

**RTM Meeting  
February 4, 2020**

**The Call**

1. To take such action as the meeting may determine, upon the recommendation of the Board of Finance and a request by the Director of Parks and Recreation, to approve an appropriation of \$240,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for the replacement of the boarding fingers on “F” Dock at the Ned Dimes Marina.
2. To take such action as the meeting may determine, upon the recommendation of the Board of Finance and a request by the Director of Parks and Recreation, to approve an appropriation of \$125,000.00 along with bond and note authorization to the Municipal Improvement Fund Account to upgrade the control system for the Longshore Golf Course irrigation system.
3. To take such action as the meeting may determine, upon the recommendation of the Board of Finance and a request by the Director of Public Works, to approve an appropriation of \$62,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for funding Westport’s share of the Design expenses for replacement of the Cavalry Road Bridge over the West Branch of the Saugatuck River.

**Minutes**

Moderator Velma Heller:

We welcome those who are joining us tonight in the Town Hall auditorium, as well as those watching us streaming live on westportct.gov, and those watching on Optimum Government Access Channel 79 or Frontier Channel 99. My name is Velma Heller and I am the RTM Moderator. On my right is tonight is RTM secretary, Jackie Fuchs. Tonight’s Invocation will be delivered by Tony Hwang, State Senator for District 28 which includes Westport as well as Easton, Fairfield, Newtown, and Weston.

Invocation, Senator Tony Hwang:

Thank you very much Madam Moderator. Let me take a moment to thank the RTM members for your work. As a former RTM member in Fairfield, I know the important role that you have in a volunteer capacity in the governance of the town and the long evenings you give in volunteering for your community so, for me, I want to extend my appreciation and thanks for all of your volunteer efforts and work. Again, thank you very much for the opportunity to speak. Again, my name is Senator Tony Hwang. I am the other Senator in Westport. But, I am encouraged because, for all of us, we work together. Whether Democrat or Republican, we work in a bipartisan basis focused on the best interest for the people of Westport. I’ll be brief and share with you that the legislative session for the Connecticut General Assembly starts tomorrow and the issues that will be on the forefront of our mind that affects the town of Westport, I’ll briefly offer my commitment to advocate for the town of Westport in the area of educational funding and special education funding to be sure that Westport and its students and its families get their fair share and a form of predictability in how you are able to manage your focus on education as a first priority. The other issue is to ensure that we, as a bipartisan delegation, fight to get the money

that is necessary to complete the renovation or the new rebuild of the Coleytown School. There is a big dollar amount that is necessary to this and I think we Operation Hope are going to work very hard to articulate and navigate the necessity of being able to rebuild Coleytown School for the students and for our community. The other area is in regards to workforce housing or for lack of a better word 8-30g. I think it's really important for us, as a delegation, to represent the best of Westport to the rest of the State. When speaking to the Moderator and to the RTM secretary, I shared with her that Homes With Hope and in Fairfield were one of the first community originated homeless shelters in all of Connecticut. And the idea that Westport is anything but a caring receptive community is a false premise that I will work very hard to protect and to represent to the rest of the state. Because I know what Westport is about. Westport is about openness. Westport is about caring. Unfortunately, that message has not always been portrayed in the popular media and I will share for you that, for me, as a Representative for Westport in the State delegation, it's one that I take great pride in sharing that Westport does care. I think the other issue would be in regards to, I don't know if anybody ever heard about the issue related to tolls. But, we will move away from the controversy of the dollars and cents. I think it's important for us to address that issue not only from a fiscal standpoint, which is an argument we will have forever, but I think that one thing that is lacking in addressing all of our conversations is if there is a possibility of a toll that is going to affect the town of Westport and its residents, that it is incumbent, if not critical for us, to address the issue of quality of life concerns.... The possible leakage that could impact our roads, our local businesses, and the fact of potential density and the quality of life in our community. If tolls will be installed, I think a critical component has to be in addressing the quality of life concerns that the residence of Westport's may have to bear the burden on. None of that has been addressed. I will fight to make sure that the interest of Westport is protected. I think the other critical factor in the latest bill that I will fight for is the fact that the current bill has no money for rail commuter systems. That is something I think we have to have. It is absolutely essential and critical for quality of life and businesses, travel and economic sustainability in our community. Ultimately, I think I will leave you with the fact that Westport is a very special town. I live in the neighboring town of Fairfield but I have spent a lot of time in this community and, truly, it is a special community with tremendous public servants like yourselves but it is important to recognize that in some cases, even though we represent on a State level, it is important for us to speak loudly and clearly to represent the values and the interest of Westport residents whenever any issue arises and it may arise in the issue of anti-hate, anti-bigotry, but also, the divisiveness we have in our current society. I think that one of the critical points that we have is we are all neighbors and, as we get together to represent our community, it is critically important to recognize that we can talk to each other, we can care deeply for each other and we can on occasion agree to disagree. I can assure you that my wife has taught me that at home. So, with that said, I want to raise some of these points but also know that I speak for the rest of my delegation members that we are always at your service because your work on behalf of Westport is critical and necessary and we are just simply here to help you up in Hartford. So, thank you.

There were 31 members present. Ms. Rea, Ms. Schneeman, and Ms. Soloff notified the Moderator that they would be absent. Mr. Keenan and Ms. Batteau were also absent. Mr. Kraut notified the Moderator that he would be late and Ms. Hamlin also arrived late.

There were no corrections to minutes of the January 4 meeting. Anyone with corrections, please notify Jackie Fuchs, Patty Strauss or Dr. Heller.

### **Announcements**

Dr. Heller:

February birthday greetings to Jimmy Izzo, Matthew Mandell, Jackie Fuchs, and Dick Lowenstein. Congratulations and happy birthday all.

