

June 13, 2007

SPECIAL MEETING OF THE COMMON COUNCIL

JUNE 13, 2007

Mayor Timothy T. Stewart called the Special Meeting of the Common Council to order on Wednesday, the 13th day of June 2007 at 6:55 p.m. in the Common Council Chambers, City Hall.

Eleven members were present at roll call: Ald. Trueworthy, Black, Rocha, Collins, Catanzaro, Carroll, Platosz, Salvio, Gostin, Bernacki and Bielinski. Four members were absent: Ald. Cruz, Hermanowski, Kirejczyk and Wyskiewicz. Ald. Cruz arrived immediately after roll call. Ald. Wyskiewicz arrived just prior to the vote on item 28576-4.

City Clerk, Peter J. Denuzze, gave the invocation.

MAYOR'S WARRANT

TO THE CLERK OF THE CITY OF NEW BRITAIN:

BY THE AUTHORITY OF THE STATE OF CONNECTICUT, you are hereby commanded to notify Mark H. Bernacki, Suzanne Bielinski, Shirley A. Black, Paul D. Catanzaro, John F. Carroll, Tonilynn Collins, Silvia Cruz, Peter J. Gostin, Lawrence J. Hermanowski, Edward J. Kirejczyk, Jr., Adam Platosz, Lori A. Rocha, Louis G. Salvio, Michael W. Trueworthy and James A. Wyskiewicz, Aldermen and Alderwomen of said City, that there will be a Special Meeting of the Common Council on Wednesday, June 13, 2007 at 6:45 p.m. in the Council Chambers, 27 West Main Street, City Hall, for the following purposes:

1. To accept a report of the Bonding Subcommittee of the Committee on Administration, Finance and Law regarding an Amendment to the \$8,100,000 Appropriation and Bond Authorization for the Fafnir Booth Street Industrial Park Development Project, Including Property Acquisition and Demolition, to Change the Project Scope
2. To act upon a resolution regarding an Amendment to the \$8,100,000 Appropriation and Bond Authorization for the Fafnir Booth Street Industrial Park Development Project, Including Property Acquisition and Demolition, to Change the Project Scope
3. To accept a report of the Bonding Subcommittee of the Committee on Administration, Finance and Law regarding an Amendment to the \$2,900,000 Appropriation and Bond Authorization for the Smart Park I Expansion Project to Change the Project Scope
4. To act upon a resolution regarding an Amendment to the \$2,900,000 Appropriation and Bond Authorization for the Smart Park I Expansion Project to Change the Project Scope
5. To accept a report of the Bonding Subcommittee of the Committee on Administration, Finance and Law regarding an Amendment to the \$13,300,000 Appropriation and Bond Authorization for the Broad Street and Washington Street Reconstruction Project to change the Project Scope
6. To act upon a resolution regarding an Amendment to the \$13,300,000 Appropriation and Bond Authorization for the Broad Street and Washington Street Reconstruction Project to change the Project Scope
7. To accept a report of the Bonding Subcommittee of the Committee on Administration, Finance and Law regarding an Amendment to the Rescission of \$2,325,000 Appropriation and Bond Authorization for Willow Street Neighborhood Project
8. To act upon a resolution regarding an Amendment to the Rescission of \$2,325,000 Appropriation and Bond Authorization for Willow Street Neighborhood Project
9. To accept a report of the Bonding Subcommittee of the Committee on Administration, Finance and Law regarding a \$2,650,000 Appropriation and Bond Authorization for Willow Street Park Project

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10. To act upon a resolution regarding a \$2,650,000 Appropriation and Bond Authorization for Willow Street Park Project
11. To accept a report of the Bonding Subcommittee of the Committee on Administration, Finance and Law regarding an Amendment to the \$4,503,500 Appropriation and Bond Authorization for the Purchase of Various Capital Equipment to Reallocate \$8,500 of Funding from the Public Works Department to the Cemetery Department and to Reallocate \$60,000 of Funding within the Public Works Department
12. To act upon a resolution regarding an Amendment to the \$4,503,500 Appropriation and Bond Authorization for the Purchase of Various Capital Equipment to Reallocate \$8,500 of Funding from the Public Works Department to the Cemetery Department and to Reallocate \$60,000 of Funding within the Public Works Department

HEREOF FAIL NOT, but due service and return make according to law.

