**TAX LEVY ORDINANCE**

Introduced by: Mayor Eddie A. Perez

**AN ORDINANCE CONCERNING THE TAX LEVY FOR THE FISCAL YEAR BEGINNING JULY 1, 2010**

**COURT OF COMMON COUNCIL**
**CITY OF HARTFORD**
**April 19, 2010**

**BE IT ORDAINED BY THE COURT OF COMMON COUNCIL OF THE CITY OF HARTFORD THAT:**

On the City October 1, 2009 Grand List, there be and is hereby granted a tax of seventy-six and sixty-four hundredth (76.64) mills on the dollar to be levied upon the ratable estate within the City of Hartford of the inhabitants of said City and all others liable to pay taxes therein, including all estates situated or taxable within the territory added to the limits of the City by any Acts or Resolutions of the General Assembly heretofore passed. Said taxes shall become due on July first, two thousand ten (July 1, 2010) and payable on said date in whole or in equal semi-annual installments from that date, namely: July first, two thousand ten (July 1, 2010), and January first, two thousand eleven (January 1, 2011), except that any tax not in excess of one hundred dollars ($100) shall be due and payable in full on the first day of July, two thousand ten (July 1, 2010). If any installment of such tax shall not be paid on or before the first day of the month next succeeding that in which it shall be due and payable, the whole or such part of such installment as is unpaid shall thereupon be delinquent and shall be subject to the addition of interest at the rate and in the manner provided for in the General Statutes of the State of Connecticut. The total amount of any such tax may be paid at the time when the first installment thereof shall be payable.

**Christopher J. Wolf, Director of Finance**

**ATTEST:**

**Eddie A. Perez**
**Mayor**

**John V. Bazzano**
**Town and City Clerk**

**GENERAL FUND APPROPRIATION ORDINANCE**

Introduced by: Mayor Eddie A. Perez

**THE COURT OF COMMON COUNCIL**
**CITY OF HARTFORD**
**April 19, 2010**

**BE IT ORDAINED BY THE COURT OF COMMON COUNCIL OF THE CITY OF HARTFORD:**
**That the following appropriations for Fiscal Year beginning July 1, 2010 are hereby made in the General Fund.**

| | Appropriation |
|---|---|
| **General Government:** | |
| Mayor's Office | 1,200,103 |
| Court of Common Council | 616,070 |
| City Treasurer | 522,266 |
| Registrars of Voters | 813,909 |
| Corporation Counsel | 1,555,513 |
| Town and City Clerk | 812,528 |
| Internal Audit | 478,281 |
| Metro Hartford Information Services | 3,431,174 |
| Finance | 3,892,749 |
| Human Resources | 1,280,256 |
| Human Relations | 687,941 |
| Management and Budget | 1,236,128 |
| Office for Youth Services | 2,761,699 |
| Office for Young Children | 584,256 |
| Office of Capital Assets | 14,600 |
| **Total General Government:** | 19,887,473 |
| **Public Safety:** | |
| Fire | 32,462,602 |
| Police | 39,461,018 |
| Emergency Services and Telecommunications | 4,186,469 |
| **Total Public Safety:** | 76,110,089 |
| **Infrastructure:** | |
| Public Works | 13,096,926 |
| **Development Services:** | |
| Development Services | 4,263,495 |
| **Health and Human Services:** | |
| Health and Human Services | 7,183,016 |
| **Benefits and Insurances:** | |
| Benefits and Insurances | 70,231,469 |
| **Debt Service:** | |
| Debt Service | 34,376,000 |
| **Non-Operating Department Expenditures:** | |
| Non-Operating Department Expenditures | 34,163,083 |
| **Municipal Total** | **259,311,551** |
| **Education Total** | **287,054,001** |
| **Hartford Public Library Total** | **7,915,000** |
| **General Fund Total** | **554,280,552** |

