

Town of Montville Town Council
Regular Meeting Minutes for July 9, 2018
7:00 p.m. – Town Council Chambers – Town Hall

1. Call to Order
Chairman McNally called the meeting to order at 7:00 p.m.
 2. Pledge of Allegiance followed by a moment of silence in honor of our military
 3. Roll Call
Present were Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Also present was Mayor Ronald McDaniel.
 4. Special Recognitions/Presentations
 - a. Promotion Ceremony to Sergeant for Officer Michael Pelletier
Mayor McDaniel commended Officer Pelletier, whom he is proud to have as a member of the Force, and looks forward to his continued service as Sergeant. Montville Police Department Lt. Leonard Bunnell congratulated Officer Pelletier, who has passed on a promotion as detective to assume the role of Sergeant. The Department is very fortunate to have such an able, eager, compassionate, and outstanding officer whose personnel file is filled with numerous accolades and letters of appreciation from the public. He welcomed and thanked his parents, in-laws, wife, and three daughters for attending the Ceremony. Assistant Town Clerk Michelle Giroux swore in Officer Pelletier as Sergeant and offered her congratulations and newly sworn in Sgt. Pelletier was pinned by his wife. Resident State Trooper Sgt. Mark Juhola congratulated Sgt. Pelletier as he assumes his new leadership role. Lt. Bunnell presented his daughters with a token of appreciation. Lt. Bunnell added that Sgt. Pelletier is a well-liked individual who is appreciated by his peers; he is confident that he will treat his subordinates with the same respect.
 - b. Introduction of Barrett, Montville's First K9 Patrol Officer, and Handler Officer Daniel Witts
Mayor McDaniel introduced the Police Force's newest member, Barrett, and his Handler, Officer Daniel Witts. Lt. Bunnell stated that, after receiving intensive training, Barrett is now certified in tracking, evidence recovery, building search, apprehension, and handler protection and will be receiving narcotics certification in the near future. While the Town currently has a narcotics-trained canine, Barrett, a 19-month old pure-bred German Shepherd, will be the Force's first K-9 Patrol dog. He expressed his sincere appreciation to Officer Witts for his personal sacrifice, dedication, and drive and congratulated him on his accomplishment. Resident State Trooper Sgt. Juhola recognized and thanked the Town for their support through a number of fundraisers and for being a part of the establishment of the Program. He felt that Barrett would prove to be an excellent asset for the Town. Officer Witt expressed his appreciation to the Town for their support.
 - c. Special Presentation from Montville Economic Development Commission to Treats Pools
EDC Chairman Walter Hewitt, Member Jim Toner, and Town Council Liaison Rogers presented a plaque to Ron Brauman, owner of *Treat's Pools & Spas*, who has been in business since 1964, for being Montville's summertime fun pools and spas store and providing excellent customer service. Mr. Brauman thanked everyone for the recognition and stated his motto, "I'm 85 and still alive".
- Motion made by Councilor Rogulski, seconded by Councilor Rogers, to take a short recess at 7:09 p.m. Discussion: None. Voice vote, 7-0, all in favor. Motion carried.*
- Councilor McNally resumed the meeting at 7:20 p.m.*
5. Alterations to the Agenda
Motion made by Councilor Caron, seconded by Councilor Rogers, to add the following item to the Agenda:

- 7(a) To Consider and Act on a Motion to enter into Executive Session for the purpose of discussing strategies and negotiations for a parcel of land for the future needs of the Town of Montville. Discussions to include members of the Town Council and Mayor Ronald McDaniel.

Discussion: None. Voice vote, 7-0, all in favor. Motion carried.

6. To Consider and Act on a Motion to Approve:
- a. The Public Hearing Meeting Minutes of June 11, 2018 (Lake Drive Easement Ordinance) Motion made by Councilor Caron, seconded by Councilor Rogers. Discussion: None. Voice vote, 7-0, all in favor. Motion carried.
 - b. The Regular Meeting Minutes of ~~July~~ June 11, 2018 Motion made by Councilor Jaskiewicz, seconded by Councilor Rogulski. Discussion: None. Voice vote, 7-0, all in favor. Motion carried.
7. Executive Session
- a. To Consider and Act on a Motion to enter into Executive Session for the purpose of discussing strategies and negotiations for a parcel of land for the future needs of the Town of Montville. Discussions to include members of the Town Council and Mayor Ronald McDaniel.