Dated at New Britain, this 11th day of June, 2007.

Timothy T. Stewart, Mayor

REPORT OF THE BONDING COMMITTEE

23307-2 RE: AMENDMENT TO THE \$8,100,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE FAFNIR BOOTH STREET INDUSTRIAL PARK DEVELOPMENT PROJECT, INCLUDING PROPERTY ACQUISITION AND DEMOLITION, TO CHANGE THE PROJECT SCOPE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

At a meeting of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law ("Bonding Subcommittee") held on May 29, 2007 on a motion by Committee member Treworthy and seconded by Committee member Collins, the following resolution was adopted:

RESOLVED, that the Bonding Subcommittee of the City of New Britain recommends to the Common Council that the resolution entitled "\$8,100,000 Appropriation and Bond Authorization for the Fafnir Booth Street Industrial Park Development Project, Including Property Acquisition and Demolition" adopted by the Common Council on March 26, 1997 under Item #23307-1, on the recommendation of the Board of Finance and Taxation adopted at its meeting held on March 25, 1997, be amended to include in the scope of the project the contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and to read as follows:

"RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the sum of \$8,100,000 be appropriated for the following: (1) \$6,100,000 for the Fafnir Booth Street Industrial Park Development Project, including without limitation, demolition of buildings, site preparation and grading, preparation of a site plan and preparation of a marketing plan and all alterations, repairs and improvements in connection therewith, as well as engineering and architectural costs, contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and temporary and permanent financing costs and other costs related to the project, and (2) \$2,000,000 for costs related to the acquisition and demolition of property not owned by the City relating to the Fafnir Booth Street Industrial Park, including without limitation demolition of buildings, site preparation and grading and all alterations, repairs and improvements in connection therewith, as well as engineering and architectural costs, contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132

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of the Connecticut General Statutes, as amended, and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$8,100,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

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BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to determine the amount, terms and conditions of the contribution of funds to the project as authorized by this resolution.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation."

Ald. James A. Wyskiewicz
Chairman, Bonding Subcommittee Committee on
Administration, Finance and Law

Ald. Trueworthy moved to accept, seconded by Ald. Salvio. So voted. Approved June 14, 2007 by Mayor Timothy T. Stewart.

RESOLUTION

23307-3 RE: AMENDMENT TO THE \$8,100,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE FAFNIR BOOTH STREET INDUSTRIAL PARK DEVELOPMENT PROJECT, INCLUDING PROPERTY ACQUISITION AND DEMOLITION, TO CHANGE THE PROJECT SCOPE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Common Council held on June 13, 2007 on a motion by Council member Trueworthy and seconded by Council member Salvio the following resolution was adopted:

RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the resolution entitled "\$8,100,000 Appropriation and Bond Authorization for the Fafnir Booth Street Industrial Park Development Project, Including Property Acquisition and Demolition" adopted by the Common Council on March 26, 1997 under Item #23307-1, on the recommendation of the Board of Finance and Taxation adopted at its meeting held on March 25, 1997, be amended to include in the scope of the project the contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and to read as follows:

"RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the sum of \$8,100,000 be appropriated for the following: (1)

\$6,100,000 for the Fafnir Booth Street Industrial Park Development Project, including without limitation, demolition of buildings, site preparation and grading, preparation of a site plan and preparation of a marketing plan and all alterations, repairs and improvements in connection therewith, as well as engineering and architectural costs, contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and temporary and permanent financing costs and other costs related to the project, and (2) \$2,000,000 for costs related to the acquisition and demolition of property not owned by the City relating to the Fafnir Booth Street Industrial Park, including without limitation demolition of buildings, site preparation and grading and all alterations, repairs and improvements in connection therewith, as well as engineering and architectural costs, contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$8,100,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer

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which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to determine the amount, terms and conditions of the contribution of funds to the project as authorized by this resolution.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation."

