

MEETING MINUTES OF THE BOARD OF SELECTMEN

MARCH 5, 2020

A meeting of the North Haven Board of Selectmen was held on Thursday, March 5, 2020 at 7:00 p.m. in the upstairs conference room #1 of North Haven Memorial Town Hall, 18 Church Street, North Haven, CT.

Members Present:

Michael J. Freda, First Selectman
William J. Pieper, Second Selectman
Sally J. Buemi, Third Selectman

Staff:

Valerie Goodkin, Executive Assistant

Mr. Freda called the meeting to order at 7:00 p.m. He introduced himself, and Selectmen William Pieper and Sally Buemi. Mr. Freda welcomed the Girl Scouts to the meeting and invited the girls to lead the recitation of the Pledge of Allegiance. The Scouts then recited the Girl Scout Promise. Mr. Freda read a Proclamation honoring the anniversary of Girl Scouts and declared March 5th as Girl Scout Day in North Haven.

Miss Buemi motioned with a second from Mr. Pieper to amend the agenda to include: Item # 6 (a) To consider and vote upon a resolution with respect to the authorization, issuance and sale of not exceeding \$42,000,000 Town of North Haven General Obligation Refunding Bonds.”

Freda – yes, Pieper – yes, Buemi – yes

Mr. Pieper motioned with a second from Miss Buemi to amend the agenda to include: Item # 6 (b) to consider and vote on a resolution authorizing a lease purchase financing for the acquisition of a combination sewer cleaner vacuum truck.”

Freda – yes, Pieper – yes, Buemi – yes

Miss Buemi motioned with a second from Mr. Pieper to amend the agenda to correct a typo in item 6. from one vehicle to three vehicles.

Freda – yes, Pieper – yes, Buemi – yes

Miss Buemi motioned with a second from Mr. Pieper for the approval of the minutes of the Board of Selectmen’s meeting of February 6, 2020.

Freda – yes, Pieper – yes, Buemi – yes

Following the approval of the minutes, Mr. Freda proceeded with his overview, which consisted primarily of information regarding the Coronavirus.

Mr. Pieper motioned with a second from Miss Buemi approve the following resolution:
Freda – yes, Pieper – yes, Buemi – yes

RESOLVED: The Town of North Haven authorize the online auction of surplus Fire Department assets. All revenue received will return to the Town of North Haven's General Fund. At present, there are three fire department vehicles leaving the fleet and available for auction. The vehicles are identified as a, 2009 Ford Explorer, 1994 Pierce Dash fire engine and a 2001 Pierce Aerial Truck. The Director of Finance, Edward Swinkoski, is authorized to determine acceptable bid offers.

Miss Buemi motioned with a second from Mr. Pieper to approve the following Resolution with respect to the authorization, issuance and sale of not exceeding \$42,000,000 Town of North Haven General Obligation Refunding Bonds.
Freda – yes, Pieper – yes, Buemi – yes

RESOLVED,

(a) That the Town issue its refunding bonds (the “Refunding Bonds”), in an amount not to exceed FORTY-TWO MILLION DOLLARS (\$42,000,000), the proceeds of which are hereby appropriated to fund one or more escrows, to be applied together with the investment earnings thereon, to the payment in whole or in part, as determined by the First Selectman and the Treasurer of the Town, of the outstanding principal of and interest and any call premium on all or a portion of any issue of the Town’s General Obligation Bonds, including, but not limited to, the Town’s \$25,000,000 General Obligation Bonds, Issue of 2015, \$10,000,000 General Obligation Bonds, Issue of 2016, \$7,500,000 General Obligation Bonds, Issue of 2017 and \$7,500,000 General Obligation Bonds, Issue of 2018 (the “Refunded Bonds”), including the payment of interest accrued on the Refunded Bonds to the date of payment, and to pay costs of issuance of the Refunding Bonds, including legal fees, consultants’ fees, trustee or escrow agent fees, underwriters’ fees, net interest and other financing costs and other costs related to the payment of the Refunding Bonds. The Refunding Bonds shall be issued pursuant to Section 7-370c of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The Refunding Bonds shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town. The First Selectman and the Treasurer of the Town shall sign the Refunding Bonds by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the Refunding Bonds. The First Selectman and the Treasurer are authorized to determine the amount, date, interest rates, maturities, redemption provisions, form and other details of the Refunding Bonds; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the Refunding Bonds; to provide for the keeping of a record of the Refunding Bonds; to sell the Refunding Bonds at public or private sale; to deliver the Refunding Bonds; and to perform all other acts which are necessary or appropriate to issue the Refunding Bonds.