Motion made by Councilor Rogers, seconded by Councilor Pollard. Discussion: None. Voice vote, 7-0, all in favor. Motion carried. Invited parties exited Chambers for Executive Session at 7:22 p.m. Chairman McNally resumed the meeting at 7:31 p.m. No votes were taken during Executive Session.
8. Remarks from the public relating to matters on the agenda with a three-minute limit – *none*
9. Communications
- a. Copy of the legal bills from Suisman-Shapiro for the months of March and April 2018
10. Report from the Town Attorney on Matters Referred – *none*
11. Remarks from the Mayor and/or Administrative Department Heads to include Matters Referred
Mayor McDaniel reported that the primary focus over the past month has been on employee matters.
12. Reports from Standing Committees
- a. Town Administration/Rules of Procedure – Councilor Jaskiewicz – *no meeting*
 - b. Finance – Councilor Pike
The Committee discussed the bonding for road improvement projects with Public Works Director Donald Bourdeau, Jr., and Finance Director Terry Hart. The item, along with three amended policies, is on this evening's agenda for approval.
 - c. Public Works/Solid Waste Disposal – Councilor McNally – *no report*
13. Reports from Special Committees and Liaison Councilors
- a. Councilor Pike: Board of Education (BOE), Planning & Zoning Commission
The BOE's regularly scheduled meeting on July 17 has been re-scheduled to July 31, due to the administrators' court issues. Two students received permission from the BOE to conduct further research for their school project on security.

The Planning & Zoning Commission discussed and approved an 8-24 recommendation, which is on this evening's agenda. They also discussed the availability of various pieces of property with substantial acreage, which are awkwardly located and/or do not meet the current Zoning Regulations, that the Town Planner felt the Town should be reviewing and considering purchasing for future development.

b. Councilor Pollard: Commission on Aging, Non-Profit Organizations

The Commission on Aging, which does not meet during the months of July and August, is continuing to work on their ideas for a strategic plan for home health care. The monthly Summer BBQ will be held on July 20, 2 p.m., and three additional Country Line Dancing Classes have been added. Residents were encouraged to introduce other community members to the Senior Center, which offers a free Better Health Program (\$1.00 per visit donation requested) and an On-A-Good -Foot Program, which provides foot care that is not covered by Medicare (\$5.00 donation is being requested). Both of these programs are being offered through a grant received from Senior Resources. The Center is also offering a Hearing Clinic on August 9 and a Grief Support Group meets every Friday from 3:00 to 4:00 p.m. Please contact the Senior Center to sign up and/or receive additional information.

c. Councilor Rogers: Economic Development Commission (EDC), Parks & Recreation Commission, Public Safety Commission, Water Pollution Control Authority (WPCA)

The EDC is continuing to work on their Facebook page and the creation of a separate website to allow added flexibility.

The original company that was hired to host the recent Parks & Recreation Commission-sponsored Carnival backed out at the last minute and Northeast Amusements, who did an exceptional job under short notice, stepped in. Councilor Rogers commended both the Parks & Recreation Director and Commission for the event. The Saturday Carnival events, *River of Dreams*, a Billy Joel Tribute Band, and Fireworks Show, which were rained out have been re-scheduled for July 28, 7:00 to 9:00 p.m., at the Montville Community Center. Other events include a Cornhole Tournament on August 4, 5:00 p.m., which will be followed by a performance by *The Mystery Tour*, A Beatles Tribute Band; a Free Outdoor Movie Night on August 11, 8:15 p.m., at Camp Oakdale; Family Fun Mud Run, sponsored in conjunction with the Montville Youth Services Bureau and the Oakdale Fire Company, on August 25, and; Montville Race Day, sponsored with the Montville Rotary, on September 9.