Alderman James A. Wyskiewicz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Salvio. Roll call vote – 12 in favor, 0 opposed. In favor: Ald. Trueworthy, Black, Cruz, Rocha, Collins, Catanzaro, Carroll, Platosz, Salvio, Gostin, Bernacki and Bielinski. RESOLUTION ADOPTED. Approved June 14, 2007 by Mayor Timothy T. Stewart.

REPORT OF THE BONDING COMMITTEE

26325-3 RE: AMENDMENT TO THE \$2,900,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE SMART PARK I EXPANSION PROJECT TO CHANGE THE PROJECT SCOPE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

At a meeting of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law ("Bonding Subcommittee") held on May 29, 2007 on a motion by Committee member Trueworthy and seconded by Committee member Collins, the following resolution was adopted:

RESOLVED, that the Bonding Subcommittee of the City of New Britain recommends to the Common Council that the resolution entitled "\$2,900,000 Appropriation and Bond Authorization for the Smart Park I Expansion Project" adopted by the Common Council on March 14, 2001 under Item #26325-1, on the recommendation of the Board of Finance and Taxation adopted at its meeting held on February 28, 2001, be amended to include in the scope of the project the contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and to read as follows:

"RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the sum of \$2,900,000 be appropriated for the Smart Park I Expansion Project, including planning, property management, administrative and legal expenses, relocation expenses and payments, the acquisition costs and expenses incurred in acquiring property not owned by the City, demolition of buildings, site preparation and grading, preparation of a site plan, preparation of a marketing plan and all alterations, repairs and improvements in connection therewith, as well as engineering and architectural costs, contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$2,900,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified

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and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to determine the amount, terms and conditions of the contribution of funds to the project as authorized by this resolution.

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BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation.”

Ald. James A. Wyskiewicz
Chairman, Bonding Subcommittee Committee on
Administration, Finance and Law

Ald. Trueworthy moved to accept, seconded by Ald. Salvio. So voted. Approved June 14, 2007 by Mayor Timothy T. Stewart.

RESOLUTION

26325-4 RE: AMENDMENT TO THE \$2,900,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE SMART PARK I EXPANSION PROJECT TO CHANGE THE PROJECT SCOPE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Common Council held on June 13, 2007 on a motion by Council member Trueworthy and seconded by Council member Salvio the following resolution was adopted:

RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the resolution entitled “\$2,900,000 Appropriation and Bond Authorization for the Smart Park I Expansion Project” adopted by the Common Council on March 14, 2001 under Item #26325-1, on the recommendation of the Board of Finance and Taxation adopted at its meeting held on February 28, 2001, be further amended to include in the scope of the project the contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and to read as follows:

“RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the sum of \$2,900,000 be appropriated for the Smart Park I Expansion Project, including planning, property management, administrative and legal expenses, relocation expenses and payments, the acquisition costs and expenses incurred in acquiring property not owned by the City, demolition of buildings, site preparation and grading, preparation of a site plan, preparation of a marketing plan and all alterations, repairs and improvements in connection therewith, as well as engineering and architectural costs, contribution of funds in order to assist any applicable redevelopment project or urban renewal project pursuant to Chapter 130 of the Connecticut General Statutes, as amended, or any applicable municipal development project pursuant to Chapter 132 of the Connecticut General Statutes, as amended, and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$2,900,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor,

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trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to determine the amount, terms and conditions of the contribution of funds to the project as authorized by this resolution.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation.”

Alderman James A. Wyskiewicz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Salvio. Roll call vote – 12 in favor, 0 opposed. In favor: Ald. Trueworthy, Black, Cruz, Rocha, Collins, Catanzaro, Carroll, Platosz, Salvio, Gostin, Bernacki and Bielinski. RESOLUTION ADOPTED. Approved on June 14, 2007 by Mayor Timothy T. Stewart.

