

**AGENDA**  
**BOARD OF MAYOR AND BURGESSES**  
**SPECIAL MEETING**  
**March 17, 2009**

1. Mayor Michael Bronko will call the special meeting to order at \_\_\_\_\_ **p.m.**
  
2. Pledge of Allegiance to the Flag
  
3. Motion by Burgess \_\_\_\_\_ to recess to Executive Session at \_\_\_\_\_ **p.m.** for discussion on the following: Collective Bargaining inviting in \_\_\_\_\_  
\_\_\_\_\_.
  
- Mayor Bronko will reconvene the meeting at \_\_\_\_\_ **p.m.**
  
4. Discussion/possible action on matters emanating from Executive Session.
  
5. Motion by Burgess \_\_\_\_\_ that the Board of Mayor and Burgesses adopt the following motion:

**BOROUGH OF NAUGATUCK**  
**BOARD OF MAYOR AND BURGESSES RESOLUTION**  
**AUTHORIZING A LEASE PURCHASE AGREEMENT**  
**FOR THE PURCHASE AND INSTALLATION OF A**  
**SHINGLE ROOF AND ATTIC VENTILATION SYSTEM**

**WHEREAS**, the Board of Mayor and Burgesses of the Borough of Naugatuck (the "Board") has determined that a true and very real need exists for the Purchase and Installation of a Shingle Roof and Attic Ventilation System (the "Equipment") for use within the Borough of Naugatuck; and

**WHEREAS**, the Borough of Naugatuck (the "Lessee"), has or will take the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

**WHEREAS**, the Board proposes to finance the acquisition of the Equipment with a lease which shall be subject to annual appropriations (the "Lease"); and

**WHEREAS**, the Borough has received proposals from two companies (the "Underwriter") to underwrite the Lease; and

**WHEREAS**, all Lease payments which may be due by the Lessee pursuant to the Lease for fiscal year ending June 30, 2009, if any, are within an available, unexhausted and unencumbered appropriation.

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**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND BURGESSES OF THE BOROUGH OF NAUGATUCK AS FOLLOWS:**

**Section 1.** Provided that the appropriation for the Equipment is approved by the Board of Mayor and Burgesses sitting jointly, the Mayor of the Lessee is authorized to execute and deliver the Lease with the Underwriter which offers the proposal which is in the best interests of the Borough, in the sole discretion of the Mayor, and to execute and deliver any acceptance certificates, schedules of payments, escrow agreements and related documents in connection with the leasing of the Equipment as may be approved by the Mayor, such approvals to be conclusively evidenced by the execution and delivery of such agreements, certificates and documents provided however that the collective lease payments for the Borough of Naugatuck shall not exceed **\$673,774** for the 2008-2009 fiscal year.

**Section 2.** The Mayor and the Controller of Lessee be, and each of them hereby is, authorized and directed to execute and deliver such other 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 terms and obligations of the Lease in connection with the purchase and lease of the Equipment.

**Section 3.** It is hereby recommended to the Board of Finance that it appropriate **\$535,281.00** for the purchase and installation of the Equipment to be financed with the Lease.

**Section 4.** The Lessee hereby designates the lease as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Internal Revenue Code.

**Section 5.** The Lessee reasonable expects to incur expenditures (the “Expenditures”) in connection with the capital project for which a general functional description is provided above. The Lessee reasonably expects to reimburse itself for the cost of such Expenditures with the proceeds of the obligation described above. The maximum principal amount of such obligation is not expected to exceed **\$535,281.00**. This declaration of official intent is a declaration of official intent made pursuant to Treasury Regulation Section 1.1501

**ROLL CALL VOTE:**

6. Motion by Burgess \_\_\_\_\_ that the Board of Mayor and Burgesses adopt the following resolution:

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**BOROUGH OF NAUGATUCK  
BOARD OF MAYOR AND BURGESSES RESOLUTION  
AUTHORIZING A LEASE PURCHASE AGREEMENT  
FOR THE PURCHASE OF A GARBAGE TRUCK**

**WHEREAS**, the Board of Mayor and Burgesses of the Borough of Naugatuck (the “Board”) has determined that a true and very real need exists for the Purchase of a Garbage Truck (the “Equipment”) for use within the Borough of Naugatuck; and

**WHEREAS**, the Borough of Naugatuck (the “Lessee”), has or will take the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

**WHEREAS**, the Board proposes to finance the acquisition of the Equipment with a lease which shall be subject to annual appropriations (the “Lease”); and

**WHEREAS**, the Borough has received proposals from two companies (the “Underwriter”) to underwrite the Lease; and

**WHEREAS**, all Lease payments which may be due by the Lessee pursuant to the Lease for fiscal year ending June 30, 2009, if any, are within an available, unexhausted and unencumbered appropriation.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND BURGESSES OF THE BOROUGH OF NAUGATUCK AS FOLLOWS:**

**Section 1.** Provided that the appropriation for the Equipment is approved by the Board of Mayor and Burgesses sitting jointly, the Mayor of the Lessee is authorized to execute and deliver the Lease with the Underwriter which offers the proposal which is in the best interests of the Borough, in the sole discretion of the Mayor, and to execute and deliver any acceptance certificates, schedules of payments, escrow agreements and related documents in connection with the leasing of the Equipment as may be approved by the Mayor, such approvals to be conclusively evidenced by the execution and delivery of such agreements, certificates and documents provided however that the collective lease payments for the Borough of Naugatuck shall not exceed **\$673,774** for the 2008-2009 fiscal year.

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**Section 2.** The Mayor and the Controller of Lessee be, and each of them hereby is, authorized and directed to execute and deliver such other 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 terms and obligations of the Lease in connection with the purchase and lease of the Equipment.

**Section 3.** It is hereby recommended to the Board of Finance that it appropriate **\$183,119.00** for the purchase of the Equipment to be financed with the Lease.

**Section 4.** The Lessee hereby designates the lease as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Internal Revenue Code.

**Section 5.** The Lessee reasonable expects to incur expenditures (the “Expenditures”) in connection with the capital project for which a general functional description is provided above. The Lessee reasonably expects to reimburse itself for the cost of such Expenditures with the proceeds of the obligation described above. The maximum principal amount of such obligation is not expected to exceed **\$183,119.00**. This declaration of official intent is a declaration of official intent made pursuant to Treasury Regulation Section 1.1501

**ROLL CALL VOTE:**

7. Motion by Burgess \_\_\_\_\_ to adjourn the meeting at \_\_\_\_\_ **p.m.**  
Hartford/59032.16/CFIELD/355496v1  
Hartford/59032.16/CFIELD/355496v1

cc: Mayor/Burgesses/Controller/Administrative Assistant/Signpost/File

as031709