

RESOLUTION OF TOWN COUNCIL

Item 3 (New Town Hall/Police Station Project):

Ms. Engel introduced the following resolution, which was seconded by Mr. Brown:

RESOLVED, that the Town Meeting of the Town of East Hampton consider and act upon the following resolution which the Town Council recommends be approved, and which the Town Council hereby adopts:

**TOWN OF EAST HAMPTON  
RESOLUTION OF TOWN MEETING APPROPRIATING \$18,981,000  
FOR THE ACQUISITION OF A PARCEL OF LAND OFF OF EAST HIGH  
STREET NEAR ITS INTERSECTION WITH LAKE VISTA DRIVE IN  
EAST HAMPTON, AND THE CONSTRUCTION THEREON OF A TOWN  
HALL AND POLICE STATION INCLUDING BOARD OF EDUCATION  
OFFICES AND A COMMUNITY ROOM; AND AUTHORIZING THE  
ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE  
THE APPROPRIATION**

RESOLVED,

1. That the Town of East Hampton appropriate EIGHTEEN MILLION NINE HUNDRED EIGHTY-ONE THOUSAND DOLLARS (\$18,981,000) for costs in connection with the acquisition of an approximately 5.4 acre parcel of land, and any related appurtenances thereto, consisting of a portion of the property off of East High Street near its intersection with Lake Vista Drive in East Hampton referenced on the Town's tax assessment maps as Map 10A/Block 85/ Lot 5C, now or formerly owned by George A. and Mary F. Loos; and the construction thereon of an approximately 33,400 square foot Town Hall and Police Station including Board of Education offices and a Community Room, and related parking, access, and other site improvements, and other improvements related to the project. The project is contemplated to be completed substantially in accordance with the preliminary plans prepared by Amenta Emma Architects entitled "Preliminary Site Plan, East Hampton Town Hall/Police Department." The Chairman of the Town Council, the Town Manager or any other proper officer or official of the Town is authorized on behalf of the Town to enter into any agreement, to execute any documents, and take any other actions necessary or desirable to acquire said parcel of land. The Town Facilities Building Committee is authorized to determine the scope and particulars of the project and to reduce or modify the scope of the project, and the entire appropriation may be expended on the project as so modified or reduced. The appropriation may be spent for design, construction, acquisition and installation costs, related work and improvements, equipment, furnishings, materials, architect, engineering, project management, construction management and other consultant fees, legal fees, administrative costs, net temporary interest and other financing costs, and other expenses related to the project and its financing.

2. That the Town issue bonds or notes in an amount not to exceed EIGHTEEN MILLION NINE HUNDRED EIGHTY-ONE THOUSAND DOLLARS (\$18,981,000) to finance the appropriation for the project. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town.

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 or notes for the project or the receipt of grants for the project. The amount of the temporary notes outstanding at any time shall not exceed EIGHTEEN MILLION NINE HUNDRED EIGHTY-ONE THOUSAND DOLLARS (\$18,981,000). The temporary notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The temporary notes shall be general obligations of the Town 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 with respect to any notes that do not mature within the time permitted by said Section 7-378.

4. That the Chairman or the Vice-Chairman of the Town Council and the Town Manager or the Finance Director of the Town shall sign any bonds, notes or temporary notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds, notes or temporary notes. The Chairman or the Vice-Chairman of the Town Council and the Town Manager or the Finance Director are authorized to determine the amounts, dates, interest rates, maturities, redemption provisions, form and other details of the bonds, notes or temporary notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds, notes or temporary notes; to provide for the keeping of a record of the bonds or notes or obligations; to designate a financial advisor to the Town in connection with the sale of the bonds, notes or temporary notes; to sell the bonds, notes or temporary notes at public or private sale; to deliver the bonds, notes or temporary notes; and to perform all other acts which are necessary or appropriate to issue the bonds, notes or temporary notes.

5. 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 (except to the extent reimbursed from grant moneys) 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 project. The Chairman or the Vice-Chairman of the Town Council and the Town Manager or the Finance Director 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 temporary 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.

6. That the Chairman or the Vice-Chairman of the Town Council and the Town Manager or the Finance Director are authorized to make representations and enter into written agreements for the benefit of holders of the bonds, notes or temporary notes 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, notes or temporary notes.

7. That the Town Council, the Chairman and the Vice-Chairman of the Town Council, the Town Manager, the Finance Director, the Town Facilities Building Committee, and other proper officers and officials of the Town are authorized to take all other action which is necessary or desirable to acquire said parcel of land and complete the project, and to issue bonds, notes or temporary notes to finance the aforesaid appropriation.

\*\*\*\*\*

FURTHER RESOLVED, that the Town Council hereby authorizes the Chairman of the Town Council to call a Special Town Meeting to be held Monday, October 30, 2017 at the East Hampton Middle School Library/Media Center, 19 Childs Road, East Hampton, Connecticut at 7:00 p.m., to act upon a resolution regarding the foregoing recommendations.

FURTHER RESOLVED,

(a) that the Town Council hereby designates said resolution for submission to the voters at referendum, which vote shall be held on Tuesday, November 7, 2017, between the hours of 6:00 a.m. and 8:00 p.m., in conjunction the election to held on that date, in the manner provided by Sections 7-7, 9-369 and 9-369d of the Connecticut General Statutes, Revision of 1958, as amended, including the procedures set out in Section 9-369d(b)(2) of said Statutes with respect to submission of local questions to voters that are not electors, which procedures the East Hampton hereby adopts.

(b) The aforesaid resolution shall be submitted to the voters under the following heading:

“SHALL THE TOWN OF EAST HAMPTON APPROPRIATE \$18,981,000 FOR THE ACQUISITION OF A PARCEL OF LAND OFF OF EAST HIGH STREET NEAR ITS INTERSECTION WITH LAKE VISTA DRIVE IN EAST HAMPTON, AND THE CONSTRUCTION THEREON OF A TOWN HALL AND POLICE STATION INCLUDING BOARD OF EDUCATION OFFICES AND A COMMUNITY ROOM; AND AUTHORIZE THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE THE APPROPRIATION?”

Voters approving said resolution will vote “Yes” and those opposing said resolution shall vote “No”. Electors will vote at the following polling places: East Hampton High School, 15 North

Maple Street, East Hampton, CT. People qualified to vote in town meetings who are not electors will vote at: East Hampton High School, 15 North Maple Street, East Hampton, CT. Absentee ballots will be available from the Town Clerk's office. Notice of the referendum shall be given by the Town Clerk and incorporated into the notice of the Special Town Meeting and into the notice of the election.

FURTHER RESOLVED, that the Town Clerk is authorized, in such official's discretion, to prepare a concise explanatory text regarding said resolution and the Town Manager is authorized, in such official's discretion, to prepare additional explanatory materials regarding said resolution, such texts and explanatory materials to be subject to the approval of the Town Attorney and to be prepared and distributed in accordance with Section 9-369b of the General Statutes of Connecticut, Revision of 1958, as amended.

\*\*\*\*\*