REPORT OF THE BONDING COMMITTEE

26188-6 RE: AMENDMENT TO THE \$13,300,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE BROAD STREET AND WASHINGTON STREET RECONSTRUCTION PROJECT TO CHANGE THE PROJECT SCOPE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

At a meeting of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law (“Bonding Subcommittee”) held on May 29, 2007 on a motion by Committee member Trueworthy and seconded by Committee member Collins, the following resolution was referred back to the full Council with a favorable recommendation:

RESOLVED, that the Bonding Subcommittee of the City of New Britain recommends to the Common Council that the resolution entitled “\$13,300,000 Appropriation and Bond Authorization for the Broad Street and Washington Reconstruction Project” adopted by the Common Council on December 13, 2000 under Item #23886-1, as amended by the Common Council on February 23, 2005 under Item #26188-3, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on February 2, 2005, as amended by the Common Council on March 22, 2006 under Item #26188-5, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting on March 15, 2006, be further amended to include in the scope of the project the acquisition of property, and to read as follows:

“RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meetings held on February 2, 2005, March 15, 2006 and May 29, 2007, that the sum of \$13,300,000 be appropriated for the costs of improvements to Broad Street and Washington Street, including all construction, equipment and land rights acquisition costs, and all alterations, repairs and improvements in connection therewith, including those relating to sanitary sewers, storm drainage, roadway improvements, curbing, sidewalk replacement, signalization, access and parking improvements, site preparation, mobilization, maintenance, protection of traffic, dust and erosion control, restoration, contribution to a gas main relocation, advertising, printing, signage and other ancillary expenses; engineering, design, and the purchase and installation of parking control measuring devices for off-street parking lots and creation of permanent parking lots within the Broad Street area; (i) the repair, construction and improvements of Beaver Street North (Broad Street to Farmington Avenue), (ii) the installation of traffic control command and cameras, including the installation of a closed loop traffic signal system, the replacement and interconnection of existing signals, the installation of traffic monitoring cameras and the initial phase of establishing a central traffic control command and operations center in City Hall, and (iii) the purchase and installation of decorative lighting for the project; costs for the acquisition of property; and temporary

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and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$13,300,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

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BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation."

Alderman James A. Wyskiewicz
Chairman, Bonding Subcommittee Committee on
Administration, Finance and Law

Ald. Trueworthy moved to accept, seconded by Ald. Salvio. So voted. Approved June 14, 2007 by Mayor Timothy T. Stewart.

RESOLUTION

26188-7 RE: AMENDMENT TO THE \$13,300,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE BROAD STREET AND WASHINGTON STREET RECONSTRUCTION PROJECT TO CHANGE THE PROJECT SCOPE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Common Council held on June 13, 2007 on a motion by Council member Trueworthy and seconded by Council member Salvio the following resolution was adopted:

RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the resolution entitled "\$13,300,000 Appropriation and Bond Authorization for the Broad Street and Washington Reconstruction Project" adopted by the Common Council on December 13, 2000 under Item #23886-1, as amended by the Common Council on February 23, 2005 under Item #26188-3, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on February 2, 2005, as amended by the Common Council on March 22, 2006 under Item #26188-5, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting on March 15, 2006, be further amended to include in the scope of the project the acquisition of property, and to read as follows:

"RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meetings held on February 2, 2005, March 15, 2006 and May 29, 2007, that the sum of \$13,300,000 be appropriated for the costs of improvements to Broad Street and Washington Street, including all construction, equipment and land rights acquisition costs, and all alterations, repairs and improvements in connection therewith, including those relating to sanitary sewers, storm drainage, roadway improvements,

curbing, sidewalk replacement, signalization, access and parking improvements, site preparation, mobilization, maintenance, protection of traffic, dust and erosion control, restoration, contribution to a gas main relocation, advertising, printing, signage and other ancillary expenses; engineering, design, and the purchase and installation of parking control measuring devices for off-street parking lots and creation of permanent parking lots within the Broad Street area; (i) the repair, construction and improvements of Beaver Street North (Broad Street to Farmington Avenue), (ii) the installation of traffic control command and cameras, including the installation of a closed loop traffic signal system, the replacement and interconnection of existing signals, the installation of traffic monitoring cameras and the initial phase of establishing a central traffic control command and operations center in City Hall, and (iii) the purchase and installation of decorative lighting for the project; costs for the acquisition of property; and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$13,300,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are within every debt and other limit prescribed by law, and that the

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full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation."