**Christopher J. Wolf, CPA, Director of Finance**

**ATTEST:**

**Eddie A. Perez, Mayor** **John V. Bazzano, Town & City Clerk**

**CAPITAL IMPROVEMENT PROGRAM ORDINANCE**

Introduced by: Mayor Eddie A. Perez

**COURT OF COMMON COUNCIL**
**CITY OF HARTFORD**
**April 19, 2010**

**AN ORDINANCE MAKING APPROPRIATIONS FOR VARIOUS PUBLIC IMPROVEMENTS AGGREGATING $23,507,000 AND AUTHORIZING THE ISSUANCE OF $23,507,000 BONDS OF THE CITY TO MEET SAID APPROPRIATIONS AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF HARTFORD:**

**Section 1.** The sums set opposite the public improvements hereinafter listed (as more fully described in the narrative description of such improvements in the City of Hartford Capital Improvement Plan, 2010/2011) are hereby appropriated to meet the costs thereof, respectively, and for administrative, printing, legal and financing costs related thereto, said appropriations to be inclusive of any and all Federal and State grants-in-aid and the Hartford Parks Trust Fund:

PUBLIC FACILITIES:

| | |
|---|---|
| Pope Park Recreation Center Building Shell | $1,200,000 |
| Energy Projects | 1,000,000 |
| 525 Main Street Roof Top Unit Replacement | 500,000 |
| Upper Albany – John E. Rogers Cultural Center | 207,000 |
| Fire Station Renovations | 250,000 |
| Parkville Community Library | 1,000,000 |

PARKS AND RECREATION

| | |
|---|---|
| Old North Cemetery Improvements | 750,000 |
| Batterson Park Infrastructure Improvements | 1,000,000 |
| Spray Pools and Playgrounds – Hyland Park | 600,000 |
| I-Quilt/Bushnell Park | 100,000 |

INFRASTRUCTURE

| | |
|---|---|
| Repair of 12 City Bridges | 900,000 |
| Sidewalk Replacement | 200,000 |
| Traffic Signals and Cameras | 1,500,000 |
| Street Paving | 3,000,000 |

| | |
|---|---|
| Park Street/Pope Commons Streetscape Improvements | 3,650,000 |
| Connect Regional, National Trails and Create Multi-Use Trails | 200,000 |
| Streetlight Replacement | 300,000 |
| Street Reconstruction – Farmington/Broad/Asylum Intersection | 3,500,000 |
| South Green Ornamental Fence | 200,000 |
| Traffic Calming | 500,000 |

DEVELOPMENT

| | |
|---|---|
| Enhance Founders Bridge Gateway and Covert Traffic Flow | 2,700,000 |
| Federal/State Matching Fund | 250,000 |

**Section 2.** The estimated useful life of the projects is not less than twenty years. The total estimated cost of the projects is $23,507,000. The cost of the projects is expected to be defrayed from State and Federal grants, the Hartford Parks Trust Fund and from the proposed bond issue.

**Section 3**. To meet the appropriations $23,507,000 bonds of the City, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. Said bonds may be issued in one or more series in the amount necessary to meet the City's share of the cost of the project determined after considering the estimated amount of State and Federal grants-in-aid therefore and the Hartford Parks Trust Fund, or the actual amounts thereof, if this be ascertainable and the anticipated times of the receipt of the proceeds thereof, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of $1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, Hartford, Connecticut. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, the certifying, registrar and transfer agent and paying agent, the date, time of issue and sale and other terms, details and particulars of such bonds, including approval of the rate or rates of interest, shall be determined by the Mayor and the City Treasurer in accordance with the General Statutes of Connecticut Revision of 1958, as amended (the "General Statutes").

**Section 4.** The bonds, or any series thereof, may be issued and sold as variable rate bonds, or as fixed rate bonds, as determined by the Mayor and City Treasurer. If sold as fixed rate bonds, the bonds may be sold by the Mayor and City Treasurer in a competitive offering or by negotiation, in their discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least seven 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 terms and conditions of the purchase agreement shall be approved by the Mayor and the City Treasurer.