The Chesterfield Fire Company provided a presentation to the Public Safety Commission regarding the purchase of a M-32 replacement Tanker Truck, comparing the costs of a 2,000-gallon vs. 2,600-gallon truck. The Fire Company also held a moderately attended *Stop The Bleed* Program; another such event is being planned for the near future.

d. Councilor Rogulski: Library Committee, Youth Services Bureau and Advisory Board

The Youth Services Cautionary Grant has been fully funded, allowing them to receive an Enhancement Grant. The Youth Action Council has raised over \$1,000.00 to benefit the Burn Camp. The Department of Corrections has donated \$2,000.00 to the Youth Services Bureau, following a visit by the Warden who learned about the Bureau's Programs and Services. A mandatory parent meeting for new and returning students will be held on September 4. Updates will be posted on the Bureau's website and Facebook page.

e. Councilor Caron: Volunteer Fire Fighters' Relief Fund, Social Services

Councilor Caron gave a shout out to Senior & Social Services Director Kathie Doherty-Peck for saving a senior who was choking at the Senior Center. He also expressed his appreciation to the Mohegan Tribe for a \$5,000.00 donation to the Veterans Fund; at least part of the funds will help provide aid to three veterans and a caregiver. An additional \$5,000.00 donation was received to help the Montville Rotary with the, currently named, *Taste of Montville* event. While essential food items were purchased through donations received through *Stop and Shop*, Social Services continues to seek funding and donations to fill their already empty shelves; several local businesses, as well as the Mohegan Tribe, have been contacted for aid. They are also seeking donations of school supplies for their Backpack Program.

Chairman McNally recommended recognizing Senior and Social Services Director Peck at their next regular meeting.

A discrepancy regarding the liaison for the Volunteer Fire Fighters Relief Fund was briefly discussed. Councilor Caron expressed his willingness to serve as the liaison and Chairman McNally and Councilor Rogulski agreed.

14. Appointments and Resignations

- a. To Consider and Act on a Motion to re-appoint Michael Magliano, Sr., to the Gardner Lake Authority with a term to expire on July 13, 2021.

Motion made by Councilor Rogers, seconded by Councilor Rogulski. Discussion: None. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pollard, Rogers, Rogulski, Pike, and McNally. Voting in Opposition: None. Motion carried.

- b. To Consider and Act on a Motion to appoint Bethany Caron to the Youth Advisory Board with a term to expire on August 10, 2020.

Motion made by Councilor Jaskiewicz, seconded by Councilor Rogulski. Discussion: None. Voice vote, 7-0, all in favor. Motion carried.

- c. To Consider and Act on a Motion to accept the resignation of Michael Doherty from the Public Safety Commission effective June 13, 2018.

Motion made by Councilor Rogers, seconded by Councilor Caron. Discussion: Councilors Rogers and Caron expressed their regrets. Voice vote, 7-0, all in favor. Motion carried.

- d. To Consider and Act on a motion to waive the waiting period for appointments, Rule 14C of the Town Council Rules of Procedure, for the Public Safety Commission.

Motion made by Councilor Rogers, seconded by Councilor Caron. Discussion: None. Voice vote, 7-0, all in favor. Motion carried.

- g. To Consider and Act on a Motion to nominate and appoint one of the following candidates to fill a vacancy on the Public Safety Commission with a term to expire on April 9, 2020:

Ray Coggeshall	Chuck Longton	Jim Toner
Stevenson R. Jones	Lisa Przybyl	
Jonathan Leonard	Tony Siragusa	

Chairman McNally stated that Lisa Przybyl was not interviewed by the Councilors and is, thus, not a candidate.

Motion made by Councilor Rogers, seconded by Councilor Caron, to nominate and appoint Jonathan Leonard.

Motion made by Councilor Jaskiewicz, seconded by Councilor Caron, to nominate Chuck Longton.

Voting in Favor of Jonathan Leonard: Councilors Caron, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Favor of Chuck Longton: Councilor Jaskiewicz. Jonathan Leonard was appointed to the Public Safety Commission.

15. Unfinished Business – *none*

16. New Business

- a. **Resolution #2018-38. THE TOWN OF MONTVILLE HEREBY RESOLVES** to refund taxes due to overpayments and corrections in the amount of \$921.07 (nine hundred twenty-one dollars and seven cents) as requested by the Tax Collector. (Councilor McNally)

Motion made by Councilor Rogers, seconded by Councilor Rogulski. Discussion: None. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- b. **Resolution #2018-39. THE TOWN OF MONTVILLE HEREBY RESOLVES** to authorize Mayor Ronald McDaniel to negotiate a purchase price on a parcel of land for the future needs of the Town of Montville. (Councilor McNally)

