

LEGAL NOTICE – GUILFORD COURIER — JANUARY 1, 2009

TOWN OF GUILFORD  
NOTICE OF SPECIAL TOWN MEETING — JANUARY 14, 2009  
NOTICE OF REFERENDUM — JANUARY 27, 2009

A Special Town Meeting of the electors and citizens qualified to vote in Town meetings of the Town of Guilford, Connecticut, will be held at the Greene Community Center, 32 Church Street, in Guilford, Connecticut on Wednesday, January 14, 2009 at 7:30 p.m. for the following purposes:

1. Upon the recommendations of the Board of Selectmen and the Board of Finance, to consider a resolution,

(a) to appropriate \$15,450,000 for (a) costs in connection with the acquisition for municipal purposes of certain parcels of land, and the improvements thereon and appurtenances thereto if any, described in the Real Estate Purchase and Sale Agreement dated October 28, 2008, or any extension thereof or amendment thereto (the “Goss Property Agreement”), by and among George A. Goss III, Edwin Leader Goss, Dirck Goss and Helen Farrell Goss (collectively, the “Sellers”) and the Town as “Parcel 1”, “Parcel 2”, “Parcel 3”, “Parcel 3A” and “Parcel 6”, with such exclusions and conditions substantially as described in the Goss Property Agreement; (b) costs in connection with the acquisition of a conservation restriction to be held jointly the State of Connecticut over the certain parcels of land described in the Goss Property Agreement as the “Conservation Parcels”, with such exclusions and conditions substantially as described in the Goss Property Agreement; said parcels of land described in clauses (a) and (b) generally known as the Goss Property and located in the Duck Hole Road area of the Town, and such acquisitions to be subject to such other terms and conditions as the Board of Selectmen may approve in its sole discretion; (c) costs in connection with the acquisition for municipal purposes of a certain approximately 50 acre parcel of land, and the improvements thereon and appurtenances thereto if any, described in the First and Amended and Restated Purchase Agreement (2006), or any extension thereof or amendment thereto (the “Zipp Property Agreement”), by and among Stephen Johnson Zipp and Georgann Zahn Kane, Trustees, and the Sellers, with such exclusions and conditions substantially as described in the Zipp Property Agreement, which agreement shall be assigned by the Sellers to the Town; said parcel of land generally known as the Zipp Property and situated on the easterly side of Bearhouse Road in the Town and such acquisition to be subject to such other terms and conditions as the Board of Selectmen may approve in its sole discretion; and (d) costs in connection with the financing of the acquisitions. The Town anticipates receiving grants to defray in part the appropriation from the State Department of Environmental Protection pursuant to the NOAA Coastal and Estuarine Land Conservation Program in the estimated amount of \$3,000,000. The appropriation may be spent for the acquisition cost and, to the extent of available funds, costs preliminary to the acquisition including without limitation survey fees, testing, engineering, feasibility and planning studies related to potential acquisitions, legal fees,

net temporary interest and other financing costs, and other expenses related to the project and its financing;

(b) to authorize the issue of bonds or notes and temporary notes of the Town in an amount not to exceed \$15,450,000 to finance the appropriation for the project; to provide that the amount of bonds and notes authorized shall be reduced by the amount of grants received by the Town and applied to pay project costs; and to authorize the Board of Selectmen to determine the amount, date, interest rates, maturities, form and other particulars of the bonds or notes; or by resolution to delegate such authority to the First Selectman, the Treasurer and the Finance Director, or any two of them;

(c) to take such action to allow temporary advances of available funds which the Town reasonably expects will be reimbursed from the proceeds of borrowings; and to authorize the Board of Selectmen to bind the Town pursuant to such representations and covenants as it deems necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by the resolution if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future year; or by resolution to delegate such authority to the First Selectman, the Treasurer and the Finance Director, or any two of them; and to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes; or by resolution to delegate such authority to the First Selectman, the Treasurer and the Finance Director, or any two of them;

(d) to authorize the First Selectman, or any other proper officer or official of the Town, to enter into contracts or agreements and take any other actions necessary or desirable to accomplish the property acquisitions contemplated by the resolution;

(g) to authorize the First Selectman, or any other proper officer or official of the Town, to apply for and accept grants to finance the aforesaid appropriation, and to authorize the Board of Selectmen, the First Selectman, the Treasurer, the Finance Director and other proper officers and officials of the Town to take any other actions necessary or desirable to obtain such grants or to implement such grant agreements;

(f) to authorize the Board of Selectmen, the First Selectman, the Treasurer, the Finance Director and other proper officers and officials of the Town to take any other action which is necessary or desirable to enable the Town to implement the acquisitions and to issue bonds or notes and obtain grants to defray the aforesaid appropriation.

2. To adjourn said town meeting at its conclusion, and to submit pursuant to Section 7-5 of the Town Charter and Section 7-7 of the General Statutes of Connecticut, Revision of 1958, as amended, the aforesaid resolution presented under item 1 of this notice, to vote upon voting machines on Tuesday, January 27, 2009, between the hours of 7:00 a.m. and 8:00 p.m. Absentee ballots will be available from the Town Clerk's office.

Absentee ballots will be counted at the following central location: the Guilford Town Hall, 31 Park Street in Guilford.

Voting will be at the following polling places:

Guilford Fire Headquarters  
390 Church Street  
Guilford, Connecticut

The resolution under said item 1 will be placed on the voting machines under the following heading:

"SHALL THE TOWN OF GUILFORD APPROPRIATE \$15,450,000 FOR ACQUISITION OF THE GOSS AND ZIPP PROPERTIES, AND ISSUE BONDS AND NOTES TO FINANCE THE PORTION OF THE APPROPRIATION NOT FUNDED FROM GRANTS?"

Voters approving the resolution will vote "Yes" and those opposing said resolution will vote "No."

Dated at Guilford, Connecticut, this 15th day of December, 2008.

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Carl A. Balestracci, Jr., First Selectman

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Joseph Mazza, Selectman

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Salvatore Catardi, Selectman

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Veronica Wallace, Selectman

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Cynthia M. Cartier, Selectman

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Janice G. Teft, Town Clerk