

Town of Trumbull

Town Council
CONNECTICUT
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TOWN HALL
Trumbull

TELEPHONE
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MINUTES April 11, 2013

CALL TO ORDER: Chairman Carl A. Massaro, Jr. called the special joint meeting of the Trumbull Town Council and the Board of Finance to order at 7:13 p.m. at the Trumbull Town Hall.

This document contains the motions & votes acted upon by the Trumbull Town Council. Motions & votes acted upon by the Board of Finance are recorded in the Trumbull Town Clerk's by the Board of Finance.

ROLL CALL: The clerk called the roll and recorded it as follows:

PRESENT:

Suzanne S. Testani	Ann Marie Evangelista	Jane Deyoe	Tony J. Scinto
Debra A. Lamberti	John A. DelVecchio, Jr.	Vicki Tesoro	Jeffrey Donofrio
Kristy Waizenegger	Martha A. Jankovic-Mark	Michael J. London	Fred Palmieri, Jr.
James F. Meisner	Mark LeClair	Carl A. Massaro, Jr.	
Chadwick Ciocci	Gregg Basbagill		

ABSENT: David R. Pia, Jeff S. Jenkins, Thomas Whitmoyer and James Blöse.

ALSO PRESENT: BOF Members, Chairman Elaine Hammers, Cindy Penkoff, Susan LeFrance, David Rutigliano, Paul Lavoie, Andy Palo and Tom Tesoro, First Selectman Timothy Herbst, Director of Finance Maria Pires, Bond Counsel Joseph Fasi, Superintendent of Schools Ralph Iassogna, Assistant Superintendent of Schools Gary Cialfi, Business Manager Shawn O'Keefe, BOE Members Deborah Herbst and Loretta Chory, THS Athletic Director Michael Herbst, BOE Facilities Director Steve Kennedy and BOE Technology Director Jeff Hacket and Mr. Al Barbarotta of AFB.

DISCUSSION ITEM:

Snow Removal from School and BOE Buildings for Fiscal Years 2011-2012 & 2013

First Selectman Herbst briefed the BOF and the Town Council on Town wide snow removal efforts of 2011 and 2013.

- The Town had five (5) FEMA claims in 2.5 years. The federal agency requires very detailed data when a municipality is seeking reimbursement for costs related to emergency clean up.
- The Town is working in conjunction with the BOE to seek FEMA reimbursement for all costs associated with the BOE storm recovery efforts. A cost summary report for storm Nemo was drafted by the Town Finance Department in March 2013. The Storm Nemo Cost Summary Report includes the cost of cleanup for the entire Town of Trumbull including police over-time, the Public Work Department's over-time, double time and costs of equipment. The costs for the BOE clean up v. the Town-wide costs stand out. Request of storm Nemo documentation, (names of contractors, hours worked, hourly rates and where the work was performed) was made to the BOE and for the 2011 storm related cost.

- The Town side had \$300,000 to \$375,000 in the 2011 snow removal costs. The Town incurred \$158,000 in costs for the 2013 Storm Nemo. This represents every road plowed, overtime at time and half, double time and equipment costs. There were no other towns' trucks assisting in the 2011 snow removal efforts.
- The BOE had a combined cost of over \$900,000. In 2011 \$750,000 and \$163,000 in 2013. The 2013 Storm Nemo does not include the costs of plowing all of the parking lots at the schools, there were some parking areas included but most of the cost is cleaning the structures. The Public Works Department plowed THS and Stamford's Mayor Pavia sent Trumbull six trucks to plow the other schools. The Town of Trumbull was not charged for the plowing.
- The BOE is trying for more specificity with regards to the storm data. This will allow the Town attorneys to properly defend during mediation and more detailed information for the insurance claim.
- Mr. London stated there is approximately 250 miles of road in Town to plow and noted it seemed odd the BOE snow removal cost would be the same. Mr. Iassogna stated that the schools snow removal is not the same effort as plowing straight roads. The BOE was working under a directive school could not open until the load on the roofs was reduced and was also under a time constraint. They worked closely with the insurance company's attorney and the First Selectman to open the schools safely and in a timely manner. The BOE's number of school days is per state statute and would have contractual issues with regard to paying staff. They did their best in a disaster. Trumbull was the envy of other communities because they were able to get outside contractors to perform the 2011 work. \$65 per hour was the price at the time. Since then the BOE has made changes in procedure so that they would not have to pay premium rates again moving forward there will be on-call snow removal contractors in place. Mr. Donofrio explained the BOE is engaging in an on-call snow removal contract instead of procuring the work on as needed basis.
- Mr. Kennedy explained the comparison between snow removal on the Town side to the BOE as apples to oranges. They would rather not have to have someone on the roof, this had happened once in thirty years. There is heightened awareness due to the roof collapses throughout the state in 2011. Snow guards have been added to the gymnasium roof at Madison Middle School, as they replace BOE roofs they will not use the less expensive single membrane and will be looking at heating the roofs; there are a number of different avenues to research, they may consult an engineer as well.
- Mr. Iassogna explained for Ms. Testani in 2011 they did try to get local labor but there was no one available. They had even checked with the National Guard and they too had no units available. Mr. Kennedy stated that there were people who were asking \$65 per hour in 2013 but they had made the decision that the BOE would not spend that. First Selectman Herbst explained in 2011 there was an overwhelming demand in 2013 Trumbull was part of a group of towns who were hit harder than others therefore there were more people available to help the towns who were hit hard.
- Mr. Kennedy explained for Ms. Tesoro that 2011 was an unusual situation, it was a series of storms with dense snow, and with each storm the weight increased and caused the roof collapses seen throughout the state.
- Ms. Penkoff stated the BOE did have time to work with; April vacation was still in place as well as the option of adding time to the end of the school year and questioned why a bid waiver was not sought. Mr. Iassogna stated he took full responsibility for not seeking a bid waiver, after the EOC meetings the bottom line was that they were to get the job done anyway they could. He did not think of a bid waiver at the time. Using April vacation creates logistical and monetary issues by jeopardizing going into the next school year. That would cause a double payment for certain staff. They did not take April vacation away, maybe in the future the BOE will. The contractors were found by Mr. A. Barbarotta. Mr. O'Keefe is coordinating all of the information and has forwarded it to the attorneys for the mediation. The contractors were used in 2011, there has been no evidence or confirmation on which contractor damaged the roof. Mr. Kennedy stated that they have reused some of the contractors in 2013 and does not feel they can hold them negligent because it was more of a case of the situation than it was the individual effort. They did come back in 2013 and there was no damage done.