Motion made by Councilor Rogers, seconded by Councilor Pollard. Discussion: None. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- c. **Resolution #2018-40. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the favorable 8-24 review for the sale of property located at 916 Route 163 (Map 46 Lot 5), as recommended by the Planning and Zoning Commission. (Councilor Pike)

Motion made by Councilor Caron, seconded by Councilor Jaskiewicz. Discussion: Councilor Pike stated that the Commission has determined that, due to the small size of the property, it would not be of any use to the Town for future projects. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- d. **Resolution #2018-41. THE TOWN OF MONTVILLE HEREBY RESOLVES** to adopt the Fire Departments' Truck Purchasing Policy as recommended by the Public Safety Commission. (Councilor Rogers)

Motion made by Councilor Rogulski, seconded by Councilor Rogers. Discussion: Chairman McNally stated that the Policy formalizes the purchasing process for Town-owned Fire apparatus and includes an annual meeting to discuss and update their Capital requests. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- e. **Resolution #2018-42. THE TOWN OF MONTVILLE HEREBY RESOLVES** to set the date of Wednesday, July 18, 2018, at 7:00 PM for an Informational Meeting regarding the Pay-As-You-Throw/Save Money and Reduce Trash (PAYT/SMART) System in the Town Council Chambers at Montville Town Hall. (Councilor McNally)

Motion made by Councilor Rogers, seconded by Councilor Rogulski. Discussion: Due to complaints received regarding the lack of adequate public notice for the previous informational meetings, an additional informational meeting, which will be more widely publicized, will be held to answer any questions the public might have. The Public Works employees will also have a brief overview of the proposed system. Chairman McNally added that an Informational Meeting, rather than a Public Hearing, is being scheduled to avoid the cost of posting any legal notices. Mayor McDaniel added the Parks & Recreation Regular Meeting has been moved to Room 203 to accommodate the meeting. Councilor Pike provided a brief background, stating that the Solid Waste Ordinance is approximately 30 years old and is currently being reviewed by the Solid Waste/Public Works Subcommittee. Councilor Caron added that the Ordinance would also be sent to the Town Administration/ Rules & Procedures Subcommittee following the Subcommittee's review. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- f. **Resolution #2018-43. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the amended Delinquent Tax Collection and Foreclosure Policy. (Councilor Pike)

Motion made by Councilor Jaskiewicz, seconded by Councilor Rogulski. Discussion: Councilor Pike stated that both the Finance Director and Tax Collector were tasked with amending the Policy, which emulates that of the towns of Ledyard, Colchester, Griswold, and East Lyme. Councilor Jaskiewicz agrees with the change, adding that the original Policy reflects the period in which it was created. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- g. **Resolution #2018-44. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the amended Purchasing Policy. (Councilor Pike)

Motion made by Councilor Jaskiewicz, seconded by Councilor Rogulski. Discussion: Chairman McNally stated that the Policy has been updated to meet their current needs and

process. In response to the Councilor Jaskiewicz, it was stated that some of the amounts stated in the Policy have also been updated. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- h. **Resolution #2018-45. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the amended Donation/Fundraising Policy. (Councilor Pike)

Motion made by Councilor Rogers, seconded by Councilor Rogulski. Discussion: Chairman McNally stated that the Policy has been updated to meet their current needs and process and includes any fundraising that is conducted. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- i. **Resolution #2018-46. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve and adopt the resolution entitled “Resolution Authorizing An Appropriation Of \$10,000,000 For The Road Improvements Project And The Financing Of Said Appropriation By The Issuance Of General Obligation Bonds Of The Town And Notes In Anticipation Of Such Bonds In An Amount Not To Exceed \$10,000,000 Therefor,” a copy of which resolution is attached hereto as Exhibit A; and to waive the reading of the entire resolution and to incorporate its full text into the minutes of the meeting. (Councilor Pike)

Motion made by Councilor Caron, seconded by Councilor Rogulski. Discussion: Finance Director Hart stated that she has checked with Town Counsel regarding the reading of the entire resolution and was informed that, as long as the verbiage is filed with the Town Clerk’s office and is available to the public, it would not be necessary to recite the entire resolution. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- j. **Resolution #2018-47. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve and adopt the resolution entitled “Resolution Establishing A Date For A Referendum And The Preparation of Explanatory Text Related To The Resolution Authorizing An Appropriation Of \$10,000,000 For The Road Improvements Project And The Financing Of Said Appropriation By The Issuance Of General Obligation Bonds Of The Town And Notes In Anticipation Of Such Bonds In An Amount Not To Exceed \$10,000,000 Therefor,” a copy of which resolution is attached hereto as Exhibit B; and to waive the reading of the entire resolution and to incorporate its full text into the minutes of the meeting. (Councilor Pike)

Motion made by Councilor Rogers, seconded by Councilor Pollard. Discussion: In response to Councilor Caron, Finance Director Hart reported that there are no other pending bonds. Roll Call vote, 7-0, all in favor. Voting in Favor: Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: None. Resolution passed.

