

A RESOLUTION AMENDING AND RESTATING A RESOLUTION ADOPTED BY THE REPRESENTATIVE TOWN MEETING ON JUNE 24, 2013 ENTITLED “A RESOLUTION APPROPRIATING \$14,485,766 FOR THE COSTS ASSOCIATED WITH THE EXPANSION AND RENOVATION OF RIVERFIELD ELEMENTARY SCHOOL AND AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION” TO INCREASE THE APPROPRIATION AND BOND AUTHORIZATION TO \$16,349,319.

Whereas, the Representative Town Meeting on June 24, 2013, adopted a resolution entitled “A RESOLUTION APPROPRIATING \$14,485,766 FOR THE COSTS ASSOCIATED WITH THE EXPANSION AND RENOVATION OF RIVERFIELD ELEMENTARY SCHOOL AND AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION” (the “Original Resolution”); and

Whereas, it is the purpose of this resolution to increase the amount authorized under the Original Resolution by \$1,863,553 to \$16,349,319.

Therefore, it is resolved that the Original Resolution is amended and restated to read as follows:

A RESOLUTION APPROPRIATING \$16,349,319 FOR THE COSTS ASSOCIATED WITH THE EXPANSION AND RENOVATION OF RIVERFIELD ELEMENTARY SCHOOL AND AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION

Resolved:

1. As requested by the Riverfield Elementary School Building Committee and as recommended by the Board of Finance and the Board of Selectmen, the Town of Fairfield hereby appropriates the sum of Sixteen Million Three Hundred Forty-nine Thousand Three Hundred Nineteen and 00/100 Dollars (\$16,349,319) for the costs associated with the expansion and renovation of Riverfield Elementary School which costs include architectural, design, specialty consultant, environmental, engineering, site development, oversight, consultant, material, construction, furniture and fixtures, equipment, temporary and permanent financing and soft costs and other costs and expenses that are related to completion of the renovation and expansion or are customary for projects of such character (the “Project”); such renovations and additions are outlined in “Proposed Additions & Alterations, Riverfield Elementary School, Board of Selectmen Presentation, March 20, 2013”, a copy of which is attached hereto as Exhibit A.

2. To finance such appropriation and in lieu of a tax therefor, and as recommended by the Board of Finance and the Board of Selectmen, the Town of Fairfield shall borrow a sum not to exceed Sixteen Million Three Hundred Forty-nine Thousand Three Hundred Nineteen and 00/100 Dollars (\$16,349,319) and issue its bonds for such indebtedness under its corporate name and seal and upon the full faith and credit of the Town or so much as may be necessary after deducting grants or other funds available therefor.
3. The Board of Selectmen, the Treasurer and the Fiscal Officer of the Town 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 and terms, 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 determine whether the interest rate on any series will be fixed or variable and to determine the method by which the variable rate will be determined, the terms of conversion, if any, from one mode to another or from fixed to variable; to set whatever other terms of the bonds they deem necessary, desirable or appropriate; 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) and Chapter 109 (Municipal Bond Issues) to issue, sell and deliver 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 under rules of the Securities and Exchange Commission, and other applicable laws and regulations of the United States, to provide for issuance of the bonds in tax exempt form 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, the filing of information reports as and when required, and the execution of Continuing Disclosure Agreements for the benefit of the holders of the bonds and notes.
4. The First Selectman and Treasurer or Fiscal Officer, on behalf of the Town, shall execute and deliver such bond purchase agreements, reimbursement agreements, line of credit agreement, credit facilities, remarketing, standby marketing agreements, standby bond purchase agreements, and any other commercially necessary or appropriate agreements which the Committee determines are necessary, appropriate or desirable in connection with or incidental to the sale and issuance of bonds, and if the Committee determines that it is necessary, appropriate, or desirable, the obligations under such agreements shall be secured by the Town's full faith and credit.
5. The bonds may be designated "Public Improvement Bonds or School Bonds of the Town of Fairfield", 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. The

bonds shall be issued in serial form maturing in not more than twenty (20) annual installments of principal, the first installment to mature not later than three years from the date of issuance and the last installment to mature not later than twenty (20) years from the date of issuance. The bonds may be sold at an aggregate sales price of 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 on a negotiated basis, as provided by statute. Interest on the bonds shall be payable semi-annually or annually. The bonds shall be signed on behalf of the Town by at least a majority of the Board of Selectmen and the Treasurer, and shall bear the seal of the Town. The signing, sealing and certification of the bonds may be by facsimile as provided by statute.