I would like to begin with an announcement myself. This is one for which I really need everyone's attention. I want to take a moment to acknowledge the passing on January 17 of Gene Cedarbaum, a valued member of our community. Gene's contributions to the life of Westport were notable in his professional career as a lawyer and public service. Many of us knew him as a member of the Board of Education, on the RTM from 1981 to 1985 and 1989 to 1991 or in other community roles including the Citizens' Transit Committee, the Commissioner of Senior Services, Westport Transit District, and as a Justice of the Peace, a member of United Way, A Better Chance, Westport Sunrise Rotary, or Democratic town politics to name just a few. Gene brought to all of these endeavors his special warmth, dedication, and intellect. Let us have a moment of silence to remember him.

### **RTM Announcements**

Peter Gold, district 5:

In his State of the Town address, First Selectman Jim Marpe announced he would be holding a series of meetings, four meetings with two RTM districts each and a fifth meeting with the RTM including downtown to let residents in those districts hear from the Police Chief, Foti Koskinas, the Department of Public Works Director, Pete Ratkiewich, and others about some of the issues facing the town and dealing with the issues of traffic and pedestrian and bicycle safety and the steps the town is taking with respect to those issues. The meetings will also present the opportunity for residents of each RTM district the opportunity to talk about problems they are facing in their area and to suggest solutions. Mr. Marpe will be sending an announcement to each RTM member in the next few weeks with the dates of the meetings and other details. Please keep an eye out for his email and once you receive it, please send it out to your constituents through your email lists, your blogs, and other means and encourage them to attend the meetings for their districts. Solving the traffic issues in town will not happen overnight; however, these meetings are an essential first step.

Dr. Heller:

I wanted to also report to you that in your packet you will find the annual report of monetary gifts in excess of \$5,000 accepted by the Board of Selectmen during the calendar year 2019. This is included in accordance with the policy of gifts to the town so that you are all aware of gifts received.

Richard Lowenstein, district 5:

So, there is going to be a party but it is not for my birthday. I want to announce that on Sunday, the 9<sup>th</sup> of this month, there will be a party to celebrate the fact that about half the RTM would not be here if it were not for an event that happened, that it had not happened 100 years ago and that is the passage of the 19<sup>th</sup> amendment. So, at the

Women's Club, at 1:30 on Sunday, there will be a party to celebrate not only the hundredth anniversary of the 19<sup>th</sup> amendment but also the 100<sup>th</sup> anniversary of the founding of the League of Women Voters in the United States. There is a notice up here on the stage and I urge you to take one copy. There is a statement in there that I want to read to you. To the people who pick the flyer up: Don your hat. There will be a best hat contest. And I have been assured by the people who are running the event that men can wear hats too.

Dr. Heller: I'm not sure about fascinators for the men.

Matthew Mandell, district 1:

Did you miss me? I haven't done this in a couple of months. Before I give my announcement, I want to thank Senator Hwang. What he talked about was their support of Westport at the State Capital. As you know, we went into Westport to protect the open space that was along the border and not only did Senator Hwang send in a letter and actually appear along with Representative Lavielle but Senator Haskell, Representative Steinberg and Representative Perrone also sent in letters so we had five state elected officials who were out there protecting open space. So, our elected officials are doing a good job for us all around regardless of their party.

Announcements: Supper and Soul is back, the 7<sup>th</sup> emulation of the dinner and concert series will be on Leap Year so this is a once in a four-year opportunity to come and see a concert and have dinner downtown. The act is John Nemeth. He is a wonderful blues rock artist, plays harmonica. They have been traveling all through Europe and were just on a blues cruise out there with a number of other blues artists and they are coming touring the East Coast. So come on out on Saturday, the 29<sup>th</sup>, obviously Leap Year of this month. Tickets are on sale at \$70. You get to choose between one of eight downtown restaurants, get the show and then have happy hour afterwards at any of the restaurants. Another Chamber of Commerce event... You know we ran the pizza contest. We ran the burger contest and this year it is going to be the Great Westport Soup Contest. It will be taking place all during the month of March. So, if you like soup, come on out to all the different restaurants and try their soups and you get to vote online as to who makes the best soup. So, those are the announcements and I look forward to a really good meeting tonight.

Dr. Heller:

Our next regularly scheduled meeting is scheduled for March 3 but I will be in touch with you as to whether there will, in fact, be a meeting given the number of items that are currently appearing before us. So, watch for the email. You will be notified well in advance. You will see it in terms of lack of an agenda. Given the number of items that will be forthcoming, we may not have a March meeting. I will hold over until April.

**The secretary read item #1 of the call - To approve an appropriation of \$240,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for the replacement of the boarding fingers on "F" Dock at the Ned Dimes Marina.**

**Presentation**

Jennifer Fava, Director of Parks and recreation:

The item that we are talking about now is the replacement of 17 fingers on the F dock at Compo Beach. As indicated in the memo, they were actually part of the original system that was at Compo Beach when they were actually moorings. As a cost-saving measure when the marina was built with all of the docks in the 1990s, those fingers were utilized so they are well beyond their lifespan. We have gotten a lot of great use out of them.

The rest of the docks remain in good condition because they are much newer. At this point, there is no option to repair these fingers as they are losing structural integrity. If not replaced, they will damage the main dock system where they attach because they will be torqued. This replacement is indicated in our five-year capital plan. However, the appropriation request is higher due to higher estimates on the removal, disposal and installation portion of the project. That has gotten higher in time in terms of the needs to take them off-site. The lifespan of these new fingers is approximately 30 years.

Bellingham is the maker of our current system and, as it is a proprietary system, we must go through Bellingham for these replacements so that it works correctly with the rest of the dock system. The reason that we are coming to you at this point in time, we are planning on doing the installation work in November, however, there is a long lead time for the fabrication of these items so we need to get the appropriation so we can place the order and get on their list to get them fabricated. The labor portion of this bid will be put out through the formal bid process as we get closer to the installation, probably in the August/September timeframe. Our estimate indicates \$119,100 for the fingers themselves and \$120,000 for the labor of the removal and disposal of the existing fingers and the installation of the new fingers. The warranty for the concrete modules is five years and the other parts are one year, all the attachment pieces. Debt for this project is \$15,609 for 20 years and will be covered by boater user fees. Based on that, we are asking for an appropriation, along with bond and note authorization in the amount of \$240,000.

