koschel, 20 Evergreen Rd., is opposed to the proposed development at 79 Church Hill Road and does not believe the sewer should be extended beyond the three acres they already have. Any additional capacity within the sewer system is to be used for failing septic systems.

ACCEPTANCE OF THE MINUTES: Selectman Crick Owen moved to accept the minutes of 2/20/18. Selectmen Capeci seconded. All in favor.

COMMUNICATIONS: First Selectman Rosenthal said the Legislative Council will act on an emergency ordinance at their next meeting that will allow for assistance to the Board of Assessment Appeals. Due to the revaluation there are a high number of appeals. First Selectman Rosenthal also reported that there were changes made, at the Board of Finance level, to Selectman proposed budget. He will provide details to the selectmen.

FINANCE DIRECTORS REPORT: none.

OLD BUSINESS:

Discussion and possible action

- 1. Water & Sewer Authority recommendation on application of 79 Church Hill Road:** Mr. Hurley noted that the Board of Selectman review focuses on more on the general best interest of the town. Water & Sewer, Planning & Zoning and Inland Wetlands conducts the technical review. Sewer avoidance is a town wide policy matter. The sewer service area is a defined area on a map filed with the town and the state. The sewer service area takes care of the pollution abatement problem. The town has a septic repair program for properties that are not in the sewer service area. The original plant had 932,000 gallons of capacity; 600,000 state and 332,000 town. The state was willing to transfer 100,000 (of the 600,000) to the town but only for use at Fairfield Hills. The only discussion of possible transfer of capacity was in the event of an environmental need; not for development. Atty. Tim Hollister spoke representing the applicants for 79 Church Hill Road, LLC, Serge and Irene Papageorge, saying the applicant has been working with the town for five years. They are the applicants of a mixed use development on 35 acres on 79 Church Hill Rd. The project has been revised to request 33,000 gallons of sewer capacity for 196 apartments to be developed cooperatively with the town under the incentive housing (IHOZ10 zone) connected to the public sewer and with a further reduction of the commercial space. Sewers are a public utility. The Water & Sewer Authority will decide if there is existing capacity and can the connection be made safely. Mr. Hurley stated there is a change in the code book since the time the applicant originally came forward which states the WSA may expand a sewer service area after considering requests and recommendations from the town and from the Newtown Health District; the town, in this definition is the Board of Selectmen. First Selectman Rosenthal said the authority to manage the sewer district still rests with the Water and Sewer Authority. Mr. Hurley noted that there have not been a lot of issues of failing septic. If the town used additional capacity for development it would be a problem to get additional capacity from the state if needed for environmental issues. Selectman Crick Owen asked if a sewer service

was extended to a sewer avoidance area would it violate the WSA policy. Mr. Hurley said that it would; the intent of the original sewer system was not to expand the system. Selectman Crick Owen moved that the Board of Selectman recommend to the Water & Sewer Authority not to expand the sewer district to 79 Church Hill Road. Selectman Capeci seconded. First Selectman Rosenthal doesn't feel it's in the public interest to expand the sewer district, especially given the limited capacity of the system and the need for environmental mitigation. Selectman Capeci is concerned the development would consume all the capacity the town has. Selectman Crick Owen agrees with the board and also stated that extending the sewer is not in compliance with WSA policy. All in favor. (att.)

NEW BUSINESS

Discussion and possible action:

1. **Resolution:** Selectman Capeci moved the Resolution: A RESOLUTION AMENDING THE 2017-18 TO 2021-22 CIP. AMENDING PROJECT # ETH – 1, “EDMOND TOWN HALL AIR CONDITIONING REPLACEMENT” FOR \$571,000 TO “EDMOND TOWN HALL THEATER SAFETY PROJECT AND ALEXANDRIA ROOM AIR CONDITIONING” FOR \$571,000 and further moved to waive the reading of the entire resolution (att.). Selectman Crick Owen seconded. All in favor.
2. **Resolution:** Selectman Capeci moved the Resolution: A RESOLUTION AMENDING THE 2017-18 TO 2021-22 CIP. AMENDING PROJECT # LIB – 1, “LIBRARY BUILDING RENOVATIONS” FOR \$273,000 TO “LIBRARY BUILDING AND GROUNDS RENOVATIONS AND IMPROVEMENTS” FOR \$273,000 and further moved to waive the reading of the entire resolution (att.). Selectman Crick Owen seconded. All in favor.
3. **Resolution:** Selectman Crick Owen moved the Resolution: RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$273,000 FOR THE PLANNING, DESIGN, CONSTRUCTION AND RECONSTRUCTION OF RENOVATIONS AND IMPROVEMENTS TO THE CYRENIUS H. BOOTH LIBRARY AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$273,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the reading of the entire resolution. (att.) Selectman Capeci seconded. All in favor.
4. **Resolution:** Selectman Capeci moved the Resolution: RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$400,000 FOR THE PLANNING, DESIGN, CONSTRUCTION AND RECONSTRUCTION OF THE POOL AREA AT TREADWELL PARK LOCATED IN THE TOWN OF NEWTOWN, CONNECTICUT AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PROGRAM (2017-18 TO 2021-22) AND AUTHORIZING THE ISSUANCE OF \$400,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the entire resolution (att.) Selectman Crick Owen seconded. Mr. Samuelson was present to discuss the project (att.). All in favor.
5. **Resolution:** Selectman Crick Owen moved the Resolution: RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$525,000 FOR THE PLANNING, DESIGN, ENGINEERING, CONSTRUCTION AND RECONSTRUCTION OF BRIDGE IMPROVEMENTS AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$525,000 BONDS OF THE TOWN TO

MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the reading of the entire resolution (att.) Selectman Capeci seconded. All in favor.

6. **Resolution:** Selectman Capeci moved the Resolution: RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$571,000 FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF IMPROVEMENTS TO THE EDMOND TOWN HALL BUILDING AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$571,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the reading of the entire resolution (att.). Selectman Crick Owen seconded. All in favor.
7. **Resolution:** Selectman Capeci moved the Resolution: A RESOLUTION AMENDING A RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$904,000 FOR THE PLANNING, DESIGN, ENGINEERING, AND CONSTRUCTION OF PEDESTRIAN SIDEWALK IMPROVEMENTS PROJECT AND AUTHORIZING THE ISSUANCE OF \$150,000 BONDS (CALCULATED AS \$904,000 MINUS \$723,200 IN STATE AND FEDERAL GRANTS MINUS \$30,800 IN LOCAL SOURCES) OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the reading of the entire resolution (att.). Selectman Crick Owen seconded. All in favor.
8. **Resolution:** Selectman Crick Owen moved the Resolution: RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$1,500,000 FOR THE PLANNING, DESIGN, ENGINEERING, RECONSTRUCTION AND CONSTRUCTION OF TOWN ROADS AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2018-19 to 2022-23) AND AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the reading of the entire resolution. (att.). Selectman Capeci seconded. Motion passed 2-1 (YES: Crick Owen; Rosenthal) (NO: Capeci).
9. **Resolution:** Selectman Capeci moved the Resolution: RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$1,685,400 FOR THE COMPLETE REPLACEMENT AND/OR RESTORATION OF CERTAIN SECTIONS OF THE MIDDLE GATE SCHOOL ROOF AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2018-19 to 2022-23) AND AUTHORIZING THE ISSUANCE OF \$1,685,400 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE and further moved to waive the reading of the entire resolution (att.) Selectman Crick Owen seconded. All in favor.
10. **Appointments/Reappointments/Vacancies/Openings:** Selectman Crick Owen moved to appoint Mark Lurie to fill the vacancy on the Conservation Commission for a term to expire 12/31/19. Selectman Capeci seconded. All in favor.
11. **Driveway Bond Release/Extension:** Selectman Crick Owen moved to release the bond for KASL LLC, Robin Hill Rd., M14, B2, L8, in the amount of \$1,000. Selectman Capeci seconded. All in favor.

Board of Selectmen
March 5, 2018

Selectman Crick Owen moved to extend the bond for Esquire Development, 59 Marlin Rd., M46, B4, L105.105 for six months with an expiration date of Sept. 20, 2018. Selectman Capeci seconded. All in favor.

12. Tax Refunds: Selectman Crick Owen moved the March 2018 Refunds, Refund 16, 2017/18 in the amount of \$106,626.70. Selectman Capeci seconded. All in favor.

VOTER COMMENTS: none.

ANNOUNCEMENTS: none.

ADJOURNMENT: Having no further business the regular Board of Selectmen meeting was adjourned at 8:40pm.

Sue Marcinek, Clerk

Attachments: WSA memo to BOS re: 79 Church Hill Road, LLC, Feb. 12, 2018; documents relative to nine resolutions.

4 Turkey Hill Road
Newtown, CT 06470
Tel (203) 270-4300
Fax (203) 426-9968



Fred Hurley,
Director

TOWN OF NEWTOWN
WATER AND SEWER AUTHORITY

Marianne Brown,
Chairman
Richard Zang
Louis Carbone
George Hill
Alan Shepard
Eugene Vetrano
Carl Zencey

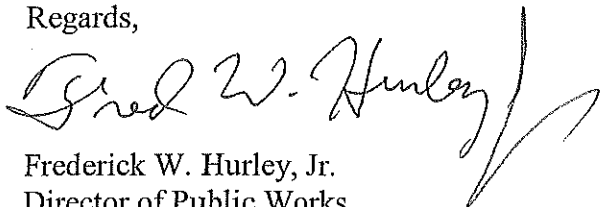
February 12, 2018

To: First Selectman/Board of Selectman
From: Newtown WSA
Date: February 12, 2018
RE: BOS Consideration and recommendation on application of 79 Church Hill Road LLC for:
1) Extension of sewer service area
2) Connection to sewer system
3) Confirmation of sewer capacity
4) Amendment to sewer use regulation #690.35

At its regular board meeting on February 8, 2018, the WSA voted to refer the application of 79 Church Hill Road LLC for various requests as noted above and included as (Attachment A), for Board of Selectman consideration and recommendation as called for in Article VII, section 690-35, "Expansion of Sewer Service Area" of the Newtown Sewer Use Regulations dated October 29, 2015 (Attachment B).

We request a review at your earliest convenience as the WSA under State Statute has 65 days overall to render its own decision,

Regards,


Frederick W. Hurley, Jr.
Director of Public Works

Attachments

Christopher J. Smith
Phone: (860) 251-5606
Fax: (860) 251-5318
E-mail: cjsmith@goodwin.com

February 2, 2018

EMAIL AND OVERNIGHT DELIVERY

Newtown Water and Sewer Authority
c/o Frederick Hurley, Director of Public Works
4 Turkey Hill Road
Newtown, CT 06470

Re: Application for: (1) Extension of sewer service area; (2) Connection to sewer line in Church Hill Road; (3) Confirmation of sewer capacity; (4) Amendment of Sewer Use Regulation § 690-3, definition of Equivalent Dwelling Unit (collectively, "Application"). The aforementioned Application concerns real property known as 79 Church Hill Road, located in Newtown, Connecticut ("subject property").

Applicant: 79 Church Hill Road, LLC.

