



# Town of Groton, Connecticut

45 Fort Hill Road  
Groton, CT 06340-4394  
Town Clerk (860)441-6640  
Town Manager (860)441-6630

## Meeting Agenda

### RTM Public Works Committee

*Chairman Michael Collins, Representatives Joe Baril, Thomas Barnhart, Genevieve Cerf, Patrice Granatosky, Dolores Harrell, Kevin McMahon, Richard Metayer, Eleanor Scussel, Joan Steinfeld, and Patti Thunberg*

Wednesday, August 01, 2007

7:00 PM

Town Hall Annex-Community Room 1

### Special Meeting

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **UNFINISHED BUSINESS**
4. **NEW BUSINESS**

**2007-0137 Adoption of Senior Center Expansion Ordinance**

ADOPTION OF ORDINANCE APPROPRIATING \$11,770,000 FOR ADDITIONS AND RENOVATIONS TO THE GROTON SENIOR CENTER AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION  
BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

Section 1. That the sum of ELEVEN MILLION SEVEN HUNDRED SEVENTY THOUSAND DOLLARS (\$11,770,000) is appropriated for renovations and additions to the Groton Senior Center. The project shall include (1) additions for new administrative offices and activity classrooms, (2) additions of a new computer room, music room, and exercise and fitness rooms, (3) renovations and additions for kitchen facilities, (4) renovations to the existing multi-purpose room, including a stage, (5) renovations and additions for the entry vestibule and lobby, (6) renovations and additions to house various activities, including arts and crafts, ceramics, cards and games, health screening, special programs, a senior store, toilets and electrical, mechanical and storage rooms, and (7) relocation of the roller hockey rink offsite to a location to be determined by the Town Manager on the recommendation of the Director of Parks and Recreation. The appropriation may be spent for design and construction costs, equipment, furnishings, fixtures, materials, site improvements, moving and temporary relocation costs, architects' fees, engineering fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Town Council may reduce or modify the scope of the project and the entire appropriation may be spent on the project as so reduced or modified.

Section 2. That the Town issue bonds or notes, in an amount not to exceed ELEVEN MILLION SEVEN HUNDRED SEVENTY THOUSAND DOLLARS (\$11,770,000) to finance the appropriation for the project. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be secured by the irrevocable pledge of the full faith and credit of the Town of Groton. The Town does hereby covenant and agree with the holders of the bonds or notes and all notes issued in anticipation of the receipt of the proceeds from the sale of such bonds or notes that in each year while any such bonds or notes are outstanding, it will levy and collect ad valorem taxes upon all taxable properties within the Town in an amount sufficient, with such other funds of the Town as shall be available for such purpose, to pay the interest and principal on the bonds or notes as the same become due and payable.

Section 3. That the Town issue and renew temporary notes from time to time in anticipation of the

receipt of the proceeds from the sale of the bonds or notes for the project. The amount of the notes outstanding at any time shall not exceed ELEVEN MILLION SEVEN HUNDRED SEVENTY THOUSAND DOLLARS (\$11,770,000). The notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes shall be secured by the irrevocable pledge of the full faith and credit of the Town, payable as provided in Section 2. The Town shall comply with the provisions of Section 7-378a of the General Statutes with respect to any notes that do not mature within the time permitted by said Section 7-378.

Section 4. That the Town Council shall determine the amount of bonds or notes authorized by Section 2 to be sold. The Town Manager and the Director of Finance shall determine the amount of any temporary notes authorized by Section 3 to be sold. The Town Manager and the Director of Finance of the Town shall sign any bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and the Director of Finance are authorized to determine the dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to provide for the keeping of a record of the bonds or notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes.

Section 5. That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this ordinance if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 6. That the Town Manager and the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes.

Section 7. That the Town Manager, the Director of Finance, and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds or notes to finance the aforesaid appropriation.

Section 8. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes to finance said appropriation have been approved by the voters at referendum in accordance with Section 8.12 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

**Legislative History**

<b>5/17/2007</b>	<b>Mayor</b>	<b>Referred</b>	<b>Town Council Committee of the W</b>
<b>5/22/2007</b>	<b>Town Council Committee of the Whole</b>	<b>Discussed</b>	

*Town Manager Oefinger noted that the Planning Commission is considering the 8-24 referral on this item tonight. Action on this item should be tabled until receipt of the Planning Commission's response.*

The Town Manager distributed information on the potential impact of the ordinance on the mill rate.

**6/5/2007 Town Council Committee of the Whole Recommended for a Resolution**

Mayor Watson noted a number of options for dealing with this ordinance.