**Committees Report**

Finance and Parks and Recreation committees, Jeff Wieser, district 4:

That was such a good explanation and this is such a good report done by Lauren Soloff who can't be here tonight because she is sick that I don't have anything to add. The Finance and Parks and Rec. Committees met on January 29 and both voted unanimously in favor of the appropriation.

Dr. Heller:

At this time I will be asking for public comment. When it is time for public comment on any agenda item, I will ask the electorate to raise their hands and be recognized. When you come forward, please state your name and address and limit your remarks to three minutes. I will remind you as we go along.

**Members of the Westport electorate - no comments.**

Mr. Weser read the resolution and it was seconded.

RESOLVED: That upon the recommendation of the Board of Finance and a request by the Director of Parks and Recreation, the sum of \$240,000.00 along with bond and note

authorization to the Municipal Improvement Fund Account for the replacement of the boarding fingers on “F” Dock at the Ned Dimes Marina is hereby appropriated.

Dr. Heller: the motion has been moved and seconded.

**Members of the RTM – no comments**

**By show of hands, the motion passes 30-0-1; Mr. Mall abstains.**

**The secretary read item #2 of the call - To approve an appropriation of \$125,000.00 along with bond and note authorization to the Municipal Improvement Fund Account to upgrade the control system for the Longshore Golf Course irrigation system.**

**Presentation**

Ms. Fava:

The current control system for the irrigation system for Longshore Golf Course is approximately 15 years old. As technology has changed, our current control system has become obsolete and we are having difficulty when service is needed. We had a number of issues over this past season. It is imperative, if people remember back a few years, that we have a properly working irrigation system; otherwise, we could see catastrophic effects to the golf course. By upgrading or replacing the current control system, we are able to hold off on a completely new system, which would cost upwards of \$1 million. This upgrade is anticipated to last for approximately 15 years, at which time we will be in need of an entirely new irrigation system; at least that is what we are anticipating. There will be no disturbance to the golf course as the pipes, sprinklers, and wires will remain the same. This upgrade will also allow for remote access, will provide additional lightning protection in the field, will be able to identify the location of system failures and is more user friendly. Another bonus to this is that the components that are most vulnerable will also now be less expensive and many of the repairs can be completed in-house, lowering our repair costs so we see that as a benefit. As we need to match the current system, this upgrade will go through TPC as they are the sole distributor in our area for these Toro products. That is just one portion of it, about \$66,500, The labor for installation of the decoders is currently out to bid (due back February 21st). Based upon our estimate, we request an appropriation along with bond and note authorization in the amount of \$125,000. Approximately \$66,500 is for the materials with the balance estimated for the installation. I note that this is on the five-year capital plan for this fiscal year at \$140,000 so the price has actually come down because they are eager to help us get rid of the system because they are no longer going to be servicing it. The warranty, the part that is in the office, which is really the guts of the system, all of the control parts, located in the shop, the golf maintenance building, are warrantied for lifespan with a service contract that we have that BrightView pays for. Everything else that is out on the course is warrantied for one year. The debt service for this project will be \$10,190 per year for 15 years and will be covered by golf user fees.

**Committees report**

Parks and Recreation and Finance Committees, Chris Tait, district 1:

Jen, thank you. One thing I would like to add, though is, as Jen said, I don't know if you remember a couple of years ago, the way the golf course looked. Revenues went down. People played less golf, so, from a town perspective, having this replacement would maintain our revenues and also increase them because the golf course was last. I think we are in the top 10 now. Again, this will increase revenue. I think that that is one of the important parts of this. It is going to increase revenue.

**Members of the Westport electorate – no comments**

Mr. Wieser read the resolution and it was seconded.

RESOLVED: That upon the recommendation of the Board of Finance and a request by the Director of Parks and Recreation, the sum of \$125,000.00 along with bond and note authorization to the Municipal Improvement Fund Account to upgrade the control system for the Longshore Golf Course irrigation system is hereby appropriated.

Dr. Heller: It has been moved and seconded

**Members of the RTM – no comments**

**By show of hands, the motion is approved 30-0-1. Mall abstains.**

**The secretary read item #3 of the call - To approve an appropriation of \$62,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for funding Westport's share of the Design expenses for replacement of the Cavalry Road Bridge over the West Branch of the Saugatuck River.**

**Presentation**

Pete Ratkiewich, Director of Public Works:

Good evening. This evening I am here to talk to you about the Cavalry Road bridge which is just north of the intersection of Crooked Mile Road and Cavalry Road up in the northwestern section of town. The bridge is bisected by the line between Westport and Weston and, as such, the cost of that bridge is also split between Westport and Weston. Back in 1956 was when the bridge was originally constructed. It consists of some precast deck elements that are post tensioned together by tendons. At this time, the post tensioning has pretty much failed. The Connecticut DOT determined in 2016 that the bridge pretty much needed to be replaced. They assigned the task of replacing the bridge to the town of Weston. As they often do, they pick one town so Weston got the prize on this one. The good news on this bridge is that it is eligible for Federal Funding in the amount of 80 percent so the remaining 20 percent is what the two towns have to split. There was initially a discussion, going back even before 2016 between the two town engineers at the time, one of which was me, that we would split the cost 50/50. At the time, before 2016, the costs were a lot less than they are today. Now we are replacing the entire bridge. Back before 2016, it was just a minor repair so the cost has increased quite a bit. Ultimately, the town of Weston decided to utilize or exercise their statutory right to split the cost according to the two town's grand lists. This statutory right is memorialized in Connecticut General Statute 13 a – 100 that basically says when two

