

31ST BOARD OF REPRESENTATIVES CITY OF STAMFORD

President
JEFF CURTIS

Clerk of the Board
MEGAN COTTRELL

Majority Leader
NINA SHERWOOD

Minority Leader
MARY L. FEDELI

RESOLUTION NO. 4233 AMENDING THE RESOLUTION ENTITLED "AMENDING THE CAPITAL BUDGET FOR FISCAL YEAR 2020-2021 BY ADDING AN APPROPRIATION OF \$261,038,536 FOR THE WESTHILL HIGH SCHOOL REPLACEMENT PROJECT AND AUTHORIZING \$261,038,536 GENERAL OBLIGATION BONDS OF THE CITY TO MEET SAID APPROPRIATION" BY INCREASING THE APPROPRIATION BY \$40,275,352

WHEREAS, the Board of Finance of the City of Stamford, Connecticut (the "City") approved and transmitted the Capital Budget for Fiscal Year 2020-2021 to the Board of Representatives of the City, which Board of Representatives approved Resolution No. 4051 on June 2, 2020, which resolution authorizes general obligation bonds to be issued to finance a portion of the approved capital budget project appropriations;

WHEREAS, the on May 13, 2021, the Board of Finance of the City approved the resolution entitled "AMENDING THE CAPITAL BUDGET FOR FISCAL YEAR 2020-2021 BY ADDING AN APPROPRIATION OF \$261,038,536 FOR THE WESTHILL HIGH SCHOOL REPLACEMENT PROJECT AND AUTHORIZING \$261,038,536 GENERAL OBLIGATION BONDS OF THE CITY TO MEET SAID APPROPRIATION" (the "Prior BOF Resolution") for the Westhill High School Replacement Project, Project No. 001232 (the "Project");

WHEREAS, the on June 7, 2021, the Board of Representatives approved Resolution No. 4098 entitled "AMENDING THE CAPITAL BUDGET FOR FISCAL YEAR 2020-2021 BY ADDING AN APPROPRIATION OF \$261,038,536 FOR THE WESTHILL HIGH SCHOOL REPLACEMENT PROJECT AND AUTHORIZING \$261,038,536 GENERAL OBLIGATION BONDS OF THE CITY TO MEET SAID APPROPRIATION" (the "Prior BOR Resolution", a copy of which is attached hereto as Exhibit A) for the Project;

WHEREAS, pursuant to Public Act No. 23-205, the General Assembly authorized increased project costs to reflect the revised estimated cost of the Project to be \$301,313,888;

WHEREAS, the Board of Representatives and the Board of Finance of the City each desire to amend the Prior BOF Resolution and the Prior BOR Resolution, respectively, to increase the appropriation from \$261,038,536 to \$301,313,888; and

WHEREAS, the Board of Representatives and the Board of Finance each desire to amend the Prior BOF Resolution and the Prior BOR Resolution, respectively, to reduce the amount of bonds authorized from \$261,038,536 to \$60,262,778, in order to more accurately reflect the estimated amount of bonds required to be issued to finance the Project;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

The Capital Budget of the City for the fiscal year 2020-2021 is hereby amended to increase the appropriation by the amount of \$40,275,352 to a revised total in the amount of \$301,313,888 for the following Capital Budget Project:

<u>Project Number</u>	<u>Project Name</u>	<u>Total Supplemental Capital Request</u>
001232	Westhill High School Replacement Project	\$301,313,888

BE AND IT IS HEREBY FURTHER RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD AS FOLLOWS:

Section 1 of the Prior BOR Resolution is replaced in its entirety with the following:

Section 1. To meet the portion of the above capital budget appropriation for the Westhill High School Replacement Project to be met from the issuance of bonds, \$60,262,778 general obligation bonds are authorized to be issued in one or more series, provided that the total amount of bonds to be issued shall be reduced by the Director of Administration to the amount necessary to meet the City's share of the cost of each such appropriation determined after considering the estimated amounts of any federal and state grants-in-aid thereof, or the actual amounts thereof if ascertainable; *provided further*, that no amount of the above capital budget appropriation greater than \$60,262,778 shall be expended until a written commitment for grants or other sources of funds is enacted. The bonds shall be general obligations of the City 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 City are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of bonds to be issued and the manner of issue and sale shall be determined by the Board of Finance. The annual installments of principal, redemption provisions, if any, the certifying bank, registrar, transfer agent and paying agent, the date, time and other terms, details and particulars of such bonds shall be determined by the Mayor and the Director of Administration. 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 City, as determined by the Mayor and the Director of Administration.

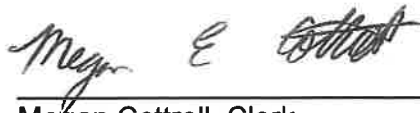
BE AND IT IS HEREBY FURTHER RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD AS FOLLOWS:

Sections 2 through 7 of the Prior BOR Resolution are hereby ratified and confirmed and incorporated herein.

This resolution was approved on the Consent Agenda at the Regular Meeting of the 31st Board of Representatives held on September 5, 2023.



