

STATE OF CONNECTICUT)  
)  
COUNTY OF MIDDLESEX)

SS: Estuary Transit District  
April 8, 2022

**AUTHORIZING RESOLUTION  
ESTUARY TRANSIT DISTRICT**

**CERTIFICATION:**

I, Timothy Griswold, Secretary of the Estuary Transit District, do hereby certify that the following is a true and correct copy of a resolution adopted at its meeting on April 8, 2022, in which a quorum was present and acting throughout and that the resolution has not been modified, rescinded, or revoked and is at present in full force and effect.

**WHEREAS**, on July 23, 2021, Estuary Transit District (“ETD”) entered into a Memorandum of Agreement (the “MOA”) with Middletown Transit District (“MTD”) pursuant to which MTD and ETD committed to prepare for and effect the equivalent of a merger of MTD and ETD by the MTD member towns withdrawing from MTD, the joining of MTD’S member towns into ETD, and the transfer of MTD’S assets and transit operations into the existing ETD structure;

**WHEREAS**, on October 24, 2021, the Common Council of the City of Middletown approved and authorized the City of Middletown to become a member of ETD and further approved and authorized the transfer of MTD assets and transit operation into the existing ETD structure and the eventual withdrawal of Middletown from MTD;

**WHEREAS**, on December 13, 2021, the Town of Durham approved and authorized the Town of Durham to become a member of ETD, subject to the ETD accepting the Town of Durham as a member and the Connecticut Department of Transportation (CDOT) providing assurances satisfactory to the MTD and the Town of Durham concerning CDOT’s commitment to providing certain support, services, and funding, and thereupon withdraw as a member of the MTD;

**WHEREAS**, on January 24, 2022, the Town of Middlefield approved and authorized the Town of Middlefield to become a member of ETD;

**WHEREAS**, on December 17, 2021, the ETD Board of Directors accepted each of the City of Middletown, Town of Durham, and Town of Middlefield, respectively, as members of the ETD upon receipt of notice that the legislative bodies of such municipalities voted affirmatively to join the ETD in accordance with Conn. Gen. Stat. 7-273b;

**WHEREAS**, the Federal Transit Administration allows for transfer of real property upon Federal Administration approval (**FTA Circular 5010.1E**); and

**WHEREAS**, the MTD owns certain real property commonly known as 91 N. Main Street, Middletown, Map 20/0091 and Map 20/0093; N. Main Street (commonly known as 80 Pease Avenue), Middletown, Map 20/0092 and 340 Main Street, Middletown, Map 22/0598, and more particularly described in Exhibit A (the “Property”); and

**WHEREAS**, the MTD, in accordance with **FTA Circular 5010.1E** desires to transfer the Property, along with the remaining federal interest to ETD; and

**WHEREAS**, ETD agrees to utilize and appropriately maintain the property in accordance and compliance with FTA requirements and will include the property in ETD’s inventory records; and

**WHEREAS**, the Executive Director, Joseph Comerford, is authorized to execute agreements or any other documents required by the transfer; and

**WHEREAS**, the Executive Director, Joseph Comerford, is authorized to provide additional information as the Federal Transit Administration may require in connection with the transfer;

**THEREFORE, BE IT RESOLVED**, the MTD, has passed or will pass a Resolution in substantially the same form as this Resolution and in accordance with the intent and purpose of this Resolution; and

**RESOLVED FURTHER**, that the Executive Director, Joseph Comerford, hereby is authorized on behalf of the Estuary Transit District to accept the transfer and conveyance of the ownership and management of the property from MTD to ETD pursuant to the Federal Transit Act (**FTA Circular 5010.1E**).

**IN WITNESS WHEREOF** the undersigned has affixed his signature, the 8th day of April in the year 2022.

ESTUARY TRANSIT DISTRICT  
SECRETARY

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Timothy Griswold, Secretary

I, Timothy Griswold, Secretary of Estuary Transit District, Certify that the resolution noted above is still in force and effect as of the 8<sup>th</sup> day of April 2022.

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Timothy Griswold, Secretary