



Stratford, Connecticut

ANY INDIVIDUAL WITH A DISABILITY WHO NEEDS SPECIAL ASSISTANCE TO PARTICIPATE IN THE MEETING SHOULD CONTACT THE ADA COORDINATOR AT 203-385-4020 OR 203-385-4022 (TDD) 5 DAYS BEFORE THE MEETING, IF POSSIBLE.

Town Council Members: District 1 – Beth Daponte (Chair), District 2 – Scott Farrington-Posner, District 3 – Wali Kadeem, District 4 – David Harden, District 5 – Gregory Cann, District 6 – Philip Young, District 7 – Marianne Antezzo, District 8 - J. Vincent Chase (Chair pro tem), District 9 – Alan Llewelyn, District 10 – Tina Manus.

THE STRATFORD TOWN COUNCIL WILL CONDUCT A REGULARLY SCHEDULED MEETING ON MONDAY, NOVEMBER, 13, 2017 IN COUNCIL CHAMBERS OF TOWN HALL, 2725 MAIN STREET, STRATFORD, CT AT 8:00 P.M.

PUBLIC FORUM WILL BEGIN AT 6:45 P.M.

AGENDA

CALL TO ORDER

PRAYER AND PLEDGE OF ALLEGIANCE

1. APPROVAL OF MINUTES — Regularly scheduled meeting and public forum of October 10 and special meeting of October 23, 2017,

RESOLVED: That the reading of the foregoing minutes be dispensed with as copies thereof have been previously provided to each Council Member and the same be and are hereby approved.

2. CEREMONIAL PRESENTATIONS AND AWARDS

3. COUNCIL MEMBERS' RESPONSE TO COMMENTS FROM PUBLIC FORUM

4. COMMUNICATIONS, BILLS, PETITIONS, REMONSTRANCES — None

5. MAYOR'S REPORT, COMMITTEE REPORTS, TOWN ATTORNEY'S REPORTS

5.1 MAYOR'S REPORT — Charter § 1.2.14, report on employment, vacancies, promotions and recently hired employees.

5.1.1 STRATFORD ARMY ENGINE PLANT (SAEP)

5.1.2 APPOINTMENTS

5.2 COMMITTEE REPORTS

5.2.1 ORDINANCE COMMITTEE — The first reading of the ordinances below, 5.2.1.1 and 5.2.1.2, took place during Council meeting of April 10, referred to public hearing of May 1 and May 3 and referred to Council from Ordinance Committee meeting on May 8.

5.2.1.1 AN ORDINANCE ADOPTING THE ANNUAL OPERATING BUDGET FOR THE TOWN OF STRATFORD FOR THE FISCAL YEAR COMMENCING JULY 1, 2017, AND ENDING JUNE 30, 2018, AND APPROPRIATING THE SUM OF \$220,358,957 IN ACCORDANCE THEREWITH; (17-02)

Sponsored by:

WHEREAS, the Mayor has prepared and submitted to the Town Council the annual operating budget for the Town of Stratford for the fiscal year commencing July 1, 2017, and ending June 30, 2018, in accordance with the Stratford Town Charter; and

WHEREAS, the Town Council has given consideration thereto and has conducted public hearings in connection therewith; and

WHEREAS, the estimated amount of current expenses, permanent improvements, and other lawful charges of the Town of Stratford for the fiscal year commencing July 1, 2017 and ending June 30, 2018, is \$220,358,957

NOW, THEREFORE, BE IT HEREBY ORDERED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

That the budget attached hereto and made a part hereof be and is hereby proposed as the operating budget for the Town of Stratford for the fiscal year commencing July 1, 2017 and ending June 30, 2018; and

That the sum of \$220,358,957 is hereby appropriated for the current expenses, permanent improvements, and other lawful charges for each department and each division thereof of the Town of Stratford for the fiscal year commencing July 1, 2017, and ending June 30, 2018, all in accordance with the provisions of the budget attached hereto and made a part hereof.

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

5.2.1.2 AN ORDINANCE LEVYING A TAX RATE (#17-03)

Sponsored by:

- A. OF 39.93 MILLS ON THE DOLLAR ON THE GRAND LIST OF TAXABLE PROPERTY IN THE TOWN OF STRATFORD, CONNECTICUT, ON THE FIRST DAY OF OCTOBER, 2016.
- B. OF 32.00 MILLS ON THE DOLLAR ON THE GRAND LIST OF TAXABLE MOTOR VEHICLE PROPERTY IN THE TOWN OF STRATFORD, CONNECTICUT, ON THE FIRST DAY OF OCTOBER, 2016.