Alderman James A. Wyskiewicz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Salvio. Roll call vote – 12 in favor, 0 opposed. In favor: Ald. Trueworthy, Black, Cruz, Rocha, Collins, Catanzaro, Carroll, Platosz, Salvio, Gostin, Bernacki and Bielinski. RESOLUTION ADOPTED. Approved June 14, 2007 by Mayor Timothy T. Stewart.

REPORT OF THE BONDING COMMITTEE

24238-4 RE: RESCISSION OF \$2,325,000 APPROPRIATION AND BOND AUTHORIZATION FOR WILLOW STREET NEIGHBORHOOD PROJECT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

At a meeting of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law held on May 29, 2007 on a motion by Committee Member Trueworthy and seconded by Committee Member Hermanowski, the following report was sent to full Council with a favorable recommendation:

RESOLVED, that the Bonding Committee of the City of New Britain recommends to the Common Council that the resolution of the Common Council passed at its meeting held on December 17, 1998 under Item No. 24238-1, entitled "\$2,325,000 Appropriation and Bond Authorization for Willow Street

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Neighborhood Project” appropriating the sum of \$2,325,000 and authorizing bonds in such amount, be rescinded.

Alderman James A. Wyskiewicz
Standing Bonding Subcommittee of the Committee
on Administration, Finance and Law

Ald. Trueworthy moved to accept, seconded by Ald. Cruz. So voted. Approved June 14, 2007 by Mayor Timothy T. Stewart.

RESOLUTION

24238-5 RE: RESCISSION OF \$2,325,000 APPROPRIATION AND BOND AUTHORIZATION FOR WILLOW STREET NEIGHBORHOOD PROJECT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Common Council held on June 13, 2007, on a motion by Council member Trueworthy and seconded by Council member Cruz the following resolution was adopted:

RESOLVED, By the Common Council of the City of New Britain on the recommendation of the Mayor and the Bonding Committee adopted at its meeting on October 19, 2004, that the resolution of the Common Council passed at its meeting held on December 17, 1998 under Item No. 24238-1, entitled “\$2,325,000 Appropriation and Bond Authorization for Willow Street Neighborhood Project” appropriating the sum of \$2,325,000 and authorizing bonds in such amount, be rescinded.

Alderman James A. Wyskiewicz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Cruz. Roll call vote – 12 in favor, 0 opposed. In favor: Ald. Trueworthy, Black, Cruz, Rocha, Collins, Catanzaro, Carroll, Platosz, Salvio, Gostin, Bernacki and Bielinski. RESOLUTION ADOPTED. Approved June 14, 2007 by Mayor Timothy T. Stewart.

REPORT OF THE BONDING COMMITTEE

24238-6 RE: \$2,650,000 APPROPRIATION AND BOND AUTHORIZATION FOR WILLOW STREET PARK PROJECT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law (“Bonding Subcommittee”) held on May 29, 2007 on a motion by Committee member Trueworthy and seconded by Committee member Collins, the following resolution was referred to full Council with a favorable recommendation:

RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meetings held on May 29, 2007, that the sum of \$2,625,000 be appropriated for the costs of improvements to Willow Street Park for pedestrian access, parking and handicapped access, play field, splash pad, playscape, two lighted basketball courts, pavilion, handicapped bathrooms, storage and maintenance rooms, bocce courts, shuffle board courts, park benches, games tables, full size chess board/pieces, architectural entrance features, miscellaneous park elements and full infrastructure upgrades, including site clearing and preparation, demolition, earthwork, sedimentation and erosion controls, water distribution, paving, sanitary sewage, storm drainage, concrete pavement, unit pavers, shelter/restrooms/storage, fences and gates, turf field and irrigation, site furnishings, playground equipment and structures, landscaping, electrical, design, surveying, and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto

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enabling, in an amount not to exceed \$2,625,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information

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repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation.

Alderman James A. Wyskiewicz
Chairman, Bonding Subcommittee
Committee on Administration, Finance and Law

Ald. Trueworthy moved to accept, seconded by Ald. Bielinski. So voted. Approved June 14, 2007 by Mayor Timothy T. Stewart.

