

April 19, 2020

TO THE CITY COUNCIL MEMBERS:

There will be a Special Meeting of the City Council's **Budget and Appropriations Committee** on **Monday** evening, **April 20, 2020** at ****5:00 p.m.** This meeting will be conducted by Zoom/Teleconference. The public may listen into this meeting by calling the following conference line and then entering the conference code:

Dial in Number#: (929) 436-2866
Meeting ID#: 583 852 794

If you are unable to dial in, please contact the committee Co-chairs, Councilman Scott Burns at (203) 690-2228 or Councilman Michael DeFilippo at (475) 319-0213.

If you have submitted an item that appears on the agenda below and are receiving this notice, it is imperative that you or a representative dial in to represent that item.

AGENDA

Discussion of, and possible action on, Resolution No. 61-19 *Communication from Finance re: (Ref. #43-19) Proposed Approval of General Obligation Bonds – To Fund Certain Capital Improvement Projects - which was Tabled in committee on April 11, 2020.*

Very truly yours,

Frances Ortiz
Assistant City Clerk

FO: fo

Ec: Mayor Joseph P. Ganim
T. Gaudett, Mayoral Aide
E. Adams, Dir., Gov't Accountability & Integrity
J. Hawkins, CAO
J. Gomes, Assistant CAO
D. Shamas, Chief of Staff
R. Christopher Meyer, City Attorney
M. Anastasi, Esquire
K. Flatto, Finance Director
N. Nkwo, OPM Director
J. Stafstrom, Bond Counsel/Pullman & Comley, LLC
M. Andreana, Bond Counsel/Pullman & Comley, LLC
E. Russell, Bond Counsel/Pullman & Comley, LLC

CITY OF BRIDGEPORT CONNECTICUT

To the City Council of the City of Bridgeport:

The Committee on BUDGET & APPROPRIATIONS begs leave to report; and recommends for adoption the following resolution:

No.

APPROVAL OF GENERAL OBLIGATION BONDS – To Fund Certain Capital Improvement Projects

WHEREAS, the City Council has approved capital plan authorizations in the total amount of \$25,107,000 for various capital projects to the City’s 2021-2025 Capital Plan (the “2021-2025 Capital Plan Projects”); and

WHEREAS, the Charter of the City requires that authorization to borrow against any Five-Year Capital Plan be approved by the City Council; and

WHEREAS, the City Council has determined it to be in the best interest of the City to approve borrowing authorization for the 2021-2025 Capital Plan in the amount of \$7,340,000 for the 2021-2025 Capital Plan Projects, all as more particularly listed on Exhibit A attached hereto (the “Projects”); and now therefore, be it

RESOLVED, that having received the recommendation of the Mayor of the City with respect to the action authorized herein, the City Council hereby approves the appropriation of the amounts necessary to: (i) fund the Projects in an aggregate principal amount not to exceed \$7,340,000 and the issuance of general obligation bonds secured by the City's full faith and credit (the “Bonds”), in an aggregate principal amount not to exceed \$7,340,000 (exclusive of

Financing Costs, as hereinafter defined) for the purposes of funding the Projects; and (ii) finance such additional costs and expenses, in an amount not to exceed three percent (3%) of such authorization, as the Mayor, the Finance Director, and the Treasurer (collectively, the “Officials”) shall approve for the funding of necessary and appropriate financing and/or issuance costs including, but not limited to legal, advisory, credit enhancement, trustee, underwriters’ discount, printing and administrative expenses, as well as the cost of the establishment and maintenance of any reserve pursuant to Chapter 109, Chapter 117 and other chapters of the Connecticut General Statutes (the “Financing Costs”); and be it further

RESOLVED, the Officials are further authorized on behalf of the City to make temporary borrowings as authorized by the Connecticut General Statutes and to issue temporary notes of the City in anticipation of the receipt of proceeds from the sale of the Bonds to be issued pursuant to this resolution and such notes shall be issued and renewed at such time and with such maturities, requirements and limitations as provided by statute; notes evidencing such borrowings shall be executed in the same manner as if they were bonds and the officials 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 in connection with the issuance of bonds; and be it further

RESOLVED, that the City Council authorizes and approves that the Bonds be secured by the City’s property taxes, including interest, penalties and related charges, pursuant to Chapter 117 and other chapters of the Connecticut General Statutes, and, if deemed necessary or appropriate by the Officials and in the City’s best interest, hereby authorizes the Officials: (i) to establish a property tax intercept procedure and a debt service payment fund pursuant to Chapter

117 of the Connecticut General Statutes, §7-560 et seq., and other Chapters of the Connecticut General Statutes, on such terms as the Officials deem necessary or appropriate, and (ii) all further actions which the Officials deem necessary or appropriate to so secure the Bonds or which are contemplated by law; and be it further