WHEREAS, the Mayor has prepared and submitted to the Town Council the annual operating budget for the Town of Stratford for the fiscal year commencing July 1, 2017, and ending June 30, 2018, according to law; and

WHEREAS, the Town Council has given consideration thereto and has conducted public hearings in connection therewith; and

WHEREAS, the estimated revenues of the Town of Stratford other than by taxation for the fiscal year commencing July 1, 2017, and ending June 30, 2018, are \$ 40,330,290; and

WHEREAS, the Town Council has proposed an operating budget for the fiscal year commencing July 1, 2017, and ending June 30, 2018; and

- A. WHEREAS, a tax levy at the rate of 39.93 mills on the dollar on the Grand List of taxable property [excluding motor vehicle property] in the Town of Stratford on October 1, 2016, is necessary to meet the appropriations, less the estimated amount of revenue from other sources as permitted by law to be raised;
- B. WHEREAS, a tax levy at the rate of 32.00 mills on the dollar on the Grand List of taxable motor vehicle property in the Town of Stratford on October 1, 2016, is necessary to meet the appropriations, less the estimated amount of revenue from other sources as permitted by law to be raised;

NOW, THEREFORE, BE IT HEREBY ORDERED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

- A. That a tax rate of **39.93** mills on the dollar on the Grand List be and is hereby levied against all taxable property [excluding Motor Vehicle] in the Town of Stratford on the Grand List of October 1, 2016;
- B. That a tax rate of **32.00** mills on the dollar on the Motor Vehicle Grand List be and is hereby levied against all taxable motor vehicle property in the Town of Stratford on the Motor Vehicle Grand List of October 1, 2016;

That said taxes shall be due and payable in two equal installments, one half thereof on July 1, 2017, and the second half thereof on January 1, 2018, provided, however, that any tax, the aggregate amount of which shall not exceed \$100.00 shall be due and payable in one payment on July 1, 2017.

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

5.2.2 PLANNING COMMISSION: During the Planning Commission meeting of October 17, the following was referred to Town Council for adoption with favorable recommendation:

Complete Streets Policy — The Planning Commission found the policy is consistent with the Plan of Conservation and Development's goal and objectives, in that it looks to promote safer streets for all modes of transportation.

5.2.3 ORDINANCE COMMITTEE — The Ordinance Committee met on October 23 at which time the following ordinances were referred to Council with favorable recommendation:

5.2.3.1 ORDINANCE PROHIBITING WASTE ASSOCIATED WITH NATURAL GAS AND OIL EXTRACTION (#17-10)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage. (Ordinance appended as page 23)

5.2.3.2 AUTHORIZATION TO CREATE A SPECIAL REVENUE FUND (#17-13) RE: Open space and Property Acquisition fund

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage. (Ordinance appended as page 20)

5.2.3.3 AUTHORIZATION TO CREATE A SPECIAL REVENUE FUND (#17-14) re: Revaluation

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage. (Ordinance appended as page 21)

5.2.3.4 AUTHORIZATION TO CREATE A SPECIAL REVENUE FUND (#17-15) re: Police Special Revenue Fund (ordinance appended as pages 22)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

5.3 TOWN ATTORNEY'S REPORT

5.3.1 Stratford High School subcommittee report. During the Building Needs Committee meeting of October 16, the Town Attorney's office was directed to take action as referred to in executive session and refer the agenda item to the Town Council with favorable recommendation. (REEF, LLC). EXECUTIVE SESSION REQUESTED.

5.3.2 QUESTIONS TO THE TOWN ATTORNEY

6. QUESTIONS TO MAYOR OR STAFF

7. UNFINISHED BUSINESS and/or OLD BUSINESS

7.1 TABLED ITEMS

7.1.1 COST OF DOG PARK - \$15,000.00 is set aside from CIP 2017. *TABLED DURING COUNCIL MEETING OF JULY 11, 2016.*

RESOLVED: that the recommendation of the Parks and Recreation Committee is accepted and that setting aside \$15,000.00 from CIP 2017 for the Dog Park be and is hereby approved.

7.1.2 BOOTHE PARK COMMISSION — During the meeting of September 20, 2017, the Boothe Park Commission referred the following to Town Council with favorable recommendation: ***PLACED ON THE TABLE AND REFERRED TO THE TOWN ATTORNEY'S OFFICE DURING THE COUNCIL MEETING OF OCT. 10.***

Purchase by the Town of Stratford of personal property located at Boothe Memorial park from the Trust of David B. Boothe and Stephen N. Boothe for \$1.00 (2009 appraised value was \$875.000).

RESOLVED: that the recommendation of the Boothe Park Commission is accepted and the purchase by the Town of Stratford of personal property located at Boothe Park from the Trust of David B. Boothe and Stephen N. Boothe for \$1.00 be and is hereby approved.