- Mr. Meisner indicated that \$750,000 represents 11,500 man-hours at \$65 per hour. Mr. A. Barbarotta explained that there were hundreds of people working on the snow removal in 2011, shoveling snow off a roof was something that had never had to be done before. They made sure any company called in had workers' comp, liability insurance and had experience working with the labor force on the roof. They learned from 2011. (Mr. Scinto left the meeting at 7:51 p.m.) There were issues where the roof was damaged, and was submitted to the insurance company. (Mr. Scinto returned to the meeting at 7:52 p.m.) The next storm they did not have to remove the snow they were able to spread the drifts to areas where there was no snow. Using the same contractors made sense because they had experience. There were no issues with claims from workers, no one was hurt and they got the job done. In 2013 they were able to the work for a third of the cost of 2011, so obviously they learned. At the suggestion of the First Selectman the BOE is putting a bid together so that they can get a fixed rate from people who will provide that work in the next emergency at a rate better than \$55 per hour. First Selectman Herbst stated that there is a bill in the CT General Assembly that protects municipalities from price gouging during weather related emergencies. If there are not on-call services the Town is at the mercy of the contractor. Based on the 2011 RFP for equipment, the rates charged during the 2011 storm was three times that rate. During an emergency First Selectman Herbst is always available at the EOC and would sign a bid waiver. This would allow for another set of eyes to scrutinize the costs associated. There was a bill submitted for Frenchtown School for 912 hours at \$55 per hour. 912 hours over two days would equal 60-70 workers working at least 8 hours per day, (or less man-power and longer day). When the Town asked about this they were told that based on the shape and configuration of the roof at Frenchtown it required more man-power. The Town is doing whatever they can to recover some of this money through FEMA and/or insurance. Mr. Iassogna stated that if they can prove price gouging there is the possibility of recouping some of the money through the attorneys. First Selectman Herbst stated if through discovery they can determine who damaged the roofs they will be able to seek retribution for that as well.
- Mr. Lavoie stated that a series of decisions was made during an emergency that may have not been in the best interest of the taxpayers but what is more important is what was learned and what will be done moving forward to make sure there are controls and proper procedures are in place. First Selectman Herbst stated it is necessary to have on-call RFP for these services so that the BOE and Town can be proactive in these situations not reactive. If there is not an on-call bid and it is in excess of \$10,000 no one will be hired without a bid waiver, this will allow for several sets of eyes reviewing the costs before the contractor is hired. Several BOE members support a policy change with respect to when a bill is received and when it is paid. There will be a time certain applied to when a bill is paid after receipt of the invoice. This will allow for the appropriate amount of time to properly analyze the bills and to make sure that they are justified. Because the storms were emergencies many of the bills were paid quickly. Mr. O'Keefe indicated that since this has occurred any bills that are greater than \$10,000 will get much more scrutiny. They will in the future need to verify the people on the roofs, there will be more focus on that. First Selectman Herbst stated included in the bid documents will be the requirement that every contractor will have a referral check; this will take many of the issues off the table before the emergency arises. Mr. Tesoro stated that during an emergency having someone on call at \$35 per hour may not guarantee that they will be able to perform the work when needed they may say that they will do it but after they do the work for the people who are willing to pay the \$55 first. There are situations that arise in emergencies that you do pay premium because it cheaper to pay that rate than to have one roof collapse . First Selectman Herbst stated there were eleven (11) contractors who responded to the Town Bid #5946 issued on May 26, 2011 for on-call equipment rental rates with operator at a per day response and per hour response. If this was replicated hopefully the Town will have a list of 11-12 contractors available on-call. Chairman Hammers added hopefully one of them would perform the work when needed.
- First Selectman Herbst indicated for Mr. Palmieri that the documents necessary for FEMA reimbursement are currently being procured. Mr. O'Keefe has gone through the laborious task of

