

**REGION 4 BOARD OF EDUCATION**

**Date:** March 29, 2023

**Public Hearing and Special Meeting – JWMS Auditorium**

<b>Attendance:</b>	<u>Region 4 BOE</u>		<u>Administration:</u>		<u>Other:</u>	
(√ = attended)	Kate Sandmann	√	Brian White	√	Tom Englert, Moderator	√
	Richard Strauss	√	Sarah Brzozowy	√	Matt Ritter, Esq.	√
	Lon Seidman	√	Bob Grissom	√	Barry Bernabe, Municipal Bond Advisor	√
	Lol Fearon	√	Mike Barile	√	Jesse Harris, BSC Group	√
	Jane Cavanaugh	√	Melissa Morgan-Hostetler	√		
	Jennifer Clark	√	Lew Pappariella	√		
	Rick Daniels	√				
	John Stack	√				
	Alex Silva					

The Public Hearing began at approx. 7:00 p.m.

Moderator, Tom Englert read the call of the meeting (see attached).

The public was offered the opportunity to make statements and ask questions regarding the proposal for various improvements to athletic facilities and fields at VRHS and JWMS.

The Public Hearing concluded at approx. 9:55 p.m.

Chair Sandmann called the special meeting to order at: approx. 10:00 p.m.

A motion was made by R Daniels to remove the development of the “Mislick” property from the request. The motion was not seconded.

The Board reviewed enclosures #1 and #2, the resolutions regarding proposed athletic facilities projects and associated bonding costs.

On motion duly made and seconded, the Board VOTED (7 Yes / 1 No – R. Daniels / 0 Abstentions = motion passed) to approve both resolutions, in full, as follows:

RESOLUTION TO APPROPRIATE \$9,966,000 FOR VARIOUS IMPROVEMENTS TO ATHLETIC FACILITIES AND FIELDS AT VALLEY REGIONAL HIGH SCHOOL AND JOHN WINTHROP MIDDLE SCHOOL AND TO AUTHORIZE THE ISSUANCE OF BONDS, NOTES OR TEMPORARY NOTES IN AN AMOUNT NOT TO EXCEED \$9,966,000 TO FINANCE THE APPROPRIATION

BE IT RESOLVED:

SECTION 1. That Regional School District No. 4 (the “District”) appropriate \$9,966,000 for the following projects (collectively, referred to herein as the “Projects”).

Stadium Complex - Reconstruction of running track at Valley Regional High School	\$769,000
Reconstruction of natural grass or conversion to Artificial Turf at the Stadium Complex, Upper Field and Practice Field at Valley Regional High School	4,605,000

Baseball Field - Reconstruction of infield at Valley Regional High School	223,000
Softball Field - Reconstruction of infield at Valley Regional High School	291,000
Tennis Courts - Construction of Post Tension Concrete Courts at Valley Regional High School	881,000
John Winthrop Middle School Soccer Field 1 - Reconstruction of natural grass	566,000
John Winthrop Middle School Soccer Field 3 - Reconstruction of natural grass	461,000
Construction of two (2) new natural grass fields and the development of property	2,020,000
Administrative, Financing and Bond Issuance Costs	<u>150,000</u>
TOTAL:	\$9,966,000

The appropriation may be expended for design, construction, renovation and installation costs, engineering and professional fees, materials, equipment, purchase costs, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the Projects. The appropriation shall include any federal or state grants received for the Projects. The amount authorized to be expended for each purpose shall not exceed the amount set forth opposite each purpose, provided that the Regional School District No. 4 Board of Education may, by resolution, transfer funds among purposes, so long as the total appropriation and bond authorization is not increased. The Regional School District No. 4 Board of Education shall be authorized to determine the scope and particulars of the Projects, and may reduce or modify the scope of the Projects as desirable, and the entire appropriation may be spent on the Projects as so reduced or modified.

