

**Board of Finance
Town of East Windsor
11 Rye Street
East Windsor, CT**

**MINUTES OF REGULAR MEETING,
October 19, 2011 at 7:30 p.m.**

These minutes are not official until approved at a subsequent meeting.

Members Present: Jack Mannette, Danelle E. Godeck (arrived at 7:41 p.m.), Jason Bowsza, Robert Little, Kathleen Pippin, and Marie DeSousa
Members Absent: None
Alternates Present: Jerilyn Corso
Alternate Absent: Jamie Daniel
Others: Catherine Cabral, Dale Nelson, Judith Rajala, Len Norton, Denise Menard, Gilbert Hayes, John Burnham, Mark Simmons, Richard Pippin, Alan Baker, E. Arthur Enderle III, Edward Alibozek, Dave Menard, Carol Madore, Thomas Davis, Jay Userry, and many others
Press: C. Garfman (Journal Inquirer) and L. Smith (Patch.com)

I. Call to Order

Chairman Jack Mannette called the Regular Meeting to Order at 7:30 p.m., in the East Windsor Town Hall.

II. Appointment of Alternates

Chairman Jack Mannette indicated that Board Member Ms. Danelle E. Godeck had indicated she is on her way to the meeting and will be a little late. Alternate Member Ms. Jerilyn Corso is in attendance at this meeting due and should be appointed as a voting member until such time Ms. Godeck arrives.

It was **MOVED** (Little) and **SECONDED** (Pippin) and **PASSED** (U) that the Board of Finance appointment Alternate Member Jerilyn Corso as a voting member until such time Ms. Danelle E. Godeck, Regular Member, arrives at the meeting.

It was **MOVED** (Bowsza) and **SECONDED** (Pippin) and **PASSED** (U) that the Board of Selectmen adds the following item to the agenda: VII. New Business B. Discussion of Phase III of North Road Sewer to include WPCA.

It was **MOVED** (Bowsza) and **SECONDED** (DeSousa) and **PASSED** (U) that the Board of Selectmen adds the following item to the agenda: VII. New Business C. Discussion of November Regular Board of Finance Meeting.

III. Approval of Minutes

Minutes of September 21, 2011 Regular Meeting

An error was noted in the September 21, 2011 Regular Meeting Minutes. An amendment to the minutes in Section VIII., Subsection b, Paragraph 1 is noted. The following is the noted amendment:

“She was very upset and at one point asked a vote be taken to get Mr. Mannette off the Board.”

to

“She was very upset and at one point indicated that if Mr. Mannette didn’t have more than one month left to his term; she would ask a vote be taken to get Mr. Mannette off the Board.”

It was **MOVED** (Little) and **SECONDED** (Pippin) and **PASSED** (U) that the Board of Finance approves the minutes of September 20, 2011 Regular Meeting, as amended.

Ms. Danelle E. Godeck arrived at the meeting at 7:38 p.m.

IV. Public Input

Mr. Mark Simmons, Deputy First Selectman, addressed the Board. He read from a statement which attached hereto and marked as Exhibit A.

V. Communications

a. Civil Summons – Sauders

b. Citation – Dearborn/Newberry Enterprises

Mr. Mannette indicated he had received two pieces of communications, one a civil summons and a citation. He had copies of the documents and asked if anyone wanted to look at those documents, he could pass them around the table.

c. Response to September 21, 2011 Public Input – Misuse of Gas

Mr. Mannette commented that he was for a response regarding the misuse of gas at the last meeting. He has prepared a statement, three pages long, and is attached hereto and marked as Exhibit B.

Ms. Marie DeSousa indicated she would like to preview the documents which Mr. Mannette is referring to before it is discussed. She indicated she had emailed Mr. Mannette the day before asking for this information, but she did not get a response. She requested copies of the summons, citation, and the response of Mr. Mannette before anything was discussed. Copies were given to Ms. DeSousa and she took a few minutes to review same. Mr. Mannette began speaking about his response. During this time, Ms. DeSousa called a point of order. Ms. DeSousa indicated she wanted the meeting to continue on to the Treasurer's Reports. She did not want to hear about more accusations that the Chairman had. She indicated the other two communications, which are the summons and citation, are for the Board to look over and the other communication, Mr. Mannette's response, was not proper to discuss.

Ms. DeSousa entertained a motion to continue on with the Monthly Reports.