contacting the contractors from 2011 and 2013 for employees' names and where they were stationed so that they can properly add the costs. All of the costs need to be justified for the insurance company. The insurance companies will contact neighboring communities to compare what they paid. If the Town's number is not in sync with the region it will hurt their claim. They want to make sure they have all of the necessary documentation to recover the money. If after the Town attorneys go through all of the documents if there is a question as to the accuracy of the claim he will not send the Town attorneys in to defend. That would compromise the integrity of the Town and its agents.

- Mr. O'Keefe indicated for Ms. LeFrance that in the last storm there were bills received on February 13th, approved on the same day, then sent to BOE Plant Operations on February 15th and reviewed by Mr. Kennedy. It was then sent to accounts payable for payment on February 22nd, start to finish paid in 9 days. Mr. Kennedy that during the 2013 storm the employees were handling multiple tasks overseeing and verifying those workers on-site as well plowing. Mr. Kennedy confirmed for Mr. Meisner that the damage to the THS and Madison Middle School were covered by insurance.
- Chairman Hammers stated they appreciate all of the practices and policies being put in place and asked the BOE to think twice and ask the question is it really worth the cost involved for the schools to open a day or two earlier. Chairman Hammers would like to hear more with regard to the systems that heat the roofs.

BUSINESS:

1. *BOF Action- The BOF moved and seconded to read the title and section 1 of the 2013-2014 \$1,360,000 BOE Technology CIP bond resolution in its entirety and to waive the reading of the remainder of the resolution, incorporating its full text into the minutes of this meeting. BOF VOTE: Motion CARRIED unanimously. Mr. Lavoie of the BOF read the title and section 1 of the resolution as follows:*

RESOLUTION APPROPRIATING \$1,360,000 FOR THE TRUMBULL BOARD OF EDUCATION TECHNOLOGY CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$1,360,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$1,360,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education Technology Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, and including, appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education Technology CIP.

Moved by Ms. Testani, seconded by Ms. Lamberti seconded to incorporate the title and section 1 of the 2013-2014 \$1,360,000 BOE Technology CIP bond as read by the BOF in its entirety and to waive the reading of the remainder of the resolution, incorporating its full text into the minutes of this meeting.

VOTE: Motion CARRIED unanimously

BOF Action -The Board of Finance motioned (DeGennaro) and seconded (Palo) to amend the resolution by decreasing the amount by \$574,850.

It was confirmed that the Town Council received the BOE Analysis (Attached) via e-mail; hard copies were distributed at this meeting.

Mr. Tesoro motioned to TABLE discussion of this resolution. Mr. Tesoro withdrew his motion.

(Mr. London and Mr. Lavoie left the meeting at 8:26 p.m.) (Mr. London and Mr. Lavoie returned to the meeting at 8:27 p.m.)

Chairman Hammers stated that she had asked Mr. DeGennaro to share what he had learned after having met with Mr. Hackett before the BOF budget review. The analysis includes what items have a life-span that justifies bonding and which items that would not be usable after five (5) years.

Mr. Iassogna stated that the \$1.36 million is the maximum; they think that number will come down. Mr. Hackett stated the majority of the bond is for replacement equipment. Mr. Rutigliano indicated the bond includes wireless access and 63 smart boards, those are both new equipment. (Mr. LeClair left the meeting at 8:29 p.m.) Mr. DeGennaro explained in preparation of the budget had prepared a list of questions for Mr. Hackett's team and for the Superintendent, he also had prepared a list of observations from those meetings and information he gathered with other research on State of CT BOE plans to see if it matched up with what was being done and also reviewed the Gibson Report. (Mr. LeClair returned at 8:31 p.m.) Trumbull is behind in technology compared to other towns. The observations are straight forward. The plan is consistent with the State plan and the Gibson report. There is an element of efficiency by installing in this new technology and suggested an annual budget line item for technology replacement. The THS equipment is excluded from this bond. The plan complex and is not sure if Mr. Hackett will be able to do all of this in a year. There is another \$802,000 identified for years two and three. The question is what happens next year, it will have to be determined and how it will be paid for. The Town is buying technology that is already back dated; as a result software upgrades will not be available. Leasing is an option. From a bonding perspective it is not a good investment. Going to wireless is the way of the future, this proposal includes a good architecture design and a three-year license and does makes sense to bond that because it will be around for a longtime, will be utilized and will have the ability to be upgraded. Per the Gibson report, the reason the BOE has these issues is because there has not been a lot of attention paid to technology. Rather than have the equipment for a long time it would be better to have a progression plan to upgrade the equipment, not every year, but pieces of it to stay consistent with the technology. This will make easier and more cost effective to support and easier for the educators to get the software to the students.