RESOLVED, that the Officials, if they determine it to be advisable, necessary or appropriate, hereby are authorized, on behalf of the City, to enter into an indenture of trust and/or a supplemental indenture of trust to the City's existing indenture (collectively, the "Indenture") with a bank or trust company located within or without the State of Connecticut (the "Trustee"), and to covenant: (i) if the Bonds are issued pursuant to such Indenture that all or a portion of the City's property taxes shall be paid to the Trustee and be held in trust for the benefit of the holders of the Bonds as provided in Chapter 117 and other Chapters of the Connecticut General Statutes, and (ii) the terms on which any payments or reserves securing the payment of the Bonds will be paid, and the terms of any reserve or other fund for the benefit of the holders of the Bonds; and, in any event, to amend or supplement the Indenture containing such terms and conditions as the Officials shall determine to be necessary or advisable and in the best interest of the City, the execution thereof to be conclusive evidence of such determination; and be it further

RESOLVED, that the City Council hereby authorizes the Officials, if the Officials determine it is in the City's best interest, to acquire, on behalf of the City, bond insurance or other forms of credit enhancement guaranteeing the Bonds on such terms as the Officials determine to be appropriate, such terms to include, but not be limited to, those relating to fees, premiums and other costs and expenses incurred in connection with such credit enhancement, the terms of payment of such expenses and costs and such other undertakings as the issuer of the credit enhancement shall require; and the Officials, if they determine that it is appropriate, are

authorized, on the City's behalf, to grant security to the issuer of the credit enhancement to secure the City's obligations arising under the credit enhancement, including the establishment of a reserve from proceeds of the Bonds; and be it further

RESOLVED, that the City Council hereby authorizes the Officials to determine the date, maturity, prices, interest rates whether fixed or floating, form, manner of sale (whether by negotiation or public sale) or other terms and conditions of the Bonds, including the terms of any reserve that might be established as authorized herein, whether any of the Bonds issued will be issued as taxable bonds and whether the Bonds will be issued in one or more series on the same or one or more separate dates, all in such a manner as the Officials shall determine to be in the best interest of the City, and to take such actions and to execute such documents, or to designate other officials or employees of the City to take such actions and to execute such documents, as deemed to be necessary or advisable and in the best interests of the City by the Officials in order to issue, sell and deliver the Bonds; and be it further

RESOLVED, that the City Council hereby authorizes the Officials in connection with the issuance of the Bonds to execute and deliver on behalf of the City such reimbursement agreements, remarketing agreements, standby bond purchase agreements, interest rate swap agreements, and other agreements for the purpose of managing the interest rate fluctuations and risks and any other appropriate agreements the Officials deem necessary, appropriate or desirable to the issuance of the Bonds and the Officials are hereby authorized on behalf of the City to secure the payment of such agreements with the full faith and credit of the City, if they deem it necessary, appropriate or desirable; and be it further

RESOLVED, that the Bonds shall be signed by the Officials provided that such signatures of any two of such officers of the City affixed to the Bonds may be by facsimiles of

such signatures printed on the Bonds, and each of such Officers and any designee of any of them is authorized to take such actions, and execute such agreements, instruments and documents, on behalf of the City, that they deem necessary, appropriate or desirable to consummate the intendment of this and the foregoing resolutions; and be it further

RESOLVED, that the City Council hereby authorizes the Officials in connection with the issuance of the Bonds to allocate any unused bond proceeds to other City projects authorized for bonding, consistent with the applicable tax and other laws, as deemed to be necessary or advisable and in the best interests of the City by the Officials; and be it further

RESOLVED, that the Officials are hereby authorized to apply for and accept any available State or federal grant in aid of the financing of the Projects, and to take all action necessary or proper in connection therewith; and be it further

RESOLVED, that the Resolution shall become effective upon passage.

Exhibit A
Bonding Authorizations

<u>Project Descriptions</u>	<u>FY2021 Adopted Capital Plan Projects</u>
BOARD OF EDUCATION:	
Cesar Batalla School - Replace Ice Storage System with Chiller	\$ 850,000
Jettie Tisdale School - Replace Ice Storage System with Chiller	<u>1,000,000</u>
TOTAL BOARD OF EDUCATION:	\$1,850,000
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ECONOMIC DEVELOPMENT:	
City Building Rehabilitation – Amphitheater Building	\$4,500,000
Seaview Ave. Corridor/Waterfront Projects (City Match)	<u>90,000</u>
TOTAL ECONOMIC DEVELOPMENT:	\$4,590,000
PUBLIC FACILITIES:	
Chopsey Hill Road Bridge Design (City Match)	\$250,000
Woodrow Avenue Bridge Design (City Match)	200,000
Beardsley Park Entrance/Noble Ave. Roundabout Design (City Match)	200,000
Citywide Bridges Engineering Assessment	<u>250,000</u>
TOTAL PUBLIC FACILITIES:	\$900,000
TOTAL ALL DEPARTMENTS:	\$7,340,000