



TOWN OF MIDDLEBURY

Office of the Selectmen

**MINUTES
MEETING OF THE BOARD OF SELECTMEN
Monday, May 4, 2015 – 5:00 p.m.
Town Hall Conference Room**

Present: Edward B. St. John, First Selectman
Elaine M. Strobel, Selectman
Ralph J. Barra, Selectman

Also Present: Barbara Whitaker, Recording Clerk
Linda Zukauskas, Reporter – Voices
Marjorie Needham, Reporter – Bee
Intelligencer

Call to Order with Pledge of Allegiance

The meeting was called to order by the First Selectman with the Pledge of Allegiance.

Approval of Minutes of April 20, 2015 Meeting

Selectman Barra MOTIONED to approve the minutes of the April 20, 2015 meeting, SECONDED by Selectman Barra. Unanimous approval.

Tax Rebates

Victor Gotay, Middlebury, CT	\$39.30
Alfred P. Forino, Middlebury, CT	\$28.86
Victor Gotay, Middlebury, CT	\$40.40
Vitas Healthcare Corporation, Miami, FL	\$14,879.96*
Alfred P. Forino, Middlebury, CT	\$29.34
Victor Gotay, Middlebury, CT	\$41.08
K. G. Stroffolino, Middlebury, CT	\$20.27
Vitas Health Corporation, Miami, FL	\$17,998.36*
CAB East, LLC, Atlanta, GA	\$114.63
CAB East, LLC, Atlanta, GA	\$177.33
Lorraine M. Nespoli, Middlebury, CT	\$29.72
James E. Reilly, Middlebury, CT	\$136.38
Vault Trust, Bloomington, MN	\$443.09
John J. Williams, Middlebury, CT	\$6.04
Ronald W. Ruesch, Woodbury, CT	\$67.69

*property is in Waterbury

First Selectman St. John MOTIONED that the above-mentioned tax rebates take their normal course, SECONDED by Selectman Barra. Unanimous approval.

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Reappointments

First Selectman St. John MOTIONED to reappoint Raymond E. Sullivan (R), 32 Marney Drive as a member of the Ethics Commission for a term from May 6, 2015 through May 6, 2020, SECONDED by Selectman Barra. Unanimous approval.

Discussion and Consideration

Resolution USA LED Equipment

The First Selectman explained that the agreement is similar to what the Board has done for the Public Works in the past. This Resolution is for the Fire and Police Departments to upgrade their respective facilities to LED equipment. They are using the Library as the original model; they are switching all the buildings one at a time as rebates become available. First Selectman St. John added that the Town applies the monthly rebate amount to the LED lease payment. The Town is leasing the equipment until the end of the fifth year; and then it belongs to the Town.

First Selectman MOTIONED to adopt the attached Resolution Authorizing the Execution and Delivery of Equipment SECONDED by Selectman Strobel. Unanimous approval.

Guard and Reserve Statement of Support

The First Selectman said that the Town has historically participated in the Employer Support of the Guard and Reserve and MOTIONED to sign the attached Statement of Support SECONDED by Selectman Barra. Unanimous approval.

The First Selectman added that Nick Sidorick, an employee of the Town is a member of the National Guard and Reserve.

Budget Referendum

At this time the First Selectman reminded everyone of the Budget Referendum vote on Wednesday, May 6, 2015 from 6:00 a.m. to 8:00 p.m. at the Shepardson Community Center.

Public Comments

Selectman Strobel said that she was told by a resident that the Buildings and Grounds Department did a great job cleaning up the MRA.

Adjournment

First Selectman St. John MOTIONED to ADJOURN the meeting, SECONDED by Selectman Barra. Unanimous approval.

Respectfully,

Barbara J. Whitaker

Barbara J. Whitaker
Recording Clerk

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE/PURCHASE AGREEMENT, AND RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the governing body of **TOWN OF MIDDLEBURY** ("Lessee") has determined that a true and very real need exists for the financing of the Equipment to be installed by **USA LED Division of Tiger Technologies LLC Southbury, CT**. Such financing to be documented under the terms of the proposed Equipment Lease Purchase Agreement (the "Agreement") by and between M-Core™ Credit Corporation, as lessor, and Lessee, as lessee, presented to this meeting; and

WHEREAS, Lessee has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for this financing; and

WHEREAS, Lessee reasonably anticipates that it and its subordinate units will not issue tax-exempt obligations in the face amount of more than \$10,000,000 during the current calendar year; and

WHEREAS, Lessee proposes to enter into the Agreement with M-Core™ Credit Corporation.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF LESSEE AS FOLLOWS:

Section 1. It is hereby found and determined that the terms of the Agreement in the general form presented to this meeting and incorporated in this resolution, are in the best interests of Lessee for this financing.

Section 2. The Agreement is hereby approved. The authorized officer of the Board of Lessee and any other officer of Lessee who shall have power to execute contracts on behalf of Lessee be, and each of them hereby is, authorized to execute, acknowledge and deliver the Agreement with any changes, insertions and omissions therein as may be approved by the officers who execute the Agreement, such approval to be conclusively evidenced by such execution and delivery of the Agreement. The authorized officer of the Board of Lessee and any other officer of Lessee who shall have power to do so be, and each of them hereby is, authorized to affix the official seal of Lessee to the Agreement and attest the same.

Section 3. The proper officers of Lessee be _____

_____ and each of them hereby is, authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this resolution and the Agreement.

Section 4. Lessee hereby designates the Agreement as a "qualified tax-exempt obligation" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

The undersigned further certifies that the above resolution has not been repealed or amended and remains in full force and effect and further certifies that the Master Equipment Lease Purchase Agreement by and between M-Core™ Credit Corporation, as lessor, and Lessee, as lessee, is the same as presented at said meeting of the governing body of Lessee, excepting only such changes, insertions and omissions as shall have been approved by the officers who executed the same.

[SEAL]

(Secretary/Clerk)
Date: _____, 2015





Connecticut Employer Support of the Guard and Reserve Statement of Support Form

Please complete all sections

Your Name

EDWARD B. ST. JOHN

Title

FIRST SELECTMAN

Organization Name (Name to be Printed on Certificate)

TOWN OF MIDDLEBURY

Street Address

1212 WHITTEMORE ROAD

City

MIDDLEBURY

State

CT

Zip Code

06762

Telephone

203.758.2439

Fax

203.758.8629

E-mail Address

firstselectman@middlebury-ct.org

Web Site

middlebury-ct.org

Number of Guard and Reserve Employees in your Organization

1

Signed Statement of Support (Date)

Edward B. St. John

Thank you for your continued support! Please attach this form to an e-mail and send to:
meghan.connors.ctr@ang.af.mil