Mr. London spoke in favor of the analysis and how it made it easier for all to understand. Mr. DeGennaro explained for Mr. London that there is equipment which is referred to as *points of presence* are access points. There is an access point and centralized controller installed and a licensing for the access point. There is an annual fee per device. The 3-year license will enable them to pay a smaller charge because they would have had the equipment for 3 years. Mr. London stated the BOF had transferred the \$874,000 back to the BOE therefore it would make sense to use that money instead of bonding. Mr. Iassogna stated the BOE had discussed that option and had not yet made a final decision. There are 3 items on this agenda that the BOE had discussed in conjunction with the \$1.862 million 2013-2014 budget reduction. There is a possibility there will be unspent monies this year although they expect it to be at ½ %, approximately \$400-\$500,000. Mr. Scinto indicated that none of these items have 5-year lifespan. Mr. DeGennaro stated the company he works for is very cost conscious, they purchase Juniper products which lasts 2-6 years, in the context of what the BOE proposed, when they go out to bid if they can get a better product to accommodate they would probably do that, but Mr. DeGennaro was not in charge of telling them to buy one product over the other. Mr. Hackett explained the company they had selected for THS came up with a product that was bought out by Sysco called Moracki and is less expensive. Mr. Scinto stated that if this is to be bonded you want to make sure the parts will be available. (Ms. Lamberti left the meeting at 8:46 pm.)

Mr. DeGennaro stated if this were a business they may take a different approach, but within the context of the school they are going from ground zero to a much higher level based on the Gibson Report. The technology they have now is woefully inadequate. He is not suggesting whether this is the right mix of equipment or not and offered his assistance to Mr. Hackett. (Ms. Lamberti returned to the meeting at 8:49 p.m.) Mr. Scinto stated they he did not question the wireless but did question the switches. Mr. DeGennaro suggested 10 gig switches which would position the BOE forever, but was not aware what their band width is or their utilization is between the switches. Mr. Hackett indicated 1 gig is enough for now.

First Selectman Herbst indicated for Mr. Palmieri the reason for this meeting is to afford the opportunity for a collective decision to be made on what is a bonding priority and what is an operating budget priority, to determine what has a 5-year useful life and what does not. There are more than two options to fund these projects from. There is the \$874,000 that was not spent and has been indicated by the Superintendent that there will be unspent monies this year. In the past there has been pre-buying done before the end of the fiscal year. First Selectman Herbst stated that they are looking at tent bonds (5 year bonds). Atty. Fasi stated the resolution reads not more than the 20th year which is the maximum per the statute, the language could be amended. First Selectman Herbst stated that it is his intent, the Director of Finance's and the BOE Technology Director's to be a 5-year bond.

Mr. Basbagill stated that this was discussed in the BOF budget hearings and was ignored. His concern is that if this bond's amount was reduced that a supplemental appropriation of approximately \$500,000 would be necessary. It was his understanding that if the BOE had the \$874,000 they would apply it to the losses within the budget. Chairman Massaro stated that someone could offer an additional bond in the future. Mr. Basbagill spoke in favor of seeing the full technology plan move forward without using the money that could mitigate some of the reductions in the BOE budget. Chairman Hammers stated that the BOE has the right to make the decision on how they will spend the \$93-94 million approved 2013-2014 budget, if they choose that it does not include technology money that is their decision. Mitigating reductions as opposed to not growing the budget is their choice. To use any of the \$875,000 in operating expenses would be irresponsible because it would create a cliff. The BOF did not choose to increase by creating some bonding it helps move the process forward.

Mr. Iassogna indicated for Ms. Testani that they will go out to bid and will be able to get this to a lesser cost. First Selectman Herbst stated that the BOE also uses State contract pricing. If this is approved in full or part, it would only be approving the bond authorization that would not preclude or restrict Mr. Hackett from contacting other Towns to determine if working together would garner better pricing. If it is possible to save money in other areas without compromising the needs of students the BOE would not be as restricted in cash flow to address other matters, such as the technology. Mr. Iassogna indicated if the money was used and created a cliff it could be offset by the savings with going to self-funded health insurance. First Selectman Herbst stated Mr. Hackett and the Town Director of Technology have a very good working relationship.