Dear Director Hurley and Members of the Authority:

The undersigned firm represents 79 Church Hill Road, LLC ("Applicant") concerning the above-referenced Application. The Application pertains to real property known as 79 Church Hill Road, located in Newtown Connecticut ("subject property"). The Applicant is the contract-purchaser of the subject property. Written authorization from the owner of the subject property is included with this Application.

This Application relates to requested sewer service for a proposed mixed-use development on the subject property to be known as "Hunters Ridge." The proposed mixed-use development includes provision for two hundred and twenty-four (224) multi-family dwellings, approximately 28,940 square feet of retail space, and approximately 26,420 square feet of office space within multiple buildings. The residential component provides for twenty (20%) percent of the total number of dwellings, or forty-five dwellings, to be preserved for thirty years, as housing for which persons and families pay thirty (30%) percent or less of their annual income, where such income is less than or equal to eighty (80%) percent of the area median income, as required by the Town of Newtown's IHOZ-10 Zone District.

I. Overview

A. The Proposed Hunters Ridge Development:

The subject property comprises approximately 34.87 acres and is located within the Business and Professional Office Zone ("BPO").

The property is currently vacant. A single-family residence had previously been located on the front portion along Church Hill Road. This residence was served by public water and sewer. The rear portion of the subject property is not presently located within a sewer service area. As part of this Application, the Applicant will be requesting that the Water and Sewer Authority ("WSA") designate the entire subject property within a sewer service area, and that the property's prior connection to the municipal sewer system in Church Hill Road be re-connected to the municipal sewer line in Church Hill Road and extended to serve the entire subject property.

The proposed multi-family residential community will have one hundred and sixteen one bedroom dwellings, and one hundred and eight two bedroom dwellings. Professional offices, general retail and a restaurant are proposed for the commercial component of the development. A chart showing anticipated sewer usage in gallons per day ("GPD") is included with this Application, and is attached as Exhibit A.

Applications seeking zoning and wetlands approval of the proposed Hunters Ridge development have already been submitted to the Planning and Zoning Commission and the Inland Wetlands Commission.

II. The subject four-part sewer Application proposal:

A. Request for extension of sewer service area to the entirety of the subject property:

As noted above and as shown on the attached GIS Map included with this Application (please see attached Exhibit B), the rear portion of the subject property is not presently located within the sewer service area. This Application requests that the sewer service area be extended to encompass all of the subject property.

B. Confirmation of sewer capacity to serve the proposed development:

Applicant is requesting 44,288 GPD of sewer capacity to serve the proposed Hunters Ridge mixed-use community.

C. Extension of municipal sewer system in Church Hill Road to the rear portion of the subject property, and connection of the subject property to the municipal sewer system:

There is presently a six inch lateral line pipe extending into the subject property. Applicant is requesting its further extension to the rear of the subject property, and is requesting to connect to the municipal sewer system in Church Hill Road to serve the proposed Hunters Ridge Community.

D. Amendment of Sewer Use Regulation § 690-3, definition of "EQUIVALENT DWELLING UNIT (EDU)":

Applicant is requesting that the WSA amend this definition as it relates to multifamily housing units and mobile homes from "0.8 EDUs or 148 gpd," to "0.676 EDUs or 125 gpd." A copy of the proposed text change is included with this application and attached as Exhibit C.

III. Conclusion:

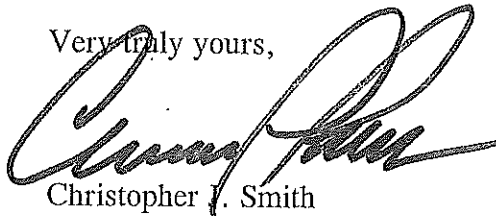
In support of this Application, the Applicant respectfully submits the following documentation:

1. WSA Application form;
2. Written authorization of the owner of the subject property;
3. Plan showing the current sewer service area;
4. Conceptual site plan for the proposed development;
5. Chart showing sewer capacity calculations; and
6. Proposed amendment to the WSA's Sewer Use Regulations.

On behalf of the Applicant and the Applicant's development team, we look forward to processing this proposal with the WSA.

Thank you for your anticipated cooperation and assistance concerning this matter.

Very truly yours,



Christopher J. Smith

cc: 79 Church Hill Road, LLC



TOWN OF NEWTOWN

WATER AND SEWER AUTHORITY

Fred Hurley, Director, 4 Turkey Hill Road, Newtown, CT 06470 203-270-4300

APPLICATION FOR INDIVIDUAL CONNECTION PROJECT REVIEW, OR REQUEST FOR SEWER SERVICE AREA EXTENSION BY THE NEWTOWN WSA

Name of Applicant: 79 Church Hill Road, LLC Date: January 31, 2018

Name of Firm: N/A

Street Address: 74 Barnswallow Drive

City and State: Trumbull, CT 06611

Phone: (860) 251-5606 (Christopher J. Smith, Authorized Agent) Cell: N/A

Name of Property Owner: Carmine Renzulli (see attached owner authorization letter)

Type of Application (Mark all that apply)

- ☒ Individual Hookup ☐ Project Review ☒ Sewer Service Area Extension
☒ Confirmation of Sewer Capacity ☒ Amendment of Sewer Use Regulations

Type of Construction:

- | | |
|--|-------------------------------|
| <input type="checkbox"/> Single Family | Number of Units: _____ |
| <input type="checkbox"/> Condominium/Townhouse | Number of Units: _____ |
| <input checked="" type="checkbox"/> Multi-Family/Mobile Home | Number of Units: <u>224</u> |
| <input type="checkbox"/> Attached Elderly Housing | Number of Units: _____ |
| <input checked="" type="checkbox"/> Commercial | Square Feet: <u>55,360 sf</u> |
| <input type="checkbox"/> Industrial | Square Feet: _____ |

Street Address of Connection: 79 Church Hill Road

Estimated Starting Date: 12/1/18 Estimated Completion: Spring, 2020

Estimated Sewerage Flow: Average: 44,288 Gallons/Day
Peak Hour Flow: 121,792 Gallons/Day

Main Trunk Line Pipe Size: 8"

Lateral Line Pipe Size: 6"

Servicing Pump Station: Sandy Hook

Required for Review:

Eight Copies of the completed application for individual connection.

For development, also include site plan and verification of P&Z and Wetland submittals, if required.

As part of the application additional information may be requested by the WSA at the Time of Application.

Signature of Applicant: [Signature]
6294920

Date: 1/31/18

Carmine Renzulli
505 Westport Avenue Lt 31
Norwalk, CT 06851

January 29, 2018

Newtown Water and Sewer Authority
c/o Frederick Hurley, Director of Public Works
24 Commerce Road
Newtown, CT 06470

Re: 79 Church Hill Road, Newtown, Connecticut.

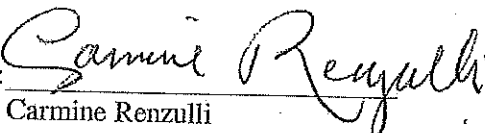
Dear Director Hurley and Members of the Authority:

I am the current owner of real property located at 79 Church Hill Road in Newtown, Connecticut (the "Property"). I understand that 79 Church Hill Road, LLC is filing requests with the Newtown Sewer Authority ("WSA") to accommodate a mixed-use development of the property. These requests include: (1) request to extend the sewer service area over the entire property; (2) request for confirmation of capacity to service the proposed mixed-use development; (3) request to extend the existing lateral on Church Hill Road to the rear portion of the Property and for connection to the municipal sewer system; and (4) request for amendment of Sewer Use Regulation § 690-3 regarding definition of EQUIVALENT DWELLING UNIT (EDU).

I fully join in and support these applications, and hereby authorize 79 Church Hill Road, LLC and its attorneys at Shipman & Goodwin LLP to pursue all necessary applications for approvals and permits required from the Town of Newtown regarding the proposed mixed-use development on the Property.

Thank you for your consideration concerning this matter.

Very truly yours,

By: 
Carmine Renzulli

SITE DATA:

Business Professional Office Zone

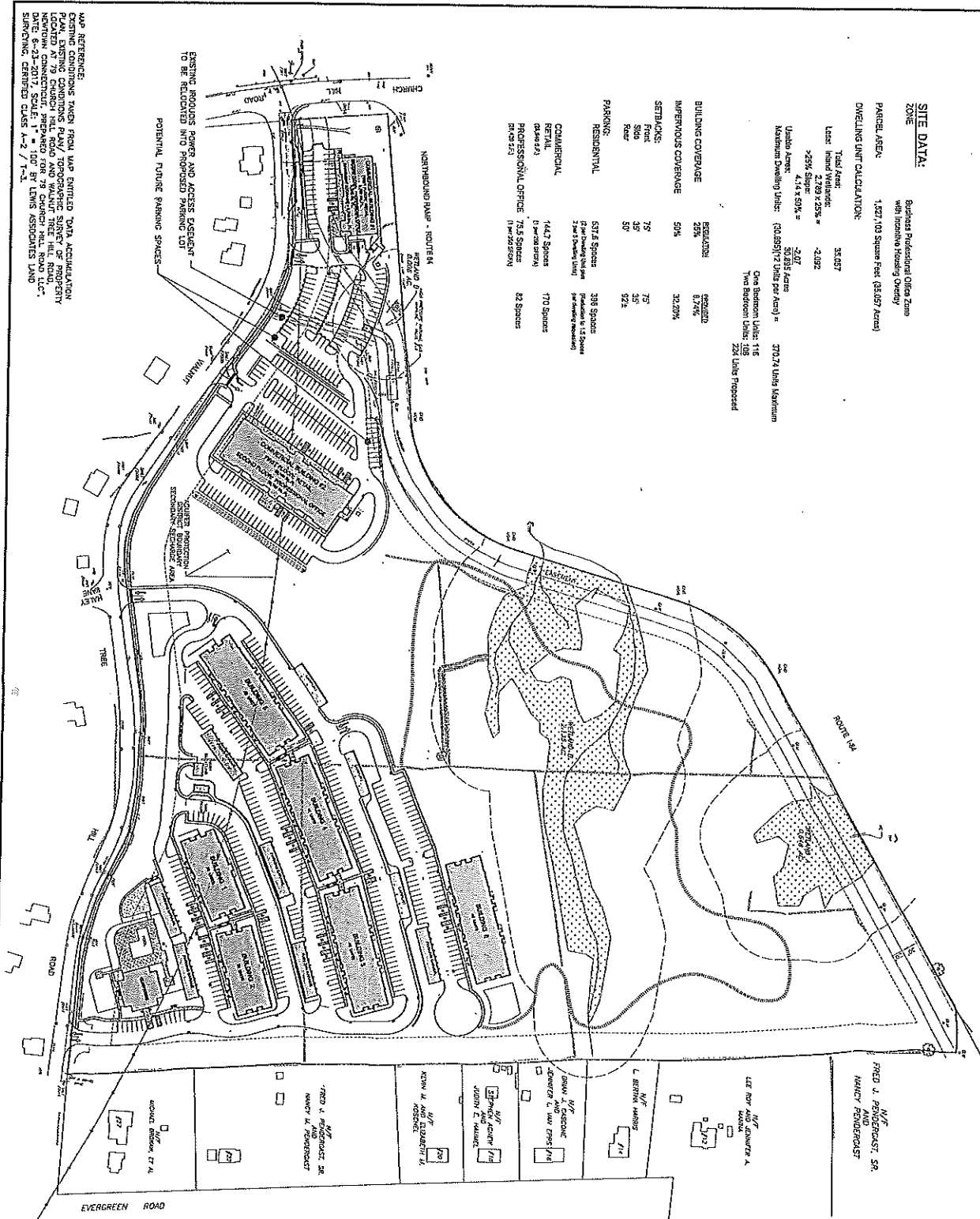
with Incentive Housing Overlay
 PARCEL AREA: 1,227,103 Square Feet (28.077 Acres)
 DWELLING UNIT CALCULATION:

Total Area: 35,037
 Less: Internal Waterways: 2,077
 32,960 x 50% = 16,480
 4.14 x 50% = 2.07
 Units Area: 30,883 Acres
 Maximum Dwelling Units: (30,883) (12 Units per Acre) = 370,74 Units Maximum
 One Bedroom Units: 115
 Two Bedroom Units: 108
 223 Units Proposed

BUILDING COVERAGE: 25%
 IMPERVIOUS COVERAGE: 50%
 SETBACKS:
 Front: 75'
 Side: 35'
 Rear: 50'

PARKING:
 RESIDENTIAL: 3.5 Spaces
 COMMERCIAL: 14.7 Spaces
 RETAIL: 14.7 Spaces
 PROFESSIONAL OFFICE: 73.5 Spaces

338 Spaces
 170 Spaces
 82 Spaces



FRED J. PENDERGAST, SR.
 NANCY PENDERGAST

LEE ROY AND JENNIFER A.
 NANCY PENDERGAST

NANCY PENDERGAST

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SP-1

ORIENTATION PLAN

Scale: 1" = 80'

November 10, 2017

Hunters Ridge

79 CHURCH HILL ROAD - NEWTOWN, CONNECTICUT

James R. Swift

Professional Engineer - Landscape Architect

102 Village Drive - Shelton, CT 06484

Phone (203) 926-9663 Facsimile (203) 926-9663

www.jrswift.com

NO.	REV.	DATE	DESCRIPTION
1	1	01/14/18	PRELIMINARY PLAT CORRECTIONS

Applicant: 79 Church Hill Road, LLC.

Hunters Ridge

Mixed Use Development

Walnut Tree Hill Road & Church Hill Road - Newtown, CT

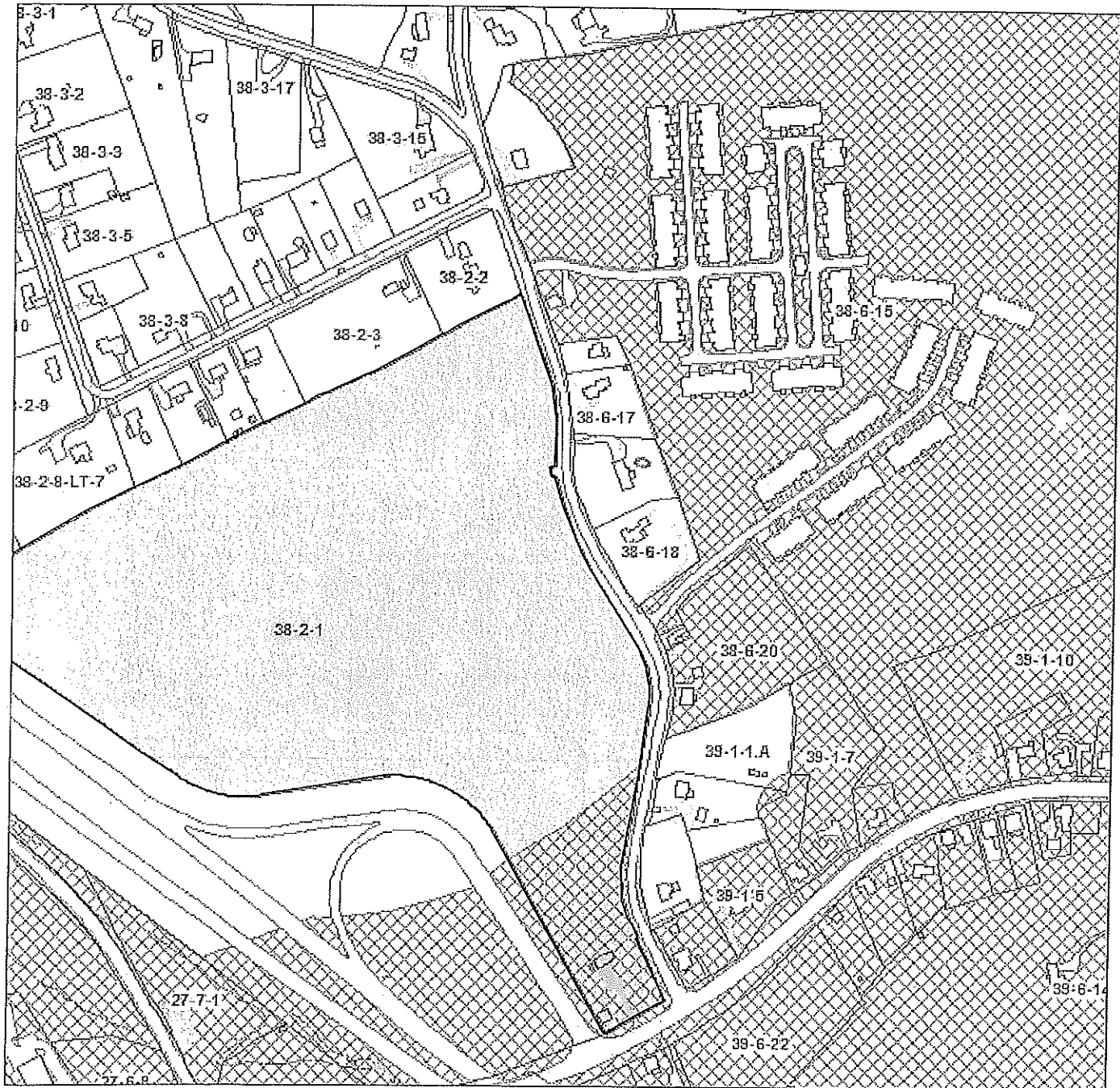
<u>Use</u>	<u>Effluent Discharge</u>	<u>Quantity</u>	<u>Unit</u>	<u>gal/day</u>
Dwelling Units	148 GPD per Unit	224	Unit	33,152
Professional Office	0.1 gal/day per square foot	26,420	Square Feet	2,642
General Retail	0.1 gal/day per square foot	24,940	Square Feet	2,494
Restaurant	30 gal/day per seat	200	Seats	6,000
			Total =	44,288

Town of Newtown

Geographic Information System (GIS)



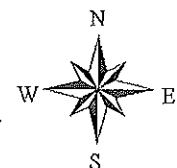
Date Printed: 7/29/2014



MAP DISCLAIMER - NOTICE OF LIABILITY

This map is for assessment purposes only. It is not for legal description or conveyances. All information is subject to verification by any user. The Town of Newtown and its mapping contractors assume no legal responsibility for the information contained herein.

Approximate Scale: 1 inch = 400 feet



SUBMISSION DRAFT

February 2, 2018

Applicant: 79 Church Hill Road, LLC

Proposed Amendment of Chapter 690. Water and Sewer Authority, Sewer Use Regulations, Article I, § 690-3, definition of EQUIVALENT DWELLING UNIT (EDU)

Existing Definition: A measure of generated wastewater flow expressed as a ratio to that generated by the average single-family, detached residence. In Newtown, one EDU is estimated to be 185 gpd including I&I. Attached elderly housing units are 0.6 EDUs or 111 gpd. Multifamily housing units and mobile homes are 0.8 EDUs or 148 gpd. EDUs for other buildings are determined in accordance with industry practice.

Proposed Definition: A measure of generated wastewater flow expressed as a ratio to that generated by the average single-family, detached residence. In Newtown, one EDU is estimated to be 185 gpd including I&I. Attached elderly housing units are 0.6 EDUs or 111 gpd. Multifamily housing units and mobile homes are **0.676 EDUs or 125 gpd**. EDUs for other buildings are determined in accordance with industry practice.

Proposed changes to Definition are in **bold**.



TOWN OF NEWTOWN SEWER USE REGULATIONS

October 29, 2015

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C://regs draft 10-29-2015

References:

Newtown Code Book: www.Newtown-CT.gov click on Code Book

Regulations of CT State Agencies: www.sots.ct.gov scroll down to Title 22a – Env. Prot.; go to 430-1 thru -8 Water Poll. Cntrl.

CT General Statutes: www.cga.ct.gov under statutes go to Title 7 – Municipalities; then Chapter 103 Municipal Sewerage Sys.

Rec'd. for Record 11-23 2015 Town Clerk of Newtown 10:23 am Debbie Aurelia Halstead

§690-34 Relief for Taxpayers

Any residential property owner who is eligible for tax relief as provided by Town Code §§195-9 and 208-2 may apply to the WSA to pay only the annual interest charge of the benefit assessment levied by the Town. The outstanding balance of principal deferred shall become due upon any transfer of title of the property subject to such assessment or upon death of the property owner. The application shall be subject to annual review by the WSA.

Article VII – Extensions of Sewerage Systems

§690-35 Expansion of Sewer Service Areas

The WSA may expand a sewer service area after considering requests and recommendations from the Town and from the Newtown Health District; conformance with the Town's Water Pollution Control Plan; current availability of capacity in downstream sewerage system facilities based on EDUs plus allowance for non-excessive inflow and infiltration; orders of the DEEP; conformance with the Town's Plan of Development and with the State "Conservation and Development Policies Plan for Connecticut"; and conformance with the Town's Planning and Zoning Commission requirements and Inland Wetlands requirements.

When the WSA approves SSA expansions it shall revise the sewer service area map accordingly, indicating the limits of the sewer service area and the location of public sewers and transmission mains.

§690-36 Sewer Extensions

- A. The WSA may undertake the design and construction of sewer extensions and recover the costs of such projects, including financing costs, by levying sewer assessments against the properties benefiting from said extensions in accordance with Article VI herein and by any grants for such extensions obtained by the Town.
- B. Alternatively, the WSA may authorize a property owner to undertake the design and construction of a sewer extension subject to the approval of the Public Works Director. Before commencing work the property owner shall deposit with the Town a sum deemed by the Public Works Director to be sufficient to defray his cost of review, supervisory engineering, inspection, testing and all other expenses incurred by the Town.
- C. The Town may require a Sewer Extension Agreement with any person for the construction of sewers to serve a property not abutting an existing sewer. Said agreement shall require, whenever the work is not in a duly accepted public highway, that adequate rights-of-way be conveyed to the Town prior to the start of construction of such sewer, the terms of conveyance being subject to approval of the Town Attorney. The Applicant shall be liable for that portion of the assessed sewer benefit over and above the cost of the sewer extensions in Town streets or right-of-ways.