7.2 TABLED ORDINANCES AND RESOLUTIONS

7.2.1 CEP/CIP ORDINANCES — *Tabled during Council Meeting of June 12, 2107.*

- A. AN ORDINANCE APPROPRIATING \$12,510,500 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2017-2018 (#17-05) (appended as pages 11-12)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

- B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$12,510,500 BONDS OF THE TOWN TO MEET THE APPROPRIATION FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2017-2018 AND PENDING ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#17-06) (appended as pages 13-15)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

- C. AN ORDINANCE APPROPRIATING \$3,517.130 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL EQUIPMENT PROGRAM FOR FISCAL YEAR 2017-2018 (#17-07) (appended as page 16)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

D. AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$3,517.130 BONDS OF THE TOWN TO MEET THE APPROPRIATION FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL EQUIPMENT PROGRAM FOR FISCAL YEAR 2017-2018 AND PENDING ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#17-08) (appended as pages 17-19)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

7.2.2 CENTER SCHOOL — RESOLUTION — *(tabled July 11, 2016)*

Sponsored by the Stratford Town Council

Whereas, the Town Council has the power to authorize the demolition of a town building;

Whereas, the demolition of a school has long-lasting implications on educational opportunities for the town's population;

Whereas, the number of building permits has increased in Stratford;

Whereas, the physical use of the center of Stratford has long-lasting implications on the town's reputation;

Now, therefore, be it resolved by the Stratford Town Council: That the path to demolition of 55 Sutton Place ~~1000 East Broadway~~, aka the new Center School, be stopped, stop phase 3 testing, further, a study will be conducted to determine the cost of returning the building to use as a school.

7.3 TABLED APPOINTMENTS

7.3.1 FINANCIAL ADVISORY COMMITTEE — additional appointments. *Placed on table during meeting of Jan.9, 2017.*

7.3.2 STRATFORD HOUSING PARTNERSHIP

- A. 3 members of the local business community (3 vacancies)
- B. 1 member-at-large

7.3.3 SIKORSKY MEMORIAL AIRPORT NOISE ABATEMENT COMMITTEE — § 7-12 of Town Code, one member appointed by Mayor, one member appointed by PYE. *Placed on the Table during Council meeting of March 10, 2014.*

- A. 1 member from District of Town in which Sikorsky Memorial Airport is located – appointed by Town Council.
- B. 2 members from the Stratford Electorate at-large — appointed by Town Council.

7.3.4 BOARD OF ZONING APPEALS, ALTERNATE MEMBER — 3-year term. *Placed on the table during Council meeting of Jan. 9, 2017.*

RESOLVED: that _____ of _____ be and is hereby appointed an alternate member of the Board of Zoning Appeals (term of Richard Fredette expired January 1, 2017)

7.3.5 BEAUTIFICATION COMMITTEE — term concurrent with Council Term (Dec. 2017)

RESOLVED: that _____ of _____ - be and is hereby appointed an alternate member of the Beautification Committee. (vacancy created by the resignation of Maria Ferrera)

7.3.6 ARTS COMMISSION, Alternate members – 3-year terms, appointed by Council

A. RESOLVED: that _____ of _____ - be and is hereby appointed an alternate member of the Arts Commission. (term of Louis DeCilio expired March 10, 2017)

B. RESOLVED: that _____ of _____ - be and is hereby appointed an alternate member of the Arts Commission. (term of Katherine DeCrezenzo expired August 12, 2017) *placed on the table September 11, 2017*

7.3.7 WATERFRONT & HARBOR MANAGEMENT COMMISSION, alternate member — § 210-3 of Town Code, 5-year term

RESOLVED: that _____ of _____ - be and is hereby appointed an alternate member of the Waterfront Harbor Management Commission. [term of Reese Mitchell (resigned) will expire on May 31, 2021]

7.3.8 INLAND WETLANDS AND WATERCOURSES COMMISSION — 4-year term, appointed by COUNCIL CHAIRMAN, Town code §217-4A

RESOLVED: that _____ of _____ - be and is hereby appointed a member of the Inland Wetlands and Watercourses Commission. (term of Albert Schlager expired Sept. 9, 2017)

8. ORDINANCES AND RESOLUTIONS

8.1 EPA ASTHMA GRANT AWARD RESOLUTION

Sponsored by:

Matching In-Kind funds consist of salaries for current staff and funds provided by *Department of Public Health's Putting on AIRS* program. A contractual Community Health Worker will be hired to do home visits. This grant is an enhancement to the current asthma grant program *Putting on AIRS* from the *Department of Public Health*.

