

TOWN OF BROOKFIELD

WARNING: NOTICE OF SPECIAL TOWN MEETING

The legal voters of the Town of Brookfield, and those entitled to vote therein, are hereby warned and notified to meet at Meeting Room 133 at the Brookfield Town Hall, 100 Pocono Road, Brookfield, Connecticut, on September 12, 2016 at 7 P.M., for the following purposes, to wit:

1. To consider and act upon resolution (a) authorizing an appropriation of \$650,000 to fund for the costs of approximately 1,800 feet of gravity-fed sewer lines from the pump station at Rollingwood Condominiums to Grays Bridge Road and related improvements (the "Rollingwood Sewer Project") and authorizing the Town to issue general obligation bonds, notes or obligations and temporary notes or interim funding obligations in the aggregate maximum amount of \$650,000 to finance said appropriation; (b) authorizing the First Selectman and the Treasurer to determine the amount, date, interest rates, maturities, form and other details of the bonds, notes or obligations and temporary notes or interim funding obligations; (c) authorizing the Brookfield WPCA to (i) construct the Rollingwood Sewer Project, approve design and construction expenditures and any land acquisition costs incurred in connection with the Rollingwood Sewer Project, and contract with engineers, contractors and others on behalf of the Town for said Project, (ii) reduce the scope of the Rollingwood Sewer Project and spend the entire amount of the appropriation on the Project as so reduced in scope if the Rollingwood Sewer Project cannot be completed for the amount appropriated, and (iii) levy benefit assessments in connection with the Rollingwood Sewer Project, the revenues from which shall be applied to the payment of Project costs and/or the payment of principal and interest on the bonds, notes or obligations issued for the Rollingwood Sewer Project or to reimburse the Town for the costs thereof; and (d) authorizing the First Selectman, the Treasurer, the WPCA and other proper officers of the Town (i) to apply for and accept Federal and State grants to defray said appropriation and enter into any grant agreements for the accomplishment of the Rollingwood Sewer Project, the proceeds of which grants may be used to pay project costs or principal and interest on bonds, notes or obligations, and (ii) take all other action which is necessary or desirable to complete the Rollingwood Sewer Project and to issue bonds, notes or obligations to defray the aforesaid appropriation.

A copy of the resolution referred to in item 1 of this notice, is on file and available for public inspection at the Office of the Brookfield Town Clerk.

Dated at Brookfield, Connecticut, this 10th day of August, 2016.

Board of Selectmen,

Stephen C. Dunn, First Selectman

Martin E. Flynn, Jr., Selectman

Susan D. Slater, Selectman

**BOND RESOLUTION
OF THE TOWN OF BROOKFIELD
ROLLINGWOOD SEWER PROJECT**

Upon the favorable recommendation of the Board of Selectmen and approval of the Board of Finance, BE IT RESOLVED:

(a) That the Town of Brookfield (the "Town") appropriate SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000) to fund the costs of planning, design, acquisition, construction and/or installation of approximately 1,800 feet of gravity-fed sewer lines from the pump station at Rollingwood Condominiums to Grays Bridge Road and related improvements (the "Rollingwood Sewer Project"). The appropriation may be spent for design and construction costs, surveys, testing materials, engineering fees, architects' fees, land acquisition, site improvements, legal fees, net interest on borrowings, and other expenses related to the Rollingwood Sewer Project.

(b) That the Town issue its serial bonds, notes or obligations in an amount not to exceed SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000) to finance the appropriation for the Rollingwood Sewer Project. The bonds, notes or obligations shall be issued pursuant to Section 7-259 or Section 22a-475 to 22a-483 of the General Statutes of Connecticut, Revision of 1958, as amended (the "General Statutes"), and any other enabling acts. The bonds, notes or obligations shall be secured by the irrevocable pledge of the full faith and credit of the Town.. The bonds, notes or obligations may be issued in one or more series, and any series may be sold as a single issue or consolidated with any other bonds or notes of the Town. The Treasurer shall keep a record of the bonds, notes or obligations. The First Selectman and the Treasurer of the Town shall sign the bonds, notes or obligations by their manual or facsimile signatures. The bonds, notes or obligations shall bear the seal of the Town or a facsimile of the seal. The First Selectman and the Treasurer are authorized to determine the amount, date, interest rates (provided that the net interest cost of such bonds, note or obligations shall not exceed ten percent (10%) per annum), maturities (within the limits permitted by the General Statutes), form and other details of the bonds, notes or obligations; to sell the bonds, notes or obligations at public or private sale; to deliver the bonds, notes or obligations; and to perform all other acts which are necessary or appropriate to issue the bonds, notes or obligations.

(c) That the Town issue and renew its temporary notes or interim funding obligations from time to time in anticipation of the receipt of the proceeds from the sale of the bonds, notes or obligations for the Rollingwood Sewer Project, provided the amount of notes or obligations outstanding at any time for said project shall not exceed SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000). The notes or obligations shall be issued pursuant to Sections 7-264 and 7-378 or Sections 22a-475 to 22a-483 of the General Statutes of Connecticut, Revision of 1958, as amended, and shall be secured by the irrevocable pledge of the full faith and credit of the Town. The Town shall comply with the provisions of Section 7-378a of the General Statutes if the notes do not mature within the time permitted by said Section 7-378. The First Selectmen and the Treasurer are authorized to determine the amounts, dates, interest rates (provided that the net interest cost of such notes or obligations shall not exceed ten percent (10%) per annum), maturities, form, and other details of the notes or obligations; to sell the notes or obligations at public or private sale; to deliver the notes or obligations; and to perform all other acts which are necessary or appropriate to issue the notes or obligations.

(d) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that Project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the Rollingwood Sewer Project. The First Selectman and Treasurer are authorized to amend such declaration

of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(e) That the First Selectman, Treasurer and other proper officers of the Town are authorized to make representations and enter into written agreements for the benefit of holders of the bonds, notes or obligations to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes.

(f) That the Brookfield Water Pollution Control Authority (the "WPCA") is authorized to reduce the scope of the Rollingwood Sewer Project and spend the entire amount of the appropriation on such Project as so reduced in scope if such Project cannot be completed for the amount appropriated.

(g) That the WPCA is authorized to construct the Rollingwood Sewer Project, to levy benefit assessments in connection with the Rollingwood Sewer Project, to approve planning and construction expenditures incurred in connection with the Rollingwood Sewer Project, and to contract with engineers, contractors and other on behalf of the Town for said Project. Any revenues received from benefit assessments levied for the Rollingwood Sewer Project shall be applied to the payment of Project costs and or the payment of principal and interest on the bonds, notes or obligations issued for the Rollingwood Sewer Project or to reimburse the Town for the costs thereof.

(h) That the First Selectman, Treasurer, the WPCA or other proper officers of the Town designated by the First Selectman and the Treasurer, as appropriate, are authorized to apply for and accept Federal and State grants and/or loans to defray said appropriation and enter into contracts and agreements for the accomplishment of the Rollingwood Sewer Project. Any grant proceeds may be used to pay Project costs or principal and interest on bonds, notes, obligations and temporary notes or interim funding obligations. The authority to issue bonds or notes under this resolution for the Rollingwood Sewer Project will be reduced by the amount of grant funds, if any, received by the Town for such Project unless an additional appropriation for the expenditure of such grant proceeds on such Project is approved in accordance with the Town Charter.

(j) That the First Selectman, the Treasurer, the WPCA and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the Rollingwood Sewer Project and to issue bonds or notes to defray the aforesaid appropriation.