towns do not have an inter-local agreement between them, then the cost is automatically split between them based on a three-year average of the grand list. Back in 2018, we calculated this grand list split and the split turns out to be 73 percent to the town of Westport and 26 percent to the town of Weston. That sounds like quite a bit to the town of Westport considering we are not running the project. But this is not uncommon in the 169 municipalities in the State of Connecticut. In fact, most of them go by State Statute. To give you an example, the town of Weston did the same thing with the town of Easton and, in that case, they get 70 percent of the cost of the bridge. So, our other border bridges are with Fairfield. When we do our bridges with Fairfield, the cost is going to be closer to 50/50 based on that same statute. Anyway, the bottom line is the cost of the design to the town of Westport is \$62,000. That's at 73 percent. If the town of Westport were able to come to an agreement with the town of Weston, 50 percent of the cost would be \$42,000. Again, this is for design work. Once the design is complete we will be coming back to you for construction funds. We are estimating that the construction funds of the approximately \$2.7 million project will be approximately \$600,000 to the town of Westport. I will say that we didn't not try to get a 50/50 agreement. I originally brought this request to the Board of Finance in September 2018. They, at that point, denied the request and said they would talk to the Board of Finance in the town of Weston to see if they could work out a deal. I came back in January 2019 and did the same thing and got the same answer. Meanwhile, the design has been in play. The town of Weston moved forward with the design. We have had two public information meetings on the design of the bridge; one back and February 2019 and one in May 2019. Basically, at this point, we have been told, in no uncertain terms, that the town of Weston is going to use the statute and they are not interested in an inter-local agreement so, sooner or later, we are going to be getting a bill for the design work and we need to appropriate the money for it. So that is why I am here asking for \$62,000 along with bond and note authorization to the Municipal Improvement Fund. I will be happy to entertain any questions.

### **Committees report**

Finance and Public Works Committees, Mr. Mandell:

Jay Keenan, the Chair, got stuck in the city so I am filling in. The Finance and Public Works Committees met on January 29. Pete Ratkiewich was the person presenting. The Public Works Department is requesting an expenditure of \$62,000.00 from the Municipal Improvement Fund (bond and note authorization) for the cost associated Westport's share of the design phase of the Calvary Road Bridge Replacement. The bridge is shared with Weston and was constructed in 1956. Connecticut DOT determined in 2016 that the bridge needed replacement and assigned the task to Weston as the lead on the project. There is no inter-local agreement, which we just heard about, between Weston and Westport regarding cost-sharing, therefore the State Statute CGS 13a-238 governs the apportioning of costs to each Town (26.84/73.16 percent) with Westport paying the higher share. Ongoing attempts to execute an inter-local agreement will continue. As an aside, I don't see why Weston would want to do it. The bridge qualifies for the Federal Local Bridge Program which reimburses the Town 80 percent of costs. The design will take approximately one year and the current estimate of the cost of the bridge is \$2.7 million. There was discussion regarding the cost formula, inter-local agreement and a request for the whole RTM to be kept



apprised of the schedule and presentations of all future bridge replacement projects. Both committees voted unanimously to recommend approval to the full RTM.

**Members of the Westport electorate - no comments**

Mr. Wieser read the resolution and it was seconded.

RESOLVED: That upon the recommendation of the Board of Finance and a request by the Director of Public Works, the sum of \$62,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for funding Westport's share of the Design expenses for replacement of the Cavalry Road Bridge over the West Branch of the Saugatuck River is hereby appropriated.

Dr. Heller: It has been moved and seconded to approve the resolution just read.

**Members of the RTM**

Mr. Lowenstein:

It looks like we are in the mode of a bridge a month now. We had one last month and now we have another one. I wonder how many more months for the remaining bridges. I want to apologize to the committee. I was unable to attend the meeting because I had two other meetings on the same night. But I did go back to look at the newspaper report of the May 7 meeting in Weston Town Hall regarding this particular bridge and I have some questions. Perhaps Pete can answer them. At the meeting, it was reported in the newspaper, that the firm of Wengell, McDonnell and Costello, an engineering firm had been working on this project for a couple of years. They had looked at three plans and were considering this one as the first option. My question is what expense is involved in getting that company involved with this and are we paying for that and, two, what were the other two plans that were rejected by the engineering firm?

Mr. Ratkiewich:

First, to answer the question of the engineering firm...Back in 2017, the town of Westport and the town of Weston got together and went through the qualification-based selection process that the Connecticut DOT mandates for this type of project using Federal funds. They have a very strict procedure whereby they put out a request for qualifications; they shortlist the firms first. I believe there were seven firms originally that responded. We shortlisted it down to, if I recall correctly, three firms. Of the three firms, WMC of Newington was chosen as the best fit for this project. Again we do this on any Federally funded or State funded project. That's part of the procedure. Secondly, the cost of that firm is what I'm asking for tonight so the overall cost of design was in your packet. The overall cost is estimated at \$382,700. When we apply the percentage, that's what comes out to \$62,000. WMC is not involved as an ancillary consultant. They are actually designing the bridge. They have been designing the bridge since 2018 when they were selected once they went through the process. The State process is quite rigid. After the towns select the consulting firm, the State takes over. They use a Consulting Liaison Engineer that acts as the State DOT. That CLE then goes through all of the man-hour estimates with that engineer before they ever apply a price to it. Then, once they have agreed on the man-hours that are necessary to design the bridge, survey the bridge, do the hydraulic analysis, and all the other design functions that they need to do to build the bridge, that they apply the fee structure to it, which also is a fairly

rigid structure. It's not like WMC comes in and says 'Well, we want 'X dollars per hour.' The State comes back and says 'This is what you will get per hour to design this bridge,' the variable being the man-hours that they estimate will be needed to design the bridge. Does that answer your question?

Mr. Lowenstein:

It referenced three designs. Was there any significant cost difference between the three designs?