Article VIII – Adoption Section

§690-37 Effective Date

These amended regulations shall be in full force and effect immediately following their passage by the WSA, approval by the First Selectman, and available at the office of the Town Clerk.

(9) resolutions starting at the Board of Selectmen on 03/05/2018.

A RESOLUTION AMENDING THE 2017-18 TO 2021-22 CIP. AMENDING PROJECT # ETH – 1, “EDMOND TOWN HALL AIR CONDITIONING REPLACEMENT” FOR \$571,000 (PROJECT PAGE ATTACHED) TO “EDMOND TOWN HALL THEATER SAFETY PROJECT AND ALEXANDRIA ROOM AIR CONDITIONING” FOR \$571,000.

A RESOLUTION AMENDING THE 2017-18 TO 2021-22 CIP. AMENDING PROJECT # LIB – 1, “LIBRARY BUILDING RENOVATIONS” FOR \$273,000 (PROJECT PAGE ATTACHED) TO “LIBRARY BUILDING AND GROUNDS RENOVATIONS AND IMPROVEMENTS” FOR \$273,000.

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$273,000 FOR THE PLANNING, DESIGN, CONSTRUCTION AND RECONSTRUCTION OF RENOVATIONS AND IMPROVEMENTS TO THE CYRENIUS H. BOOTH LIBRARY AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$273,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$400,000 FOR THE PLANNING, DESIGN, CONSTRUCTION AND RECONSTRUCTION OF THE POOL AREA AT TREADWELL PARK LOCATED IN THE TOWN OF NEWTOWN, CONNECTICUT AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PROGRAM (2017-18 TO 2021-22) AND AUTHORIZING THE ISSUANCE OF \$400,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$525,000 FOR THE PLANNING, DESIGN, ENGINEERING, CONSTRUCTION AND RECONSTRUCTION OF BRIDGE IMPROVEMENTS AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$525,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$571,000 FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF IMPROVEMENTS TO THE EDMOND TOWN HALL BUILDING AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$571,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

A RESOLUTION AMENDING A RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$904,000 FOR THE PLANNING, DESIGN, ENGINEERING, AND CONSTRUCTION OF PEDESTRIAN SIDEWALK IMPROVEMENTS PROJECT AND AUTHORIZING THE ISSUANCE OF \$150,000 BONDS (CALCULATED AS \$904,000 MINUS \$723,200 IN STATE AND FEDERAL GRANTS MINUS \$30,800 IN LOCAL SOURCES) OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$1,500,000 FOR THE PLANNING, DESIGN, ENGINEERING, RECONSTRUCTION AND CONSTRUCTION OF TOWN ROADS AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2018-19 to 2022-23) AND AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$1,685,400 FOR THE COMPLETE REPLACEMENT AND/OR RESTORATION OF CERTAIN SECTIONS OF THE MIDDLE GATE SCHOOL ROOF AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2018-19 to 2022-23) AND AUTHORIZING THE ISSUANCE OF \$1,685,400 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Box 1 - 2 CIP amendments; **Box 2** - 4 special appropriations from 2017-18 CIP; **Box 3** - an amendment to an approved bonding resolution; **Box 4** - 2 special appropriations from 2018-19 CIP that will go to referendum.

Newtown Municipal Center
3 Primrose St., Newtown, CT 06470
Tel. 203-270-4201
Fax 203-270-4205



Daniel C. Rosenthal
First Selectman
Tel. 203-270-4202
dan.rosenthal@newtown-ct.gov

TOWN OF NEWTOWN
OFFICE OF THE FIRST SELECTMAN

February 27, 2018

Board of Selectmen
3 Primrose Street
Newtown, CT 06470

Dear Board of Selectmen:

I am requesting a total of four special appropriations totaling \$1,769,000 to be financed by bonds for the following projects as authorized in the capital improvement plan (CIP) 2017-18 to 2021-22:

A special appropriation in the amount of \$273,000 for the planning, design, construction and reconstruction of **renovations and improvements to the Cyrenius H. Booth Library.**

A special appropriation in the amount of \$400,000 for the planning, design, construction and reconstruction of the **pool area at Treadwell Park** located in the Town of Newtown.

A special appropriation in the amount of \$525,000 for the planning, design, engineering, construction and reconstruction of **bridge improvements.**


A special appropriation in the amount of \$571,000 for the planning, design, and construction of **improvements to the Edmond Town Hall building.**

I am also requesting to amend a resolution:

A resolution providing for a special appropriation in the amount of \$904,000 for the planning, design, engineering, and construction of pedestrian sidewalk improvements project and authorizing the issuance of \$150,000 bonds (calculated as \$904,000 minus \$723,200 in state and federal grants minus \$30,800 in local sources) of the town to meet said special appropriation and pending the issuance thereof the making of temporary borrowings for such purpose.

Please let me know if you have any questions.

Sincerely,


Daniel C. Rosenthal
First Selectman

Newtown Municipal Center
3 Primrose St., Newtown, CT 06470
Tel. 203-270-4201
Fax 203-270-4205



Daniel C. Rosenthal
First Selectman
Tel. 203-270-4202
dan.rosenthal@newtown-ct.gov

TOWN OF NEWTOWN

OFFICE OF THE FIRST SELECTMAN

February 27, 2018

Board of Selectmen
3 Primrose Street
Newtown, CT 06470

Dear Board of Selectmen:

I am requesting a total of two special appropriations totaling \$3,185,400 to be financed by bonds for the following projects as authorized in the capital improvement plan (CIP) 2018-19 to 2022-23:

A special appropriation in the amount of \$1,500,000 for the planning, design, engineering, reconstruction and construction of **town roads**.

A special appropriation in the amount of \$1,685,400 for the complete replacement and/or restoration of certain sections of the **Middle Gate School roof**.

If approved by the Board of Selectmen, Board of Finance & the Legislative Council these projects will go to referendum per Town Charter.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Rosenthal", is written over the word "Sincerely,".

Daniel C. Rosenthal
First Selectman

A resolution amending the 2017-18 to 2021-22 CIP. Amending project # ETH – 1, “Edmond Town Hall Air Conditioning Replacement” for \$571,000 (project page attached) to “Edmond Town Hall Theater Safety Project and Alexandria Room Air Conditioning” for \$571,000. The following is the amended project description:

2017-18 (2017-18 to 2021-22 CIP)

Edmond Town Hall - Theater Safety Project and Alexandria Room Air Conditioning - \$571,000

Theater Safety Project – +/- \$252,000 - Demolish existing unsafe rigging system and replace with safe components, including removal of asbestos curtain, installation of fire safe curtains and other safety improvements as needed.

Alexandria Room Air Conditioning Replacement Project - +/- \$319,000 - Replace existing 32 year-old unit that services the banquet hall and replace it with a unit that cools the room as well as the ancillary spaces, i.e. the butler’s pantry, the kitchen, the bathrooms and the dressing rooms

A resolution amending the 2017-18 to 2021-22 CIP. Amending project # LIB – 1, “Library Building Renovations” for \$273,000 (project page attached) to “Library Building and Grounds Renovations and Improvements” for \$273,000. The following is the amended project description:

Roof Asphalt Shingles (+/- 45,000) – Roof asphalt shingle replacement, flat roof repairs, and flashing as required.

Brick & Mortar Repairs & Replacements (+/- 10,000) – Repair and replace cracked brick and mortar.

First Floor Area Repairs & Replacements (+/- 50,000) – Repair and/or replace rear and side door entrance door including vestibule; repair and refurbish carpet, ceiling tiles, lighting and related items in rear hallway, meeting room, and associated areas.

Elevator Refurbish & Safety Upgrade (+/- 25,000) – Refurbish existing elevator cab and replace any worn equipment, motors, etc.

Chilled Water Tower Upgrade & Replacements (+/- 15,000) – Chilled water tower upgrade and replacements.

Driveway & Parking Lot (+/- 75,000) – Repair and replace worn, weathered and cracked concrete/slate and brick pavers.

Space Planning & Development – Phase I Initiatives (+/- 38,000) – Based on the 2016 community needs-based library strategic plan. Including but not limited to: site and architectural engineering services, technology department and board room revisions and upgrades, window replacements, and improved library material delivery access.

Capital Improvement Plan

'17/'18 thru '21/'22

Town of Newtown, Connecticut

Project # ETH - 1

Project Name Edmond Town Hall Air Conditioning Replacement

Type Building construction/renovatio

Department Edmond Town Hall

Useful Life 25

Contact Margot S. Hall, Chairman

Category Buildings

Description

Replace and expand the 30 year plus AC unit in Alexandria Room to cool dressing rooms, bathrooms and kitchen. Install unit in gymnasium and theater dressing rooms. Install ductless AC in meeting and tenant rental spaces and place ductless units in meeting rooms, rental offices and theater dressing rooms.

Justification

Gymnasium and Alexandria Room are the two highest revenue generating rental spaces in the building. Breakdowns in Alexandria will result in major revenue loss and business interruption. In the gym, the lack of units reduces business during warm weather, resulting in only 75% use of space, rather than 100% use. The theater dressing rooms have no ventilation due to very tiny windows that cannot be opened, making live performances difficult for renters.

Expenditures	'17/'18	'18/'19	'19/'20	'20/'21	'21/'22	Total
Planning/Design	290,000					290,000
Construction/Maintenance	281,000					281,000
Total	571,000					571,000

Funding Sources	'17/'18	'18/'19	'19/'20	'20/'21	'21/'22	Total
Bonding	571,000					571,000
Total	571,000					571,000

Budget Impact/Other

Annual maintenance contracts = \$4,000. Savings in energy costs.

A resolution amending the 2017-18 to 2021-22 CIP. Amending project # ETH – 1, “Edmond Town Hall Air Conditioning Replacement” for \$571,000 (project page attached) to “Edmond Town Hall Theater Safety Project and Alexandria Room Air Conditioning” for \$571,000. The following is the amended project description:

2017-18 (2017-18 to 2021-22 CIP)

Edmond Town Hall - Theater Safety Project and Alexandria Room Air Conditioning - \$571,000

Theater Safety Project – +/- \$252,000 - Demolish existing unsafe rigging system and replace with safe components, including removal of asbestos curtain, installation of fire safe curtains and other safety improvements as needed.

Alexandria Room Air Conditioning Replacement Project - +/- \$319,000 - Replace existing 32 year-old unit that services the banquet hall and replace it with a unit that cools the room as well as the ancillary spaces, i.e. the butler’s pantry, the kitchen, the bathrooms and the dressing rooms

A resolution amending the 2017-18 to 2021-22 CIP. Amending project # LIB – 1, “Library Building Renovations” for \$273,000 (project page attached) to “Library Building and Grounds Renovations and Improvements” for \$273,000. The following is the amended project description:

Roof Asphalt Shingles (+/- 45,000) – Roof asphalt shingle replacement, flat roof repairs, and flashing as required.

Brick & Mortar Repairs & Replacements (+/- 10,000) – Repair and replace cracked brick and mortar.