RESOLUTION

24238-7 RE: \$2,650,000 APPROPRIATION AND BOND AUTHORIZATION FOR THE WILLOW STREET PARK PROJECT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Common Council held on June 13, 2007 on a motion by Council member Trueworthy and seconded by Council member Cruz the following resolution was adopted:

RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meetings held on May 29, 2007, that the sum of \$2,625,000 be appropriated for the costs of improvements to Willow Street Park for pedestrian access, parking and handicapped access, play field, splash pad, playscape, two lighted basketball courts, pavilion, handicapped bathrooms, storage and maintenance rooms, bocce courts, shuffle board courts, park benches, games tables, full size chess board/pieces, architectural entrance features, miscellaneous park elements and full infrastructure upgrades, including site clearing and preparation, demolition, earthwork, sedimentation and erosion controls, water distribution, paving, sanitary sewage, storm drainage, concrete pavement, unit pavers, shelter/restrooms/storage, fences and gates, turf field and irrigation, site furnishings, playground equipment and structures, landscaping, electrical, design, surveying, and temporary and permanent financing costs and other costs related to the project, and to meet said appropriation and in lieu of a tax therefor, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$2,625,000 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the

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City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grants-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale by sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

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BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to apply for and accept any federal, state or other grants-in-aid for the project, and to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation.

Alderman James A. Wyskiewicz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Cruz. Roll call vote – 11 in favor, 1 opposed. In favor: Ald. Trueworthy, Black, Cruz, Rocha, Collins, Catanzaro, Carroll, Salvio, Gostin, Bernacki and Bielinski. Opposed: Ald. Platosz. RESOLUTION ADOPTED. Approved June 14, 2007 by Mayor Timothy T. Stewart.

REPORT OF THE BONDING COMMITTEE

28576-4 RE: AMENDMENT TO THE \$4,503,500 APPROPRIATION AND BOND AUTHORIZATION FOR THE PURCHASE OF VARIOUS CAPITAL EQUIPMENT TO REALLOCATE \$8,500 OF FUNDING FROM THE PUBLIC WORKS DEPARTMENT TO THE CEMETERY DEPARTMENT AND REALLOCATE \$60,000 OF FUNDING WITHIN THE PUBLIC WORKS DEPARTMENT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

At a meeting of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law (“Bonding Subcommittee”) held on May 29, 2007 on a motion by Committee member Trueworthy and seconded by Committee member Collins, the following resolution was referred back to the full Council with a favorable recommendation:

RESOLVED, that the Bonding Subcommittee of the City of New Britain recommends to the Common Council that the resolution entitled “\$4,503,300 Appropriation and Bond Authorization for the Purchase of Various Capital Equipment” adopted by the Common Council on May 11, 2005 under Item #28576-1, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting on April 19, 2005, as amended by the Common Council on August 10, 2005 under Item #28576-3, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on August 3, 2005, be further amended to reallocate \$8,500 of funding from the Public Works Department, such decrease being comprised of #215-2291-0512-509 Street Sweepers, to the Cemetery Department, such increase being comprised of #215-2291-9003-xxx Backhoe, and to reallocate \$60,000 of funding within the Public Works Department, such decrease being comprised of #215-2291-3100-509 Street Sweepers (\$18,357), #215-2291-3100-522 10-Wheel Dumptruck w/Sander & Plow (\$13,700), #215-2291-3100-P44 Self Propelled Paving Machine (\$50), #215-2291-3100-511 4-Wheel Drive Pick Up Trucks (\$290) and #215-2291-3100-524 Backhoe Loader (\$27,603), and such increase being comprised of #215-2291-3100-525 Traffic Utility Vehicle (\$35,000) and #215-2291-3100-xxx Trailer (\$25,000), and to read as follows:

“RESOLVED, By the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meetings held on April 19, 2005, August 3, 2005 and May 29, 2007 that the sum of \$4,503,500 be appropriated for the purchase of various capital equipment, including without limitation, replacement vehicles and equipment for the fire department, vehicles and equipment for the parks and recreation