SECTION 2. That the District finance the Projects by issuing the District's bonds or notes in an amount not to exceed \$9,966,000, which bonds or notes shall be issued pursuant to the Connecticut General Statutes, as amended. The bonds or notes may be sold as a single issue or consolidated with any other authorized issues of bonds or notes of the District. The bonds or notes shall bear the District seal or a facsimile thereof. The bonds or notes shall each recite that every requirement of law relating to its issue has been fully complied with, that such bond or note is within every debt and other limit prescribed by law, and that the full faith and credit of the District and the towns of Chester, Deep River and Essex (the "Member Towns") are pledged to the payment of the principal thereof and the interest thereon. The Chairman and Treasurer of the District Board of Education are hereby authorized to determine the amount, date, interest rates, maturities, form and other details of the bonds or notes; to designate a bank or trust company to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to designate the persons to sign such bonds or notes by their manual or facsimile signatures in the name or on behalf of the District; 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 3. That the District is authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds or notes. The temporary notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The temporary notes shall each recite that every requirement of law relating to its issue has been fully complied with, that such note is within every debt and other limit prescribed by law, and that the full faith

and credit of the District and its Member Towns are pledged to the payment of the principal thereof and the interest thereon. The Chairman and Treasurer of the District Board of Education are authorized to determine the amounts, dates, interest rates, maturities, form, and other details of the notes; to sell the notes at public or private sale; to designate the persons to execute and deliver the notes; and to perform all other acts which are necessary or appropriate to issue the notes. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds or notes, shall be included as a cost of the appropriation.

SECTION 4. That the District hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that the project costs may be paid from temporary advances of available funds and that the District 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 for the Projects; that the Chairman and Treasurer of the District Board of Education are authorized to bind the District pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and maintain the continued exemption from Federal income taxation of interest on the bonds, notes or temporary notes authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years; and that the Chairman and Treasurer of the District Board of Education are authorized to make representations and agreements for the benefit of the holders of the bonds, notes or temporary notes to provide secondary market disclosure information and to execute and deliver on behalf of the District an agreement to provide such information with such terms and conditions as they, with the advice of bond counsel, deem necessary and appropriate.

SECTION 5. That the bonds, notes or temporary notes authorized above, or any portion thereof, may bear interest which is includable in the gross income of holders thereof for Federal income tax purposes pursuant to the Internal Revenue Code of 1986, as amended, as the issuance of such taxable bonds, notes or temporary notes is hereby determined to be in the public interest.

SECTION 6. That the Superintendent of Schools, Finance Director and other District officials are authorized to apply for and accept or reject grants-in-aid for the Projects.

SECTION 7. That the Superintendent of Schools, Finance Director and other District officials are authorized to execute agreements and other documents on behalf of the District for the Projects; and that other District officials and employees are authorized to take all actions necessary and proper to carry out the Projects and to issue the bonds, notes or temporary notes to finance the appropriation.

SECTION 8. That the Board of Education is authorized to prepare a concise, explanatory text of this appropriation and bonding resolution which has been submitted to a referendum vote on the voting tabulators in each of the Member Towns. Subject to the approval of the Board of Education's Attorney, the Board of Education is authorized to prepare and print explanatory materials regarding this resolution, such explanatory text and explanatory materials to be prepared in accordance with Connecticut General Statutes Section 9-369b.

RESOLUTION TO SUBMIT TO REFERENDUM THE RESOLUTION TO APPROPRIATE \$9,966,000 FOR VARIOUS IMPROVEMENTS TO ATHLETIC FACILITIES AND FIELDS AT VALLEY REGIONAL HIGH SCHOOL AND JOHN WINTHROP MIDDLE SCHOOL AND TO AUTHORIZE THE ISSUANCE OF BONDS, NOTES OR TEMPORARY NOTES IN AN AMOUNT NOT TO EXCEED \$9,966,000 TO FINANCE THE APPROPRIATION

RESOLVED:

Section 1. The appropriation and bonding resolution approved by the Regional School District No. 4 Board of Education concurrently herewith shall be submitted to a referendum vote on voting tabulators by persons qualified to vote in town meetings in the Towns of Chester, Deep River and Essex on Tuesday, May 2, 2023 between the hours of 6:00 a.m. and 8:00 p.m. (Eastern Time) and placed on the ballot labels as the following question:

“Shall Regional School District No. 4, comprised of the Towns of Chester, Deep River and Essex, appropriate \$9,966,000 for various improvements to athletic facilities and fields at Valley Regional High School and John Winthrop Middle School and authorize the issuance of bonds, notes or temporary notes in an amount not to exceed \$9,966,000 to finance the appropriation?

YES NO”

Voters approving the resolution shall vote “Yes” and those opposing the resolution shall vote “No”.