Mr. Mannette indicated that Ms. DeSousa was out of order. He was not publicly bringing out any issues, but he wanted to read his three page response. Mr. Bowsza indicated Mr. Mannette a motion was made to continue with the meeting. Mr. Mannette continued indicating he wanted to respond to the last meeting. Ms. DeSousa indicated if Mr. Mannette wanted to do so, he should have done it in Public Input, which had already taken place. Again, Ms. DeSousa called point of order. Mr. Mannette indicated her calling point of order is not valid. Mr. Bowsza asked for reconsideration and that the reconsidering the ruling of the Chair is subject to a vote. Mr. Mannette inquired why they did not want the public to hear his response. Mr. DeSousa indicated she is not part of Mr. Mannette's campaign of his accusations. She asked if he would like to discuss this, a Special Meeting should be called. Ms. Godeck agreed indicating a Special Meeting should be called, under Executive Session, and that Mr. Mannette does not represent the Board when he did this investigation regarding the misuse of gas and that he did this investigation representing himself. Mr. Mannette commented that it didn't matter and Ms. Godeck said it did. Mr. Mannette indicated that Ms. Godeck was out of line. He asked her if she read his three page statement, she indicated she had. He then said he would like it to go on record. Ms. Godeck reiterated that Mr. Mannette cannot represent the Board of Finance without a Board vote.

The heated discussion continued. Mr. Mannette continued that his statement gives a reply to the public regarding the background of the information discussed at the last meeting. Ms. DeSousa indicated whatever Mr. Mannette is discussing is not from the Board of Finance but himself solely.

It was **MOVED** (Little) and **SECONDED** (Bowsza) and **PASSED** (U) that the Board of Finance discusses Agenda Item. VII. New Business, Sub-paragraph b. Discussion of Phase III of North Road Sewer to include WPCA out of order.

VII. New Business

b. Discussion of Phase III of North Road Sewer to include WPCA

Mr. Mannette introduced to the Board Members Mr. E. Arthur Enderle, III, Superintendent of the WPCA, Mr. Edward Alibozek, Mr. Jay Userry, a licensed surveyor with JR Russo, and Mr. Paul Anderson, Chairman of the WPCA. Mr. Enderle addressed the Board. He indicated the sewer project on North Road is progressing very well, so well, that it is under budget. The budget and/or loan/grant is in the amount of \$3.8 million dollars and in order to obtain the grant monies, all of the loan funds need to be exhausted. Maps were given to all Board Members and any audience members to follow along with the presentation. The reason the members of the WPCA were at the meeting was to get approval of a resolution to continue with the North Road Sewer Project. The project began in May of 2011 and the Town has hired Jay Userry of J.R. Russo as the licensed surveyor for the project. When the project began, there was a concern about the how much water was going to be an issue for the project and a large amount of monies was budgeted for such an issue due to the fact it was felt at that time permanent sheeting would have to be installed to prevent the road from collapsing. However, it was better than expected and the amount of sheeting that was first anticipated that would be needed was not. Meetings regarding the financial aspect of the project are held once a month, Ms. Menard has been in attendance at every meeting. It has been discovered that approximately \$700,000 has been saved due to the fact that the sheeting was not necessary. This money would be taken off the grant. However, in speaking with the representative from the USDA, it has been encouraged that the Town use the savings for additional work to the sewer project. Mr. Jay Userry of J.R. Russo, has been consulted to produce maps to show additional lines which can be done to continue this project. When the project was first developed, it was thought that Mullen Road would be the most logical place to stop the line using the funds from the loan/grant. However, due to the additional monies which have been saved, it is being suggested that the sewer line continue approximately 1000 feet to 1500 feet. If the line goes 1000 feet, it would go to Wells Road, if it goes 1500 feet, the line will go a little further. Mr. Jay Userry was introduced and began explaining the area in which the line would be expanded. He explained what the sheeting was going to be used for and why it was needed as first thought.

Mr. Enderle explained to the Board the reason why this proposal has to be approved by the Board of Selectmen at their meeting last night on October 18, 2011. It was indicated in the original application for the loan/grant it was specific to stopping at Mullen Road. In order to move past that area, the legal language has to be changed. Mr. Enderle has spoken to the Bond Counsel and they have drafted a resolution which needs to be approved by the Board of Selectmen. He gave a copy of that proposed resolution to the Board Members for their review and is marked as Exhibit

C and attached hereto. It was mentioned that it is not anticipated to go over \$850,000, but they are planning to spend within the amount of the original USDA loan/grant.