Mr. Ratkiewich:

The answer, in short, is no. The three different designs were the three different types of beams which they would use to span 72 feet. Within percentage points, they are all fairly even. They made the decision based on the ease of utilities, the ease of installation. If you have been to the site of Cavalry Road, it's a fairly tight site so they need to make sure that the beams that they choose can be set in with a crane in that location. So that and a number of other considerations come into account when they decide one of three types of beams. The beam that they chose is called the next beam. You probably don't know what that is but it looks like a box. I could go on.

Mr. Lowenstein:

The good news is the bridge was originally built in 1956 so no historic preservation is involved.

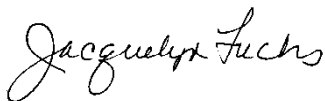
**By show of hands, the motion passes unanimously. 31-0.**

The meeting adjourned 8:18 p.m.

Respectfully submitted,

Patricia H. Strauss

Town Clerk



by Jacquelyn Fuchs

**ATTENDANCE: February 4, 2020**

<b>DIST.</b>	<b>NAME</b>	<b>PRESENT</b>	<b>ABSENT</b>	<b>NOTIFIED MODERATOR</b>	<b>LATE/ LEFT EARLY</b>
1	Richard Jaffe	X			
	Matthew Mandell	X			
	Kristin M. Purcell	X			
	Chris Tait	X			
2	Harris Falk	X			
	Jay Keenan		X	X	
	Louis M. Mall	X			
	Christine Meiers Schatz	X			
3	Mark Friedman	X			
	Arline Gertzoff	X			
	Jimmy Izzo	X			
	Amy Kaplan	X			
4	Andrew J. Colabella	X			
	Kristan Hamlin	X			Arr. 7:42 pm
	Noah Hammond	X			
	Jeff Wieser	X			
5	Peter Gold	X			
	Dick Lowenstein	X			
	Karen Kramer	X			
	Greg Kraut	X		X	Arr. 7:47 pm.
6	Candace Banks	X			
	Jessica Bram	X			
	Seth Braunstein	X			
	Cathy Talmadge	X			
7	Brandi Briggs	X			
	Lauren Karpf	X			
	Jack Klinge	X			
	Ellen Lautenberg	X			
8	Wendy Batteau		X		
	Lisa Newman	X			
	Carla Rea		X		
	Stephen Shackelford	X			
9	Velma Heller	X			
	Sal Liccione	X			
	Kristin Schneeman		X	X	
	Lauren Soloff		X	X	
<b>Total</b>		<b>31</b>	<b>5</b>		

Appendix I – Item #1

**RESOLVED:** That upon the recommendation of the Board of Finance and a request by the Director of Parks and Recreation, the sum of \$240,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for the replacement of the boarding fingers on “F” Dock at the Ned Dimes Marina is hereby appropriated.

BOND RESOLUTION

RESOLVED: That upon the recommendation of the Board of Finance, the Town of Westport, Connecticut (the “Town”) hereby appropriates the sum of Two Hundred Forty Thousand and 00/100 Dollars (\$240,000) to pay costs associated with the replacement of the boarding fingers on the “F” Dock at the Ned Dimes Marina, which costs include fabrication and installation of the new concrete boarding fingers, removal and disposal of the existing concrete boarding fingers, and administrative, engineering, financing, contingency and other related costs (the “Project”).

Section 1. As recommended by the Board of Finance and for the purpose of financing Two Hundred Forty Thousand and 00/100 Dollars (\$240,000) of the foregoing appropriation, the Town shall borrow a sum not to exceed Two Hundred Forty Thousand and 00/100 Dollars (\$240,000) and issue general obligation bonds for such indebtedness under its corporate name and seal and upon the full faith and credit of the Town in an amount not to exceed said sum for the purpose of financing the appropriation for the Project.

Section 2. The First Selectman, Selectmen and Finance Director are hereby appointed a committee (the “Committee”) with full power and authority to cause said bonds to be sold, issued and delivered; to determine their form, including provision for redemption prior to maturity; to determine the aggregate principal amount thereof within the amount hereby authorized and the denominations and maturities thereof; to fix the time of issue of each series thereof and the rate or rates of interest thereon as herein provided; to designate the bank or trust company to certify the issuance thereof and to act as transfer agent, paying agent and as registrar for the bonds, and to designate bond counsel. The Committee shall have all appropriate powers under the Connecticut General Statutes including Chapter 748 (Registered Public Obligations Act) to issue the bonds and, further, shall have full power and authority to do all that is required under the Internal Revenue Code of 1986, as amended, and other applicable laws and regulations of the United States and the state of Connecticut, to provide for issuance of the bonds in tax exempt form, including the execution of tax compliance and other agreements for the benefit of bondholders, and to meet all requirements which are or may become necessary in and subsequent to the issuance and delivery of the bonds in order that the interest on the bonds be and remain exempt from federal income taxes, including, without limitation, to covenant and agree to restriction on investment yield of bond proceeds, rebate of arbitrage earnings, expenditure of proceeds within required time limitations and the filing of information reports as and when required and to execute Continuing Disclosure Agreements for the benefit of holders of bonds and notes.

Section 3. The Bonds may be designated “Public Improvement Bonds of the Town of Westport,” series of the year of their issuance and may be issued in one or more series, and may be consolidated as part of the same issue with other bonds of the Town; shall be in serial form maturing in not more than twenty (20) annual installments of principal, the first installment to mature not later than three (3) years from the date of issue and the last installment to mature not later than twenty (20) therefrom, or as otherwise provided by statute. The bonds may be sold at not less than par and accrued interest at public sale upon invitation for bids to the responsible bidder submitting the bid resulting in the lowest true interest cost to the Town, provided that nothing herein shall prevent the Town from rejecting all bids submitted in response to any one invitation for bids and the right to so reject all bids is hereby reserved, and further provided that the Committee may sell the bonds, or notes, on a negotiated basis, as provided by statute. Interest on the bonds shall be payable semiannually or annually. The bonds shall be signed on behalf of the Town by the First Selectman and the Finance Director, and shall bear the seal of the Town. The signing, sealing and certification of said bonds may be by facsimile as provided by statute. The Finance Director shall maintain a record of bonds issued pursuant to this resolution and of the face amount thereof outstanding from time to time, and shall certify to the destruction of said bonds after they have been paid and cancelled, and such certification shall be kept on file with the Town Clerk.

