

**AVON TOWN COUNCIL
MEETING MINUTES
January 5, 2023**

I. CALL TO ORDER

The meeting was called to order at 7:00 p.m. at the Avon Town Hall, in the Selectmen's Chamber as well as via GoToMeeting by Chairman Polhamus. Members present: Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico. A quorum was present.

II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairman Polhamus.

III. PUBLIC HEARING: None

IV. MINUTES OF PRECEDING MEETINGS: December 1, 2022
December 8, 2022 Special Meeting

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED: That the Town Council accept the minutes of the December 1, 2022 Meeting as drafted.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

On a motion made by Mr. Weber, seconded by Ms. Ausiello, it was voted:

RESOLVED: That the Town Council accept the minutes of the December 8, 2022 Special Meeting as drafted.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

V. COMMUNICATION FROM AUDIENCE - None

VI. COMMUNICATION FROM COUNCIL

Mrs. Maguire extended Happy New Year wishes to all. She shared that the Lions Club is hosting a blood drive at the Avon Senior Center tomorrow (Friday, 1/6). She noted that the Countryside Park exterior renovations are looking great.

Mr. Weber extended Happy New Year wishes to all. He complimented Town staff on their great work with the Town calendar/annual report and expressed gratitude for the work that goes into putting together the Town Council meeting packets. He recognized two Avon High School wrestlers who participated in the 55th Annual George Bossi Lowell Holiday Tournament over the winter school break which hosts 84 teams throughout New England and came home with championships: Isaiah Adams and his own son Jonah.

Ms. Ausiello extended Happy New Year wishes to all. She shared deepest and sincerest condolences to family, friends and colleagues of State Representative Quentin Williams who as tragically killed early this morning in a car accident; he was an amazing human being and please keep him in your thoughts.

Mr. Indomenico shared that he attended the Menorah Lighting at the Shoppes at Farmington Valley; Rabbi Samuels does a great job with the event; it was a great experience.

Chairman Polhamus acknowledged Fire Chief Bruce Appell for his work with a pipe burst at Avon High School around Christmas Day. He noted that the Old Farms Road referendum had a great turnout, it was a close vote for the quality of the project it is; our approach for public hearings doesn't quite reach the audience it needs to, moving forward we should revisit and look for more ways to engage the public and get people involved with the know with their Town; the referendum did pass and he looks forward to the project getting started.

VII. OLD BUSINESS

21/22-46 American Rescue Plan Act: Discussion re: Projects List

The Town Manager noted that there are a few requests on tonight's agenda. Chairman Polhamus reported that the Simsbury Spirit Council reached out to him about having a Juneteenth festival and are looking for \$2,000 from Avon. He asked for them to attend Council's February meeting to hear more and discuss further.

22/23-26 FY 23/24 Budget: Town Council Budget Workshop Schedule: Recommended Date: Saturday, February 4, 2023

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED: That the Town Council approve the Budget Workshop Schedule for Saturday, February 4, 2023 at 8:00 a.m. in a hybrid format (In-Person/GoToMeeting) as follows:

8:00 a.m.	Budget Overview
8:20 a.m.	Library
8:45 a.m.	Police Department
9:10 a.m.	Public Works
9:35 a.m.	Fire Department
10:00 a.m.	Break
10:10 a.m.	Education
10:20 a.m.	Public Safety (except Fire and Police)
10:35 a.m.	General Government
11:00 a.m.	Health & Social Services
11:15 a.m.	Recreation & Parks
11:30 a.m.	Conservation & Development
11:40 a.m.	Miscellaneous
11:50 a.m.	Engineering/Sewers
12:00 p.m.	Lunch
12:30 p.m.	Debt Service / Capital Improvement Program / Special Revenue Funds
1:00 p.m.	Adjustments, wrap-up – Adjourn

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

22/23-39 Fire Apparatus Purchase

Chairman Polhamus noted that the Special Town Meeting will require a hand vote. The Town Manager added that the next step, assuming approval of the actions before Council tonight, it will go before the Board of Finance at a special meeting on Wednesday, January 11th. He highlighted potential debt service impact. In response to a question from Chairman Polhamus, the Town Manager responded that when we would go out to bond, we approach the capital markets and put it out for a competitive bid. The Town Manager noted that the Special Town Meeting will act on the ladder and the engine separately. He added that after approvals from the Town Council and Board of Finance, the Frequently Asked Questions document as well as a handout will be posted on the Town's web site. In response to a question from Mrs. Maguire, the Town Manager responded that there will not be a mailing for this Special Town Meeting. The Town Manager added that the Town is working on a new Facebook page which could also be utilized to advertise the Special Town Meeting.