Mr. Paul Anderson, Chairman of the WPCA, addressed the Board. He indicated that the use of this money to expand the sewer line is positive for the Town. Townspeople in that general area have expressed interest in having sewers versus septic systems. In doing this expansion presently, it will give the Town a great head start on expanding the sewers in the future. He also indicated that some septic systems on Rolcott Road are endanger of failing and this could be a problem for those residents due to the fact those systems may not be able to be fixed. Another problem with septic systems which are failing, it becomes a health issue and the homes would not be able to be inhabited.

A lengthy discussion continued regarding the proposed expansion for Phase III and future expansions of the sewer line. The use of the map which was given to the Board Members was also used to show the progress, proposal, and future construction.

It was **MOVED** (DeSousa) and **SECONDED** (Bowsza) and **PASSED** (U) that the Board of Selectmen approve the recommendations from Bond Counsel which represents changes to the previous Resolution in that the project would stop at Mullen Road, as far as appropriations are not to exceed fund previously approved and adopt the Resolution as presented and marked as Exhibit C, and recommend said resolution to a Town Meeting with one change of the date from 2010 to 2011.

Board Recessed at 8:27 p.m.
Board Reconvened at 8:38 p.m.

It was **MOVED** (Little) and **SECONDED** (Pippin) and **PASSED** (U) that the Board of Finance return the discussion in order and discuss Agenda Item: VI. Monthly Reports.

VI. Monthly Reports

a. Assessor's Report

Ms. Carol Madore, Assessor to discuss with the Board of Selectmen the revaluation of real estate process. She indicated that the bids were opened on September 29, 2011 with the following results:

- Equality Valuation Services
Option A - \$10,000/Option B - \$49,500

- Municipal Valuation Services, LLC
Option A - \$144,000
- PBS Systems LLC
Option A - \$56,250
- Vision Government Solutions Inc.
Option B - \$105,000

She indicated that during the bid process it was asked if companies would bid on residential and commercial. Out of the four bidders, one bid only on the commercial, two bids on the residential, and one bid on a combination of both residential and commercial. She discussed the figures with the Board Members and what those figures entailed including legal fees. Ms. Madore commented that she has worked in the past with Equality Valuation Services and that company is aware of the market in East Windsor and she is recommending Equality Valuation Services.

A brief discussion took place among the Board Members and Ms. Madore regarding waiting to do the revaluation versus doing the revaluation now and how that affects the appraisals and market values of residential homes.

b. Treasurer's Report

Ms. Catherine Cabral, Treasurer, addressed the Board of Finance. She gave to all the Board Members a memorandum dated October 13, 2011 for their review. The document is broken down in four subjects: Cash, Tax Collections, Assessor Information, and Treasurer Update. As of September 30, 2011, the cash position of the Town is as follows: Webster Bank \$8,637,342; New England Bank (formerly Enfield Federal Savings) \$559,506; TD Banknorth \$575,538; STIF \$571,862; and MBIA Class \$36,571.

c. Tax Collector's Report

Ms. Cabral gave to all the Board Members a report entitled "Tax Collector's Report to Board of Finance 7/1/2011 through 09/20/2011" which was prepared by Samantha Lee, Tax Collector. She briefly discussed the figures on the report comparing tax collection of the current year versus the three previous years. The percentage of tax collection is approximately 53.27% which is slightly lower than last year's collection and shows how hard the tax collector and her office has worked. A brief discussion regarding the report was held regarding the tax collection and delinquent tax collection to date.

d. Added Appropriations/Transfers (2010-2011 Budget)

Ms. Cabral indicated that the first transfers being discussed are for the year 2010-2011.

- **Road Improvements**

Ms. Cabral indicated that the Road Improvements is requesting this transfer as a year end transfer to CNR in the amounts of \$2,877.00.

It was **MOVED** (Bowsza) and **SECONDED** (Little) and **PASSED** (4-1)(K. Pippin dissenting) that the Board of Finance approves the request to transfer in the amount of \$2,877.00 to CNR-Road Improvements Account No.: 1-08-55-1025-7-799-0484-0 from Road Improvements Account No.: 1-01-25-3183-7-799-0600-0, and to a Town Meeting if necessary.

e. Added Appropriations/Transfers (2011-2012 Budget)

None.

f. Invoices

Invoices of US Bank (fire truck bonding) and CCR (auditing services) were given to Mr. Mannette by Ms. Cabral for his signature, which he signed and returned to Ms. Cabral.