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department, vehicles and equipment for public works, vehicles, mowers and equipment for Stanley Golf Course and vehicles and equipment for the water department, and temporary and permanent financing costs and other costs related to the project, and further including a reallocation of \$8,500 of funding from the Public Works Department, such decrease being comprised of #215-2291-0512-509 Street Sweepers, to the Cemetery Department, such increase being comprised of #215-2291-9003-xxx Backhoe, and a reallocation of \$60,000 of funding within the Public Works Department, such decrease being comprised of #215-2291-3100-509 Street Sweepers (\$18,357), #215-2291-3100-522 10-Wheel Dumptruck w/Sander & Plow (\$13,700), #215-2291-3100-P44 Self Propelled Paving Machine (\$50), #215-2291-3100-511 4-Wheel Drive Pick Up Trucks (\$290) and #215-2291-3100-524 Backhoe Loader (\$27,603), and such increase being comprised of #215-2291-3100-525 Traffic Utility Vehicle (\$35,000) and #215-2291-3100-xxx Trailer (\$25,000), and to meet said appropriation and in lieu of a tax therefore, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$4,503,500 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grant-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are within every debt and other limit prescribed by law, and that the

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full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale, sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation."

Ald. James A. Wyskiewicz
Chairman, Bonding Subcommittee
Committee on Administration, Finance and Law

Ald. Trueworthy moved to accept, seconded by Ald. Collins. So voted. Approved June 14, 2007 by Mayor Timothy T. Stewart.

RESOLUTION

28576-5 RE: AMENDMENT TO THE \$4,503,500 APPROPRIATION AND BOND AUTHORIZATION FOR THE PURCHASE OF VARIOUS CAPITAL EQUIPMENT TO REALLOCATE \$8,500 OF FUNDING FROM THE PUBLIC WORKS DEPARTMENT TO THE CEMETERY DEPARTMENT AND TO REALLOCATE \$60,000 OF FUNDING WITHIN THE PUBLIC WORKS DEPARTMENT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

At a meeting of the Common Council held on June 13, 2007 on a motion by Council member Trueworthy and seconded by Council member Collins the following resolution was adopted:

RESOLVED, by the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on May 29, 2007, that the resolution entitled "\$4,503,300 Appropriation and Bond Authorization for the Purchase of Various Capital Equipment" adopted by the Common Council on May 11, 2005 under Item #28576-1, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting on April 19, 2005, as amended by

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the Common Council on August 10, 2005 under Item #28576-3, on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meeting held on August 3, 2005, be further amended to reallocate \$8,500 of funding from the Public Works Department, such decrease being comprised of #215-2291-0512-509 Street Sweepers, to the Cemetery Department, such increase being comprised of #215-2291-9003-xxx Backhoe, and to reallocate \$60,000 of funding within the Public Works Department, such decrease being comprised of #215-2291-3100-509 Street Sweepers (\$18,357), #215-2291-3100-522 10-Wheel Dumptruck w/Sander & Plow (\$13,700), #215-2291-3100-P44 Self Propelled Paving Machine (\$50), #215-2291-3100-511 4-Wheel Drive Pick Up Trucks (\$290) and #215-2291-3100-524 Backhoe Loader (\$27,603), and such increase being comprised of #215-2291-3100-525 Traffic Utility Vehicle (\$35,000) and #215-2291-3100-xxx Trailer (\$25,000), and to read as follows:

“RESOLVED, By the Common Council of the City of New Britain on the recommendation of the Standing Bonding Subcommittee of the Committee on Administration, Finance and Law adopted at its meetings held on April 19, 2005, August 3, 2005 and May 29, 2007 that the sum of \$4,503,500 be appropriated for the purchase of various capital equipment, including without limitation, replacement vehicles and equipment for the fire department, vehicles and equipment for the parks and recreation department, vehicles and equipment for public works, vehicles, mowers and equipment for Stanley Golf Course and vehicles and equipment for the water department, and temporary and permanent financing costs and other costs related to the project, and further including a reallocation of \$8,500 of funding from the Public Works Department, such decrease being comprised of #215-2291-0512-509 Street Sweepers, to the Cemetery Department, such increase being comprised of #215-2291-9003-xxx Backhoe, and a reallocation of \$60,000 of funding within the Public Works Department, such decrease being comprised of #215-2291-3100-509 Street Sweepers (\$18,357), #215-2291-3100-522 10-Wheel Dumptruck w/Sander & Plow (\$13,700), #215-2291-3100-P44 Self Propelled Paving Machine (\$50), #215-2291-3100-511 4-Wheel Drive Pick Up Trucks (\$290) and #215-2291-3100-524 Backhoe Loader (\$27,603), and such increase being comprised of #215-2291-3100-525 Traffic Utility Vehicle (\$35,000) and #215-2291-3100-xxx Trailer (\$25,000), and to meet said appropriation and in lieu of a tax therefore, bonds, notes or temporary notes of the City be issued pursuant to Article XII of the City Charter and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in an amount not to exceed \$4,503,500 or so much thereof as may be necessary after deducting grants or other sources of funds available for the project.