WHEREAS, *U.S. Environmental Protection Agency* has made funds available in the amount of \$25,000 to the *Stratford Health Department* to target high-risk asthmatic children identified through the state-wide asthma management initiative *Putting on AIRS* (sensitive population) living in Stratford and Bridgeport, CT, for the contract period of 10/1/2017 – 12/31/2018;

WHEREAS, it is both desirable and in the public interest to execute a grant agreement with the *U.S. Environmental Protection Agency* and to accept funding in connection with this project;

NOW THEREFORE, BE IT RESOLVED BY THE Town Council:

1. That it is cognizant of the *Town of Stratford* grant application and contract with the *U.S. Environmental Protection Agency* for funds in the amount of \$ 25,000 to implement a multi-town asthma education initiative.
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and deliver such application in the name and on behalf of the *Town of Stratford*, any and all applications and/or agreements (including amendments to, or rescission of such agreement), and any and all related documents necessary to apply for and obtain funding from the *U.S. Environmental Protection Agency* through the *EPA Asthma Grant Award*.

9. NEW BUSINESS

9.1 LIGHTHOUSE AT ACKLEY PARK — permission for permanent installation of “Light the Way” lighthouse sculpture in Ackley Park

WHEREAS: in accordance with Stratford Town Charter 2.2.1 (c) relative to sale, management, improvement and control of town property, and

WHEREAS in accordance with Stratford Town Charter 2.2.1 (o) relative to creation, provision for, construction, regulations and maintenance of all things in the nature of public work

RESOLVED: that permanent installation of a “Light the Way” lighthouse sculpture at Ackley Park in Lordship be and is hereby approved.

9.2 ELLA GRASSO REGIONAL CENTER — Lease between the State of Connecticut and the Town of Stratford (*copy of lease on file in Office of the Council Clerk*)

9.3 APPOINTMENTS

9.3.1 Longbrook Park Commission — 3-year term, appointed by Council

- A. RESOLVED : that _____ of _____ be and is hereby appointed a member of the Longbrook Park Commission. (term of James McGuire expired Nov. 6, 2017)

- B. RESOLVED : that _____ of _____ be and is hereby appointed a member of the Longbrook Park Commission. (term of Kaylyn Bard expired Nov. 6, 2017)

10. ADJOURNMENT

AN ORDINANCE APPROPRIATING \$12,510,500 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2017-2018 (#17-05)

Sponsored by:

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. The sum of \$12,510,500 is hereby appropriated to meet the estimated costs of the public improvements set forth below, as more fully described in the narrative description of such public improvements in the capital improvement program of the Town for the fiscal year ending June 30, 2018, said appropriation to be inclusive of administrative, financing, legal and costs of issuance related thereto:

CAPITAL IMPROVEMENT PROGRAM

PARKS & RECREATION	BREATIFICATION	60,000
	WOOD WASTE DISPOSAL	50,000
	TREE REMOVAL	100,000
	RACQUET BALL/PADDLE BALL COURT	255,000
	DELUCIA FIELD	100,000
	SHORT BEACH TENNIS/BASKETBALL	50,000
	SHORT BEACH COMPLEX IRRIGATION	600,000
	PUBLIC WORKS	BALL FIELD REPAIR PROGRAM
FENCING REPLACEMENT		100,000
VARIOUS TOWN PARKS		150,000
ROADS & SEWERS	WEST BROAD IMPROVEMENTS	200,000
	SIDEWALK IMPROVEMENTS	250,000
	SEYMOUR STREET	100,000
	CULVERT CLEANING	200,000
	SURF AVENUE	100,000
	STREETSCAPE IMPROVEMENTS	350,000
	BARNUM AVENUE CULVERT	150,000
	ROAD RESURFACING	1,500,000
	BEAVER DAM ROAD BRIDGE	25,000
	STORMWATER PERMIT	40,000
	SECOND HILL LANE	300,000
	FERRY CREEK PUMP STATION	250,000
	COASTAL RESILIENCY	100,000
	TOWN BRIDGES REHABILITATION	300,000
	ROAD RECONSTRUCTION	500,000
SCHOOL IMPROVEMENTS	BOE BATHROOM PARTITIONS	20,000
	SECOND HILL SCHOOL	115,000

	BOE BOILER REPLACEMENT	325,000
	BOE SAFETY IMPROVEMENTS	100,000
	BOE ELEVATORS	200,000
	BUNNELL HIGH SCHOOL	340,000
	BOE LIBRARIES	30,000
	BOE AUDITORIUMS	50,000
	JOHNSON HOUSE	75,000
	FRANKLIN SCHOOL	200,000
	BOE WATER TREATMENT	50,000
	WOOSTER MIDDLE SCHOOL	130,000
	BOE WINDOW FILM	20,000
	ELI WHITNEY SCHOOL	620,000
	CHAPEL SCHOOL	45,000
	BOE TECHNOLOGY	500,000
	FLOOD SCHOOL	35,000
	BOE PAINTING	75,000
	BOE GENERL REPAIRS	135,000
	BOE SIDEWALKS	50,000
TOWN FACILITIES	TOWN MASONRY	25,000
	OPEN SPACE ACQUISITION	50,000
	LIBRARY	517,000
	BOOTHE PARK	50,000
	FIREHOUSES	130,000
	PARK OUTSIDE BENCHES, TABLES, ETC	20,000
	PUBLIC WORKS COMPLEX	40,000
STATE REIMBURSEMENTS	BOE SCHOOLS	450,000
LoCIP STATE FUNDING	PUBLIC WORKS	478,500
WPCA FUNDING	WPCA PROJECTS	1,575,000
GENERAL FUND FUNDING	VARIOUS	180,000