Section 4. The Committee is further authorized to make temporary borrowings as permitted by the General Statutes and to issue a temporary note or notes of the Town in anticipation of the receipt of proceeds from the sale of the bonds to be issued pursuant to this resolution. Such notes shall be issued and renewed at such times and with such maturities, requirements and limitations as provided by statute. Notes evidencing such borrowings shall be signed by the First Selectman and the Finance Director, have the seal of the Town affixed, which signing and sealing may be by facsimile as provided by statute, be certified by and payable at a bank or trust company incorporated under the laws of this or any other state, or of the United States, be approved as to their legality by bond counsel, and may be consolidated with the issuance of other Town bond anticipation notes. The Committee shall determine the date, maturity, interest rates, form and manner of sale, including negotiated sale, and other details of said notes consistent with the provisions of this resolution and the General Statutes and shall have all powers and authority as set forth above in connection with the issuance of bonds and especially with respect to compliance with the requirements of the Internal Revenue Code of 1986, as amended, and regulations thereunder in order to obtain and maintain issuance of the notes in tax exempt form.

Section 5. Upon the sale and issuance of the bonds authorized by this resolution, the proceeds thereof, including any premium received upon the sale thereof, accrued interest received at delivery and interest earned on the temporary investment of such proceeds, shall be applied forthwith to the payment of the principal and interest of all notes issued in anticipation thereof or shall be deposited in trust for such purposes with a bank or trust company, or shall be applied or rebated as may be required under the provision of law. The remainder of the proceeds, if any, after the payment of said

notes and of the expense of issuing said notes and bonds shall be applied to further finance the appropriation enacted herein.

Section 6. In each fiscal year in which the principal or any installment of interest shall fall due upon any of the bonds or notes herein authorized there shall be included in the appropriation for such fiscal year a sum equivalent to the amount of such principal and interest so falling due, and to the extent that provision is not made for the payment thereof from other revenues, the amount thereof shall be included in the taxes assessed upon the Grand List for such fiscal year and shall not be subject to any limitations of expenditures or taxes that may be imposed by any other Town ordinance or resolution.

Section 7. Pursuant to Section 1.150-2 (as amended) of the federal income tax regulations the Town hereby expresses its official intent to reimburse expenditures paid from the General Fund, or any capital fund for the Project with the proceeds of the bonds or notes to be issued under the provisions hereof. The allocation of such reimbursement bond proceeds to an expenditure shall be made in accordance with the time limitations and other requirements of such regulations. The Finance Director is authorized to pay Project expenses in accordance herewith pending the issuance of the reimbursement bonds or notes.

Section 8. The Town of Westport, or other proper authority of the Town, is authorized to take all necessary action to apply to the State of Connecticut, and accept from the State or other parties, grants, gifts and contributions in aid of further financing the Project. Once the appropriation becomes effective, the First Selectman, or other appropriate official of the town, is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the Project and is specifically authorized to make, execute and deliver any contracts or other documents necessary or convenient to complete the Project and the financing thereof.

Section 9. The Committee is hereby authorized to take all action necessary and proper for the sale, issuance and delivery of the bonds (and notes) in accordance with the provisions of the Town Charter, the Connecticut General Statutes, and the laws of the United States.

Appendix II – Item #2

**RESOLVED:** That upon the recommendation of the Board of Finance and a request by the Director of Parks and Recreation, the sum of \$125,000.00 along with bond and note authorization to the Municipal Improvement Fund Account to upgrade the control system for the Longshore Golf Course irrigation system is hereby appropriated.

BOND RESOLUTION

RESOLVED: That upon the recommendation of the Board of Finance, the Town of Westport, Connecticut (the "Town") hereby appropriates the sum of One Hundred Twenty Five Thousand and 00/100 Dollars (\$125,000) to pay costs associated with upgrading the control system for the Longshore Golf Course irrigation system, including computer hardware, software, installation, supplies, materials, administrative, engineering, financing, contingency and other related costs (the "Project"). Section 10. As recommended by the Board of Finance and for the purpose of financing One Hundred Twenty Five Thousand and 00/100 Dollars (\$125,000) of the foregoing appropriation, the Town shall borrow a sum not to exceed One Hundred Twenty Five Thousand and 00/100 Dollars (\$125,000) and issue general obligation bonds for such indebtedness under its corporate name and seal and upon the full faith and credit of the Town in an amount not to exceed said sum for the purpose of financing the appropriation for the Project.

Section 11. The First Selectman, Selectmen and Finance Director are hereby appointed a committee (the "Committee") with full power and authority to cause said bonds to be sold, issued and delivered; to determine their form, including provision for redemption prior to maturity; to determine the aggregate principal amount thereof within the amount hereby authorized and the denominations and maturities thereof; to fix the time of issue of each series thereof and the rate or rates of interest thereon as herein provided; to designate the bank or trust company to certify the issuance thereof and to act as transfer agent, paying agent and as registrar for the bonds, and to designate bond counsel. The Committee shall have all appropriate powers under the Connecticut General Statutes including Chapter 748 (Registered Public Obligations Act) to issue the bonds and, further, shall have full power and authority to do all that is required under the Internal Revenue Code of 1986, as amended, and other applicable laws and regulations of the United States and the state of Connecticut, to provide for issuance of the bonds in tax exempt form, including the execution of tax compliance and other agreements for the benefit of bondholders, and to meet all requirements which are or may become necessary in and subsequent to the issuance and delivery of the bonds in order that the interest on the bonds be and remain exempt from federal income taxes, including, without limitation, to covenant and agree to restriction on investment yield of bond proceeds, rebate of arbitrage earnings, expenditure of proceeds within required time limitations and the filing of information reports as and when required and to execute Continuing Disclosure Agreements for the benefit of holders of bonds and notes.