6. The Committee is further authorized to make temporary borrowings as authorized by the General Statutes and to issue temporary 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 time and with such maturities, requirements and limitations as provided by the Connecticut General Statutes. Notes evidencing such borrowings shall be signed by the First Selectman and Treasurer or Fiscal Officer, 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 Connecticut 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.
7. Pursuant to Section 1.150-2, as amended, of the Federal Income Tax Regulations the Town hereby declares its official intent to reimburse expenditures (if any) paid for the Project from its General or Capital Funds, such reimbursement to be made from the proceeds of the sale of bonds and notes authorized herein and in accordance with the time limitations and other requirements of said regulations.
8. The First Selectman, Director of Finance and 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.

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 Connecticut General Statutes and the laws of the United States.
10. The First Selectman and other Town officials are authorized to seek grants and other contributions for the costs of the Project. Any such grants or contribution received prior to the issuance of the Bonds authorized herein shall be applied to the costs of the Project or to pay at maturity the principal of any outstanding bond anticipation notes issued pursuant this resolutions and shall reduce the amount of the Bonds that can be issued pursuant to this Resolution. If such grants and contributions are received after the issuance of the Bonds, they shall be applied to pay the Bonds or as otherwise authorized by the Board of Selectmen, Board of Finance and Representative Town Meeting provided such application does not adversely affect the tax exempt status of the Bonds.

SUMMARY OF PROGRAM COMPLIANCE WORK

**PROPOSED ADDITIONS & ALTERATIONS
RIVERFIELD ELEMENTARY SCHOOL
1625 MILL PLAIN ROAD
FAIRFIELD CT**

BOARD OF SELECTMEN PRESENTATION

MARCH 20, 2013

BUILDING ADDITIONS

1. Eliminate portable classrooms (5).
2. Expand building to accept four (4) classrooms for each grade level, 24 total. Currently there are 21 classrooms.
3. Develop additional program space to accommodate Resource rooms, O.T, and P.T. teaching environments; gang toilets for assemblies at Gymnasium; displaced facilities space due to kitchen expansion.
4. Expand existing Gymnasium for school assembly purposes.
5. Replace lost storage areas due to Gymnasium expansion
6. Replace classroom displacement due to central office/nursing office expansion.
7. Expand Kitchen to meet additional cooler/freezer space requirements.
8. Provide new space for code required upgrades (sprinklers) and increased electrical demand.

ALTERATIONS

1. Expand Cafeteria for additional seating (remove existing stage).
2. Abate existing asbestos lead and PCB contaminated areas, only as affected by new construction.
3. Alter Kitchen to provide two (2) serving lines; replace outdated equipment.
4. Expand central office to provide secure visitor's control, ADA staff toilets, program requested Nursing office.
5. Reconfigure "Pod" core area as an enclosed Resource room.
6. Upgrade all existing noncompliant ADA toilet facilities to ADA accessible.
7. Replace all existing classroom millwork, replace existing sinks with ADA accessible sinks.
8. Replace all existing corridor ceilings and lights. (Required by new A.C. and sprinkler distribution requirements).
9. Replace all existing lockers with new.
10. Provide central air conditioning through out all occupied spaces (Ductwork, refrigeration lines, power, controls). Replace existing outdated systems with new (Media Center, Central Office, Pods, Gymnasium).
11. Replace all existing classroom lighting with high efficiency daylight controlled fixtures.
12. Replace all existing fin tube radiation control valves.

13. Provide a new DDS control system for all HVAC functions.
14. Provide fully sprinkler protected facility.
15. Replace outdated Gymnasium hard wood floor with new hardwood floor.
16. Remove Cafeteria/Multi Purpose room wood floor and provide new VCT floor.
17. Provide new technology upgrades as required by new teaching environments.
18. Provide updated security systems (exterior cameras, door bugs, motion detectors, isolated entry lobby).
19. Roofing work as required by placement of new A.C. related equipment.
20. Structural supports as required by placement of new A.C. related equipment.

SITE REVISIONS

1. Demolish and remove existing portable classroom structures.
2. Reconfigure north parking area to accommodate building expansion, drainage upgrades, and additional parking.
3. Reconfigure south parking area for additional parking and drainage upgrades.
4. Provide new security access drive along west side of new building addition.
5. Additional landscaping for property line screening.