**Section 5.** The Bond Sale Committee established by ordinance adopted May 22, 2006 (the "BSC"), in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the City necessary to obtain, standby bond purchase agreements, letters of credit, lines of credit, financial guaranty insurance policies, guarantees of the City or third parties, surety agreements, or any similar agreements ("Credit Facilities") with one or more financial institutions providing Credit Facilities ("Credit Facility Providers") to provide for additional security for and the purchase upon tender of the variable rate bonds, if any, under circumstances set forth in the Indentures (defined herein). The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Credit Facilities, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 6.** The BSC, in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of indentures of trust or other instruments of trust ("Indentures") with commercial banks or national banking associations with trust powers or trust companies to be appointed by the Mayor and City Treasurer ("Trustees"), which provide for, among other things, the interest rate modes for the variable rate bonds, the procedures for conducting auctions of variable rate bonds in an auction rate mode, the denominations of the variable rate bonds, the tender rights of holders of the variable rate bonds, if any, the rights of redemption and redemption prices for the variable rate bonds, the payment of certain fees, the imposition of certain covenants, limitations and restrictions on the City necessary to issue the variable rate bonds, and the execution of various other instruments. The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Indentures, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 7.** Interest rates on variable rate bonds shall be determined by such remarketing agents, investment banking firms or other financial institutions as the BSC shall appoint (the "Reoffering Agents"). The BSC, in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the City necessary to enter into, remarketing agreements, broker-dealer agreements, auction agency agreements and other agreements with the Reoffering Agents (the "Reoffering Agreements"), which shall provide for, among other things, the terms and conditions for reoffering the variable rate bonds, the

Reoffering Agents' compensation and the disclosure of the City's financial condition. The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Reoffering Agreements, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 8.** The BSC, in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the City necessary to obtain, an interest rate swap agreement in the form of the International Swaps and Derivatives Association, Inc. (ISDA) Master Agreement, together with applicable annexes, schedules and confirmations thereto, contracts to manage interest rate risk, including interest rate caps, options, puts, call or similar arrangements, or such other agreements permitted by the General Statutes of Connecticut, as amended ("Swap Agreements"), with one or more counterparties to be selected by the Mayor and the City Treasurer, as Swap Provider (the "Swap Providers"), which provides for, among other things, the effective date or dates of the Swap Agreements, the date or dates upon which the Swap Providers may exercise its option to cause the City to issue bonds, the rate of interest to be paid by the City to the Swap Providers on the principal amount of the bonds (which may be a fixed rate or a variable rate based on an index determined by the Mayor and the City Treasurer), the rate of interest to be received by the City from the Swap Providers (which may be a fixed rate or a variable rate based on an index determined by the Mayor and the City Treasurer), the payment of certain fees, the imposition of certain covenants, limitations and restrictions on the City, and the execution of various other instruments. The BSC may, in the best interests of the City, pledge the full faith and credit of the City to any and all payments to be made by the City with respect to the Swap Agreements, including, any termination or netting payments to be made by the City. The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Swap Agreements, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 9.** The Mayor and City Treasurer, in the name of the City, are hereby authorized to, and if any such action shall heretofore have been taken, such action is hereby ratified and confirmed, (a) publish such notices, hold such hearings, make such representations and agreements, and take such other actions as shall be necessary to enable Bond Counsel to render its opinions as to the validity of the bonds and the exclusion of the interest on the bonds from gross income for federal income tax purposes, (b) make, execute and deliver all such additional and supplemental documents, including, but not limited to any tax compliance agreements, tax certificates, tax forms, investment agreements or assignments, (c) appoint Credit Facility Providers, Trustees, Reoffering Agents, Swap Providers and any other consultants or professionals required and (d) do and perform such acts and take such actions as may be necessary or required for the consummation of the transactions provided for and contemplated by this ordinance.

**Section 10.** The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor and the City Treasurer, have the seal of the City affixed, be payable at a bank or trust company designated by the Mayor and the City

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

**Section 11**. The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of State grants-in-aid of the project. The notes shall be issued and sold in the manner as shall be determined by the Mayor and City Treasurer. Notes evidencing such borrowings shall be executed in the name of the City by the manual or facsimile signatures of the Mayor and City Treasurer, have the City seal affixed, be certified by a bank or trust company designated by the Mayor and City Treasurer pursuant to Section 7-373 of the Connecticut General Statutes, and be approved as to their legality by Robinson & Cole LLP as bond counsel. The notes and any renewals thereof shall mature and be payable not later than the end of the fiscal year during which the proceeds of State grants-in-aid in anticipation of which the Notes have been issued are received. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing them, to the extent paid from the proceeds of the notes, shall be included as a cost of the project. Upon receipt of the State grants-in aid, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any of the notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

**Section 12**. The balance of any appropriation not needed to meet the cost of any project included in Section 1 hereof or the proceeds of any bonds not needed to meet such cost, may be transferred by resolution of the Common Council to any other appropriation included in Section 1.