First Floor Area Repairs & Replacements (+/- 50,000) – Repair and/or replace rear and side door entrance door including vestibule; repair and refurbish carpet, ceiling tiles, lighting and related items in rear hallway, meeting room, and associated areas.

Elevator Refurbish & Safety Upgrade (+/- 25,000) – Refurbish existing elevator cab and replace any worn equipment, motors, etc.

Chilled Water Tower Upgrade & Replacements (+/- 15,000) – Chilled water tower upgrade and replacements.

Driveway & Parking Lot (+/- 75,000) – Repair and replace worn, weathered and cracked concrete/slate and brick pavers.

Space Planning & Development – Phase I Initiatives (+/- 38,000) – Based on the 2016 community needs-based library strategic plan. Including but not limited to: site and architectural engineering services, technology department and board room revisions and upgrades, window replacements, and improved library material delivery access.

Capital Improvement Plan

'17/'18 thru '21/'22

Town of Newtown, Connecticut

Project # LIB-1
 Project Name Library Building Renovations

Type Building construction/renovatio Department Library
 Useful Life Contact Robert Geckle, President
 Category Buildings

Description

- 2017-18 * Roof asphalt shingles - replacement of existing asphalt shingles. \$65,000
 * Brick & mortar replacement - repair and replace the cracked brick and mortar joints. \$15,000
 * Window replacements - replacement of the existing windows in the oldest section of the facility. \$60,000
 * Meeting room acoustical tile replacement. \$8,000
 * Elevator refurbish and upgrade - refurbish the existing elevator cab & replace any worn equipment, motors, etc. \$25,000
 * Chilled water tower pump replacement - replace the existing chiller tower water pumps. \$15,000
 * Asphalt pavement replacement - reclaim & asphalt the existing parking areas & bituminous curbing. \$25,000
 * Concrete walks & paver replacement - repair & replace worn, weathered & cracked concrete/slate and brick pavers. \$10,000
 * Space planning & development phase I - based on the 2016 community needs based Library Strategic Plan. \$50,000
- 2018-19 * Roof asphalt shingles - replacement of existing asphalt shingles. \$25,000
 * Window replacements - replacement of the existing windows in the oldest section of the facility. \$50,000
 * Meeting room carpet tile replacement - replace worn carpet tile. \$15,000
 * Rest rooms upgrade - replacement of lights & plumbing fixtures. \$20,000
 * Network & technology & equipment upgrade - upgrade the existing infrastructure, network devices and servers. \$30,000
 * Space planning & development phase II - based on the 2016 community needs based Library Strategic Plan. \$100,000
 * Furniture replacement. \$50,000
- 2019-20 * Space planning & development phase II - based on the 2016 community needs based Library Strategic Plan. \$150,000
 * Boiler & heat exchanger replacement. \$200,000
- 2020-21 * Slate roof, gutters & downspout replacement - replace original slate roof on the original building. \$120,000
 * Chiller tower & cooling plant replacement - replace the cooling plant chambers & heat exchanger (entire assembly. Reuse the existing chiller pumps and controls (previously replaced). \$175,000
 * Fan coil unit replacements - replace the heating & cooling perimeter fan coil units through out the rear building (1997). \$50,000

Justification

Building and infrastructure components have reached their useful life. See attached for space reconfiguration.

Expenditures	'17/'18	'18/'19	'19/'20	'20/'21	'21/'22	Total
Construction/Maintenance	273,000	290,000	350,000	345,000		1,258,000
Total	273,000	290,000	350,000	345,000		1,258,000

Excerpt for Minutes of Board of Selectmen Meeting
held March 5 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018, at 7:30P.M. (E.T.).

Members present and absent were as follows:

Present
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

Absent

* * *

Selectman Capeci introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Providing For A Special Appropriation In The Amount Of \$571,000 For The Planning, Design And Construction Of Improvements To The Edmond Town Hall As Authorized In The Capital Improvement Program (2017-18 to 2021-2022) And Authorizing The Issuance Of \$571,000 Bonds Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27, 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter.

Selectman Capeci moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Crick Owen. Upon roll call vote the ayes and nays were as follows:

AYES
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

NAYS

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$571,000 FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF IMPROVEMENTS TO THE EDMOND TOWN HALL BUILDING AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$571,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$571,000 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the "Town") for the planning, design, and construction of improvements to the Edmond Town Hall building, including, but not limited to, the demolition and removal of rigging system and asbestos curtain, replacement and installation of safe components and fire safe curtains and other safety improvements, replace Alexandria Room air conditioning unit that services the banquet hall as well as ancillary spaces and other building improvements as authorized in the Capital Improvement Plan (2017-18 to 2021-22) and for engineer's fees, administrative, financing, legal and costs of issuance related thereto (collectively, the "Project"), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet said appropriation, \$571,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Financial Director, and the amount of bonds of each series to be issued shall be fixed by the Financial Director, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, 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 the bonds outstanding at the time of the issuance thereof, and to pay for the costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Financial Director, bear the Town 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, Connecticut. The bonds shall be general obligations of the Town 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 Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, 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 First Selectman and the Financial Director, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the First Selectman and the Financial Director in a competitive offering and 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 Town. To the extent required by the Charter of the Town of Newtown, bids shall be solicited from at least three lending institutions. 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.

Section 4. The First Selectman and the Financial Director are 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 First Selectman and the Financial Director, have the seal of the Town affixed, be payable at a bank or trust company designated by the First Selectman, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut, and be certified by a bank or trust company designated by the First Selectman pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut 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 Town 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 Town 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 First Selectman is authorized, in the name and on behalf of the Town, to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town hereby expresses its official intent pursuant to Section 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 Project with the proceeds of bonds or bond anticipation notes or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations 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 Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Financial Director or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 7. The First Selectman and the Financial Director are hereby authorized, in the name and on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB 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 the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The First Selectman is hereby authorized, in the name and on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

**TOWN OF NEWTOWN
FINANCIAL IMPACT STATEMENT
(Per Town Charter 6-35(b) & 7-25)**

REQUESTING DEPARTMENT EDMOND TOWN HALL BOM

PROJECT: EDMOND TOWN HALL THEATER SAFETY & ALEXANDRIA ROOM AIR CONDITIONING

PROPOSED APPROPRIATION AMOUNT: \$ 571,000

PROPOSED FUNDING:

BONDING \$ 571,000

GRANT

OTHER

\$ 571,000

ANNUAL FINANCIAL IMPACT ON OPERATING BUDGET (GENERAL FUND):

List any financial impact your request will have on the Town's annual operating budget.
Attach spreadsheet(s) showing your calculation of the estimated impact.

EXPENDITURE CATEGORY:	**FOR BRACKETS USE NEGATIVE SIGN BEFORE NUMBER**	(POSITIVE IMPACT) / NEGATIVE IMPACT	Attachment #
SALARIES & BENEFITS			
PROFESSIONAL SERVICES			
CONTRACTED SERVICES			
REPAIRS & MAINTENANCE			
UTILITIES			
OTHER			
DEBT SERVICE (1st year)		\$ 46,000	
TOTAL IMPACT ON EXPENDITURES		\$ 46,000	

REVENUE CATEGORY:	POSITIVE IMPACT / (NEGATIVE IMPACT)	Attachment #
PROPERTY TAXES		
CHARGES FOR SERVICES (FEES)		
OTHER		
TOTAL IMPACT ON REVENUES	\$ -	

TOTAL FINANCIAL IMPACT ON OPERATING BUDGET \$ 46,000

EQUIVALENT MILL RATE OF TOTAL IMPACT

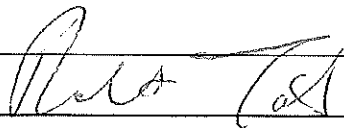
(using current year's information)

0.0150 mills

COMMENTS:

SAFETY IMPROVEMENTS WILL DECREASE THE TOWNS EXPOSURE TO INSURANCE LOSSES.

PREPARED BY:



DATE: 2/27/2018

TO: BOF, LC

Excerpt for Minutes of Board of Selectmen Meeting
held March 5, 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018, at 7:30 P.M. (E.T.).

* * *

Members present and absent were as follows:

Present
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

Absent

* * *

Selectman Crick Owen introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Providing For A Special Appropriation In The Amount Of \$273,000 For The Planning, Design, Construction and Reconstruction Of Renovations And Improvements To The Cyrenius H. Booth Library As Authorized In The Capital Improvement Program (2017-18 to 2021-2022) And Authorizing The Issuance Of \$273,000 Bonds Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27, 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter.

Selectman Crick Owen moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Capeci. Upon roll call vote the ayes and nays were as follows:

AYES
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

NAYS

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE
AMOUNT OF \$273,000 FOR THE PLANNING, DESIGN,
CONSTRUCTION AND RECONSTRUCTION OF RENOVATIONS
AND IMPROVEMENTS TO THE CYRENIUS H. BOOTH LIBRARY
AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18
to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$273,000
BONDS OF THE TOWN TO MEET SAID SPECIAL
APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING
OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$273,000 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the "Town") for the planning, design, construction and reconstruction of renovations and improvements to the Cyrenius H. Booth Library, including, but not limited to, roof repair and replacement, brick, mortar and concrete, paver replacement, repair and/or replacement of flooring, carpet, ceiling tiles, lighting and related items on first floor, elevator refurbishment and upgrades, chilled water tower upgrade and replacement, security upgrades, reclaim and asphalt existing driveway and parking areas and bituminous curbing, make necessary egress and ingress modifications to improve safety, ADA access, and patrons return material operations, space planning and development — Phase I Initiatives, including, but not limited to, site and architectural engineering services, technology department and board room revisions and upgrades, window replacements and improved library material delivery access, all as authorized in the Capital Improvement Plan (2017-18 to 2021-22) and for architectural and engineer's fees, administrative, financing, legal and costs of issuance related thereto (collectively, the "Project"), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet said appropriation, \$273,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Financial Director, and the amount of bonds of each series to be issued shall be fixed by the Financial Director, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, 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 the bonds outstanding at the time of the issuance thereof, and to pay for the costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Financial Director, bear the Town 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, Connecticut. The bonds shall be general obligations of the Town 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 Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, 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 First Selectman and the Financial Director, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the First Selectman and the Financial Director in a competitive offering and 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 Town. To the extent required by the Charter of the Town of Newtown, bids shall be solicited from at least three lending institutions. 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.

Section 4. The First Selectman and the Financial Director are 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 First Selectman and the Financial Director, have the seal of the Town affixed, be payable at a bank or trust company designated by the First Selectman, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut, and be certified by a bank or trust company designated by the First Selectman pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut 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 Town 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 Town 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 First Selectman is authorized, in the name and on behalf of the Town, to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town hereby expresses its official intent pursuant to Section 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 Project with the proceeds of bonds or bond anticipation notes or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations 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 Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Financial Director or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 7. The First Selectman and the Financial Director are hereby authorized, in the name and on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB 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 the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The First Selectman is hereby authorized, in the name and on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

REQUESTING DEPARTMENT LIBRARY

PROJECT: LIBRARY BUILDING & GROUNDS RENOVATIONS AND IMPROVEMENTS

PROPOSED APPROPRIATION AMOUNT:	\$ 273,000
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BONDING	\$	273,000
---------	----	---------

OTHER

\$ 273,000

List any financial impact your request will have on the Town's annual operating budget. Attach spreadsheet(s) showing your calculation of the estimated impact.