Ms. Tesoro stated that all three of these resolutions should have been decided on before the budget was voted on. Mr. Iassogna indicated for Ms. Tesoro that a reduction over \$850,000 will result in significant cuts to program and in people. Ms. Tesoro stated it is important to know what is decided at this meeting will impact next year's BOE budget. Mr. Tesoro stated that he agreed with Ms. Tesoro. This money began in the operating budget it was removed by the First Selectman because he thought it would be better as a bonding request. Ms. Tesoro stated that Mr. DeGennaro had previously said that it should be in the operating budget, Ms. Tesoro agrees with this because these items do not have shelf life of what should be bonded. The process is being done backwards. Mr. Tesoro spoke against Hartford allowing them to put 1% of the BOE budget aside because it creates issues with transparency due to carryovers. This should have been left in the operating budget, now included in the operating budget it should be left as is. If the 1% is used for these items it will have consequences, cuts to programs and people.

First Selectman Herbst stated that there was a collective decision to put this in a bond package and to have it this agenda, this is transparent. A qualified BOF member is recommending some should be bonded and some be in the operating budget. Upwards of a 5% BOE budget increase cannot be justified in this economy. The Town was told last year the only way to have all day kindergarten and maintain programs was to have access to the \$874,000 and a 3.5% increase in the budget. It is almost the end of the fiscal year and the \$874,000 has not been used. Full Day Kindergarten is imbedded in the BOE budget and will continue to be. The Gibson Report is clear that this technology problem did not happen overnight. There have been other priorities for the last 8 years, specifically salaries and benefits. Those have increased at a generous level instead of investments in

technology. Collective decisions have been made on what the Town's priorities should and should not have been. There were priorities on high school renovations and capital projects. There are plenty of options for funding non-reoccurring expenses without creating funding cliffs. The Town is making technology a priority which is why it is before the BOF and the Town Council. First Selectman Herbst indicated to Mr. Tesoro that there is a school of thought that they should wait for the Sandy Hook Commission's report before taking on the expense for security, he did not agree with that and wants to make sure our schools are safe and are proactive. Mr. Tesoro agreed. First Selectman Herbst agrees with Mr. DeGennaro's Analysis of what should be in the bond and would also include the computer replacement and possibly the server consolidation. The other items could be funded with a surplus from this year, if there is one

Mr. Tesoro moved to table the discussion on this item until discussion on security takes place. Mr. Tesoro withdrew his motion.

Chairman Hammers explained for Ms. Evangelista in order for the extra BOE money to be returned to the Town to be used to pay off the bond earlier they would need to get 7 board members to agree to do so.

Mr. LeClair stated there had been a BOE 4.5% budget increase request; it has reduced to a 2.75% increase. The reduction is then thought of as a cut when it is actually an increase. The inflation rate last year was at 1.7%, the proposed increase to the BOE budget is a full percentage point above the inflation rate. Asking for a 4.5% or 5% increases is not reasonable.

Mr. Tesoro stated that for the last 7 years it is typical for BOE's not to get their full request. The budget had two levels of review what the First Selectman proposed was upheld by both boards. The technology bond is being discussed at this meeting and is a priority. Mr. Tesoro stated he wished this discussion took place before the adoption of the budget

*Moved and seconded by the BOF to TABLE discussion of this resolution until after the security discussion.
VOTE: Motion FAILED.*

Mr. London stated the \$874,000 plus the potential \$400,000 in unspent BOE funds would cover the entire amount of the technology request and suggested that the BOE use that money for the technology and to reject the bond request in its entirety.

Mr. Rutigliano spoke in favor of the bond request as Mr. DeGennaro presented at this meeting.

The BOF CALLED the QUESTION. VOTE: Motion CARRIED unanimously. Chairman Hammers confirmed the amount with both Bond Counsel and the Director of Finance; they both confirmed the amount as \$785,150. BOF ROLL CALL VOTE to amend the resolution to \$785,150 CARRIED 5-1 and by ROLL CALL VOTE as amended in the amount of \$785,150 CARRIED unanimously.

RESOLUTION TC24-125: Moved by Ms. Deyoe, seconded by Ms. Waizenegger to ADOPT as introduced.

Moved by Ms. Testani, seconded by Mr. LeClair to AMEND the amount of Resolution TC24-125 to \$785,150. Ms. Jankovic-Mark voiced her concern that if the amount is reduced it could affect instruction time not only by losing technology but also by not being able to pay for instruction. There are expenses that should be in the operational budget, if this all bonded there will not be all of the equipment needed.

Mr. Hackett indicated for Mr. Scinto that the high school is not finished; none of the bond authorization is going to the high school. Chairman Massaro clarified that this bond authorization is for the elementary school and the middle schools.

Mr. Meisner stated he would support as much as possible for the BOE.

Roll Call Vote on the amendment:

<u>Ayes:</u>	Suzanne S. Testani	Ann Marie Evangelista
	Jeff Donofrio	Mark LeClair
	Jane Deyoe	Carl A. Massaro, Jr.
	Fred Palmieri, Jr.	Michael J. London
	Vicki Tesoro	James F. Meisner
	Debra A. Lamberti	Tony J. Scinto
	Kristy Waizenegger	Chadwick Ciocci
	John A. DelVecchio, Jr.	