**Section 13**. The Mayor is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the purposes set forth herein, and the Mayor is specifically authorized to make, execute and deliver any contract or contracts, and any other documents necessary or convenient to complete the project authorized herein and the financing thereof.

**Section 14.** The issuance of bonds and notes authorized hereunder is within any debt limitation prescribed by law.

**Section 15.** The City hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and anytime after the date of passage of this ordinance in the maximum amount of this ordinance for the Project with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the City. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds.

**Section 16**. The Director of Finance is hereby authorized, on behalf of the City, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

**Section 17.** The Mayor is authorized in the name and on behalf of the City to apply for and accept any and all Federal and State grants-in-aid of any projects set forth in Section 1 and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith to contract in the name of the City with engineers, contractors and others.

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Christopher J. Wolf, CPA, Director of Finance

**ATTEST:**

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Eddie A. Perez, Mayor John V. Bazzano, Town and City Clerk

**VEHICLE AND TECHNOLOGY ORDINANCE**

Introduced by: Mayor Eddie A. Perez

**COURT OF COMMON COUNCIL**
**CITY OF HARTFORD**
**April 19, 2010**

**AN ORDINANCE APPROPRIATING $2,290,000 FOR VEHICLE REPLACEMENT AND TECHNOLOGY AND AUTHORIZING THE ISSUANCE OF $2,290,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF HARTFORD:**

**Section 1.** The sum of $2,190,000 is hereby appropriated for vehicle replacement, including fire apparatus, heavy equipment and passenger vehicles, and $100,000 for technology, and for administrative, printing, legal and financing costs related thereto.

**Section 2.** The average estimated useful life of the projects is not less than ten years. The total estimated cost of the projects is $2,290,000. No part of the cost of the projects is expected to be defrayed from sources other than the proposed bond issue.

**Section 3**. To meet the appropriation $2,290,000 bonds of the City, 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, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of $1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, Hartford, Connecticut. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, the certifying, registrar and transfer agent and paying agent, the date, time of issue and sale and other terms, details and particulars of such bonds, including approval of the rate or rates of interest, shall be determined by the Mayor and the City Treasurer in accordance with the General Statutes of Connecticut Revision of 1958, as amended (the "General Statutes").

**Section 4.** The bonds, or any series thereof, may be issued and sold as variable rate bonds, or as fixed rate bonds, as determined by the Mayor and City Treasurer. If sold as fixed rate bonds, the bonds may be sold by the Mayor and City Treasurer in a competitive offering or by negotiation, in their discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least seven 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 terms and conditions of the purchase agreement shall be approved by the Mayor and the City Treasurer.

**Section 5.** The Bond Sale Committee established by ordinance adopted May 22, 2006 (the "BSC"), in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the City necessary to obtain, standby bond purchase agreements, letters of credit, lines of credit, financial guaranty insurance policies, guarantees of the City or third parties, surety agreements, or any similar agreements ("Credit Facilities") with one or more financial institutions providing Credit Facilities ("Credit Facility Providers") to provide for additional security for and the purchase upon tender of the variable rate bonds, if any, under circumstances set forth in the Indentures (defined herein). The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Credit Facilities, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 6.** The BSC, in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of indentures of trust or other instruments of trust ("Indentures") with commercial banks or national banking associations with trust powers or trust companies to be appointed by the Mayor and City Treasurer ("Trustees"), which provide for, among other things, the interest rate modes for the variable rate bonds, the procedures for conducting auctions of variable rate bonds in an auction rate mode, the denominations of the variable rate bonds, the tender rights of holders of the variable rate bonds, if any, the rights of redemption and redemption prices for the variable rate bonds, the payment of certain fees, the imposition of certain covenants, limitations and restrictions on the City necessary to issue the variable rate bonds, and the execution of various other instruments. The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Indentures, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 7.** Interest rates on variable rate bonds shall be determined by such remarketing agents, investment banking firms or other financial institutions as the BSC shall appoint (the "Reoffering Agents"). The BSC, in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the City necessary to enter into, remarketing agreements, broker-dealer agreements, auction agency agreements and other agreements with the Reoffering Agents (the "Reoffering Agreements"), which shall provide for, among other things, the terms and conditions for reoffering the variable rate bonds, the Reoffering Agents' compensation and the disclosure of the City's financial condition. The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Reoffering Agreements, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 8.** The BSC, in connection with the issuance of variable rate bonds, are authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the