****FOR BRACKETS USE NEGATIVE SIGN
BEFORE NUMBER****

Attachment
#

\$	22,000
\$	22,000

TOTAL IMPACT ON EXPENDITURES

POSITIVE IMPACT /
(NEGATIVE IMPACT)

Attachment
#

\$

TOTAL IMPACT ON REVENUES

TOTAL FINANCIAL IMPACT ON OPERATING BUDGET	\$ 22,000
--	-----------

0.0072 mills

(using current year's information)

PROJECT SHOULD DECREASE LIBRARY'S MAINTENANCE EXPENSES (IN THEIR INTERNAL BUDGET) LOWERING THE IMPACT OF FUTURE TOWN OF NEWTOWN BUDGET REQUESTS.

DATE: 2/27/2018

TO: BOF, LC

Excerpt for Minutes of Board of Selectmen Meeting
held March 5 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018, at 7:30P.M. (E.T.).

Members present and absent were as follows:

Present

Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

Absent

* * *

Selectman Capeci introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Providing For A Special Appropriation In The Amount Of \$400,000 For The Planning, Design, Construction and Reconstruction Of The Pool Area At Treadwell Park Located In The Town Of Newtown, Connecticut As Authorized In The Capital Improvement Program (2017-18 to 2021-2022) And Authorizing The Issuance Of \$400,000 Bonds Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter.

Selectman Capeci moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Crick Owen. Upon roll call vote the ayes and nays were as follows:

AYES

Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

NAYS

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$400,000 FOR THE PLANNING, DESIGN, CONSTRUCTION AND RECONSTRUCTION OF THE POOL AREA AT TREADWELL PARK LOCATED IN THE TOWN OF NEWTOWN, CONNECTICUT AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PROGRAM (2017-18 TO 2021-22) AND AUTHORIZING THE ISSUANCE OF \$400,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$400,000 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the "Town") for the planning, design, construction and reconstruction of the pool area at Treadwell Park, including, but not limited to, replacement and regrading of existing pool deck and deck drainage, replacement of pool cover, diving board and ADA fixture anchors, replastering of pools, coping replacement and replacement of surrounding fencing and panic exits including alarm wiring as authorized in the Capital Improvement Program (2017-18 to 2021-22), and for administrative, financing, legal and costs of issuance related thereto (collectively, the "Project"), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet said appropriation, \$400,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Financial Director, and the amount of bonds of each series to be issued shall be fixed by the Financial Director, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, 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 the bonds outstanding at the time of the issuance thereof, and to pay for the costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Financial Director, bear the Town 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, Connecticut. The bonds shall be general obligations of the Town 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 Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, 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 First Selectman and the Financial Director, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the First Selectman and the Financial Director in a competitive offering and 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 Town. To the extent required by the Charter of the Town of Newtown, bids shall be solicited from at least three lending institutions. 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.

Section 4. The First Selectman and the Financial Director are 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 First Selectman and the Financial Director, have the seal of the Town affixed, be payable at a bank or trust company designated by the First Selectman, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut, and be certified by a bank or trust company designated by the First Selectman pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut 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 Town 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 Town 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 First Selectman is hereby authorized, in the name and on behalf of the Town, to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and any time after the date of passage of this resolution in the maximum amount and for the Project with the proceeds of bonds or bond anticipation notes or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations 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 Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Financial Director or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 7. The First Selectman and the Financial Director are hereby authorized, in the name and on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB 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 the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The First Selectman is hereby authorized, in the name and on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

December 2, 2015

Carl Samuelson, Asst. Director
Parks and Recreation Department
Town of Newtown
Three Main Street
Newtown, CT 06470

RE: Condition Report;
Existing Outdoor Pool Structural Evaluation
Newtown, CT

Girard and Company LLP provided a site visit Thursday, November, 19, 2015 at Treadwell Park, Newtown, to review and observe condition of existing pool foundation structure. The Town would like to replace the existing concrete deck surrounding the pool structure and would like to have acknowledgement of the pool's condition prior to making the decision to go ahead with the deck replacement project.

Carl Samuelson, Assistant Director/Parks, assisted me during my site visit and was very helpful in providing information concerning the pool's history. Some drawings, PL-1, PL-2, PL-3 and PL-4, dated 6/01/1992, were made available. Drawings have limited structural information but are enough to become familiar with the pool profile, dimensions, and structure. Carl noted that there is no indication of water loss due to leakage only normal evaporation loss. This is an assumption since there is no metering that records this.

It was noted that the plaster finish may have been replaced once since original construction.

The pool is located in the park complex's south west corner between turfed Soccer field and Baseball/Softball diamond. Surrounding the pool are Picnic Areas, Pavilion, Playground, Basketball Court and Parking Area. Adjacent to the pool are Changing and Locker Rooms including Public Bathrooms. The pool area is surrounded by fencing. A Wading Pool is also located within the fenced area which was not a part of this study.

The existing pool structure is 'L' shaped. The long leg runs north/south which has an eight lane tile design embedded into finish plaster surface with depths ranging from 3'-6" to 5'-6" and is 75' long x 60' wide. Starting platforms at each lane, which were a part of the original design, have been removed. Two aluminum ladders access the pool each corner of the pool's west face. A recessed stair pool entry is located at the lap pool leg's northeast corner.

The short leg of the 'L', 30' wide x 43' long, is used for diving with two diving platforms. Depth of this deep portion slopes down from the lap area of the pool at 5 feet to 12 feet at the diving platform end. At the deep end are drains for the pool system. There are two aluminum ladder entries at this section's north and south face.

A surge tank is located near the north face of the pool's deep end and is located below the pool deck with tank access hatch on the deck surface.

The pool is constructed of formed and reinforced poured in place concrete walls and slab basin with a plaster finish of unknown thickness. The top of the walls contain a continuous aluminum drain system set in.

**GIRARD
AND
COMPANY**
STRUCTURAL ENGINEERS
10 WATERCHASE DRIVE
ROCKY HILL, CT 06067
OFFICE: (860) 563-3820
FAX: (860) 563-3860

GIRARDCO.COM

The following are observations made with recommendations: Please note that all visual observations are on the pool slabs finish surface only.

- Several surface micro-cracks that appear to be self-healed could be seen in the concrete surface. This is predominant on the Lap pools North face where pool walls transition down to curved slab basin. Refer to Photo 1.
 - No repairs required.
- Visual cracks in pool wall corners. Cracks appear at most corners. Refer to Photo 2.
 - Patch cracks during next Maintenance period.
- Visual surface cracks in pool Basin Floor Surface at a few locations. Refer to Photo 3.
 - Patch cracks during next Maintenance period.
- Visual surface crack in pool Stair Tread Surface. One pool tread only. Refer to Photo 4.
 - Patch crack during next Maintenance period.
- Chipped tile, sharp edges. Only observed one tile chipped. Did not do a thorough review of all tile locations. Refer to Photo 5.
 - Fill in with patching compound or replace tile during next Maintenance period.
- Long Open Crack at Wall/Basin inside wall intersection between Lap Pool and Deep Pool areas. Refer to Photo 6. Carl Samuelson, per my direction, at a later date, removed portion of finish plaster surface to verify that crack did not continue into structural concrete slab. Visual observations by Carl after finish removed verified that crack is only in finish surface only and did not extend into structural concrete slab surface. This area has been patched after observations made. Refer to Photo 6.
- Observed minor slab finish surface spalls. Refer to Photo 7.
 - Fill in Spalls with patching compound during next Maintenance period.
- Gap between top of pool wall and bottom of continuous gutter system. Refer to Photo 8.
 - Fill in Gaps with sealer grout/caulk during next Maintenance period.
- It was noted by Carl that there is a rust spot that could be seen on the pool wall surface when pool is filled with water near the top of the deep end of pool's northeast corner. There does not appear to be any deterioration at this location. Rust spot could not be seen with pool empty.

Conclusion:

The overall condition of the existing pool was observed to be in very good condition. Should there be deterioration in the structural concrete pool walls or slab basin there is usually some indication that would translate through the pool finish surface. This was not the case from observations made. There was no rust bleeding through the finish surface. There was no separation between the finish surface and structural concrete surface which usually could be seen by bubbling effect of finish plaster, large cracks, or large voids in finish material exposing structural surface below.

There is no indication of excessive deflections, structural distortions, or foundation settlement in the pool structure.

Please note that this structural assessment was limited to a general review by site observations of exposed surfaces. Forensic investigation and analysis of concealed structural systems is beyond the scope of this report. The only exception being the removal of plaster finish at pool basin corner cracks as described above.

Maintenance as recommended will prevent any further deterioration finish surface and protect structural elements below finish material surface.

Should you have any questions concerning this report, please feel free to contact Girard and Company LLP.