12,510,500

Section 2. Any of the estimated amounts for the public improvements set forth in Section 1 not required to meet the actual cost of such public improvements shall be allocated by the Mayor and Director of Finance as they deem necessary or advisable and in the best interests of the Town to other public improvements previously authorized by the Town Council for bonding, so long as such allocation is consistent with applicable tax and other laws.

Section 3. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$12,510,500 BONDS OF THE TOWN TO MEET THE APPROPRIATION FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2017-2018 AND PENDING ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#17-06)

Sponsored by:

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. To meet the appropriation of \$12,510,500 made in the ordinance enacted together herewith for various public improvements in the capital improvement program for fiscal year ending June 30, 2018 (the "Project"), \$12,510,500 bonds of the Town may be issued maturing not later than the twentieth year after their date (the "Bonds").

Section 2. The Bonds may be issued in one or more series as determined by the Mayor and the Director of Finance. The amount of Bonds of each series to be issued shall be fixed by the Mayor and the Director of Finance in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amounts and timing of State and Federal grants-in-aid for the Project, 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 the Bonds outstanding at the time of the issuance thereof, and to pay for costs of issuance of the Bonds. The Bonds shall be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor and the Director of Finance, bear the Town 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 Pullman & Comley, LLC, Attorneys-at-Law. The Bonds shall be general obligations of the Town and each of the Bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such Bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The Town shall levy taxes in each year to meet principal and interest due and payable on the Bonds issued pursuant to this ordinance.

Section 3. The Mayor and Director of Finance are hereby authorized to determine the aggregate principal amount of the Bonds of each series to be issued, the annual installments of principal, date, maturity, prices, interest rates whether fixed or floating, form, redemption provisions, if any, the certifying registrar and transfer agent, the manner of sale or other terms and conditions of the Bonds, including the terms of any reserve that might be established as authorized herein, and whether any of the Bonds issued will be issued as taxable bonds, all in such a manner as the Mayor and Director of Finance shall determine to be in the best interests of the Town and in accordance with the General Statutes of Connecticut, Revision of 1958, as amended (the "Connecticut General Statutes"), and to take such actions and to execute such

documents, or designate other officials or employees of the Town to take such actions and to execute such documents, as deemed to be necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance in order to issue, sell and deliver the Bonds.

Section 4. The Bonds shall be sold by the Mayor and the Director of Finance 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 Town. If the Bonds are sold by negotiation, the provisions of the bond purchase agreement shall be approved by the Mayor and Director of Finance.

Section 5. The Mayor and the Director of Finance are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of the Bonds. Notes evidencing such borrowings shall be signed by the Mayor and the Director of Finance, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor and the Director of Finance, be approved as to their legality by Pullman & Comley, LLC, Attorneys-at-Law, and be certified by a bank or trust company designated by the Mayor and the Director of Finance pursuant to Section 7-373 of the Connecticut General Statutes. The Notes shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town 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, to the extent paid from the proceeds of such renewals or the Bonds, may be included as a cost of the Project. 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 6. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid prior to and any time after the date of passage of this ordinance in the maximum amount and for the Project with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Town. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Town 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 her designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 7. The Mayor and Director of Finance are hereby authorized, if they determine it is in the Town's best interests, to acquire, on behalf of the Town, bond insurance or other forms of credit enhancement guaranteeing the Bonds on such terms as the Mayor and Director of Finance determine to be appropriate, such terms to include, but not be limited to, those relating to fees, premiums and other costs and expenses incurred in connection with such credit enhancement, the terms of payment of such expenses and costs and such other

undertakings as the issuer of the credit enhancement shall require; and the Mayor and Director of Finance, if they determine that it is appropriate, are authorized, on the Town's behalf, to grant security to the issuer of the credit enhancement to secure the Town's obligations arising under the credit enhancement, including the establishment of a reserve from proceeds of the Bonds.

Section 8. The Mayor and the Director of Finance 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 the Municipal Securities Rulemaking Board ("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 ordinance. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 9. The Mayor and Director of Finance are hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Projects, and to take all action necessary or proper in connection therewith.

Section 10. The Mayor and Director of Finance in connection with the issuance of the Bonds, are hereby authorized to allocate any unused bond proceeds to public improvements previously authorized by the Town Council for bonding, consistent with the applicable tax and other laws, as deemed necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance.