VII. Old Business**a. 2010-2011 Annual Report**

Mr. Mannette gave to all Board Members a document entitled "Town of East Windsor, 2010/2011 Annual Report Assignments and Due Dates". He asked if any Board Member had any questions regarding this document. No questions were asked.

b. BOE MBR Status

Mr. Mannette indicated there is nothing new to report in regards to the MBR status of the Board of Education. The Superintendent has been in contact with the State of Connecticut and indicated that the Town is waiting for the auditor's report in regards to this matter. He asked Ms. Cabral if she had anything new to report to the Board. Ms. DeSousa inquired about Page 3 of the correspondence of the State of Connecticut Department of Education dated October 12, 2011 which indicates there is still a shortfall of \$105,000

and the State would like to know what the intent of the Town is for this fiscal year and a timeline of same.

Mr. Mannette commented that based upon the Superintendent, the input and figures did not agree and this information has been confirmed by the auditor. There are two ends regarding this issue. The analysis done by the Board of Education which was sent to the State of Connecticut, the numbers indicate the Town is in compliance. The document was changed, and then the Superintendent indicated an additional \$781,000 was received. It is important to state that the Board of Finance was not aware or made aware of this. The Board of Finance agreed with the recommendations of the Superintendent at the time, Mr. Tim Howes and the end result was a annual budget of \$18 million dollars anything regarding an additional \$781,000 is contrary to what was agreed to and has to be verified.

Ms. Cabral indicated the State has made their decision after reviewing the paperwork and has determined the Town owes the additional \$105,000 appropriation.

Mr. Bowsza read from the email and indicated a response was due to the State of Connecticut on October 21, 2011 regarding the Town's intent. A discussion was held among Mr. Mannette, Ms. Godeck and Mr. Little regarding the waiting for the internal audit and having to comply with the State of Connecticut. Ms. Godeck suggested having a special meeting with the Board of Education, Board of Selectmen, and Board of Finance to discuss this issue and how this would affect future budgets. Mr. Mannette disagreed and indicated that Ms. Cabral could handle the issue and contact the State. Ms. Cabral questioned what Mr. Mannette wanted her to do regarding this issue. He indicated that Ms. Cabral could contact the State and they could guide her on how the additional \$781,000 was given to the Board of Education. Ms. Cabral reminded the Board that the State of Connecticut had changed the formula configuring the MBR figures. Mr. Bowsza indicated the Town should indicate to the State of Connecticut that it wants to remain compliant. The discussion continued.

It was **MOVED** (Bowsza) and **SECONDED** (DeSousa) and **PASSED** (U) that the Board of Finance directs the First Selectman, Denise Menard, to work with the Superintendent of Schools to notify the State of Connecticut Department of Education the Town's intent to remain in compliance.

VIII. New Business

a. Town Gas Policy

Mr. Mannette indicated that according to the Police Chief's letter, the Town Gas Policy is flawed and needs to be reviewed. Ms. DeSousa indicated this

matter should be referred to the Board of Selectmen. Mr. Mannette remarked that as the Board of Finance, the Board controls how expenses are documented. He put this item on the agenda so the right thing can be done. Ms. Godeck commented that there already is Town Gas Policy in place. Mr. Mannette disagreed indicating that the policy is flawed and the Town is loosing gas and it is not acceptable. Ms. DeSousa and Ms. Godeck indicated to Mr. Mannette he was out of order. The conversation ended.

b. Discussion of November Regular Board of Finance Meeting

Mr. Bowsza wanted to discuss the upcoming November Regular Meeting and indicating due to the election of November 8, 2011, the meeting scheduled for November 16, 2011 would be a lame duck meeting due to the fact new members would be sworn in on November 22, 2011.

Mr. Mannette reviewed the calendar. Ms. Cabral indicated a special meeting should be held to discuss any transfers which might affect the audit. Mr. Bowsza suggested having that meeting before the election.

It was **MOVED** (Bowsza) and **SECONDED** (DeSousa) and **PASSED** (4-1) (R. Little dissenting) that the Board of Finance move the Regular Meeting of the Board of Finance scheduled for November 16, 2011 at 7:30 p.m. at the East Windsor Town Hall be re-scheduled for November 23, 2011 at 7:30 p.m. at the East Windsor Town Hall.