Very truly yours,
Girard and Company, LLP



Michael J. Vanasse, PE



Photo 1 - Self-Healing Micro-Cracks near pool basin



Photo 2 - Pool Wall Corner Crack

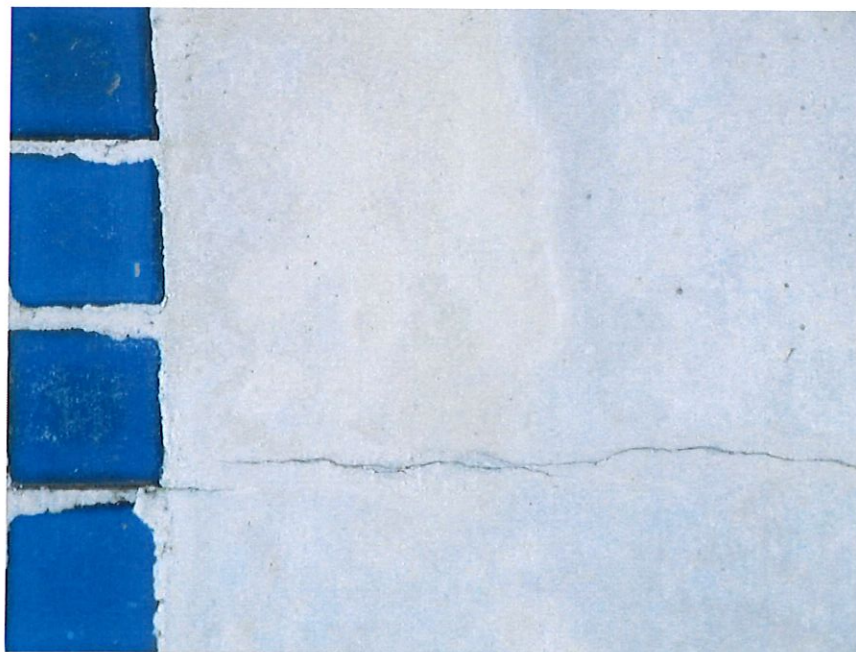


Photo 3 - Pool Basin Surface Crack

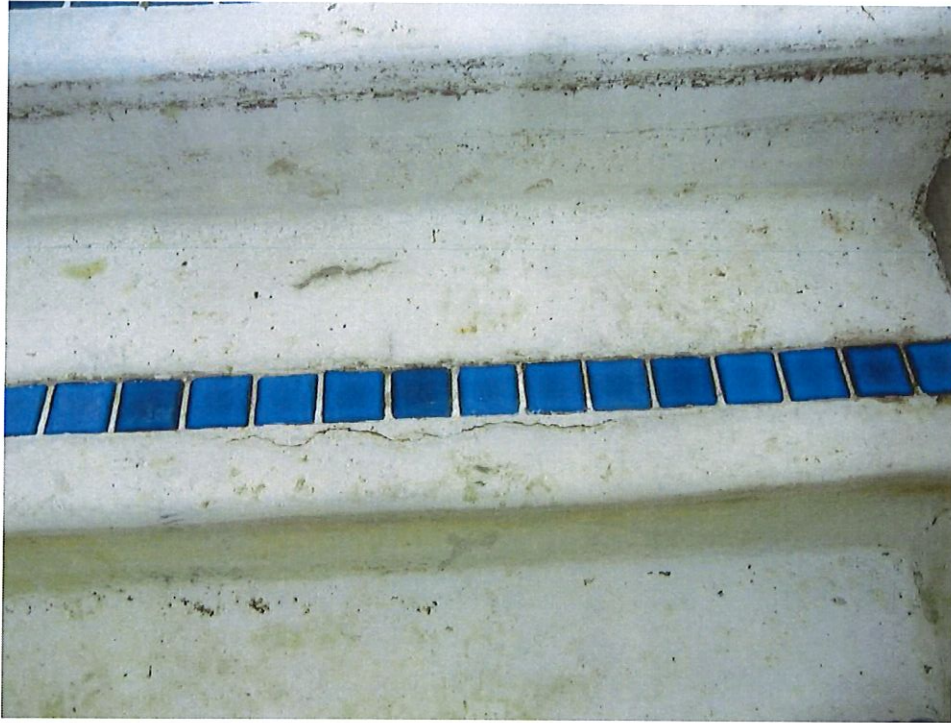


Photo 4 - Stair Tread Surface Crack

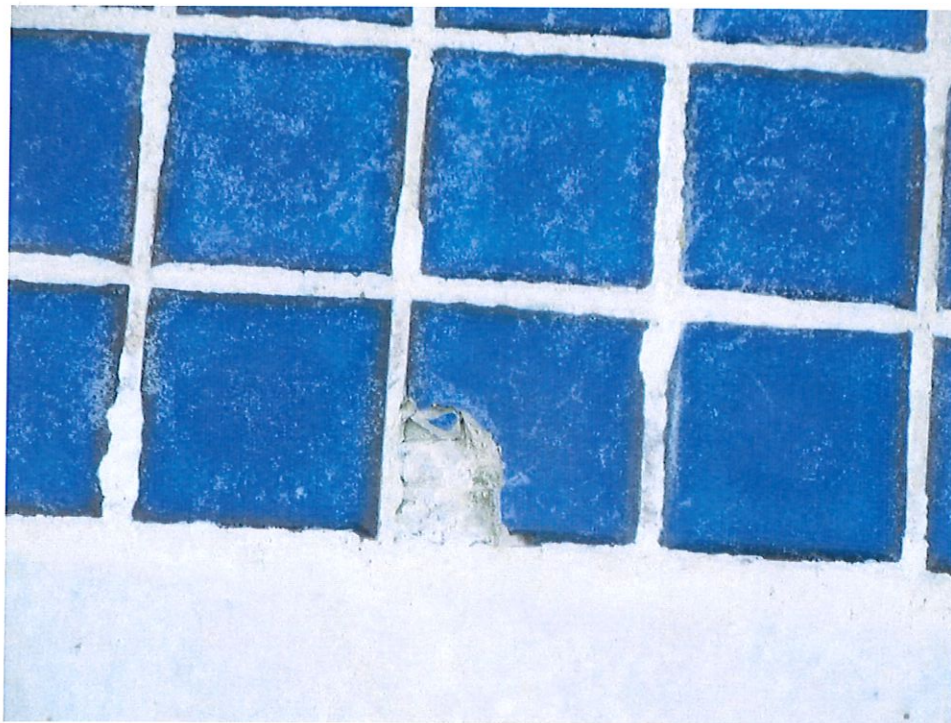


Photo 5 - Chipped Tile

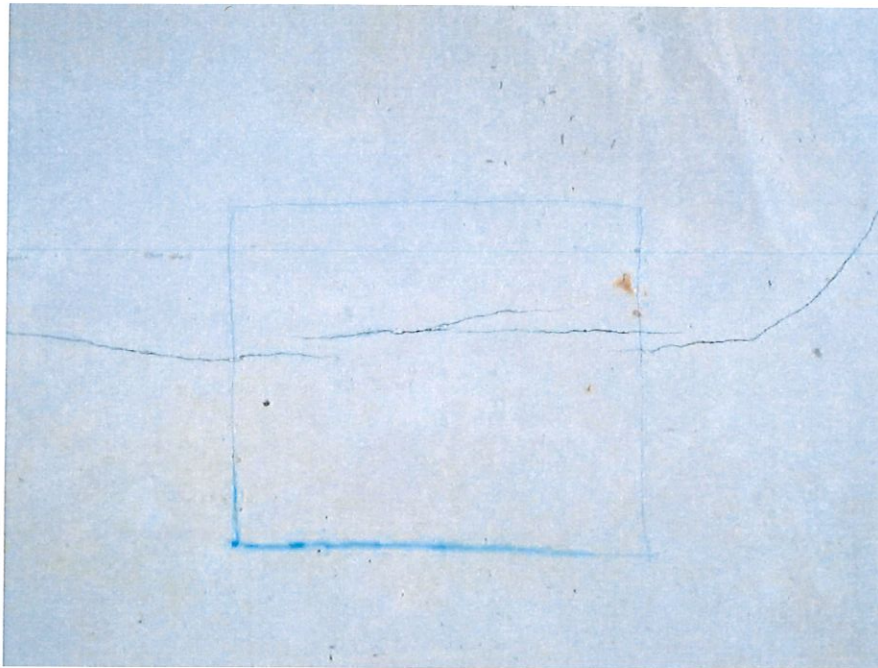


Photo 6 – Corner Crack at Pool Basin Wall Intersection



Photo 6 – Finish Surface Spall



Photo 7 – Gap at Top of Wall/Gutter

**TOWN OF NEWTOWN
FINANCIAL IMPACT STATEMENT
(Per Town Charter 6-35(b) & 7-25)**

REQUESTING DEPARTMENT PARKS & RECREATION

PROJECT: TREADWELL POOL DECK REPLACEMENT

PROPOSED APPROPRIATION AMOUNT: \$ 400,000

PROPOSED FUNDING:

BONDING \$ 400,000

GRANT

OTHER

\$ 400,000

ANNUAL FINANCIAL IMPACT ON OPERATING BUDGET (GENERAL FUND):

List any financial impact your request will have on the Town's annual operating budget.
Attach spreadsheet(s) showing your calculation of the estimated impact.

EXPENDITURE CATEGORY:	**FOR BRACKETS USE NEGATIVE SIGN BEFORE NUMBER**	(POSITIVE IMPACT) / NEGATIVE IMPACT	Attachment #
SALARIES & BENEFITS			
PROFESSIONAL SERVICES			
CONTRACTED SERVICES			
REPAIRS & MAINTENANCE			
UTILITIES			
OTHER			
DEBT SERVICE (1st year)		\$ 32,000	
TOTAL IMPACT ON EXPENDITURES		<u>\$ 32,000</u>	

REVENUE CATEGORY:	POSITIVE IMPACT / (NEGATIVE IMPACT)	Attachment #
PROPERTY TAXES		
CHARGES FOR SERVICES (FEES)		
OTHER		
TOTAL IMPACT ON REVENUES	<u>\$ -</u>	

TOTAL FINANCIAL IMPACT ON OPERATING BUDGET \$ 32,000

EQUIVALENT MILL RATE OF TOTAL IMPACT

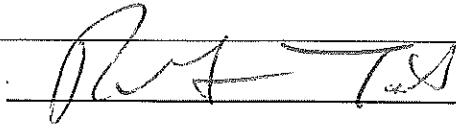
(using current year's information)

0.0104 mills

COMMENTS:

There is no financial impact for this project. We are replacing a dilapidated surface with a new one so any impact would be a minor reduction in maintenance as we currently are filling cracks and patching concrete on an "as needed" basis which would go away for the next ten or so years.
The deck, coping, skimmer and deck drain replacement items are more of a liability reduction than any sort of financial burden. We are not increasing the area, methods or need for us to maintain anything that we currently do, we are replacing the cracked and worn out existing deck.

PREPARED BY:



DATE: 12/27/18

TO: BOF, LC

Excerpt for Minutes of Board of Selectmen Meeting
held March 5 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018, at 7:30P.M. (E.T.).

Members present and absent were as follows:

Present
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

Absent

* * *

Selectman Crick Owen introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Providing For A Special Appropriation In The Amount Of \$525,000 For The Planning, Design, Engineering, Construction and Reconstruction Of Bridge Improvements As Authorized In The Capital Improvement Program (2017-18 to 2021-2022) And Authorizing The Issuance Of \$525,000 Bonds Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27, 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter.

Selectman Crick Owen moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Capeci. Upon roll call vote the ayes and nays were as follows:

AYES
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

NAYS

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

* * *

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$525,000 FOR THE PLANNING, DESIGN, ENGINEERING, CONSTRUCTION AND RECONSTRUCTION OF BRIDGE IMPROVEMENTS AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2017-18 to 2021-22) AND AUTHORIZING THE ISSUANCE OF \$525,000 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$525,000 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the "Town") for the planning, design, engineering, construction and reconstruction of improvements to various bridges in the Town of Newtown, pursuant to the Town's Bridge Program, as amended from time to time, including, but not limited to, resurfacing, guardrail replacement and various repairs, all as authorized in the Capital Improvement Plan (2017-18 to 2021-22) and for administrative, financing, legal and costs of issuance related thereto (collectively, the "Project"), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet said appropriation, \$525,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Financial Director, and the amount of bonds of each series to be issued shall be fixed by the Financial Director, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, 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 the bonds outstanding at the time of the issuance thereof, and to pay for the costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Financial Director, bear the Town 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, Connecticut. The bonds shall be general obligations of the Town 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 Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, 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 First Selectman and the Financial Director, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the First Selectman and the Financial Director in a competitive offering and 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 Town. To the extent required by the Charter of the Town of Newtown, bids shall be solicited from at least three lending institutions. 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.

