



Town of Portland, Connecticut
Equal Opportunity Employer
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LEGAL NOTICE of SPECIAL TOWN MEETING
Town of Portland, CT

Wednesday, October 22, 2008 at 6:30 PM

Portland Public Library – Mary Flood Room
20 Freestone Avenue, Portland, CT 06480

REFERENDUM: November 4, 2008

A Special Town Meeting of the electors and citizens qualified to vote in town meetings of the Town of Portland, Connecticut, will be held in the Portland Public Library, 20 Freestone Avenue in the Town of Portland, Connecticut on Wednesday, October 22, 2008 at 6:30 P.M. for the following purposes:

1. To consider and act on a resolution,

(a) to appropriate \$1,025,000 for improvements to and replacement of water storage tanks. The project will include: cleaning and repairing, as needed, and applying coating to interior and exterior wall and dome to the one million gallon High Street storage tank; demolishing the existing 500,000 gallon storage tank on High Street, replacing it with a new 500,000 gallon tank, installing level sensing equipment in the new tank, and performing related site improvements; and painting the interior and the exterior, as required, of the two 500,000 gallon steel storage tanks located on Old Marlborough Turnpike. The appropriation may be spent for design, construction and installation costs, materials, equipment, survey and testing costs, demolition and removal costs, engineering and other consultant fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Board of Selectmen is authorized to determine the scope and particulars of the project. The Board of Selectmen may reduce or modify the scope of the project, and the entire appropriation may be spent on the project as so reduced or modified.

(b) to issue bonds or notes or obligations of the Town in an amount not to exceed \$1,025,000; to provide that the amount of bonds or notes or obligations authorized to be issued shall be reduced by any grants received for the project;

(c) to issue temporary notes or interim funding obligations of the Town in an amount not to exceed \$1,025,000 in anticipation of such bonds or notes or obligations;

(d) to authorize the First Selectman, Deputy First Selectman, and the Director of Finance of the Town, or any two of them, to determine the amounts, dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes or obligations; and to perform all other acts which are necessary or appropriate to issue the bonds or notes or obligations;

(e) to take such action to allow temporary advances of available funds which the Town reasonably expects will be reimbursed from the proceeds of borrowings; and to authorize the First Selectman, Deputy First Selectman, and the Director of Finance, or any two of them, 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 or obligations authorized by the resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years;

(f) to authorize the First Selectman, Deputy First Selectman, and the Director of Finance, or any two of them, to make representations and enter into written agreements for the benefit of holders of the bonds or notes or obligations 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 or obligations;

(g) to authorize the First Selectman, on behalf of the Town, to apply for and accept state grants to finance the appropriation for the project and state loans to finance the project, and to enter into any grant or loan agreement prescribed by the State, and that the Board of Selectmen and the Director of Finance are authorized to take any other actions necessary to obtain such grants or loans pursuant to Section 22a-479 of the Connecticut General Statutes, Revision of 1958, as amended, or to any other present or future legislation, or to implement such grant or loan agreements.

(h) to authorize the Board of Selectmen, the Director of Finance and other proper officers of the Town to take all other action which is necessary or desirable to complete the project and to issue bonds or notes or other obligations to finance the aforesaid appropriation.

(i) that the resolution shall not become effective until approved at an election as provided by Section 1204 of the Town Charter.

2. To consider and act on a resolution,

(a) to appropriate \$816,000 for installation of approximately 5,000 linear feet of new ten inch diameter cement lined ductile iron pipe from Marlborough Street to the water storage tanks located at High Street. The project will include abandoning in place the existing water line, replacing the existing pressure regulating valve, and repaving as required. The appropriation may be spent for design, construction and installation costs, materials, equipment, survey and testing costs, engineering and other consultant fees,

legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Board of Selectmen is authorized to determine the scope and particulars of the project. The Board of Selectmen may reduce or modify the scope of the project, and the entire appropriation may be spent on the project as so reduced or modified.

(b) to issue bonds or notes or obligations of the Town in an amount not to exceed \$816,000; to provide that the amount of bonds or notes or obligations authorized to be issued shall be reduced by any grants received for the project;

(c) to issue temporary notes or interim funding obligations of the Town in an amount not to exceed \$816,000 in anticipation of such bonds or notes or obligations;

(d) to determine or authorize the First Selectman, Deputy First Selectman, and the Director of Finance of the Town, or any two of them, to determine the amounts, dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes or obligations; and to perform all other acts which are necessary or appropriate to issue the bonds or notes or obligations;

(e) to take such action to allow temporary advances of available funds which the Town reasonably expects will be reimbursed from the proceeds of borrowings; and to authorize the First Selectman, Deputy First Selectman, and the Director of Finance, or any two of them, 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 or obligations authorized by the resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years;

(f) to authorize the First Selectman, Deputy First Selectman, and the Director of Finance, or any two of them, to make representations and enter into written agreements for the benefit of holders of the bonds or notes or obligations 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 or obligations;

(g) to authorize the First Selectman, on behalf of the Town, to apply for and accept state grants to finance the appropriation for the project and state loans to finance the project, and to enter into any grant or loan agreement prescribed by the State, and that the Board of Selectmen and the Director of Finance are authorized to take any other actions necessary to obtain such grants or loans pursuant to Section 22a-479 of the Connecticut General Statutes, Revision of 1958, as amended, or to any other present or future legislation, or to implement such grant or loan agreements.

(h) to authorize the Board of Selectmen, the Director of Finance and other proper officers of the Town to take all other action which is necessary or desirable to complete the project and to issue bonds or notes or other obligations to finance the aforesaid appropriation.

(i) that the resolution shall not become effective until approved at an election as provided by Section 1204 of the Town Charter.

3. To adjourn said town meeting at its conclusion and to submit the resolutions to vote upon voting machines or by paper ballot on 4th day, November, 2008, between the hours of 6:00 A.M. and 8:00 P.M.

Voting will be at the following polling place: Portland Public Library, 20 Freestone Avenue

Persons qualified to vote in town meetings who are not electors shall vote at: Portland Public Library, 20 Freestone Avenue

The aforesaid resolutions will be placed on the ballots under the following headings:

“SHALL THE TOWN OF PORTLAND APPROPRIATE \$1,025,000 AND AUTHORIZE THE ISSUE OF BONDS AND NOTES AND OTHER OBLIGATIONS IN THE SAME AMOUNT FOR WATER STORAGE TANK IMPROVEMENTS?”

“SHALL THE TOWN OF PORTLAND APPROPRIATE \$816,000 AND AUTHORIZE THE ISSUE OF BONDS AND NOTES AND OTHER OBLIGATIONS IN THE SAME AMOUNT FOR HIGH STREET WATER MAIN REPLACEMENT?”

Voters approving said resolution will vote “Yes” and those opposing said resolution will vote “No.”

Absentee ballots will be available from the Town Clerk’s office.

Dated at Portland, Connecticut this 4th day of September 2008

Attest: _____
Susan S. Bransfield, First Selectwoman