Section 11. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

AN ORDINANCE APPROPRIATING \$3,517.130 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL EQUIPMENT PROGRAM FOR FISCAL YEAR 2017-2018 (#17-07)

Sponsored by:

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. The sum of \$3,517.130 is hereby appropriated to meet the estimated costs of the public improvements set forth below, as more fully described in the narrative description of such public improvements in the capital equipment program of the Town for the fiscal year ending June 30, 2018, said appropriation to be inclusive of administrative, financing, legal and costs of issuance related thereto:

CAPITAL EQUIPMENT PROGRAM		
PUBLIC SAFETY	POLICE VEHICLES	150,000
	POLICE/FIRE EQUIPMENT	967,134
	FIRE VEHICLE	625,000
ADMINISTRATIVE	TOWN VEHICLE	39,500
PUBLIC WORKS	PUBLIC WORKS EQUIPMENT	525,000
	PUBLIC BUILDINGS	25,000
PUBLIC SCHOOLS	BOE EQUIPMENT	450,000
WPCA FUNDING	WPCA EQUIPMENT	530,000
EMS FUNDING	EMS EQUIPMENT	205,496
		<u><u>3,517,130</u></u>

Section 2. Any of the estimated amounts for the public improvements set forth in Section 1 not required to meet the actual cost of such public improvements shall be allocated by the Mayor and Director of Finance as they deem necessary or advisable and in the best interests of the Town to other public improvements previously authorized by the Town Council for bonding, so long as such allocation is consistent with applicable tax and other laws.

Section 3. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$ **\$3,517.130** BONDS OF THE TOWN TO MEET THE APPROPRIATION FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL EQUIPMENT PROGRAM FOR FISCAL YEAR 2017-2018 AND PENDING ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#17-08)

Sponsored by:

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. To meet the appropriation of **\$3,517.130** made in the ordinance enacted together herewith for various public improvements in the capital equipment program for fiscal year ending June 30, 2018 (the "Project"), **\$3,517.130** bonds of the Town may be issued maturing not later than the twentieth year after their date (the "Bonds").

Section 2. The Bonds may be issued in one or more series as determined by the Mayor and the Director of Finance. The amount of Bonds of each series to be issued shall be fixed by the Mayor and the Director of Finance in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amounts and timing of State and Federal grants-in-aid for the Project, 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 the Bonds outstanding at the time of the issuance thereof, and to pay for costs of issuance of the Bonds. The Bonds shall be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor and the Director of Finance, bear the Town 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 Pullman & Comley, LLC, Attorneys-at-Law. The Bonds shall be general obligations of the Town and each of the Bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such Bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The Town shall levy taxes in each year to meet principal and interest due and payable on the Bonds issued pursuant to this ordinance.

Section 3. The Mayor and Director of Finance are hereby authorized to determine the aggregate principal amount of the Bonds of each series to be issued, the annual installments of principal, date, maturity, prices, interest rates whether fixed or floating, form, redemption provisions, if any, the certifying registrar and transfer agent, the manner of sale or other terms and conditions of the Bonds, including the terms of any reserve that might be established as authorized herein, and whether any of the Bonds issued will be issued as taxable bonds, all in such a manner as the Mayor and Director of Finance shall determine to be in the best interests of the Town and in accordance with the General Statutes of Connecticut, Revision of 1958, as amended (the "Connecticut General Statutes"), and to take such actions and to execute such

documents, or designate other officials or employees of the Town to take such actions and to execute such documents, as deemed to be necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance in order to issue, sell and deliver the Bonds.

Section 4. The Bonds shall be sold by the Mayor and the Director of Finance 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 Town. If the Bonds are sold by negotiation, the provisions of the bond purchase agreement shall be approved by the Mayor and Director of Finance.

Section 5. The Mayor and the Director of Finance are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of the Bonds. Notes evidencing such borrowings shall be signed by the Mayor and the Director of Finance, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor and the Director of Finance, be approved as to their legality by Pullman & Comley, LLC, Attorneys-at-Law, and be certified by a bank or trust company designated by the Mayor and the Director of Finance pursuant to Section 7-373 of the Connecticut General Statutes. The Notes shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town 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, to the extent paid from the proceeds of such renewals or the Bonds, may be included as a cost of the Project. 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 6. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid prior to and any time after the date of passage of this ordinance in the maximum amount and for the Project with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Town. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Town 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 her designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 7. The Mayor and Director of Finance are hereby authorized, if they determine it is in the Town's best interests, to acquire, on behalf of the Town, bond insurance or other forms of credit enhancement guaranteeing the Bonds on such terms as the Mayor and Director of Finance determine to be appropriate, such terms to include, but not be limited to, those relating to fees, premiums and other costs and expenses incurred in connection with such credit enhancement, the terms of payment of such expenses and costs and such other

undertakings as the issuer of the credit enhancement shall require; and the Mayor and Director of Finance, if they determine that it is appropriate, are authorized, on the Town's behalf, to grant security to the issuer of the credit enhancement to secure the Town's obligations arising under the credit enhancement, including the establishment of a reserve from proceeds of the Bonds.