- k. **Resolution #2018-48. THE TOWN OF MONTVILLE HEREBY RESOLVES** to transfer \$6,000.00 (six thousand dollars) from the Contingency Account to the Parks and Recreation Special Account for a portion of the Montville Carnival. (Councilor Rogers)

Motion made by Councilor Rogulski, seconded by Councilor Rogers. Discussion: Discussion ensued regarding the Commission’s Special Revenue Fund, which includes adequate funds to cover the costs of the Carnival. It was stated that no correspondence was received from the Commission requesting the funding. At a previous meeting, the Town Council approved to pay for the In-kind services of \$6,982.00. Expenses for the Carnival totaled \$12,000.00. Councilor Pike stated that he had reached out to the Finance Committee members regarding his interest in helping the Commission fund the event through the Town’s Contingency Account due to the unforeseen circumstances resulting in a diminished Carnival; he felt that it was an unusual situation and that it was a small token from/for the residents to offer free entrance into the Carnival and have it funded by the Town. The re-

scheduling of the concert and fireworks will be an additional \$4,700.00 of In-kind services. He also informed the Commission at a recent meeting that the funds in their Special Revenue Account should be earmarked. Councilor Rogers felt that the Contingency Fund was established for this purpose and would be an appropriate use of the funds and confirmed that the Commission's Special Revenue Fund will be utilized for future plans. It is estimated that, following the expenses for the Carnival, the Commission's Special Revenue Fund will be diminished to approximately \$30,000.00 from \$53,000.00. Roll Call vote, 5-2. Voting in Favor: Councilors Pike, Pollard, Rogers, Rogulski, and McNally. Voting in Opposition: Councilors Caron and Jaskiewicz. Resolution passed.

17. Remarks from the Public with a three-minute limit

Eric Walls, 136 Fitch Hill Road, commented on the allocation of funds to pay for a portion of the Carnival. In response to his questions, Councilor Pike confirmed that the Parks & Recreation Commission did not request the funding and, because he negotiated the deal with the contractor and discussed the matter with the Finance Committee, he proposed the allocation of funds. Chairman McNally added that, because it was felt that the resulting diminished Carnival event would have been a disservice to the residents of Montville, it was decided to waive the entrance fee.

18. Remarks from the Councilors and the Mayor

Councilor Caron offered his sincere condolences to Mayor McDaniel for the loss of his mother. Mayor McDaniel thanked the Council for the flowers and their expressions of sympathy.

Councilor Rogers also extended his condolences to the Mayor. He thanked the Oakdale Fire Company, Acting Fire Marshal Paul Barnes, Montville Police Department, Parks & Recreation Commission, and Parks & Recreation Director Peter Bushway for their efforts in ensuring that the Carnival was held as planned. He also commended the Eagle Scout Candidate for completing his garden project at the Senior Center and congratulated Sgt. Pelletier and Officer Witts and K-9 Barrett. Councilor Caron also commended the Eagle Scout on an awesome job at the Senior Center.

Councilor Rogulski hoped everyone had a nice Fourth of July holiday and offered his condolences to the Mayor. He thanked all of the support services the Town received for the Carnival and congratulated the Montville High School Class of 2018.

Councilor Pollard also offered her condolences to the Mayor, concurred with all of the Councilors' comments, and thanked the public for attending this evening's meeting.

Councilor Pike also offered his condolences and felt that the Town Council was doing a good job for the Town of Montville and are working well together. He informed the public that Bluebird has replaced the broken springs on the newly acquired school buses free of charge. He thanked everyone for attending the meeting and showing an interest in the Town.

Chairman McNally expressed his condolences and reminded everyone to join them for the fireworks and concert on July 28.