Nays: Gregg Basbagill
ABSTENTIONS: Martha A. Jankovic-Mark

VOTE: Motion CARRIED 15-1-1 (AGAINST: Basbagill) (ABSTENTION: Jankovic-Mark)

Moved by Mr. Palmieri, seconded by Mr. DelVecchio to amend the second line of Section 2 of RESOLUTION TC24-125 by striking the word *twentieth* and replacing it with the word with the word *fifth*.

Roll Call VOTE:

<u>Ayes:</u>	Suzanne S. Testani	Ann Marie Evangelista
	Gregg Basbagill	Martha Jankovic-Mark
	Jeffrey Donofrio	Mark LeClair
	Jane Deyoe	Carl A. Massaro, Jr.
	Fred Palmieri, Jr.	Michael J. London
	Vicki Tesoro	James F. Meisner
	Debra A. Lamberti	Tony J. Scinto
	Kristy Waizenegger	Chadwick Ciocci
	John A. DelVecchio, Jr.	

Nays: None
ABSTENTIONS: None

VOTE: Motion CARRIED unanimously.

ROLL CALL VOTE AS AMENDED (TWICE):

AYES:	Suzanne S. Testani	Ann Marie Evangelista
	Gregg Basbagill	Martha A. Jankovic-Mark
	Jeffrey Donofrio	Mark LeClair
	Jane Deyoe	Carl A. Massaro, Jr.
	Fred Palmieri, Jr.	Michael J. London
	Vicki Tesoro	James F. Meisner
	Debra A. Lamberti	Tony J. Scinto
	Kristy Waizenegger	Chadwick Ciocci
	John A. DelVecchio, Jr.	

VOTE: ADOPTED as Amended unanimously.

The Chair called a RECESS at 9:31 p.m.

The Chair called the meeting BACK TO ORDER at 9:41 p.m.

2. *The BOF moved and seconded to read the title and section 1 of the 2013-2104 \$740,000 BOE McDougall Stadium and Track CIP bond resolution in its entirety and waived the reading of the remainder of the resolution, incorporating its full text into the minutes of this meeting. Motion Carried unanimously. Mr. Lavoie read the title and section 1 of the resolution as follows:*

RESOLUTION APPROPRIATING \$740,000 FOR THE TRUMBULL BOARD OF EDUCATION McDUGALL STADIUM AND TRACK CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$740,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$740,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education McDougall Stadium and Track Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, including appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education McDougall Stadium and Track CIP.

BOF moved and seconded to approve the resolution as introduced and by Roll Call Vote the BOF approved the resolution unanimously.

Moved by Mr. DelVecchio, seconded by Mr. Scinto to take item #3, Resolution TC24-127 out of order.
VOTE: Motion CARRIED unanimously.

Moved by Mr. London, seconded by Mr. DelVecchio to waive the reading of the full resolution and adopt the resolution as read by the Board of Finance incorporating its full text into the minutes of this meeting.
VOTE: Motion CARRIED unanimously

Mr. Michael Herbst indicated for Mr. Rutigliano that the football field would have an 8-10 year life-span. The field currently has field turf; there is only one factory in the United States that manufactures the field turf. The cost between maintaining grass and the artificial turf is similar. The cost to maintain grass is approximately \$35-\$40,000 per year, when it rains you cannot play on it, on turf you can. Grooming is necessary for the artificial turf.

First Selectman indicated for Mr. Palo the tennis courts had been treated 10 years ago, the concern is that they serve a very specific athletic related purpose, while the fields and the tracks are used for a multitude of athletics. The amount of use for the track and field v. the lack of use for the tennis courts and due to staging costs it would not have made practical sense to stage all of the equipment for the track and the field. Mr. Michael Herbst indicated they can get by with the tennis courts, they can be patched.

First Selectman Herbst indicated for Mr. Tesoro that the soccer field was not included in the bond request because they are in the processing of completing the high school renovation project it has not been determined yet how much money will be leftover. It would be prudent to see what funds are leftover and then reassess if the funds could go towards the soccer fields. If not they would revisit the soccer field issue. The football field is in worse condition and takes priority over the soccer fields. It will not be known if there will be money left from the renovation before the work starts on the football field. Mr. Tesoro stated at this meeting they are authorizing a bond not the funding. There are historically low interest rates at this time.

Ms. Waizenegger spoke in favor of the resolution and high school sports. Mr. Michael Herbst stated there is a private donation policy in place. Mr. Iassogna confirmed this but noted that they have accepted donations but not on a large scale. Mr. Iassogna stated organizations have been sponsors in the past and the score board had been donated as well. First Selectman Herbst stated that they are looking to expand the Golf Classic and reaching out to alumni and sponsors for the brick walk to raise the money.