Section 12. The Bonds may be designated "Public Improvement Bonds of the Town of Westport," series of the year of their issuance and may be issued in one or more series, and may be consolidated as part of the same issue with other bonds of the Town; shall be in serial form maturing in not more than twenty (20) annual installments of principal, the first installment to mature not later than three (3) years from the date of issue and the last installment to mature not later than twenty (20) therefrom, or as otherwise provided by statute. The bonds may be sold at not less than par and accrued interest at public sale upon invitation for bids to the responsible bidder submitting the bid resulting in the lowest true interest cost to the Town, provided that nothing herein shall prevent the Town from rejecting all bids submitted in response to any one invitation for bids and the right to so reject all bids is hereby reserved, and further provided that the Committee may sell the bonds, or notes, on a negotiated basis, as provided by statute. Interest on the bonds shall be payable semiannually or annually. The bonds shall be signed on behalf of the Town by the First Selectman and the Finance Director, and shall bear the seal of the Town. The signing, sealing and certification of said bonds may be by facsimile as provided by statute. The Finance Director shall maintain a record of bonds issued pursuant to this resolution and of the face amount thereof outstanding from time to time, and shall certify to the destruction of said bonds after they have been paid and cancelled, and such certification shall be kept on file with the Town Clerk.

Section 13. The Committee is further authorized to make temporary borrowings as permitted by the General Statutes and to issue a temporary note or notes of the Town in anticipation of the receipt of proceeds from the sale of the bonds to be issued pursuant to this resolution. Such notes shall be issued and renewed at such times and with such maturities, requirements and limitations as provided by statute. Notes evidencing such borrowings shall be signed by the First Selectman and the Finance Director, have the seal of the Town affixed, which signing and sealing may be by facsimile as provided by statute, be certified by and payable at a bank or trust company incorporated under the laws of this or any other state, or of the United States, be approved as to their legality by bond counsel, and may be consolidated with the issuance of other Town bond anticipation notes. The Committee shall determine the date, maturity, interest rates, form and manner of sale, including negotiated sale, and other details of said notes consistent with the provisions of this resolution and the General Statutes and shall have all powers and authority as set forth above in connection with the issuance of bonds and especially with respect to compliance with the requirements of the Internal Revenue Code of 1986, as amended, and regulations thereunder in order to obtain and maintain issuance of the notes in tax exempt form.

Section 14. Upon the sale and issuance of the bonds authorized by this resolution, the proceeds thereof, including any premium received upon the sale thereof, accrued interest received at delivery and interest earned on the temporary investment of such proceeds, shall be applied forthwith to the payment of the principal and interest of all notes issued in anticipation thereof or shall be deposited in trust for such purposes with a bank or trust company, or shall be applied or rebated as may be required under the provision of law. The remainder of the proceeds, if any, after the payment of said notes and of the expense of issuing said notes and bonds shall be applied to further finance the appropriation enacted herein.

Section 15. In each fiscal year in which the principal or any installment of interest shall fall due upon any of the bonds or notes herein authorized there shall be included in the appropriation for such fiscal year a sum equivalent to the

amount of such principal and interest so falling due, and to the extent that provision is not made for the payment thereof from other revenues, the amount thereof shall be included in the taxes assessed upon the Grand List for such fiscal year and shall not be subject to any limitations of expenditures or taxes that may be imposed by any other Town ordinance or resolution.

Section 16. Pursuant to Section 1.150-2 (as amended) of the federal income tax regulations the Town hereby expresses its official intent to reimburse expenditures paid from the General Fund, or any capital fund for the Project with the proceeds of the bonds or notes to be issued under the provisions hereof. The allocation of such reimbursement bond proceeds to an expenditure shall be made in accordance with the time limitations and other requirements of such regulations. The Finance Director is authorized to pay Project expenses in accordance herewith pending the issuance of the reimbursement bonds or notes.

Section 17. The Town of Westport, or other proper authority of the Town, is authorized to take all necessary action to apply to the State of Connecticut, and accept from the State or other parties, grants, gifts and contributions in aid of further financing the Project. Once the appropriation becomes effective, the First Selectman, or other appropriate official of the town, is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the Project and is specifically authorized to make, execute and deliver any contracts or other documents necessary or convenient to complete the Project and the financing thereof.

Section 18. The Committee is hereby authorized to take all action necessary and proper for the sale, issuance and delivery of the bonds (and notes) in accordance with the provisions of the Town Charter, the Connecticut General Statutes, and the laws of the United States.

Appendix III – Item #3

**RESOLVED:** That upon the recommendation of the Board of Finance and a request by the Director of Public Works, the sum of \$62,000.00 along with bond and note authorization to the Municipal Improvement Fund Account for funding Westport’s share of the Design expenses for replacement of the Cavalry Road Bridge over the West Branch of the Saugatuck River is hereby appropriated.

BOND RESOLUTION

RESOLVED: That upon the recommendation of the Board of Finance, the Town of Westport, Connecticut (the “Town”) hereby appropriates the sum of Sixty-two Thousand and 00/100 Dollars (\$62,000) to pay costs associated with the design expenses for replacement of the Cavalry Road bridge deck and abutments over the West Branch of the Saugatuck River, which costs include design, survey, engineering, and bidding costs, and related administrative, financing, contingency and other soft costs (the “Project”).

Section 19. As recommended by the Board of Finance and for the purpose of financing Sixtytwo Thousand and 00/100 Dollars (\$62,000) of the foregoing appropriation, the Town shall borrow a sum not to exceed Sixty-two Thousand and 00/100 Dollars (\$62,000) and issue general obligation bonds for such indebtedness under its corporate name and seal and upon the full faith and credit of the Town in an amount not to exceed said sum for the purpose of financing the appropriation for the Project.