Section 4. The First Selectman and the Financial Director are 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 First Selectman and the Financial Director, have the seal of the Town affixed, be payable at a bank or trust company designated by the First Selectman, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut, and be certified by a bank or trust company designated by the First Selectman pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut 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 Town 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 Town 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 First Selectman is authorized in the name and on behalf of the Town to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town hereby expresses its official intent pursuant to Section 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 Project with the proceeds of bonds or bond anticipation notes or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations 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 Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Financial Director or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 7. The First Selectman and the Financial Director are hereby authorized, in the name and on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB 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 the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The First Selectman is hereby authorized, in the name and on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

**TOWN OF NEWTOWN
FINANCIAL IMPACT STATEMENT
(Per Town Charter 6-35(b) & 7-25)**

REQUESTING DEPARTMENT PUBLIC WORKS

PROJECT: BRIDGE IMPROVEMENT PROGRAM

PROPOSED SPECIAL APPROPRIATION AMOUNT: \$ 525,000.00

PROPOSED FUNDING:

BONDING \$ 525,000.00

GRANT

CONTINGENCY

OTHER

\$ 525,000.00

ANNUAL FINANCIAL IMPACT ON OPERATING BUDGET (GENERAL FUND):

List any financial impact your request will have on the Town's annual operating budget.
Attach spreadsheet(s) showing your calculation of the estimated impact.

EXPENDITURE CATEGORY:	<small>**FOR BRACKETS USE NEGATIVE SIGN BEFORE NUMBER**</small>	(POSITIVE IMPACT) / NEGATIVE IMPACT	Attachment #
SALARIES & BENEFITS			
PROFESSIONAL SERVICES			
CONTRACTED SERVICES			
REPAIRS & MAINTENANCE			
UTILITIES			***
OTHER			
DEBT SERVICE (1st year)		\$ 40,000	
TOTAL IMPACT ON EXPENDITURES		<u>\$ 40,000</u>	

REVENUE CATEGORY:	POSITIVE IMPACT / (NEGATIVE IMPACT)	Attachment #
PROPERTY TAXES		
CHARGES FOR SERVICES (FEES)		
OTHER		
TOTAL IMPACT ON REVENUES	<u>\$ -</u>	

TOTAL FINANCIAL IMPACT ON OPERATING BUDGET \$ 40,000

EQUIVALENT MILL RATE OF TOTAL IMPACT

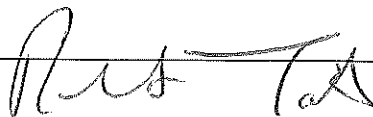
(using current year's information)

0.0130 mills

COMMENTS:

SAVINGS ARE HARD TO QUANTIFY. THERE SHOULD BE A POSITIVE IMPACT ON REPAIRS AND MAINTENANCE.

PREPARED BY:



DATE:

2/27/18

TO: BOF, LC

Excerpt for Minutes of Board of Selectmen Meeting
held March 5 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018, at 7:30P.M. (E.T.).

Members present and absent were as follows:

Present
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

Absent

* * *

Selectman Capeci introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Amending A Resolution Providing For A Special Appropriation In The Amount Of \$904,000 For The Planning, Design, Engineering And Construction Of Pedestrian Sidewalk Improvements Project And Authorizing The Issuance Of \$150,000 Bonds (Calculated As \$904,000 Minus \$723,200 In State And Federal Grants Minus \$30,800 In Local Sources) Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27, 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter.

Selectman Capeci moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Crick Owen. Upon roll call vote the ayes and nays were as follows:

AYES
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

NAYS

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

* * *

A RESOLUTION AMENDING A RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$904,000 FOR THE PLANNING, DESIGN, ENGINEERING, AND CONSTRUCTION OF PEDESTRIAN SIDEWALK IMPROVEMENTS PROJECT AND AUTHORIZING THE ISSUANCE OF \$150,000 BONDS (CALCULATED AS \$904,000 MINUS \$723,200 IN STATE AND FEDERAL GRANTS MINUS \$30,800 IN LOCAL SOURCES) OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. Section 1 of the resolution entitled “A Resolution Providing For A Special Appropriation In The Amount Of \$904,000 For The Planning, Design, Engineering, And Construction Of Pedestrian Sidewalk Improvements Project And Authorizing The Issuance Of \$150,000 Bonds (Calculated As \$904,000 Minus \$723,200 In State And Federal Grants Minus \$30,800 In Local Sources) Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose”, approved at a Special Town Meeting held April 18, 2016 and as amended at a Legislative Council Meeting held October 4, 2017 (the “Resolution”) is hereby further amended by increasing the appropriation therein, thereby making said Section 1 read as follows:

“Section 1. The sum of \$1,175,600 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the “Town”) for the planning, design, engineering, and construction of pedestrian sidewalk improvements, including, but not limited to 5,900 LF feet of new ADA compliant sidewalk along South Main Street between Glover Avenue and Mile Hill Road; and along Mile Hill Road between South Main Street and Trades Lane, and for administrative, financing, legal and costs of issuance related thereto (collectively, the “Project”), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.”

Section 2. The first sentence of Section 2 of the Resolution is hereby amended to read as follows: To meet said appropriation, \$150,000 bonds of the Town (calculated as \$1,175,600 minus \$940,480 in State and Federal grants and \$85,120 in local sources), or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, as amended from time to time (the “Connecticut General Statutes”).

Section 3. Section 6 of the Resolution shall be applicable to the appropriation and bond authorization added by this amendment, as of the date of the adoption of such amendment.

· Excerpt for Minutes of Board of Selectmen
held March 5, 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018, at 7:30P..M. (E.T.).

* * *

Members present and absent were as follows:

Present

Absent

Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

* * *

Selectman Crick Owen introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Providing For A Special Appropriation In The Amount Of \$1,500,000 For The Planning, Design, Engineering, Reconstruction And Construction Of Town Roads As Authorized In The Capital Improvement Plan (2018-19 to 2022-23) And Authorizing The Issuance Of \$1,500,000 Bonds Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27, 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter;

Selectman Crick Owen moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Capeci. Upon roll call vote the ayes and nays were as follows:

AYES

Crick Owen
Rosenthal

NAYS

Capeci

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION
IN THE AMOUNT OF \$1,500,000 FOR THE PLANNING,
DESIGN, ENGINEERING, RECONSTRUCTION AND
CONSTRUCTION OF TOWN ROADS AS AUTHORIZED IN
THE CAPITAL IMPROVEMENT PLAN (2018-19 to 2022-23)
AND AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS
OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION
AND PENDING THE ISSUANCE THEREOF THE MAKING OF
TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$1,500,000 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the "Town") for the planning, design, engineering, reconstruction and construction of Town roads, including, but not limited to, pavement, curbs, drainage, grinding and overlay, micropaving, chipsealing and cracksealing, and other road improvements, all pursuant to the Capital Road Program as authorized in the Capital Improvement Plan (2018-19 to 2022-23) and for administrative, financing, legal and costs of issuance related thereto (collectively, the "Project"), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet said appropriation, \$1,500,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Financial Director, and the amount of bonds of each series to be issued shall be fixed by the Financial Director, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, 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 the bonds outstanding at the time of the issuance thereof, and to pay for the costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Financial Director, bear the Town 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, Connecticut. The bonds shall be general obligations of the Town 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 Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, 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 First Selectman and the Financial Director, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the First Selectman and the Financial Director in a competitive offering and 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 Town. To the extent required by the Charter of the Town of Newtown, bids shall be solicited from at least three lending institutions. 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.

Section 4. The First Selectman and the Financial Director are 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 First Selectman and the Financial Director, have the seal of the Town affixed, be payable at a bank or trust company designated by the First Selectman, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut, and be certified by a bank or trust company designated by the First Selectman pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut 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 Town 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 Town 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 First Selectman is hereby authorized, in the name and on behalf of the Town to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town hereby expresses its official intent pursuant to Section 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 Project with the proceeds of bonds or bond anticipation notes or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations 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 Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Financial Director or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 7. The First Selectman and the Financial Director are hereby authorized, in the name and on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB 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 the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The First Selectman is hereby authorized, in the name and on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

Excerpt for Minutes of Board of Selectmen
held March 5, 2018

A meeting of the Board of Selectmen of the Town of Newtown was held in the Council Chamber, Newtown Municipal Center, 3 Primrose Street on March 5, 2018 at 7:30P.M.

Members present and absent were as follows:

Present
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

Absent

Selectman Capeci introduced and read the following resolution:

RESOLVED: That the resolution entitled "Resolution Providing For A Special Appropriation In The Amount Of \$1,685,400 For The Complete Replacement And/Or Restoration Of Certain Sections Of The Middle Gate School Roof As Authorized In The Capital Improvement Plan (2018-19 to 2022-23) And Authorizing The Issuance Of \$1,685,400 Bonds Of The Town To Meet Said Special Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose", a copy of which is attached hereto, said special appropriation was initiated by the First Selectman in a letter dated February 27, 2018, a copy of which is attached hereto, in accordance with Chapter 6, Section 6-35 of the Town Charter;

Selectman Capeci moved that said resolution be adopted as introduced and read and the motion was seconded by Selectman Crick Owen. Upon roll call vote the ayes and nays were as follows:

AYES
Daniel C. Rosenthal
Maureen Crick Owen
Jeff Capeci

NAYS

First Selectman Rosenthal thereupon declared the motion carried and the resolution adopted.

RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$1,685,400 FOR THE COMPLETE REPLACEMENT AND/OR RESTORATION OF CERTAIN SECTIONS OF THE MIDDLE GATE SCHOOL ROOF AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2018-19 to 2022-23) AND AUTHORIZING THE ISSUANCE OF \$1,685,400 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$1,685,400 is a special appropriation made pursuant to Chapter 6, Section 6-35 of the Town Charter of the Town of Newtown (the "Town") for the complete replacement and/or restoration of certain sections of the Middle Gate School roof, including, but not limited to, additional drains, waterproofing, caulking, equipment curbing repairs, electrical and piping installation, as authorized in the Capital Improvement Plan (2018-19 to 2022-23) and for administrative, financing, legal and costs of issuance related thereto (collectively, the "Project"), said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof.

Section 2. To meet said appropriation, \$1,685,400 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Financial Director, and the amount of bonds of each series to be issued shall be fixed by the Financial Director, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, 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 the bonds outstanding at the time of the issuance thereof, and to pay for the costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the First Selectman and the Financial Director, bear the Town 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, Connecticut. The bonds shall be general obligations of the Town 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 Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, 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 First Selectman and the Financial Director, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the First Selectman and the Financial Director in a competitive offering and 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 Town. To the extent required by the Charter of the Town of Newtown, bids shall be solicited from at least three lending institutions. 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.

Section 4. The First Selectman and the Financial Director are 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 First Selectman and the Financial Director, have the seal of the Town affixed, be payable at a bank or trust company designated by the First Selectman, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut, and be certified by a bank or trust company designated by the First Selectman pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut 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 Town 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 Town 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 First Selectman is hereby authorized, in the name and on behalf of the Town to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town hereby expresses its official intent pursuant to Section 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 Project with the proceeds of bonds or bond anticipation notes or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations 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 Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Financial Director or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 7. The First Selectman and the Financial Director are hereby authorized, in the name and on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB 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 the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The First Selectman is hereby authorized, in the name and on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

