AGENDA

for a regular meeting of the Pittsfield Town Council, to be held on Tuesday, May 19, 2020 at 6:30 PM by teleconferencing technology due to the Governor's Proclamation of State of Civil Emergency for the ongoing COVID-19 pandemic. Directions to join the meeting are available at the end of the agenda.

1. Open Meeting/Pledge of Allegiance, followed by Moment of Silence.

2. Adoption of minutes of the Regular Meeting held on May 5, 2020.

3. PRESENTATIONS, CONGRATULATIONS AND INTRODUCTIONS:

A. Community and Economic Development Activities and Events

4. PUBLIC HEARINGS/OLD BUSINESS:

ORDINANCE 20-09: (Public Hearing) That the Town of Pittsfield Town Council hereby ordains the tax anticipation note borrowing for the fiscal year ending December 31, 2020 on the following terms:
Ordered that, pursuant to Section 5771 of Title 30-A of the Maine Revised Statutes, as amended and the Ordinance adopted on the date hereof, the Town Treasurer is hereby authorized and empowered to borrow money from time to time during the fiscal year ending December 31, 2020 in the principal amount or amounts not exceeding $500,000 at any one time outstanding, in anticipation of the collections or receipts from taxes, by the issuance of tax anticipation notes of the Town, each of which notes shall be designated "Town of Pittsfield 2020 Tax Anticipation Notes." All of such tax anticipation notes, and any extensions, renewals or replacements thereof, shall be signed by the Town Treasurer and countersigned by at least a majority of the members of the Town Council, shall be payable on or before November 1, 2020, out of money raised by taxation during the fiscal year ending December 31, 2020 shall bear interest payable at maturity at a rate determined in the manner as approved by the Treasurer, and shall contain such other terms and provisions, not inconsistent herewith, and be in such form, as shall be approved by the officers signing the same, whose approval shall be conclusively evidenced by their execution thereof, and

Be It Further Ordered that the Treasurer is hereby authorized to award the notes to such person or entity as approved by the Town Council, such approval to be conclusively evidenced by the execution of the 2020 Tax Anticipation Notes; and

Be It Further Ordered that the notes authorized by the foregoing are hereby designated as qualified tax exempt obligations for purposes of Section 265(b) of the Internal Revenue Code of 1986, as amended, and

Be It Further Ordered that the Treasurer of the Town be authorized to covenant with the purchasers of the notes on behalf of the Town and for the benefit of the holders of the notes, that the Town will take whatever steps, and refrain from taking any action, as may be necessary or appropriate to ensure that interest on the notes will remain free from federal income taxes, including without limitation, the filing of information returns and reports with the Internal Revenue Service and the payment of any rebate due to the United States of America.

5. REPORTS:

A. COUNCIL COMMITTEES: FINANCE, ORDINANCE AND RECYCLING
B. BOARD AND COMMITTEE UPDATES BY TOWN COUNCILORS AND MANAGER

C. TOWN MANAGER'S REPORT

6. NEW BUSINESS:

ORDER 20-06: Ordered that the Town Council amend the Transfer Station/Recycling Center User Fee System effective 06/01/2020 revising the implementation date to 08/01/2020.

ORDER 20-07: Ordered by the Town Council Authorizing Equipment Lease-Purchase Financing and Appropriation of the Proceeds Thereof

TOWN OF PITTSFIELD, MAINE
ORDERS OF TOWN COUNCIL

Authorizing Equipment Lease Purchase Financing and Appropriation of the Proceeds Thereof

WHEREAS, the Town desires to authorize the acquisition of a 2020 Silverado 2500 (the "Equipment"); and

WHEREAS, the Town desires to authorize a municipal lease purchase financing arrangement to finance the costs of the Equipment; and

WHEREAS, the Town desires to appropriate funds from the FY 2020 budget to pay the amounts of said lease purchase financing from the following line items: Debt Service line item under the Water Enterprise Fund, and Debt Service line item within the Sewer Enterprise Fund.

NOW, THEREFORE, be it voted, resolved, and ordered by the Town Council of Pittsfield, Maine:

Section 1. The sum of up to $46,403.90 is hereby appropriated to finance the costs of acquisition of the Equipment.

Section 2. For the purposes of financing the aforesaid appropriation, pursuant to the Town Charter and all amendments thereof and acts additional thereto, and all other authority thereto enabling, there is hereby authorized and approved one or more equipment lease purchase agreements, each such lease to be in such form and contain such terms and provisions as the Finance Committee may hereafter determine or authorize, with such terms and conditions, including the interest rate(s), term or maturity and other terms and conditions as the Town Treasurer and the Mayor deem appropriate and to award the equipment lease purchase agreement(s) to such financial institution or institutions as it deems to be in the best interests of the Town, and the Treasurer, Mayor, Clerk and other appropriate officers of the Town are hereby authorized and empowered to do all such acts and things, and to execute, deliver, file, approve, and record all such lease purchase financing documents, leases, contracts, assignments, certificates, memoranda, abstracts, such other documents as required by the lessor of such equipment, and other documents as may be necessary or advisable, with the advice of counsel for the Town, as may be necessary or appropriate in connection with such lease purchase financing.