IX. Adjournment

It was **MOVED** (Bowsza) and **SECONDED** (Little) and **PASSED** (U) that the Board of Finance adjourns the October 19, 2011 Regular Meeting at 9:14 p.m.

Respectfully Submitted,

Denise M. Piotrowicz
Recording Secretary

EXHIBIT A

1

My name is Mark Simmons, a life time resident of East Windsor for 63 years - 38 of those years my family and I have resided in the same home on Old Ellington Rd.

I rise to comment on the recent allegation and subsequent concluded police investigation regarding the alleged gasoline theft from our town garage by our First Selectman.

When first made aware of this matter, I realized that it was a very serious charge. I remained open minded, formed no opinion of this claim until the investigation progressed and all facts were made known.

For those of you who may not know I am a retired police officer having served for 27 years. This includes a 4 year term as a police Internal Affairs Investigator. In that capacity I had performed several investigations with similar allegations as this - some resulting in the arrest and termination of fellow town employees I had found, and proved responsible for theft from a municipality.

Upon reviewing this allegation and receiving periodic updates of the police investigation and its conclusion, it became abundantly clear to me that this allegation was entirely without merit. The final public police summary of the investigation says it succinctly: The complaint is **"UNFOUNDED"** with no evidence at all supporting the allegation.

The investigation, conducted by the East Windsor Police Dept., states the Chairman of the East Windsor Board of Finance, acted as the initial complainant and acted independently of other Board of Finance members. The report further shows that, armed with less than reliable information that he had personally received, the

EXHIBIT A CONTINUED

2

Chairman of the East Windsor Board of Finance met privately with East Windsor's Chief of Police and asked that our First Selectman be arrested for theft of town gasoline. The police were advised at this time that secret photos were taken of this act and that eye witness' accounts were available for further investigation.

Regardless of the complaint's merits, the seriousness of this allegation (a felony), made against the highest ranking town official required an immediate and thorough criminal investigation by our police department.

Reading the full police report would be amusing if the allegation made had not been so serious. The so called "witness" photographer who boldly advised that he had real time, secret photographs of the First Selectman pumping gas into her car at the town garage - suddenly became less than cooperative when questioned by the investigating officer. Apparently begging out of the investigation, the photographer's once bold allegation suddenly subsided and he said that he no longer had the photographs of the alleged act. Maybe the photographer now realized that the Board of Selectmen had, some time ago, authorized the First Selectman to obtain gasoline for her vehicle used in town business from the town garage with an I.D. card.

The policy provided a clear and open record of gas usage for anyone to see. I guess the photographer thought he was really on to something. These public records of gas usage are part of the police report.

EXHIBIT A CONTINUED

3

Another "witness", named in the police report, gave a statement supporting the First Selectman's alleged theft. When questioned by the police as to the circumstance and supporting facts of his allegation, this witness suddenly got cold feet and stated, "I don't want to be involved in this and I won't testify to it in court". I found this amusing - proving to me that this witness also was not prepared to stand by his statement under police scrutiny - he probably didn't expect to be held to account.

This fraudulent complaint caused an unnecessary waste of East Windsor taxpayers' money and valuable police resources. The perpetrators of this despicable act should be ashamed of themselves. This was obviously a political stunt designed as part retribution and partly to embarrass the First Selectman to further their petty political agenda. It appears these bungling, armchair investigators thought their contrived allegation would be acted upon without intense police scrutiny - If that were not the case - when the witnesses were questioned about their claims - why didn't the so called "witnesses" stand by their principles and their serious convictions of larceny by a town official?

No, the persons responsible for this disgraceful, unfounded allegation ran away and hid when the light of truth shown upon them.

Have they no desire to protect the citizens of this town from the serious charge they leveled? Their cowardly act should be investigated as a crime.

I ask you, if you have the inclination, to read through the police report and you will see that a petty political scheme to discredit a candidate for office

EXHIBIT A CONTINUED

4

was the obvious goal of these less than honorable people.

If you don't have time to read the entire police report you can draw your own conclusion from the one page "Police Summary" of the investigation submitted by the Chief of Police.

(Read the relevant portion of the summary submitted by Chief)

Thank you for your time

EXHIBIT B

Wednesday, October 19, 2011

To address the Denise Menard BOF public input of September 19, 2011, and the articles in the local press regarding the First Selectman' use of town gas and as requested, the following is my response.