A motion was made by Councilor Scott, seconded by Councilor Kolnaski, to recommend for a resolution.

Council Streeeter questioned the costs associated with the aqua therapy pool and the Town Manager provided information on the pool structure and system/finishes.

A motion was made by Councilor Streeeter, seconded by Mayor Watson to amend the motion to recommend a resolution excluding the costs associated with the pool from the bond.

Town Manager Oefinger noted that if the ordinance is modified, a revised ordinance should be prepared by staff for the Committee's action at a future date.

**6/5/2007 Town Council Committee of the Whole Motion**

to amend the motion to recommend a resolution that will separate the bond referendum into two questions, with the aqua therapy pool being a second question.

Councilor Sheets suggested that action should not be taken until costs of the alternatives are known. Discussion followed on public input on this project. The Town Manager encouraged deliberation on this item tonight so that a revised ordinance can be prepared if necessary. Discussion clarified that the intent of the motion was to construct the pool area as an open room, with an aqua therapy pool only if the second referendum question is approved

**6/5/2007 Town Council Deleted from Referral List - Action to be taken**

**6/5/2007 Town Council Postponed to a Certain Time Town Council**

Several Councilors and the Town Manager reviewed the discussion regarding postponing the vote on this item at the Committee of the Whole (COW) meeting prior to tonight's meeting.

Mr. Oefinger reiterated that at tonight's Committee of the Whole meeting, he had recommended a resolution that would separate the bond referendum into two questions, with the aqua therapy pool being a second question. He stated that this is the revised ordinance which will be brought to the next COW meeting.

**6/19/2007 Town Council Committee of the Whole Recommended for a Resolution**

**6/19/2007 Town Council Adopted and referred under Rule 6.5.3 Representative Town Meeting**

**6/22/2007 Representative Town Meeting Referred under Rule 6.5.3 RTM Public Works Committee**  
 Referred under Rule 6.5.3

**2007-0164 Adoption of Senior Center Expansion Aqua Therapy Systems Ordinance**

ADOPTION OF AN ORDINANCE INCREASING THE GROTON SENIOR CENTER \$11,770,000 APPROPRIATION AND BORROWING AUTHORIZATION FOR AQUA THERAPY STRUCTURE, SYSTEMS AND FINISHES

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

Section 1. That the \$11,770,000 appropriation for the Groton Senior Center be increased by ONE MILLION FOUR HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$1,465,000) for construction of the aqua therapy structure, systems and finishes, at the Groton Senior Center, for an aggregate appropriation of \$13,235,000. The additional appropriation may be spent for design and construction costs, equipment, furnishings, fixtures, materials, architects' fees, engineering fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its

financing. The Town Council may reduce or modify the scope of the project and the entire appropriation may be spent on the project as so reduced or modified.

Section 2. That the \$11,770,000 amount of bonds or notes authorized to be issued by the Town to finance the appropriation for the project be increased by ONE MILLION FOUR HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$1,465,000) to finance the additional appropriation for the project, for an aggregate appropriation of THIRTEEN MILLION TWO HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$13,235,000).

Section 3. That the \$11,770,000 amount of temporary notes authorized to be issued and renewed by the Town from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the project be increased by ONE MILLION FOUR HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$1,465,000) to THIRTEEN MILLION TWO HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$13,235,000).

Section 4. That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this ordinance if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 5. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes to finance said appropriation have been approved by the voters at referendum in accordance with Section 8.12 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

Section 6. This ordinance shall become effective only upon passage of the ordinance entitled, "ORDINANCE APPROPRIATING \$11,770,000 FOR ADDITIONS AND RENOVATIONS TO THE GROTON SENIOR CENTER AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION".

**Legislative History**

<b>6/19/2007</b>	<b>Town Council Committee of the Whole</b>	<b>Recommended for a Resolution</b>	
<b>6/19/2007</b>	<b>Town Council</b>	<b>Adopted and referred under Rule 6.5.3</b>	<b>Representative Town Meeting</b>
<b>6/22/2007</b>	<b>Representative Town Meeting</b>	<b>Referred under Rule 6.5.3</b>	<b>RTM Public Works Committee</b>

*Referred under Rule 6.5.3*

**2007-0162 Adoption of Animal Shelter Ordinance**

ADOPTION OF ORDINANCE APPROPRIATING \$1,385,000 FOR A REPLACEMENT ANIMAL SHELTER AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

Section 1. That the sum of ONE MILLION THREE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$1,385,000) is appropriated for a replacement animal shelter at the Town Hall Annex site on Groton Long Point Road. The project shall include design and construction of an animal

shelter, including office and support areas; examining room; acquaintance room; general purpose and isolation kennels and runs; food preparation, bathing, laundry, and general storage areas; related heating, cooling and ventilating systems; sprinkler, fire alarm and security systems; extension of utilities; landscaping, access driveway and parking area; demolition of the existing dog pound and relocation of the police impound yard. The appropriation may be spent for design and construction costs, equipment, furnishings, fixtures, materials, demolition costs, site improvements, architects' fees, engineering fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Town Council may reduce or modify the scope of the project and the entire appropriation may be spent on the project as so reduced or modified.