Section 2. The following polling places shall be utilized for purposes of the referendum vote on the voting tabulators:

Chester Town Hall  
203 Middlesex Avenue  
Chester, Connecticut 06412

Deep River Community Meeting Room at the Deep River Public Library  
150 Main Street  
Deep River, Connecticut 06417

Essex Town Hall  
29 West Avenue  
Essex, Connecticut 06426

Section 3. Warnings of the referendum vote shall be published in newspapers having a general circulation within the Towns of Chester, Deep River and Essex, respectively, not less than fifteen (15) days before the date of said referendum, and not more than five (5) days before the date of said referendum, which warnings shall be in substantially the following forms:

**WARNING  
REFERENDUM VOTE  
Regional School District No. 4  
Town of Chester  
May 2, 2023**

A referendum vote of the electors and citizens qualified to vote in town meetings of the Town of Chester, Connecticut will be held in the Town of Chester at the following place:

Chester Town Hall  
203 Middlesex Avenue  
Chester, Connecticut 06412

and simultaneously in Deep River and Essex, Connecticut on Tuesday, May 2, 2023, between the hours of 6:00 a.m. and 8:00 p.m. pursuant to Section 10-56 of the General Statutes of the State of Connecticut, as amended, upon a resolution adopted by the Regional School District No. 4 Board of Education at a meeting held on March 29, 2023.

The resolution will be placed on the ballot labels as the following question:

“Shall Regional School District No. 4, comprised of the Towns of Chester, Deep River and Essex, appropriate \$9,966,000 for various improvements to athletic facilities and fields at Valley Regional High School and John Winthrop Middle School and authorize the issuance of bonds, notes or temporary notes in an amount not to exceed \$9,966,000 to finance the appropriation?

YES NO”

Voters approving the resolution shall vote “Yes” and those opposing the resolution shall vote “No”.

A copy of the full text of the resolution is on file and available for public inspection at the Town Clerk’s Office. Absentee ballots will be available from the Town Clerk’s office.

Dated in Chester, Connecticut this \_\_\_\_ day of \_\_\_\_\_, 2023.

Kathryn Hair  
Chester Town Clerk

**WARNING  
REFERENDUM VOTE  
Regional School District No. 4  
Town of Deep River  
May 2, 2023**

A referendum vote of the electors and citizens qualified to vote in town meetings of the Town of Deep River, Connecticut will be held in the Town of Deep River at the following place:

Deep River Community Meeting Room at the Deep River Public Library  
150 Main Street  
Deep River, Connecticut 06417

and simultaneously in Chester and Essex, Connecticut on Tuesday, May 2, 2023, between the hours of 6:00 a.m. and 8:00 p.m. pursuant to Section 10-56 of the General Statutes of the State of Connecticut, as amended, upon a resolution adopted by the Regional School District No. 4 Board of Education at a meeting held on March 29, 2023.

The resolution will be placed on the ballot labels as the following question:

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YES NO”

Voters approving the resolution shall vote “Yes” and those opposing the resolution shall vote “No”.

A copy of the full text of the resolution is on file and available for public inspection at the Town Clerk’s Office. Absentee ballots will be available from the Town Clerk’s office.

Dated in Deep River, Connecticut this \_ day of \_\_\_\_\_, 2023.

Amy Winchell  
Deep River Town Clerk

**WARNING  
REFERENDUM VOTE  
Regional School District No. 4  
Town of Essex  
May 2, 2023**

A referendum vote of the electors and citizens qualified to vote in town meetings of the Town of Essex, Connecticut will be held in the Town of Essex at the following place:

Essex Town Hall  
29 West Avenue  
Essex, Connecticut 06426

and simultaneously in Chester and Deep River, Connecticut on Tuesday, May 2, 2023, between the hours of 6:00 a.m. and 8:00 p.m. pursuant to Section 10-56 of the General Statutes of the State of Connecticut, as amended, upon a resolution adopted by the Regional School District No. 4 Board of Education at a meeting held on March 29, 2023.

The resolution will be placed on the ballot labels as the following question:

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YES NO”

Voters approving the resolution shall vote “Yes” and those opposing the resolution shall vote “No”.

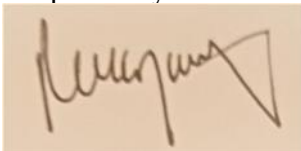
A copy of the full text of the resolution is on file and available for public inspection at the Town Clerk’s Office. Absentee ballots will be available from the Town Clerk’s office.

Dated in Essex, Connecticut this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Joel Marzi  
Essex Town Clerk

On motion duly made and seconded, the Board unanimously VOTED to adjourn at approx. 10:35 p.m.

Respectfully submitted,

A handwritten signature in brown ink, appearing to read "Rick Daniels", is written over a light brown rectangular background.

Rick Daniels, Secretary  
Regional District #4 – Board of Education