Jeff Curtis, President
31st Board of Representatives



Megan Cottrell, Clerk
31st Board of Representatives

cc: Mayor Caroline Simmons
Thomas Cassone, Esq., Corporation Counsel
Lyda Ruijter, Town & City Clerk
Ben Barnes, Director of Administration
Elda Sinani, Director of OPM
Matthew Quiñones, Director of Operations
Lou DeRubeis, Director of Public Safety, Health & Welfare
Leah Kagan, Director of Economic Development
Bridget Fox, Chief of Staff
Anita Carpenter, Grants Officer

EXHIBIT A

**30TH BOARD OF REPRESENTATIVES
CITY OF STAMFORD**

President
MATTHEW QUINONES
Clerk of the Board
SUSAN NABEL

Majority Leader
RODNEY PRATT
Minority Leader
MARY L. FEDELI

RESOLUTION NO. 4098

AMENDING THE CAPITAL BUDGET FOR FISCAL YEAR 2020-2021 BY ADDING AN APPROPRIATION OF \$261,038,536 FOR THE WESTHILL HIGH SCHOOL REPLACEMENT PROJECT AND AUTHORIZING \$261,038,536 GENERAL OBLIGATION BONDS OF THE CITY TO MEET SAID APPROPRIATION; AND RESOLUTION FOR SCHOOL CONSTRUCTION GRANT

WHEREAS, the Board of Finance of the City of Stamford, Connecticut (the "City") approved and transmitted the Capital Budget for Fiscal Year 2020-2021 to the Board of Representatives of the City, which Board of Representatives approved Resolution No. 4051 on June 2, 2020 (the "Prior Resolution"), which resolution authorizes general obligation bonds to be issued to finance a portion of the approved capital budget project appropriations (the "Capital Budget Projects"); and

WHEREAS, the Board of Representatives and the Board of Finance of the City desire to amend such capital budget and the Prior Resolution to increase the amount of the appropriation by \$261,038,536 for the planning, design, engineering, acquisition, construction, furnishing and equipping of Westhill High School at 125 Roxbury Road, Stamford, Connecticut, including, but not limited to, related permitting, environmental and geological testing, earthwork, site work, relocation, reconstruction and improvement of surrounding roads, driveways and sidewalks, installation of storm drainage facilities and sanitary sewerage system improvements, and landscaping (the "Westhill High School Replacement Project"), Project No. 001232; and

WHEREAS, the City desires to amend the Prior Resolution to increase the amount of general obligation bonds by \$261,038,536 to finance the Capital Budget Projects.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

The Capital Budget of the City for the fiscal year 2020-2021 is hereby amended to increase the appropriation in the amount of \$261,038,536 for the following Capital Budget Project:

<u>Project Number</u>	<u>Project Name</u>	<u>Total Supplemental Capital Request</u>
001232	Westhill High School Replacement Project	\$261,038,536

BE AND IT IS HEREBY FURTHER RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD AS FOLLOWS:

Section 1. To meet the portion of the above capital budget appropriation for the 83 Lockwood Avenue Project to be met from the issuance of bonds, \$261,038,536 general obligation bonds are authorized to be issued in one or more series, provided that the total amount of bonds to be issued shall be reduced by the Director of Administration to the amount necessary to meet the City's share of the cost of each such appropriation determined after considering the estimated amounts of any federal and state grants-in-aid thereof, or the actual amounts thereof if ascertainable. The bonds shall be general obligations of the City 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 City are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of bonds to be issued and the manner of issue and sale shall be determined by the Board of Finance. The annual installments of principal, redemption provisions, if any, the certifying bank, registrar, transfer agent and paying agent, the date, time and other terms, details and particulars of such bonds shall be determined by the Mayor and the Director of Administration. 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 City, as determined by the Mayor and the Director of Administration.

Section 2. The City 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 capital items described herein with the proceeds of bonds, notes, or other obligations authorized to be issued by the City. Said bonds, notes or other 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 City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Administration, or designee, is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds or notes.

Section 3. The remaining provisions of the Prior Resolution shall be applicable to this resolution as of the date of the adoption of this resolution.

Section 4. The remaining provisions of the Prior Resolution are hereby ratified and confirmed.

Section 5. The Stamford Board of Education is hereby authorized to apply to the Commissioner of Administrative Services and to accept or reject a grant for the Westhill High School Replacement Project.

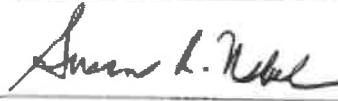
Section 6. The Stamford School Building Committee consisting of (or each of their successors) Lou Casolo, City Engineer; Bharat Gami, Chief Building Official; Nancy Ormsby, Architect; Board of Representatives designee; Board of Finance designee; Mayor David R. Martin; Planning Board designee; and Board of Education designee, is hereby established as the Building Committee with regard to the Westhill High School Replacement Project.

Section 7. The preparation of schematic drawings and outline specifications, and a project scope and budget for the Westhill High School Replacement Project is hereby authorized.

This resolution was approved on the Consent Agenda at the Regular Meeting of the 30th Board of Representatives held on Monday, June 7, 2021.



Matthew Quinones, President
30th Board of Representatives



Susan Nabel, Clerk
30th Board of Representatives

cc: Mayor David R. Martin
Kathryn Emmett, Esq., Law Department
Lyda Ruijter, Town & City Clerk
Jay Fountain, Director of OPM
Sandra L. Deannies, Director of Administration
Mark McGrath, Director of Operations
Ted Jankowski, Director of Public Safety, Health & Welfare
Thomas Madden, Director of Economic Development
Karen Cammarota, Grants Officer

I CERTIFY that the above resolution has not been in any way altered, amended, or repealed and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City of Stamford the 11th day of June 2021.



Lyda Ruijter
City & Town Clerk