Section 20. The First Selectman, Selectmen and Finance Director are hereby appointed a committee (the “Committee”) with full power and authority to cause said bonds to be sold, issued and delivered; to determine their form, including provision for redemption prior to maturity; to determine the aggregate principal amount thereof within the amount hereby authorized and the denominations and maturities thereof; to fix the time of issue of each series thereof and the rate or rates of interest thereon as herein provided; to designate the bank or trust company to certify the issuance thereof and to act as transfer agent, paying agent and as registrar for the bonds, and to designate bond counsel. The Committee shall have all appropriate powers under the Connecticut General Statutes including Chapter 748 (Registered Public Obligations Act) to issue the bonds and, further, shall have full power and authority to do all that is required under the Internal Revenue Code of 1986, as amended, and other applicable laws and regulations of the United States and the state of Connecticut, to provide for issuance of the bonds in tax exempt form, including the execution of tax compliance and other agreements for the benefit of bondholders, and to meet all requirements which are or may become necessary in and subsequent to the issuance and delivery of the bonds in order that the interest on the bonds be and remain exempt from federal income taxes, including, without limitation, to covenant and agree to restriction on investment yield of bond proceeds, rebate of arbitrage earnings, expenditure of proceeds within required time limitations and the filing of information reports as and when required and to execute Continuing Disclosure Agreements for the benefit of holders of bonds and notes.

Section 21. The Bonds may be designated “Public Improvement Bonds of the Town of Westport,” series of the year of their issuance and may be issued in one or more series, and may be consolidated as part of the same issue with other bonds of the Town; shall be in serial form maturing in not more than twenty (20) annual installments of principal, the first installment to mature not later than three (3) years from the date of issue and the last installment to mature not later than twenty (20) therefrom, or as otherwise provided by statute. The bonds may be sold at not less than par and accrued interest at public sale upon invitation for bids to the responsible bidder submitting the bid resulting in the lowest true interest cost to the Town, provided that nothing herein shall prevent the Town from rejecting all bids submitted in response to any one invitation for bids and the right to so reject all bids is hereby reserved, and further provided that the Committee may sell the bonds, or notes, on a negotiated basis, as provided by statute. Interest on the bonds shall be payable semiannually or annually. The bonds shall be signed on behalf of the Town by the First Selectman and the Finance Director, and shall bear the seal of the Town. The signing, sealing and certification of said bonds may be by facsimile as provided by statute. The Finance Director shall maintain a record of bonds issued pursuant to this resolution and of the face amount thereof outstanding from time to time, and shall certify to the destruction of said bonds after they have been paid and cancelled, and such certification shall be kept on file with the Town Clerk.

Section 22. The Committee is further authorized to make temporary borrowings as permitted by the General Statutes and to issue a temporary note or notes of the Town in anticipation of the receipt of proceeds from the sale of the bonds to be issued pursuant to this resolution. Such notes shall be issued and renewed at such times and with such maturities, requirements and limitations as provided by statute. Notes evidencing such borrowings shall be signed by the First Selectman and the Finance Director, have the seal of the Town affixed, which signing and sealing may be by facsimile as provided by statute, be certified by and payable at a bank or trust company incorporated under the laws of this or any other state, or of the United States, be approved as to their legality by bond counsel, and may be consolidated with the issuance of other Town bond anticipation notes. The Committee shall determine the date, maturity, interest rates, form and manner of sale, including negotiated sale, and other details of said notes consistent with the provisions of this resolution and the General Statutes and shall have all powers and authority as set forth above in connection with the issuance of bonds and especially with respect to compliance with the requirements of the Internal Revenue Code of 1986, as amended, and regulations thereunder in order to obtain and maintain issuance of the notes in tax exempt form.

Section 23. Upon the sale and issuance of the bonds authorized by this resolution, the proceeds thereof, including any premium received upon the sale thereof, accrued interest received at delivery and interest earned on the temporary investment of such proceeds, shall be applied forthwith to the payment of the principal and interest of all notes issued in anticipation thereof or shall be deposited in trust for such purposes with a bank or trust company, or shall be applied or rebated as may be required under the provision of law. The remainder of the proceeds, if any, after the payment of said notes and of the expense of issuing said notes and bonds shall be applied to further finance the appropriation enacted herein.



Section 24. In each fiscal year in which the principal or any installment of interest shall fall due upon any of the bonds or notes herein authorized there shall be included in the appropriation for such fiscal year a sum equivalent to the amount of such principal and interest so falling due, and to the extent that provision is not made for the payment thereof from other revenues, the amount thereof shall be included in the taxes assessed upon the Grand List for such fiscal year and shall not be subject to any limitations of expenditures or taxes that may be imposed by any other Town ordinance or resolution.

Section 25. Pursuant to Section 1.150-2 (as amended) of the federal income tax regulations the Town hereby expresses its official intent to reimburse expenditures paid from the General Fund, or any capital fund for the Project with the proceeds of the bonds or notes to be issued under the provisions hereof. The allocation of such reimbursement bond proceeds to an expenditure shall be made in accordance with the time limitations and other requirements of such regulations. The Finance Director is authorized to pay Project expenses in accordance herewith pending the issuance of the reimbursement bonds or notes.

Section 26. The Town of Westport, or other proper authority of the Town, is authorized to take all necessary action to apply to the State of Connecticut, and accept from the State or other parties, grants, gifts and contributions in aid of further financing the Project. Once the appropriation becomes effective, the First Selectman, or other appropriate official of the town, is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the Project and is specifically authorized to make, execute and deliver any contracts or other documents necessary or convenient to complete the Project and the financing thereof.

Section 27. The Committee is hereby authorized to take all action necessary and proper for the sale, issuance and delivery of the bonds (and notes) in accordance with the provisions of the Town Charter, the Connecticut General Statutes, and the laws of the United States.