(b) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that costs of the refunding may be paid from temporary

advances of available funds and that (except to the extent reimbursed from grant moneys) the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the refunding. The First Selectman and the Treasurer are authorized to amend such declaration of official intent as they deem necessary or advisable and 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 authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(c) That while it is anticipated that the bonds will qualify as tax exempt bonds, the First Selectman and the Treasurer are authorized, upon the advice of bond counsel, to issue all or any portion of the bonds as bonds the interest on which is includable in the gross income of the owners thereof for federal income tax purposes and it is hereby found and determined that the issuance of any such bonds or notes is in the public interest.

(d) That the First Selectman and the Treasurer are authorized to make representations and enter into written agreements for the benefit of holders of the bonds 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.

(e) That the First Selectman and the Treasurer are authorized to take all other action which is necessary or desirable to enable the Town to effectuate the refunding of the Refunded Bonds, and to issue the Refunding Bonds for such purposes, including, but not limited to, the entrance into agreements on behalf of the Town with underwriters, trustees, escrow agents and others to facilitate the issuance of the Refunding Bonds, the escrow of the proceeds thereof and investment earnings thereon, and the payment of the Refunded Bonds.

(f) That the above authorization to issue refunding bonds shall lapse on June 30, 2021.

Mr. Pieper motioned with a second from Miss Buemi to approve the following Resolution with respect to the authorization of a Lease-Purchase Financing for the Acquisition of a Combination Sewer Cleaner Vacuum Truck.

Freda – yes, Pieper – yes, Buemi – yes

RESOLVED,

(a) That the Town of North Haven undertake a lease-purchase financing of the cost of the acquisition of a combination sewer cleaner vacuum truck, in a principal amount not to exceed THREE HUNDRED SEVENTY-FIVE THOUSAND THREE HUNDRED TWENTY-SIX DOLLARS (\$375,326), for a term not in excess of 6 years. The project may include acquisition and installation costs, equipment, legal fees, construction period

interest and other financing costs, and other expenses related to the acquisition and financing of the project.

(b) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that any project costs paid from temporary advances of available funds will be reimbursed with the proceeds of a lease financing in an aggregate principal amount not in excess of the amount of the lease authorized for the project; and to authorize the First Selectman to amend such declaration of official intent as said official deems necessary or advisable and to bind the Town pursuant to such representations and covenants as said official deems necessary or advisable in order to maintain the continued exemption from federal income taxation of the interest portion of any payments due under the lease 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 years;

(c) That the First Selectman is authorized to approve, execute and deliver on behalf of the Town any lease purchase agreement and any certificates or documents related to the project or the financing and is authorized to determine the amounts, dates, interest rates, maturities, prepayment terms, form and other details of the lease purchase agreement; to determine whether it is in the best interest of the Town to enter into a lease-purchase financing in such form and manner that interest thereon is not excluded from gross income for Federal income tax purposes; and to perform all other acts and execute all other documents which are necessary or appropriate to enter into the lease-purchase agreement;

(d) Neither this Resolution, the Agreement nor any other instrument shall be construed with respect to the Town as incurring a pecuniary liability or charge upon the general credit of the Town or against its taxing power, nor shall the breach of any agreement, instrument or document executed in connection with this Resolution impose any pecuniary liability upon the Town or any charge upon its general credit or against its taxing power, except to the extent that payments due under any such agreement, instrument or document are special limited obligations of the Town; and

(e) That the First Selectman, and other proper officers and officials of the Town are authorized to take any other action which is necessary or desirable to enable the Town to complete the project and to effect the aforesaid lease purchase financing.