- a) **To consider and act upon a resolution, to recommend an appropriation entitled: "Resolution Appropriating \$1,259,000 for the Acquisition of a Fire Engine and Authorizing the Issuance of \$1,259,000 Bonds of the Town to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose," a copy of which is attached hereto.**

RESOLUTION APPROPRIATING \$1,259,000 FOR THE ACQUISITION OF A FIRE ENGINE AND AUTHORIZING THE ISSUANCE OF \$1,259,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$1,259,000 is appropriated for the acquisition of a new fire engine in order to replace an existing fire engine owned by the Town of Avon, and for administrative, printing, legal and financing costs related thereto, said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof (collectively, the "Project").

Section 2. To meet said appropriation, \$1,259,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the "Connecticut General Statutes"). The bonds may be issued in one or more series as determined by the Town Manager and the Town Treasurer, and the amount of bonds of each series to be issued shall be fixed by the Town Manager and Town Treasurer, in the amount necessary to meet the Town's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of the bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal and financing costs of issuance of such

bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Town Manager and the Town Treasurer, bear the Town seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, the certifying, registrar and transfer agent and the paying agent, the date, time of issue and sale and other terms, details and particulars of such bonds, including the approval of the rate or rates of interest, shall be determined by the Town Manager and the Town Treasurer, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the Town Manager and the Town Treasurer in a competitive offering or by negotiation, including but not limited to a private placement financing transaction, in their discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold by negotiation, provisions of the purchase agreement shall be approved by the Town Manager and the Town Treasurer.

Section 4. The Town Manager and the Town Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Town Manager and the Town Treasurer, have the seal of the Town affixed, be payable at a bank or trust company designated by the Town Manager, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut and be certified by a bank or trust company designated by the Town Manager pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the Project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. The Town Manager is authorized in the name and on behalf of the Town to apply for and accept any and all Federal and State loans and/or any other grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town Manager is authorized in the name and on behalf of the Town, to (i) acquire, finance and/or lease fire apparatus relating to the Project, (ii) solicit bids from qualified lessors for the Project and select any such lessor providing terms most favorable to the Town, as determined by the Town Manager; (iii) seek out lease financing terms with respect to the lease by the Town, upon such terms as shall be determined by the Town Manager and the Town Treasurer; (iv) enter into, and to, an equipment lease agreement, such lease agreement, terms and provisions thereof, to be determined by the Town Manager and the Town Treasurer; (v) sign and deliver any additional instruments and all related documents, agreements or exhibits related thereto, and is further authorized to (vi) take all action necessary or reasonably required by the parties to carry out, give effect to and consummate the transactions, contemplated thereby, in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered by the Town in connection with such lease agreement.

Section 7. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and any time after the date of passage of this resolution in the maximum amount and for the Project with the proceeds of bonds, or bond anticipation notes, or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date the Regulations may authorize. The Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Town Manager or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 8. The Town Manager and the Town Treasurer are hereby authorized, on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 9. The Town Manager is hereby authorized, on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

Section 10. This resolution shall become effective upon its approval by the Town electors and persons qualified to vote in Town Meeting at a duly warned Special Town Meeting, to be held pursuant to Section 10.3.1 of the Town Charter.

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED: That the resolution entitled "Resolution Appropriating \$1,259,000 for the Acquisition of a Fire Engine and Authorizing the Issuance of \$1,259,000 Bonds of the Town to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose," a copy of which is attached hereto, is hereby referred to the Board of Finance

for review and recommendation for approval by a majority of persons present and qualified to vote in the Town at a Special Town Meeting.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

- b) To consider and act upon a resolution, to recommend an appropriation entitled: “Resolution Appropriating \$2,172,000 for the Acquisition of a Ladder Truck and Authorizing the Issuance of \$2,172,000 Bonds of the Town to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose,” a copy of which is attached hereto.**

RESOLUTION APPROPRIATING \$2,172,000 FOR THE ACQUISITION OF A LADDER TRUCK, AND AUTHORIZING THE ISSUANCE OF \$2,172,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

RESOLVED:

Section 1. The sum of \$2,172,000 is appropriated for the acquisition of a new ladder truck in order to replace the existing ladder truck owned by the Town of Avon, and for administrative, printing, legal and financing costs related thereto, said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof (collectively, the “Project”).

