



THE CONNECTICUT STATE UNIVERSITY

P.O. Box 2008 • New Britain, Connecticut 06050 • (203) 827-7700

RESOLUTION

concerning

SETTLEMENT OF A CLAIM AGAINST THE TOWN OF WINDHAM

April 8, 1983

- WHEREAS, An April 1978 amendment to a September 2, 1959 contract between the State of Connecticut and the Town of Windham pertaining to the operation of the Frederick R. Noble School provided for the payment over five annual installments of a contract balance of \$261,507.06 which was owed by the Town upon termination of all other provisions of the contract at the end of the 1975-1976 school year, and
- WHEREAS, The final installment of \$20,148.49, which was due by June 30, 1981, was paid by the Town in the amount of \$5,772, the difference of \$14,376.49 representing the cost to the Town of repairs to the roof of the Noble School, which repairs appear to have been made during September 1980, and
- WHEREAS, The Attorney General has indicated that, under the terms of a June 24, 1976 lease between the State and the Town, the Town did not have the authority to deduct the cost of repairs from its debt to the State, and
- WHEREAS, It is the belief of the Trustees that communications with staff of the Department of Administrative Services, Bureau of Public Works and of Eastern Connecticut State University led Town officials to believe that such authority had been granted, and
- WHEREAS, The Board of Trustees and Eastern Connecticut State University have always enjoyed a cordial and fruitful relationship with officials and residents of the Town of Windham and are desirous of continuing such a relationship, be it
- RESOLVED, That the Board of Trustees for State University approves the acceptance of the amount of \$5,772 as payment in full of the installment of \$20,148.49 which is set forth in the April 1978 amendment to the September 2, 1959 contract between the State of Connecticut and the Town of Windham pertaining to the operation of the Frederick R. Noble School, and be it
- RESOLVED, That the Executive Director shall seek, through the Attorney General, the authorization of the Governor to compromise the State's claim against the Town of Windham by waiver of the unpaid balance of \$14,376.49.

A Certified True Copy:

James A. Frost
James A. Frost

Executive Director