Mr. Michael Herbst indicated for Ms. Jankovic-Mark that a company has come to the high school football field to conduct a gravity max test (G-Max). They use a 20 lb. weight, the approximate weight of a head and drop it to the ground from 3' high. They measure the impact, a perfect grass field is 100, when it reaches 200 it is considered unplayable. THS field is at 192, 193, 195 and 170 in a couple of areas. Mr. M. Herbst started this process a couple of years ago, knowing that this would probably be its last year. If this was not done we could not use the field due to safety.

Mr. DelVecchio spoke in favor of the resolution due to the safety issue as presented by the Athletic Director

RESOLUTION TC24-127: Moved by Ms. Testani, seconded by Mr. LeClair to ADOPT as introduced.

ROLL CALL VOTE:

AYES:	Suzanne S. Testani	Ann Marie Evangelista
	Gregg Basbagill	Martha A. Jankovic-Mark
	Jeffrey Donofrio	Mark LeClair
	Jane Deyoe	Carl A. Massaro, Jr.
	Fred Palmieri, Jr.	Michael J. London
	Vicki Tesoro	James F. Meisner
	Debra A. Lamberti	Tony J. Scinto
	Kristy Waizenegger	Chadwick Ciocci
	John A. DelVecchio, Jr.	

VOTE: ADOPTED unanimously.

- The BOF moved and seconded to read the title and section 1 of the 2013-2014 \$840,000 BOE Security CIP bond resolution in its entirety and waived the reading of the remainder of the resolution, incorporating its full text into the minutes of this meeting. Motion Carried unanimously. Mr. Lavoie read the title and section 1 of the resolution as follows:*

RESOLUTION APPROPRIATING \$840,000 FOR THE TRUMBULL BOARD OF EDUCATION SECURITY CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$840,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$840,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education Security Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, including appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education Security CIP.

BOF moved and seconded to approve the resolution as introduced and by Roll Call Vote the BOF approved the resolution unanimously.

Moved by Mr. DelVecchio, seconded by Ms. Deyoe to waive the reading of the full resolution and adopt the resolution as read by the Board of Finance, incorporating its full text into the minutes of this meeting.

VOTE: Motion CARRIED unanimously

RESOLUTION TC24-126: Moved by Mr. Ciocci, seconded by Mr. DelVecchio to ADOPT as introduced.

The BOF moved and seconded and carried unanimously to enter into EXECUTIVE SESSION to discuss BOE security plans with members of the Board of Finance, Chairman Elaine Hammers, Cindy Penkoff, Susan LeFrance, Paul Lavoie, David Rutigliano, Andy Palo, Tom Tesoro and Town Council Suzanne S. Testani, Ann Marie Evangelista, Gregg Basbagill, Martha A. Jankovic-Mark, Jeffrey Donofrio, Mark LeClair, Jane Deyoe, Carl A. Massaro, Jr., Fred Palmieri, Jr., Michael J. London, Vicki Tesoro, James F. Meisner, Debra A. Lamberti, Tony J. Scinto, Kristy Waizenegger, Chadwick Ciocci, John A. DelVecchio, Jr. First Selectman Timothy Herbst, Superintendent of Schools Ralph Iassogna, Assistant Superintendent of Schools Gary Cialfi, Business Manager Shawn O'Keefe, BOE Members Deborah Herbst, Tom Kelly and Loretta Chory, THS Athletic Director Michael Herbst, BOE Plant Administrator Steve Kennedy and BOE Technology Director Jeff Hacket.

The Board of Finance entered into EXECUTIVE SESSION at 10 :09 p.m.

Upon motion and second the BOF ended EXECUTIVE SESSION at 10 :48 p.m.

Moved by Ms. Testani, seconded by Ms. Deyoe to amend RESOLUTION TC24-126 to \$780,000.

(No roll call vote necessary per Bond Counsel).

VOTE : Motion CARRIED unanimously.

Moved by Mr. DelVecchio, seconded by Mr. Palmieri to amend the term of the bond not to exceed ten (10) years.

VOTE : Motion CARRIED unanimously.

ROLL CALL VOTE AS TWICE AMENDED:

AYES: Suzanne S. Testani

Gregg Basbagill

Jeffrey Donofrio

Jane Deyoe

Fred Palmieri, Jr.

Vicki Tesoro

Debra A. Lamberti

Kristy Waizenegger

John A. DelVecchio, Jr.

Ann Marie Evangelista

Martha A. Jankovic-Mark

Mark LeClair

Carl A. Massaro, Jr.

Michael J. London

James F. Meisner

Tony J. Scinto

Chadwick Ciocci

VOTE: ADOPTED unanimously.

There being no further business to discuss the Town Council adjourned by unanimous consent at 10 :54 p.m.

Respectfully Submitted,

Margaret D. Mastroni
Town Council Clerk

Prepared and submitted by Vincent DeGennaro, alternate member of the Board of Finance.