BE IT FURTHER RESOLVED, that the City hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that project costs may be paid from temporary advances of available funds and that the City 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 for the project; that the Mayor and Treasurer are authorized to bind the City pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and 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. While it is anticipated that the bonds or notes will qualify as tax exempt bonds, the Mayor and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds or notes as bonds or notes the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

BE IT FURTHER RESOLVED, that the bonds or notes may be sold in a single issue or may be consolidated with other authorized but unissued bonds or notes of the City. The bonds or notes shall 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 Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The bonds or notes may be issued in one or more series, shall bear such rate or rates of interest, and be issued in book entry form. The bonds or notes shall be general obligations of the City and each of the bonds or notes shall recite that every requirement of law relating to

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its issue has been duly complied with, that such bonds or notes are 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 bonds or notes to be issued, the annual installments of principal, redemption provisions, if any, the date, interest rate or rates, form and manner of sale, time of issuance and sale, designation, price, maturities, and other terms, details and particulars of such bonds or notes shall be determined by the Mayor and the Treasurer.

BE IT FURTHER RESOLVED, that the Mayor and Treasurer are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes and the receipt of any federal, state or other grant-in-aid for the project. The notes shall be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor and the Treasurer, bear the City seal or a facsimile thereof, be certified and payable at a bank or trust company designated by the Mayor and the Treasurer which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Bond Counsel to the City. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes 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 notes are 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 net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the project.

BE IT FURTHER RESOLVED, that the bonds, notes or temporary notes may be sold by the Mayor and Treasurer in a public sale, sealed proposal or a negotiated underwriting and the Mayor and the Treasurer are authorized to select the underwriter or underwriters and to enter into, execute and deliver on behalf of the City a contract of purchase for such bonds, notes or temporary notes on such terms and conditions as they shall determine.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are 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 nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories 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, notes or temporary authorized by this resolution. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor and the Treasurer are further authorized to enter into, execute and deliver, on behalf of the City, any agreements they deem reasonable or necessary to provide credit enhancement to the bonds, notes or temporary notes. The Mayor and the Treasurer are further authorized to appoint a certifying agent, paying agent, transfer agent, registrar, interest rate advisor, trustee and such other advisers and consultants as they may deem necessary or desirable, and to execute and deliver on behalf of the City any and all tax regulatory, credit enhancement, continuing disclosure, security, letter of representation or other agreements they deem necessary to provide for the issuance of such bonds, notes or temporary notes.

BE IT FURTHER RESOLVED, that the Mayor, Treasurer and other City officials and employees are authorized to take all actions necessary and proper to carry out the project and to issue the bonds, notes or temporary notes to finance the appropriation."

Ald. James A. Wyskiewicz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. Roll call vote – 13 in favor, 0 opposed. In favor: Ald. Trueworthy, Black, Cruz, Rocha, Collins, Catanzaro, Carroll, Platosz, Wyskiewicz, Salvio, Gostin, Bernacki and Bielinski. RESOLUTION ADOPTED. Approved June 14, 2007 by Mayor Timothy T. Stewart.

There being no further business to come before the Council, Ald. Trueworthy moved to adjourn, seconded by Ald. Bielinski. So voted. Meeting adjourned at 7:14 p.m.

ATTEST: Peter J. Denuzze, City Clerk