Section 2. That the Town issue bonds or notes, in an amount not to exceed ONE MILLION THREE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$1,385,000) to finance the appropriation for the project. The amount of bonds or notes authorized to be issued shall be reduced by the amount of contributions received by the Town for the project. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be secured by the irrevocable pledge of the full faith and credit of the Town of Groton. The Town does hereby covenant and agree with the holders of the bonds or notes and all notes issued in anticipation of the receipt of the proceeds from the sale of such bonds or notes that in each year while any such bonds or notes are outstanding, it will levy and collect ad valorem taxes upon all taxable properties within the Town in an amount sufficient, with such other funds of the Town as shall be available for such purpose, to pay the interest and principal on the bonds or notes as the same become due and payable.

Section 3. That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the project. The amount of the notes outstanding at any time shall not exceed ONE MILLION THREE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$1,385,000). The notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes shall be secured by the irrevocable pledge of the full faith and credit of the Town, payable as provided in Section 2. The Town shall comply with the provisions of Section 7-378a of the General Statutes with respect to any notes that do not mature within the time permitted by said Section 7-378.

Section 4. That the Town Council shall determine the amount of bonds or notes authorized by Section 2 to be sold. The Town Manager and the Director of Finance shall determine the amount of any temporary notes authorized by Section 3 to be sold. The Town Manager and the Director of Finance of the Town shall sign any bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and the Director of Finance are authorized to determine the dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to provide for the keeping of a record of the bonds or notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes.

Section 5. That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this ordinance if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 6. That the Town Manager and the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale

or purchase of such bonds or notes.

Section 7. That the Town Manager, the Director of Finance, and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds or notes to finance the aforesaid appropriation.

Section 8. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes to finance said appropriation have been approved by the voters at referendum in accordance with Section 8.12 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

**Legislative History**

<b>6/18/2007</b>	<b>Mayor</b>	<b>Referred</b>	<b>Town Council Committee of the W</b>
<b>7/10/2007</b>	<b>Town Council Committee of the Whole</b>	<b>Discussed</b>	
<i>Town Manager provided a brief history of the ordinance, and noted that he does not have high expectations in the short term that a regional facility is going to happen. He updated the Council on the most recent discussions with area towns. If Groton works with the Humane Society alone, transportation costs will be sizable since they can not be shared with other towns. The Town estimates it will cost \$90,000 to \$150,000 per year to enter into an agreement with the Humane Society. The Council reviewed a memo from Director of Finance Sal Pandolfo outlining the anticipated annual debt service. The Town Manager continues to recommend that the Town pursue both options with respect to the animal shelter.</i>			
<b>7/10/2007</b>	<b>Town Council Committee of the Whole</b>	<b>Recommended for a Resolution</b>	
<b>7/17/2007</b>	<b>Town Council</b>	<b>Deleted from Referral List - Action to be taken</b>	
<b>7/17/2007</b>	<b>Town Council</b>	<b>Adopted and referred under Rule 6.5.3</b>	<b>Representative Town Meeting</b>

*The Town Manager provided an alternative to this ordinance and reiterated that he is not endorsing this alternative.*

*There was extensive discussion between the Town Manager and Councilors regarding the pros and cons of both versions.*

**MOTION TO AMEND**

*A motion to amend the ordinance was made by Councilor Scott, seconded by Councilor Streeter so that the total appropriation of \$1,385,000 for a replacement animal shelter be financed in part by \$200,000 in contributions and authorizing the issue of \$1,185,000 in bonds and notes to finance the remaining portion.*

**VOTE ON THE AMENDMENT**

*The Motion to Amend failed to carry with 3 in favor, 3 opposed. (In Favor: Councilors O'Beirne, Scott, and Streeter. Opposed: Mayor Watson, Councilors Kolnaski and Schmidt.)*

<b>7/18/2007</b>	<b>Representative Town Meeting</b>	<b>Referred under Rule 6.5.3</b>	<b>RTM Public Works Committee</b>
<i>Referred under Rule 6.5.3</i>			

**5. Consideration of Committee Referral Items as per Referral List**

**6. ADJOURNMENT**