19. Adjournment

Motion made by Councilor Caron, seconded by Councilor Rogers, to adjourn the meeting at 8:13 p.m. Discussion: None. Voice vote, 7-0, all in favor. Meeting adjourned.

Respectfully Submitted by:

Agnes Miyuki, Recording Secretary for the Town of Montville

**AN AUDIO RECORD OF THE MEETING CAN BE FOUND ON THE TOWN'S WEBSITE
LOCATED UNDER RESOURCES – FORM REPOSITORY – MEETING RECORDINGS**

EXHIBIT A

**TOWN OF MONTVILLE
TOWN COUNCIL**

RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,000,000 FOR THE ROAD IMPROVEMENTS PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE TOWN AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 THEREFOR

RESOLVED:

Section 1. That the sum of \$10,000,000 is appropriated by the Town of Montville, Connecticut (the "Town"), for (I) pavement projects including, but not limited to (a) reconstruction and repair of existing roads in the Town, (b) reconstruction and repair of existing bridges and culverts, and related drainage projects, and (c) all related appurtenances and facilities necessary for the above, including, but not limited to, drainage systems, curbing, lighting and other utilities, guard rails, signs, pavement markings, sealing, overlay, repairs to public and private driveways affected by the above, and topsoil and seeding of disturbed areas, and (II) for design and construction costs, equipment, materials, site improvements, architects' fees, engineering fees, interest on borrowings and other financing costs, and for administrative, printing, financing and legal and costs of issuance related thereto (the "Project"). The Director of Public Works and the Mayor is authorized to determine the scope and particulars of the Project. The Director of Public Works and the Mayor may reduce or modify the scope of the Project if funds are insufficient to complete the Project, and the appropriation authorized hereby may be spent on the Project as so reduced or modified. The Director of Public Works and the Mayor may reallocate the appropriation among the Project, so long as the aggregate amount of the appropriation is not increased.

Section 2. That to finance said appropriation for the Project, the Town shall issue bonds, notes or other obligations in an amount not to exceed \$10,000,000. The bonds, notes or other obligations shall be issued pursuant to Chapter 109 of the Connecticut General Statutes, Revision of 1958, as amended (the "Connecticut General Statutes"), including, without limitation, Section 7-369 of the Connecticut General Statutes, and any other enabling acts.

Section 3. That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds, notes or other obligations for the Project or the receipt of grants for the Project. The amount of the notes outstanding at any time shall not exceed \$10,000,000. The notes shall be issued pursuant to Section 7-378 of the Connecticut General Statutes. The Town shall comply with the provisions of Section 7-378a of the Connecticut General Statutes with respect to any notes that do not mature within the time permitted by said Section 7-378.

Section 4. That the Mayor and the Director of Finance of the Town (the "Officials") be authorized to sign said bonds, notes or other obligations by their manual or facsimile signatures and to determine the amounts, rates of interest, dates, maturities, dates of principal and interest payments on such bonds, notes or other obligations, the form of such bonds, notes or other obligations; the provisions for protecting and enforcing the rights and remedies of the holders of such bonds, notes or other obligations and all other terms, conditions and particular matters regarding the issuance and securing of such bonds, notes or other obligations and to execute, sell and deliver the same and all other documents, agreements and certificates related to the sale, issuance or delivery of said bonds, notes or other obligations, and provide all supporting documentation as may be necessary or desirable to accomplish such purposes and to comply with the requirements of the Internal Revenue Code of 1986, as amended, Securities and Exchange Commission Rule 15c2-12 (the "Rule"), and in accordance with the Connecticut General Statutes and any other applicable provision of law thereto enabling. Pursuant to Section 7-370 of the Connecticut General Statutes, except as otherwise provided herein, the Officials are

delegated authority to determine the terms, details and particulars of borrowings authorized by this resolution. The bonds and notes authorized hereby shall be general obligations of the Town secured by the full faith and credit of the Town.

Section 5. That the Officials are hereby authorized to designate a bank or trust company to be the certifying bank, registrar, transfer agent and paying agent for such bonds and notes; to provide for the keeping of a record of the bonds, notes or other obligations; to designate a financial advisor to the Town in connection with the sale of the bonds, notes or other obligations; to designate the law firm of Updike, Kelly & Spellacy, P.C., Hartford, Connecticut, as the attorneys at law, to render an opinion approving the legality of such issue or issues.