Section 2. To meet said appropriation, \$2,172,000 bonds of the Town, or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the maximum maturity permitted by the General Statutes of the State of Connecticut, Revision of 1958, as amended from time to time (the “Connecticut General Statutes”). The bonds may be issued in one or more series as determined by the Town Manager and the Town Treasurer, and the amount of bonds of each series to be issued shall be fixed by the Town Manager and Town Treasurer, in the amount necessary to meet the Town’s share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of the bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal and financing costs of issuance of such bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Town Manager and the Town Treasurer, bear the Town seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal

thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, the certifying, registrar and transfer agent and the paying agent, the date, time of issue and sale and other terms, details and particulars of such bonds, including the approval of the rate or rates of interest, shall be determined by the Town Manager and the Town Treasurer, in accordance with the Connecticut General Statutes.

Section 3. Said bonds shall be sold by the Town Manager and the Town Treasurer in a competitive offering or by negotiation, including but not limited to a private placement financing transaction, in their discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold by negotiation, provisions of the purchase agreement shall be approved by the Town Manager and the Town Treasurer.

Section 4. The Town Manager and the Town Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Town Manager and the Town Treasurer, have the seal of the Town affixed, be payable at a bank or trust company designated by the Town Manager, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, Connecticut and be certified by a bank or trust company designated by the Town Manager pursuant to Section 7-373 of the Connecticut General Statutes. They shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the Project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. The Town Manager is authorized in the name and on behalf of the Town to apply for and accept any and all Federal and State loans and/or any other grants-in-aid of the Project and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith, to contract in the name of the Town with engineers, contractors and others.

Section 6. The Town Manager is authorized in the name and on behalf of the Town, to (i) acquire, finance and/or lease fire apparatus relating to the Project, (ii) solicit bids from qualified lessors for the Project and select any such lessor providing terms most favorable to the Town, as determined by the Town Manager; (iii) seek out lease financing terms with respect to the lease by the Town, upon such terms as shall be determined by the Town Manager and the Town Treasurer; (iv) enter into, and to, an equipment lease agreement, such lease agreement, terms and provisions thereof, to be determined by the Town Manager and the Town Treasurer; (v) sign and deliver any additional

instruments and all related documents, agreements or exhibits related thereto, and is further authorized to (vi) take all action necessary or reasonably required by the parties to carry out, give effect to and consummate the transactions, contemplated thereby, in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered by the Town in connection with such lease agreement.

Section 7. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and any time after the date of passage of this resolution in the maximum amount and for the Project with the proceeds of bonds, or bond anticipation notes, or other obligations ("Tax-Exempt Obligations") authorized to be issued by the Town. The Tax-Exempt Obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date the Regulations may authorize. The Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Town Manager or his designee is authorized to pay Project expenses in accordance herewith pending the issuance of Tax-Exempt Obligations, and to amend this declaration.

Section 8. The Town Manager and the Town Treasurer are hereby authorized, on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 9. The Town Manager is hereby authorized, on behalf of the Town, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution.

Section 10. This resolution shall become effective upon its approval by the Town electors and persons qualified to vote in Town Meeting at a duly warned Special Town Meeting, to be held pursuant to Section 10.3.1 of the Town Charter.

On a motion made by Mrs. Maguire, seconded by Ms. Ausiello, it was voted:

RESOLVED: That the resolution entitled "Resolution Appropriating \$2,172,000 for the Acquisition of a Ladder Truck and Authorizing the Issuance of \$2,172,000 Bonds of the Town to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose," a copy of which is attached hereto, is hereby referred to the Board of Finance for review and recommendation for approval by a majority of persons present and qualified to vote in the Town at a Special Town Meeting.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

- c) To instruct the Town Clerk to publish a timely call for a vote at Special Town Meeting on the appropriation and authorization set forth in the resolutions above**

On a motion made by Mr. Weber, seconded by Ms. Ausiello, it was voted:

RESOLVED: That the foregoing proposals be considered by a Special Town Meeting to be held Tuesday, January 24, 2023 at the Avon High School Auditorium at 7:00 p.m. (Snow Date of Monday, January 30, 2023 at 7:00 p.m. in the same location) for the following purposes: (A) to consider and take action upon the resolution entitled “Resolution Appropriating \$1,259,000 for the Acquisition of a Fire Engine and Authorizing the Issuance of \$1,259,000 Bonds of the Town to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose,” (B) to consider and take action upon the resolution entitled “Resolution Appropriating \$2,172,000 for the Acquisition of a Ladder Truck and Authorizing the Issuance of \$2,172,000 Bonds of the Town to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose,” (C) to instruct the Town Clerk to publish a timely call and proper notice of said meeting (and to publish a timely call and proper notice in the event the meeting is rescheduled to the snow date), to be published in a newspaper having a general and substantial circulation in the Town and that said notice be posted upon signposts or other exterior place nearest the office of the Town Clerk and at all other places and signposts designated by the Town, and that the questions to be voted upon, at the Special Town meeting, shall read as follows:

1. Shall the Resolution Appropriating \$1,259,000 for the Acquisition of a Fire Engine and Authorizing the Issuance of \$1,259,000 Bonds and Temporary Borrowings of the Town for Such Purpose be approved?
2. Shall the Resolution Appropriating \$2,172,000 for the Acquisition of a Ladder Truck and Authorizing the Issuance of \$2,172,000 Bonds and Temporary Borrowings of the Town for such Purpose be approved?

And (D) to direct the Town Clerk to publish as provided by law notice of said Special Town Meeting in the enclosed forms.

**TOWN OF AVON
NOTICE OF SPECIAL TOWN MEETING - JANUARY 24, 2023
SNOW DATE – JANUARY 30, 2023**

Pursuant to Chapter 90 of the General Statutes of Connecticut, Revision of 1958, as amended (the “General Statutes”), and Section 10.3.1 of the Charter of the Town of Avon (the “Town”), notice is hereby given to the electors and citizens qualified to vote in the Town that a Special Town Meeting will be on Tuesday, January 24, 2023, at 7:00 P.M. (E.T.) at the Avon High School Auditorium located at 510 West Avon Road (SNOW DATE: Monday, January 30, 2023 at 7:00 P.M., in the same location) for the following purposes:

- 1. To consider and act upon a Resolution Appropriating \$1,259,000 for the Acquisition of a Fire Engine and Authorizing the Issuance of \$1,259,000 Bonds of the Town to meet said Appropriation and Pending the Issuance thereof the Making of Temporary Borrowings for such Purpose.*
- 2. To consider and act upon a Resolution Appropriating \$2,172,000 for the Acquisition of a Ladder Truck and Authorizing the Issuance of \$2,172,000 Bonds of the Town to meet said Appropriation and Pending the Issuance thereof the Making of Temporary Borrowings for such Purpose.*
- 3. To transact any other business proper to come before the meeting.*

Copies of the proposed resolutions are on file and open to public inspection during normal business hours at the office of the Town Clerk.

Electors of the Town and qualified voters are invited to attend the Special Town Meeting in-person at the Avon High School. The meeting will also be livestreamed via the internet. The livestream may be accessed by web at the following link: <https://meet.goto.com/247554781> or by phone by dialing 1-866-899-4679 and entering access code 247-554-781. The livestream instructions will be made available on the Town's website www.avonct.gov. Electors of the Town and qualified voters wishing to provide public comment or vote on the questions posed during the meeting must attend the meeting in-person at the high school. There will be no opportunity for the virtual audience to provide public comment or vote on the questions posed during the meeting.

The questions to be voted upon during the Special Town Meeting are as follows:

- 1. Shall the Resolution Appropriating \$1,259,000 for the Acquisition of a Fire Engine and Authorizing the Issuance of \$1,259,000 Bonds and Temporary Borrowings of the Town for Such Purpose be approved?*
- 2. Shall the Resolution Appropriating \$2,172,000 for the Acquisition of a ladder truck and Authorizing the Issuance of \$2,172,000 Bonds and Temporary Borrowings of the Town for such Purpose be approved?*

Should the Special Town Meeting need to be rescheduled to the specified Snow Date (January 30, 2023), a notice will be posted on the Town's website www.avonct.gov. In the event of forecasted inclement weather, the public should check the website or call the Town Offices at (860) 409-4300 to determine if the meeting has been rescheduled. An updated notice will also run in the newspaper no later than January 25, 2023 to advise the public of the new meeting date.