Section 8. The Mayor and the Director of Finance 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 the Municipal Securities Rulemaking Board ("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 ordinance. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 9. The Mayor and Director of Finance are hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Projects, and to take all action necessary or proper in connection therewith.

Section 10. The Mayor and Director of Finance in connection with the issuance of the Bonds, are hereby authorized to allocate any unused bond proceeds to public improvements previously authorized by the Town Council for bonding, consistent with the applicable tax and other laws, as deemed necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance.

Section 11. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

AUTHORIZATION TO CREATE A SPECIAL REVENUE FUND (#17-13) re: Open Space and Property Acquisition Fund

Sponsored by: Stratford Town Council

WHEREAS: The Town Charter of the Town of Stratford under section 2.2.3. Special Funds – states ***“The council shall have the power to establish by ordinance special funds for such specified purpose as may be set forth in the Town plan for long term financing.”***

WHEREAS: The Town authorizes periodic bonding for the purpose of acquiring open space and property acquisitions.

WHEREAS: An approval is required to establish an Open Space & Property Acquisition Fund for said restricting use and segregation of funds for such purposes.

WHEREAS: As such current funds are inappropriately residing in the Capital Project Fund subjected to IRS arbitrage rules and tax exempt municipal bond spending requirements.

NOW THEREFORE: The Finance Director is seeking approval for ***the establishment of special revenue account*** and for said funds to be transferred to the created special revenue fund for future restricted procurements.

AUTHORIZATION TO CREATE A SPECIAL REVENUE FUND (#17-14) re: Revaluation Fund

Sponsored by: Stratford Town Council

WHEREAS: The Town Charter of the Town of Stratford under section 2.2.3. Special Funds – states *“The council shall have the power to establish by ordinance special funds for such specified purpose as may be set forth in the Town plan for long term financing.”*

WHEREAS: The Town contributes funds through the general fund for the purpose of the Town’s property revaluation as required by State General Statutes.

WHEREAS: An approval is required to establish a Revaluation Fund for said restricting use and segregation of funds for such purposes.

WHEREAS: Said current funds are inappropriately residing in the Capital Project Fund.

NOW THEREFORE: The Finance Director is seeking approval for *the establishment of special revenue account* and for said funds to be transferred to create a special revenue fund for future restricted use.

AUTHORIZATION TO CREATE A SPECIAL REVENUE FUND (#17-15) re: Police Special Revenue Fund

Sponsored by: Stratford Town Council

WHEREAS: The Town Charter of the Town of Stratford under section 2.2.3. Special Funds – states *“The council shall have the power to establish by ordinance special funds for such specified purpose as may be set forth in the Town plan for long term financing.”*

WHEREAS: The Town accounts for special police duty through the general fund for the purpose of traffic control on road and utility projects, special events and other purposes that require special police activities.

WHEREAS: Council approval is required to establish a Police Special Revenue Fund for said purpose, restricting use and segregation of funds for said accountability purposes.

WHEREAS: Said current funds are comingled and inappropriately residing in the General Fund.

NOW THEREFORE: The Finance Director is seeking approval for *the establishment of a special revenue account* and for said funds to be held in a special revenue fund for future accountability..

ORDINANCE PROHIBITING WASTE ASSOCIATED WITH NATURAL GAS AND OIL EXTRACTION (#17-10)**xxx-01 Definitions for the Purposes of this Ordinance:**

- 1) For the purposes of this Ordinance, the following terms, phrases, and words shall have the meanings given here, unless otherwise clearly indicated by the context:
- 2) “*Hydraulic fracturing*” shall mean the fracturing of underground rock formations, including shale and non-shale formations, by manmade fluid-driven techniques for the purpose of stimulating oil, natural gas, or other subsurface hydrocarbon production.
- 3) “*Natural gas extraction activities*” shall mean all geologic or geophysical activities related to the exploration for or extraction of natural gas, including, but not limited to, core and rotary drilling and hydraulic fracturing.
- 4) “*Oil extraction activities*” shall mean all geologic or geophysical activities related to the exploration for or extraction of oil, including, but not limited to, core and rotary drilling and hydraulic fracturing.
- 5) “*Natural gas waste*” shall mean: a) any liquid or solid waste or its constituents that is generated as a result of natural gas extraction activities, which may consist of water, brine, chemicals, naturally occurring radioactive materials, heavy metals, or other contaminants; b) leachate from solid wastes associated with natural gas extraction activities; c) any waste that is generated as a result of or in association with the underground storage of natural gas; d) any waste that is generated as a result of or in association with liquefied petroleum gas well storage operations; and e) any products or byproducts resulting from the treatment, processing, or modification of any of the above wastes.
- 6) “*Oil waste*” shall mean: a) any liquid or solid waste or its constituents that is generated as a result of oil extraction activities, which may consist of water, brine, chemicals, naturally occurring radioactive materials, heavy metals, or other contaminants; b) leachate from solid wastes associated with oil extraction activities; and c) any products or byproducts resulting from the treatment, processing, or modification of any of the above wastes.
- 7) “*Application*” shall mean the physical act of placing or spreading natural gas waste or oil waste on any road or real property located within the Town of Stratford.