Section 3. The Town, pursuant to Internal Revenue Service Treas. Reg. 1.150-2, hereby declares its official intent to pay, on an interim basis, costs of the Equipment, which costs the Town reasonably expects to reimburse with proceeds of such tax exempt equipment lease purchase agreement(s) to be issued by the Town in the maximum principal amount of $41,070.00.

Section 4. The acquisition of the Equipment under such equipment lease purchase agreement(s) is necessary, convenient, in the furtherance of and will at all times be used in connection with the Town's governmental and proprietary purposes and functions and are in the best interests of the Town, and no portion of the Equipment will be used, directly or indirectly, in any trade or business carried on by any person other than the Town on a basis different from the general public. The Town covenants that it will perform all acts within its power which are or may be necessary to ensure that the interest portion of the rental payments under the equipment lease purchase agreement(s) shall at all times be and remain exempt from federal income taxation.

Section 5. The Town further covenants that the Municipal Lease Purchase Agreement is hereby designated a Qualified Tax Exempt Obligation pursuant to Section 265(b) of the Internal Revenue Code.

Fiscal Note: The total estimated lease principal is $41,070.00 and the total estimated lease interest is $5,333.90 based on an estimated interest at a rate of 5.461% over 5 years.

RESOLUTION 20-49: Resolved that the Town Council reject all bids received for the Request for Proposals for the purchase of Two Trucks as the delay of at least two months or much more from the shutdown caused by the COVID-19 pandemic would be detrimental to the work program required in the Water/Sewer Departments and the Cemeteries.

RESOLUTION 20-50: Resolved that the Town Council accept the proposal of _____ of _____ in an amount to not exceed $_____ for a 2020 Silverado 2500 Truck and authorize the Town Manager and Deputy Treasurer to Transfer and Expend $_____ from the Water Enterprise Fund Debt Service line and $_____ from the Sewer Enterprise Fund Debt Service line for such purchase.

RESOLUTION 20-51: Resolved that the Town Council accept the proposal of _____ of _____ in an amount to not exceed $_____ for a 2020 Silverado Regular Pickup Truck and authorize the Town Manager and Deputy Treasurer to Transfer and Expend from the Cemetery General Fund (G#7-121-00) at TD Wealth for such purchase, which shall only be used for the purpose of work for the cemeteries.

RESOLUTION 20-52: Resolved that the Town Council waive the bid policy, Chapter 2, Administrative Code, Section 106, to accept the proposal from _____ of _____ for Roadside Mowing, Departments Mowing and Pittsfield Municipal Airport Mowing in an amount to not exceed $_____ for Roadside Mowing; $_____/hour for In-Town Mowing; $_____ for Departments Mowing; and $_____ for Pittsfield Municipal Airport Mowing; and authorize the Town Manager to execute the contracts for same.

RESOLUTION 20-53: Resolved that the Town Council authorize the Town Manager and Deputy Treasurer to issue a Request for Proposals for a Tax Anticipation Note to not exceed $500,000.

RESOLUTION 20-54: Resolved that the Town Council accept the bid of _____ dated _____ with an interest rate of _____% per annum for the financing of 2020 Paving of Public Roads and Capital Improvements in an amount to not exceed $706,000.

RESOLUTION 20-55: Resolved that the Town Council ratify the Agreement between the Town of Pittsfield and the Pittsfield Police Association Affiliated with the Maine Association of Police covering the period of 01/01/2020 through 12/31/2022

RESOLUTION 20-56: Resolved that the Town Council approve the liquor license for JW Parks Golf Course located at 382 Hartland Avenue, Pittsfield, ME 04967.

RESOLUTION 20-57: Resolved that the Town Council authorize the Town Manager to file a 2020 Community Development Block Grant (CDBG) Economic Development Program Application for The Nancy House in the amount of $50,000; to make such assurances on behalf of the Town as required as part of the application; upon acceptance of said funds to carry out the duties and responsibilities for implementing said program; and to sign all documents necessary for the grant as depicted in the Council Resolution.

RESOLUTION 20-58: Resolved that the Town Council appoint members to the new Parks and Recreation Committee which combined the former Parks and Recreation Committee, Pinnacle Park Board and Swimming Pool Committee.

7. DISCUSSION ITEMS:

A. Department Reports for 04/30/2020
Accomplishments/Achievements

8. REPORTS: Audience, Council

9. ADJOURNMENT

Instructions to Join the Town Council Meeting on Zoom

Join Zoom Meeting ***(by computer – use this website link)***
https://us02web.zoom.us/j/82420731109?pwd=ZzRKTlBmWXNrMkxKRDhBd0plMjVpdz09
Meeting ID: 824 2073 1109
Password: 348603

Dial by your location
+1 646 558 8656 US (New York) ***(use this number by phone as it is the closest location)***
+1 301 715 8592 US (Germantown)
+1 312 626 6799 US (Chicago)
+1 669 900 9128 US (San Jose)
+1 253 215 8782 US (Tacoma)
+1 346 248 7799 US (Houston)
Meeting ID: 824 2073 1109
Password: 348603
Find your local number: https://us02web.zoom.us/u/kBsuw9pJQ

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