Response Summary:

- The First Selectman has acknowledged using town gas since right after taking office.
- There is no policy, including our Town Charter or State Statue that authorizes the use of tax free town gas in a personal vehicle.
- There is a town policy that covers the reimbursement of mileage expense when a personal vehicle is used for Town business.
- The use of tax free fuel is restricted by statue to vehicles owned or leased and operated by municipalities. Other uses could carry a State Tax liability.
- The use of town owned fuel in a personal vehicle could be considered compensation and carry both State and Federal Tax implications.
- The Police investigation indicated that the town has many weaknesses in its gas use and management systems.

EXHIBIT B CONTINUED

Wednesday, October 19, 2011

J. Mannelle response to public input of September 21, 2011

Background information behind this investigation and summary.

Earlier this year I was made aware by several town employees and others that our First Selectperson was using town gas for her personal vehicle.

As Chairman of the East Windsor Board of Finance and as a member of this board for the last six years, I was not aware of any policy, including the Town Charter that would authorize the use of Town gas in an employee's personal vehicle. The Town has a clear policy with regard to gas mileage reimbursement that applies to all employees. My specific concerns were that taking of town gas for a personal vehicle was an unauthorized use of town property and a violation of tax regulations.

Due to the sensitivity of this information, I contacted the States Attorney's office and was advised that as the information may involve a criminal violation; these concerns should be brought to the Chief of Police. I presented these concerns on July 8, 2011. The Chief indicated the he would review these concerns with the Town Attorney. The afternoon of July 8th the Chief informed me that he and the Town Attorney had determined that an investigation was required and would be initiated.

In Denise Menard's public input of September 19th, it acknowledges that she has used town gas for over 3-1/2 years. Upon inquiring as to how the First Selectman was compensated for mileage she was told of two methods, the town policy for mileage reimbursement or the use of town gas.

The Town Gas Mileage Reimbursement Policy allows all employees to request mileage reimbursement for personnel car use on town business. The reimbursement is paid at a rate determined by the IRS. The expense is budgeted annually in each department along with other travel expenses. Although previously budgeted in years past, there are no travel expenses in the Selectmen's budget for fiscal years 2010/2011 and 2011/2012.

Town gas usage is controlled through the use of an access card and PIN number registered to a Town Employee that when used, is accounted for in a specific budget expense account. These accounts are associated with a specific department. No such account exists for the Selectmen's budget. Town gas is also covered under Connecticut General Statute Chapter 221, Motor Vehicle Fuels Tax. It is tax free when used in vehicles owned/ leased and operated by municipalities.

EXHIBIT B CONTINUED

Wednesday, October 19, 2011

J. Mannette response to public input of September 21, 2011

Denise Menard states that the use of town gas by the First Selectman was discussed with the Selectmen and they felt it was more than fair. The only reference found to these discussions are in the minutes of the Selectmen's February 16, 2008 Budget Workshop. The reference is under account 1010 Selectmen's Budget. Selectmen Hayes states "The Town does provide the First Selectman with gas, but the position has personal car use and personal car insurance." Maybe the First Selectman can provide the minutes and documents relating to these discussions showing how this use of town gas would be authorized, budgeted and accounted for?

The Board of Finance has previously been supplied data concerning town fuel usage for the fiscal years 2004/2005, 2005/2006 and 2006/2007. These records show no gas usage for the First Selectmen's office.

Without documented specific authorization, I stand by the conclusion I made in July. No policy, including our Town Charter or State Statute authorizes the use of tax free town gas in a personal vehicle. Such regular use regardless of why may have other considerations such as a tax liability. If the statute says tax free gas can only be used in municipal owned or leased vehicles than who is responsible for the tax if it's used in a personal vehicle? Providing town gas to the First Selectman has a value as compensation and could carry both State and Federal Tax implications. Can the First Selectman show that this was addressed in her tax filings?

The Chief's letter of September 20, 2011 to the First Selectman indicates that the town computer used to track fuel usage was flawed due to age and being left on for long periods and no useful data could be retrieved. This computer was operational when it was turned over to the police. As other computers used in the town have similar operating profiles, our IT group should investigate this failure to see if other town computers are subject to the same faults and if possible, implement preventative measures to avoid costly failures.