ANALYSIS

B of E Budget Summary (April 11, 2013):

Observations:

- Actions being proposed are consistent with submitted Connecticut State Department of Education Plan (CSDE) Goals submitted in May, 2012
- Actions being proposed are consistent with the recent Gibson Study and will reduce the number of "older" devices in current use
- Overall operational efficiency should improve for the technology support team with the implementation of new equipment
- Consideration should be given to an annual budget item for "Technology Refresh"
- Additional support (outsourced resources) may be required to complete the implementation of these services within the budget timeframe
- All requests exclude Trumbull HS which has already been addressed
- Years 2 and 3 Technology Plan Cost (\$802,200) needs to be considered

Suggested Changes for Funding (Year1):

For Operating Budget:

145,000 - Computer Lab Replacement - (290)
8,500 - Computer Lab Printer Replacement (10)
37,000 - Server Consolidation (Virtual – 4 Licenses)
9,350 – Main Office Laser Printers (11)
210,000 – Middle School and Elementary IPADS (300 IPAD2's)
165,000 – Laptop or Netbook Replacements (330)

Total - \$ 574,850

For Bond (Assumes at least a 5 Year Life)

332,000 - Full Wireless Access (Steps 1 and 2 – 3 year license)
242,550 – Smart Board Packages (63)
124,800 – Network Infrastructure (POE Switches to support 1GB) (26)
36,000 - Add Document Cameras (MS/EL)– (20)
36,000 – Document Cameras (ELMO) – (20)

Total - \$771,350

Combined Total - \$\$1,346,200

RESOLUTION APPROPRIATING \$1,360,000 FOR THE TRUMBULL BOARD OF EDUCATION TECHNOLOGY CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$1,360,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$1,360,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education Technology Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, and including, appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education Technology CIP.

Section 2. To meet said appropriation \$1,360,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. Said bonds may be issued in one or more series as determined by the First Selectman and the Town Treasurer (hereafter the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. Said bonds shall be issued in an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Director of Finance to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other

sources. The aggregate principal amount of the bonds 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, shall be determined by the Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

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

Section 4. The Town Officials, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. 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 said 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. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to

pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices 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.

Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.

RESOLUTION APPROPRIATING \$740,000 FOR THE TRUMBULL BOARD OF EDUCATION McDUGALL STADIUM AND TRACK CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$740,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$740,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education McDougall Stadium and Track Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, including appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education McDougall Stadium and Track CIP.

Section 2. To meet said appropriation \$740,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. Said bonds may be issued in one or more series as determined by the First Selectman and the Town Treasurer (hereafter the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. Said bonds shall be issued in an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Director of Finance to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other

sources. The aggregate principal amount of the bonds 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, shall be determined by the Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

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

Section 4. The Town Officials, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources.. 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 said 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. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to

pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices 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.

Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.

RESOLUTION APPROPRIATING \$840,000 FOR THE TRUMBULL BOARD OF EDUCATION SECURITY CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$840,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$840,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education Security Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, including appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education Security CIP.

Section 2. To meet said appropriation \$840,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. Said bonds may be issued in one or more series as determined by the First Selectman and the Town Treasurer (hereafter the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. Said bonds shall be issued in an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Director of Finance to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other

sources. The aggregate principal amount of the bonds 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, shall be determined by the Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

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

Section 4. The Town Officials, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. 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 said 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. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to

pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices 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.

Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.

AS AMENDED

RESOLUTION APPROPRIATING \$785,150 FOR THE TRUMBULL BOARD OF EDUCATION TECHNOLOGY CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$785,150 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$785,150 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education Technology Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, and including, appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education Technology CIP.

Section 2. To meet said appropriation \$785,150 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the fifth year after their date. Said bonds may be issued in one or more series as determined by the First Selectman and the Town Treasurer (hereafter the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. Said bonds shall be issued in an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Director of Finance to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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,

that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. The aggregate principal amount of the bonds 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, shall be determined by the Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

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

Section 4. The Town Officials, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. 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 said 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. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its

reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices 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.

Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.

AS AMENDED

RESOLUTION APPROPRIATING \$780,000 FOR THE TRUMBULL BOARD OF EDUCATION SECURITY CAPITAL IMPROVEMENT PLAN 2013-2014 AND AUTHORIZING THE ISSUE OF \$780,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$780,000 is appropriated for the planning, acquisition and construction of the Town of Trumbull Board of Education Security Capital Improvement Plan 2013-2014, as adopted and amended by the Town Council from time to time, including appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom, said appropriation to be in addition to all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein authorized among projects within the 2013-2014 Board of Education Security CIP.

Section 2. To meet said appropriation \$780,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the tenth year after their date. Said bonds may be issued in one or more series as determined by the First Selectman and the Town Treasurer (hereafter the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. Said bonds shall be issued in an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Director of Finance to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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,

that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. The aggregate principal amount of the bonds 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, shall be determined by the Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

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

Section 4. The Town Officials, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. 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 said 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.

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Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.