Miss Buemi motioned with a second from Mr. Pieper to accept the resignation of Laurie Brangi (R), 70 Bailey Road, as the Republican Registrar of Voters, effective January 31, 2020, term to expire January 4, 2021.

Freda – yes, Pieper – yes, Buemi – yes

Mr. Pieper motioned with a second from Miss Buemi to accept the resignation of Laurie-Jean Hannon (R), 26 Highland Park Road, as the Treasurer of the Town of North Haven, effective March 17, 2020, term to expire December 5, 2021.

Freda – yes, Pieper – yes, Buemi – yes

Miss Buemi motioned with a second from Mr. Pieper for the appointment of Laurie-Jean Hannon (R), 26 Highland Park Road, as the Republican Registrar of Voters, effective March 17, 2020, term to expire January 4, 2021.

Freda – yes, Pieper – yes, Buemi – yes

Miss Buemi motioned with a second from Mr. Pieper for the approval of the following Property Tax Refunds:

Freda – yes, Pieper – yes, Buemi – yes

- Collins, Josephine / Collins, Michael, 101 Maple Avenue, North Haven, CT 06473, in the amount of \$155.33.
- Depino, Joseph & Andrea, 10 Goodwill Road, North Haven, CT 06473, in the amount of \$93.54.
- Honda Lease Trust, 600 Kelly Way, Holyoke, MA 01040-9681, in the amount of \$239.81; and in the amount of \$201.05.
- Nissan Infiniti Lt, PO Box 650214, Dallas, TX 75265, in the amount of \$312.20; and in the amount of \$352.65; and in the amount of \$352.65.
- Toyota Lease Trust, 20 Commerce Way Ste 800, Woburn, MA 01801, in the amount of \$491.40; and in the amount of \$282.64.

Mr. Pieper motioned with a second from Miss Buemi for the following bond release:

Freda – yes, Pieper – yes, Buemi – yes

- #P17-22
19 Timothy Drive, Amount of original bond \$15,000.00. Release the entire bond balance in the amount of \$15,000.00 with the recommendation of the Planning and Zoning Commission.

Miss Buemi motioned with a second from Mr. Pieper for the following bond release:

Freda – yes, Pieper – yes, Buemi – yes

- #P94-72 (B95-19)
Beach Street & North Hill Road. Amount of original bond \$1,100,000.00. Release the entire bond balance in the amount of \$50,000.00 with the recommendation of the Planning and Zoning Commission. The bond release is contingent upon formal Town acceptance of the road and will be held until such time that the road is officially accepted at a Town Meeting.

Mr. Pieper motioned with a second from Miss Buemi for the following bond release:

Freda – yes, Pieper – yes, Buemi – yes

- #P94-72 (B95-20)
Beach Street & North Hill Road. Amount of original bond \$1,500,000.00. Release the entire bond balance in the amount of \$100,000.00 with the recommendation of the Planning and Zoning Commission. The bond release is contingent upon formal Town acceptance of the road and will be held until such time that the road is officially accepted at a Town Meeting.

Mr. Freda stated that the next meeting of the Board of Selectmen will be on **Thursday, April 9, 2020** at 7:00 p.m. in the upstairs conference room # 1 of the North Haven Memorial Town Hall, 18 Church Street, North Haven, CT. He noted that due to a schedule conflict, the meeting would be on the second Thursday of the month rather than the typical first Thursday.

Mr. Freda asked for public comment and hearing none Miss Buemi motioned to adjourn at 8:05 pm.

Freda – yes, Pieper – yes, Buemi – yes