Jack Mannette

EXHIBIT C

**TOWN OF EAST WINDSOR
BOARD OF SELECTMEN
RESOLUTION**

RE: Appropriation and Bond Authorization of \$850,000 for the North Road Sewer Project, Phase II.

At a meeting of the Board of Selectmen held on _____, on a motion by Board Member

_____ and seconded by Board Member _____, the following resolutions were adopted:

WHEREAS, the Town of East Windsor (the "Town") appropriated and authorized the issuance of bonds in the amount of \$3,950,000 or so much as may be necessary after deducting grants or other sources of funds available therefore for the North Road Sewer Project to finance, among other things, the construction of sewer pipes from Shoham Road to Mullen Road; and

WHEREAS, the North Road Sewer Project is expected to cost less than \$3,950,000; and

WHEREAS, the Town desires to extend the sewer pipes further down North Road.

NOW THEREFORE BE IT RESOLVED, that the Board of Selectmen of the Town hereby approves and recommends to the Board of Finance that:

(i) the sum of \$850,000 be appropriated for the cost of the North Road Sewer Project, Phase II including, but not limited to, the construction of sanitary sewer lines to extend sewer service along North Road from Mullen Road and continuing approximately 1500-2500 feet, and all alterations, repairs and improvements in connection therewith, as well as engineering, architectural and temporary and permanent financing costs (the "Project"), and to meet said appropriation and in lieu of a tax therefor, bonds of the Town be issued pursuant to Chapter 109 of the Connecticut General Statutes, as amended, the Town Charter or any other provision of law thereto enabling, in the amount of \$850,000 or so much thereof as may be necessary after deducting grants or other sources of funds available therefore, provided, however that the appropriation and bond authorization for North Road Sewer Project plus North Road Sewer Project, Phase II shall not exceed \$3,950,000; and

(ii) that the First Selectman and the Town Treasurer be authorized to issue and sell temporary notes of the Town not to exceed \$850,000 in anticipation of the receipt of the proceeds from the sale of such bonds and to determine the amount, date, date of maturity, interest rate, form and other details of such notes or bonds, pursuant to Chapter

EXHIBIT C CONTINUED

109 of the Connecticut General Statutes, as amended, the Town Charter or any other provision of law thereto enabling, provided that the proceeds from the sale of such notes shall be used for said purpose; and

(iii) that the First Selectman and the Town Treasurer shall sign the bonds or notes by either manual or facsimile signatures and that the law firm of Pullman & Comley, LLC is designated as bond counsel to approve the legality of the bonds or notes; and

(iv) that the First Selectman is authorized to designate a bank or trust company to be the certifying bank, registrar, transfer agent and paying agent of the bonds or notes; 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 including entering into any contracts or agreements with the United States Department of Agriculture, Rural Development. If the bonds or notes authorized by this resolution are issued on a tax-exempt basis, the First Selectman and the Town Treasurer are authorized 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, including covenants to pay rebates of investment earnings to the United States in future years. If the bonds are issued on a taxable basis, it is hereby determined that the Project is in the public interest; and

(v) that the First Selectman is authorized to acquire for the Town by purchase or eminent domain any easements or interests in real property necessary or appropriate to construct or complete the Project and to sign all documents and to do all things necessary or appropriate to acquire such easements or interests in real property.

BE IT FURTHER RESOLVED, that the Town reasonably expects to incur expenditures (the "Expenditures") in connection with the capital project for which a general functional description is provided above. The Town reasonably expects to reimburse itself for the cost of the Expenditures with the proceeds of general obligation bonds and notes of the Town described above. The maximum principal amount of such debt (both bonds and notes) is not expected to exceed \$850,000. This declaration of official intent is a declaration of official intent made pursuant to Treasury Regulation Section 1.150-2.

BE IT FURTHER RESOLVED, that should the Board of Finance approve the appropriation recommended above for the North Road Sewer Project, Phase II, a Special Town Meeting is hereby called to be held on November 1, 2011 at 7:30, p.m. at Town Hall, 11 Rye Street, Broad Brook, Connecticut (the "Town Meeting"), to consider and vote upon the resolution recommended and approved by the Board of Selectmen at its meeting held on October 18, 2011 and the Board of Finance at its meeting to be held on October 19, 2011, to appropriate \$850,000 and authorize bonds and notes to fund such appropriation for the North Road Sewer Project, Phase II.