Electors of the Town and qualified voters are entitled to vote. A qualified voter is citizen of the United States of the age of eighteen years or more who, jointly or severally, was liable to the Town for taxes assessed against him based on an assessment of not less than \$1,000 on the last completed grand list of the Town or who would be so liable if not entitled to an exemption under subdivision (17), (19), (22), (25) or (26) of Section 12-81 of the General Statutes.

Said vote is being held pursuant to Section 10.3.1 of the Town Charter and Chapter 90 of the General Statutes.

The full text of the proposed resolutions is on file open to public inspection at the office of the Town Clerk.

Dated at Avon, Connecticut, this 6th day of January, 2023.

*/s/ Dan Polhamus, Chairman
Avon Town Council*

d) Contract Award: Fire Engine (subject to approval of appropriation/financing by Special Town Meeting)

On a motion made by Ms. Ausiello, seconded by Mr. Polhamus, it was voted:

RESOLVED: That the Town Council award a contract in the amount of \$1,210,182.00 to Firematic Supply Company, Inc. of East Yaphank, NY for the purchase of a Pierce Enforcer Engine and to authorize the Town Manager to execute an agreement, subject to the approval of the appropriation and financing by Special Town Meeting.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

e) Contract Award: Ladder Truck (subject to approval of appropriation/financing by Special Town Meeting)

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED: That the Town Council award a contract in the amount of \$2,123,309.00 to Firematic Supply Company, Inc. of East Yaphank, NY for the purchase of a Pierce Ladder Truck and to authorize the Town Manager to execute the agreement, subject to the approval of the appropriation and financing by Special Town Meeting.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

VIII. NEW BUSINESS

**22/23-47 Approve Resolution: Cider Brook Road over Cider Brook Bridge No. 004012
State Project No. 9004-0012**

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED, that Brandon Robertson, Town Manager, Town of Avon, consistent with prior Town Council actions, is authorized to execute on behalf of the Town of Avon a Grant Agreement with the State of Connecticut Department of Transportation under the Local Bridge Program for Cider Brook Road over Cider Brook Bridge No. 004012, State Project No. 9004-0012; and

FURTHER RESOLVED, that Brandon Robertson, Town Manager, is authorized and directed to execute and deliver any and all documents on behalf of the Town of Avon and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents for said grant with the State of Connecticut.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

The Town Manager noted that we will receive approximately \$450,000 in State grant funding.

**22/23-48 Contract Recommendation: Design Services for the Replacement of Tillotson
Road Bridge**

Chairman Polhamus reported that Phase I is for design and Phase II is for construction. The Town Manager noted that Mrs. Maguire inquired about the big cost difference with Fuss & O'Neill. The Assistant Town Manager responded that this happens occasionally with bids and RFPs where a contractor has a full schedule and puts a high price on it; we could also have a contractor that price it competitively because they want the work; they are all qualified bidders. In response to a question from Ms. Ausiello, the Assistant Town Manager responded that we have worked with AI Engineers before. She noted that this amount is just for design.

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED: That the Town Council award a contract to AI Engineers of Middletown, CT for design services for the Replacement of Tillotson Road Bridge in an amount not to exceed \$81,000 and authorize the Town Manager to amend the contract to include Phase II at a later date if necessary.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

22/23-49 Town-wide Fiber Network Project

a) Approve Resolution for Urban Act Grant Funds, \$700,000

Chairman Polhamus reported that this is a result of the recent State Bond Commission meeting. This was originally planned to come out of the Town's ARPA funding. He noted there is a savings on the order of \$70,000 to \$100,000 annually by completing this project. Glenn Grube, Library Director/IT Committee Chair added that the project will pay for itself in about 7-8 years; it is a \$790,000 project. Ms. Ausiello clarified that the \$250,000 on the ARPA Projects List for this project is for contingency.