Section 6. That the Officials are authorized to sell the bonds and notes by a competitive offering or by a negotiated sale, at public or private sale, at their discretion; to deliver the bonds, notes or other obligations; and to perform all other acts which are necessary or appropriate to issue the bonds, notes or other obligations, including, but not limited to, entering into a continuing disclosure agreement pursuant to the "Rule". If the bonds, notes or other obligations authorized by this resolution are issued on a tax-exempt basis, the Officials are authorized to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds, notes or other obligations, including covenants to pay rebates of investment earnings to the United States in future years.

Section 7. That the Town hereby declares its official intent under Section 1.150-2 of the Federal Income Tax Regulations (the "Treasury Regulations") that project costs may be paid from temporary advances of available funds, which are paid within sixty days prior to and any time after the date of passage of this resolution, and that (except to the extent reimbursed from grant moneys) the Town reasonably expects to reimburse any such advances from the proceeds of borrowings (the "Obligations") in an aggregate principal amount not in excess of the amount of borrowing authorized above for the Project. Such Obligations shall be issued to reimburse such expenditures not later than eighteen months after the later of the date of the expenditure or the substantial completion of the Project, or such later date the Treasury Regulations may authorize. The Treasurer, or designee, is authorized to pay Project expenses in accordance herewith pending the issuance of reimbursement Obligations. The Officials are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds, notes or other obligations authorized by this resolution, if issued on a tax-exempt basis.

Section 8. That the Officials are hereby authorized, 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 information repositories designated by the Municipal Securities Rulemaking Board and to provide notices to such repositories of certain events as enumerated in the Rule, 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 such repositories made prior hereto are hereby confirmed, ratified and approved.

Section 9. That the Officials and other proper officers of the Town are authorized to take all other actions which are necessary or desirable to complete the Project consistent with the foregoing and to issue bonds, notes or other obligations to finance the aforesaid appropriation.

Section 10. That this resolution shall become effective after approval at referendum vote.

EXHIBIT B

**TOWN OF MONTVILLE
TOWN COUNCIL**

RESOLUTION ESTABLISHING A DATE FOR A REFERENDUM AND THE PREPARATION OF EXPLANATORY TEXT RELATED TO THE RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,000,000 FOR THE ROAD IMPROVEMENTS PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE TOWN AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 THEREFOR

RESOLVED:

Section 1. That the resolution entitled “Resolution Authorizing An Appropriation Of \$10,000,000 For The Road Improvements Project And The Financing Of Said Appropriation By The Issuance Of General Obligation Bonds Of The Town And Notes In Anticipation Of Such Bonds In An Amount Not To Exceed \$10,000,000 Therefor” shall be submitted to the electors and eligible taxpayers of the Town of Montville qualified to vote, at a referendum pursuant to Section C709 of the Charter of the Town and Chapter 152 of the Connecticut General Statutes, and held in conjunction with the general election to be held on Tuesday, November 6, 2018, between the hours of 6:00 a.m. and 8:00 p.m., for yes or no vote, in the designated voting locations in the manner provided by said Charter and the Connecticut General Statutes, and that the Town Clerk is directed to post and publish notice of such referendum in accordance with the provisions of said Charter and the Connecticut General Statutes, which notice shall state the question to be voted on as follows:

“Shall the resolution entitled, ‘RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,000,000 FOR THE ROAD IMPROVEMENTS PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE TOWN AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 THEREFOR,’ be approved? Yes ____ No ____”

The ballot label for said question shall read as follows:

“Shall the Town of Montville appropriate \$10,000,000 for road improvements and pavement projects and authorize the issuance of general obligation bonds and notes in the same amount to finance said appropriation? Yes ____ No ____”

The warning of said referendum shall state that the full text of said resolution is on file open to public inspection at the office of the Town Clerk.

Section 2. That the Town Council hereby authorizes the preparation and printing of explanatory text by the Town Clerk in accordance with Section 9-369b of the Connecticut General Statutes for the question to be voted upon on November 6, 2018 approved above. Subject to the approval of the Town Attorney, the Town Council further authorizes the preparation and printing of materials concerning the question to be voted upon on November 6, 2018 approved above in addition to the explanatory text in accordance with Section 9-369b of the Connecticut General Statutes.