xxx-02 Prohibitions:

- 1) The application of natural gas waste or oil waste, whether or not such waste has received Beneficial Use Determination or other approval for use by the Department of Energy & Environmental Protection (“DEEP”) or any other regulatory body, on any road or real property located within the Town of Stratford for any purpose is prohibited.

- 2) The Introduction of natural gas waste or oil waste into any wastewater treatment facility within or operated by the Town of Stratford is prohibited.
- 3) The introduction of natural gas waste or oil waste into any solid waste management facility within or operated by the Town of Stratford is prohibited.
- 4) The storage, disposal, sale, acquisition, transfer, handling, treatment and/or processing of waste from natural gas or oil extraction is prohibited within the Town of Stratford.

xxx-03 Provision to be included in bids and contracts related to the construction or maintenance of publicly owned and/or maintained roads or real property within the Town of Stratford:

- 1) All bids and contracts related to the retention of services to construct or maintain any publicly owned and/or maintained road or real property within the Town of Stratford shall include a provision stating that no materials containing natural gas or oil waste shall be utilized in providing such a service.
- 2) All bids and contracts related to the purchase or acquisition of materials to be used to construct or maintain any publicly owned and/or maintained road or real property within the Town of Stratford shall include a provision stating that no materials containing natural gas or oil waste shall be provided to the Town of Stratford.
- 3) The following statement, which shall be a sworn statement under penalty of perjury, shall be included in all bids related to the purchase or acquisition of materials to be used to construct or maintain any publicly owned and or maintained road or real property within the Town of Stratford and all bids related to the retention of services to construct or maintain any publicly owned and/or maintained road or real property within the Town of Stratford: *“We _____ hereby submit a bid for materials, equipment and/or labor for the Town of Stratford.. The bid is for bid documents titled _____. We hereby certify under penalty of perjury that no natural gas waste or oil waste will be used by the undersigned bidder or any contractor, subcontractor, agent or vendor agent in connection with the bid; nor will the undersigned bidder or any sub-contractor, agent or vendor agent thereof apply any natural gas waste or oil waste to any road or real property within the Town of Stratford as a result of the submittal of this bid if selected.”*

xxx-04 Penalties

This ordinance shall apply to any and all actions occurring on or after the effective date of this ordinance. In response to a violation of this ordinance, the Town of Stratford is empowered to a) issue “Cease and Desist” orders demanding abatement of the violation, b) seek any appropriate legal relief, including immediate injunctive relief, as a result of any violation of this ordinance; c) file a complaint with any other proper authority; and

d) require remediation of any damage done to any land, road, building, aquifer, well, watercourse, air quality or other asset, be it public or private, within the Town of Stratford. The Town of Stratford may recoup from the offending person(s), jointly and severally, all costs, including experts, consultants and reasonable attorney's fees, that it incurs as a result of having to prosecute or remediate any infraction of this ordinance. Any person who violates this ordinance shall be liable for a fine of \$250 per CT Statute. The Town of Stratford may also pursue other penalties as applicable defined in CT General Statutes.

xxx-05 Enforcement:

Any designee authorized by the Mayor of the Town of Stratford may pursue penalties against any person(s) who commits violations of this ordinance. The involvement of any Stratford officials will not require testing of waste products to determine chemical contents, this work will be done via contacting CT DEEP or other 3rd party analytical laboratories as is current practice of the Town of Stratford for other exposures to potentially hazardous chemical situations.

Any designee authorized by the Mayor of the Town of Stratford may request the Commissioner of CT DEEP pursue civil penalties defined by CT General Statutes, as applicable.

xxx-06 Severability

If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered. To further this end, the provisions of this Chapter are hereby declared to be severable.

xxx-07 Transportation

Nothing in this ordinance shall be interpreted to ban the transportation of any product or byproduct described herein on any roadway or real property within the Town of Stratford.

xxx-07 Effective Date

This Ordinance shall become effective thirty (30) days after publication in a newspaper having circulation in the Town of Stratford.