On a motion made by Mrs. Maguire, seconded by Mr. Weber, it was voted:

RESOLVED, that Brandon Robertson, Town Manager, Town of Avon, is authorized to execute on behalf of the Town of Avon a Personal Service Agreement/Grant Contract under the Department of Economic and Community Development with the State of Connecticut for a \$700,000 grant for the Town-wide Fiber Optic Network Build Out; and

FURTHER RESOLVED, that Brandon Robertson, Town Manager, is authorized and directed to execute and deliver any and all documents on behalf of the Town of Avon and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents for said grant with the State of Connecticut.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

b) Supplemental Appropriation (ARPA), \$25,000

On a motion made by Mrs. Maguire, seconded by Ms. Ausiello, it was voted:

RESOLVED: That the Town Council hereby recommends that the Board of Finance amend the FY 22/23 Budget by increasing:

REVENUES

American Rescue Plan Act Grant, Intergovernmental, American Rescue Plan Act Grant Revenue, Account #50-0330-44037 in the amount of \$25,000.00 and increasing:

APPROPRIATIONS

American Rescue Plan Act Grant, Town CIP-Facilities, Town-Wide Fiber Network-ARPA, Account #50-4829-53472 in the amount of \$25,000.00, for the purpose of allocating funding received through the American Rescue Plan Act towards the expansion of the Town's fiber optic network.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

Glenn Grube, Library Director/IT Committee Chair, reported that there are about 320 poles that require pole attachments at a cost of \$25 per pole per utility company fee; we would have to pay both Eversource and Comcast to attach to each pole.

22/23-50 Supplemental Appropriation: Gifts of Love (ARPA), \$27,500

The Town Manager reported that the appropriation requested for the Gifts of Love would cover the furnace replacement for their building as well as repairs needed with their vehicle. He noted that Gifts of Love serves the Town through a variety of programs which would otherwise cost the Town an approximate \$29,000 per year; they help us tremendously and we are appreciative.

On a motion made by Mr. Weber, seconded by Ms. Ausiello, it was voted:

RESOLVED: That the Town Council hereby recommends that the Board of Finance amend the FY 22/23 Budget by increasing:

REVENUES

American Rescue Plan Act Grant, Intergovernmental, American Rescue Plan Act Grant Revenue, Account #50-0330-44037 in the amount of \$27,500 and increasing:

APPROPRIATIONS

American Rescue Plan Act Grant, Human Services, Gifts of Love Support-ARPA, Account #50-4203-53477, in the amount of \$27,500 for the purpose of allocating funding received through the American Rescue Plan Act to support Gifts of Love.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

22/23-51 Resignation: Board of Education (R – 12/31/2023)

Council expressed congratulations to Senator-Elect Lisa Seminara.

On a motion made by Mrs. Maguire, seconded by Mr. Polhamus, it was voted:

RESOLVED: That the Town Council accept with regret the resignation of Lisa Seminara from the Board of Education.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

IX. TOWN MANAGER'S REPORT/MISCELLANEOUS

Misc. A: Purchasing Update: The Town Manager reported the Senior Center HVAC Improvements contract recommendation shall be ready for Council's next meeting; regarding the Comprehensive Update of the Avon Zoning Regulations, we will be recommending a contract with SLR who is also doing the Bicycle/Pedestrian Plan for us.

Misc. B: Construction Update: The Town Manager reported that with the Public Safety Communication System Project, SBA is currently preparing responses to the interrogatories that were received by the Siting Council on December 8th; we continue to have good discussions with Motorola and the State; if all goes accordingly to plan, these pieces will come together by April/May with a decision from the Siting Council, updated pricing from Motorola, and an agreement with the State to participate with their system. He noted that with the Old Farms Road Project once the north/south portion is put out to bid, we will start working on the design for the east/west portion. He noted that with the Sidewalk Replacement West Avon/Country Club/Scoville Project, \$424,000 is being proposed from the federal Community Projects Funding through Congresswoman Jahana Hayes.

Misc. C: ARPA Project Updates: No additional highlights were provided.

Misc. D: Legislative Session: The Town Manager reported that he will pass along the legislative priorities for CRCOG, COST, and CCM to Council once available.

XI. ADJOURN

On a motion made by Mrs. Maguire, seconded by Ms. Ausiello, it was voted:

RESOLVED: That the Town Council adjourn the meeting at 7:53 p.m.

Mmes: Maguire, Ausiello, Messrs: Polhamus, Weber, and Indomenico voted in favor.

Attest: Jennifer Worsman, Clerk