City necessary to obtain, an interest rate swap agreement in the form of the International Swaps and Derivatives Association, Inc. (ISDA) Master Agreement, together with applicable annexes, schedules and confirmations thereto, contracts to manage interest rate risk, including interest rate caps, options, puts, call or similar arrangements, or such other agreements permitted by the General Statutes of Connecticut, as amended ("Swap Agreements"), with one or more counterparties to be selected by the Mayor and the City Treasurer, as Swap Provider (the "Swap Providers"), which provides for, among other things, the effective date or dates of the Swap Agreements, the date or dates upon which the Swap Providers may exercise its option to cause the City to issue bonds, the rate of interest to be paid by the City to the Swap Providers on the principal amount of the bonds (which may be a fixed rate or a variable rate based on an index determined by the Mayor and the City Treasurer), the rate of interest to be received by the City from the Swap Providers (which may be a fixed rate or a variable rate based on an index determined by the Mayor and the City Treasurer), the payment of certain fees, the imposition of certain covenants, limitations and restrictions on the City, and the execution of various other instruments. The BSC may, in the best interests of the City, pledge the full faith and credit of the City to any and all payments to be made by the City with respect to the Swap Agreements, including, any termination or netting payments to be made by the City. The Mayor and City Treasurer, in the name of the City, are hereby authorized to execute and deliver the Swap Agreements, and the approval of the City shall conclusively be evidenced by their signatures thereon.

**Section 9**. The Mayor and City Treasurer, in the name of the City, are hereby authorized to, and if any such action shall heretofore have been taken, such action is hereby ratified and confirmed, (a) publish such notices, hold such hearings, make such representations and agreements, and take such other actions as shall be necessary to enable Bond Counsel to render its opinions as to the validity of the bonds and the exclusion of the interest on the bonds from gross income for federal income tax purposes, (b) make, execute and deliver all such additional and supplemental documents, including, but not limited to any tax compliance agreements, tax certificates, tax forms, investment agreements or assignments, (c) appoint Credit Facility Providers, Trustees, Reoffering Agents, Swap Providers and any other consultants or professionals required and (d) do and perform such acts and take such actions as may be necessary or required for the consummation of the transactions provided for and contemplated by this ordinance.

**Section 10**. The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor and the City Treasurer, have the seal of the City affixed, be payable at a bank or trust company designated by the Mayor and the City Treasurer, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, and be certified by a bank or trust company designated by the Mayor and the City Treasurer pursuant to Section 7-373 of the General Statutes. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, may be included as a cost of the projects. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

**Section 11**. The Mayor is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the purposes set forth herein, and the Mayor is specifically authorized to make, execute and deliver any contract or contracts, and any other documents necessary or convenient to complete the project authorized herein and the financing thereof.

**Section 12.** The issuance of bonds and notes authorized hereunder is within any debt limitation prescribed by law.

**Section 13.** The City hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and anytime after the date of passage of this ordinance in the maximum amount of this ordinance for the project with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the City. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds.

**Section 14**. The Director of Finance is hereby authorized, on behalf of the City, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution. Any agreements or representations to provide information to MSRB made prior hereto are hereby confirmed, ratified and approved.

**Section 15.** The Mayor is authorized in the name and on behalf of the City to apply for and accept any and all Federal and State grants-in-aid of any project set forth in Section 1 and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith to contract in the name of the City with engineers, contractors and others.

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Christopher J. Wolf, CPA, Director of Finance

**ATTEST:**

_____ _____

Eddie A. Perez, Mayor John V. Bazzano, Town and City Clerk