



**NOVEMBER 7, 2016
MONDAY
7:00 P.M.**

**AGENDA
REGULAR COUNCIL MEETING
City Council Chambers, 2nd Floor
265 Main Street-Old Town, Maine**

- I. CALL TO ORDER** (Please turn off or silent cell phones)
- II. FLAG SALUTE**
- III. ROLL CALL**
- IV. Approval of the Minutes**
- V. PETITIONS, COMMUNICATIONS AND CITIZENS' REQUESTS**
- VI. REPORTS**
 - A. Council President**
 - B. Standing Committees (Finance, Public, Administrative & Economic Services; Landfill, Legislative, Sewer, Airport & Housing sub-committees)**
 - C. City Councilors**
 - D. City Attorney**
 - E. Special Committees**
 - F. City Manager**
- VII. CONSENT AGENDA (New Business items 1, 2, 3, 4, 5 & 6)**
 - Suggested motion: Resolved, the Old Town City Council hereby approves the Suggested motions under New Business items 1, 2, 3, 4, 5 & 6 as presented.
(Councilor Peterson)

VIII. PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

SECOND READINGS

1. The City Council will conduct a Second Reading on a proposal to amend Chapter 21, titled Welfare, Appendices A & C (Food and Housing Assistance Limits) of the General Assistance Maximum Amounts for the period October 1, 2015 through September 30, 2016. This amendment is a requirement of the Department of Human Services in compliance with Title 22, M.R.S.A. §4305(4).
- 1a. The City Council will consider final approval on a proposal to amend Chapter 21, Titled Welfare, Appendices A & C of the General Assistance Maximum Amounts.

Suggested motion: Resolved, the Old Town City Council hereby approves a proposal to amend Chapter 21, titled Welfare, Appendices A, C & D (Food and Housing Assistance Limits) of the General Assistance Maximum Amounts for the period October 1, 2016 through September 30, 2017 as presented in Attachment #1.

(Councilor May)

(Roll Call Vote)

IX. OLD BUSINESS

X. NEW BUSINESS

1. The City Council will consider approval of a renewal application for a Malt, Vinous & Spirituous Liquor License for the VFW Post 3381, 173 Main Street

Suggested motion: Resolved, the Old Town City Council hereby approves a renewal application for a Malt, Vinous & Spirituous Liquor License for the VFW Post 3381, 173 Main Street.

2. The City Council will consider approval of a renewal application for a Malt & Vinous Liquor License for Governor's Restaurant, 963 Stillwater Avenue.

Suggested motion: Resolved, the Old Town City Council hereby approves a renewal application for a Malt & Vinous Liquor License for Randall Wadleigh, d/b/a Governor's Restaurant, 963 Stillwater Avenue.

3. The City Council will consider acceptance of a Safety Enhancement Grant in the amount of \$1,317 (two-thirds of cost) from the Maine Municipal Association to be used exclusively for purchasing Traffic Safety Equipment (Drums) for the Public Works Department. The City's contribution is \$658.50 and funds will come from the Grant Match Account #7200-0350.

Suggested motion: Resolved, the Old Town City Council hereby accepts a Safety Enhancement Grant in the amount of \$1,317 from the Maine Municipal Association to be used exclusively for purchasing Traffic Safety Equipment (Drums) for the Public Works Department. The City's contribution is \$658.50 and funds will come from the Grant Match Account #7200-0350.

4. The City Council will consider acceptance of a Safety Enhancement Grant in the amount of \$2,000 (two-thirds of cost) from the Maine Municipal Association to be used exclusively for purchasing 10 Respirators for the Police Department. The City's contribution is \$1,750 and funds will come from the Grant Match Account #7200-0350.

Suggested motion: Resolved, the Old Town City Council hereby accepts a Safety Enhancement Grant in the amount of \$2,000 from the Maine Municipal Association to be used exclusively for purchasing 10 Respirators for the Police Department. The City's contribution is \$1,750 and funds will come from the Grant Match Account #7200-0350.

5. The City Council will consider approval to accept monies from the State of Maine in the case against the State of Maine vs. Trisha Sapiel in the amount of \$3,400 and One SCCY 9mm hand gun based on the grounds that the Old Town Police department made a substantial contribution to the investigation of this criminal case.

Suggested motion: Resolved, the Old Town City Council hereby approves to accept \$3,400 and One SCCY 9mm hand gun from the State of Maine vs. Trisha Sapiel based on the grounds that the Old Town Police department made a substantial contribution to the investigation of this criminal case.

6. The City Council will consider authorizing issuance of a Municipal Quitclaim Deed to Matthew Carter for property located at 18 Gray's Lane in Old Town, with respect to a sewer lien certificate recorded against the property on August 29, 2014. At the time it was recorded, the sewer lien certificate incorrectly named the prior mortgage holder, Federal National Mortgage Association, as the owner of the property. Mr. Carter had purchased the property a year earlier, in August 2013, from E.H. Pooled Investments, LP. Because the sewer lien certificate did not name the correct owner of the property, the lien certificate is invalid under Maine law. The quitclaim deed will serve to clear the title record with respect to this lien.

Suggested motion: Resolved, the City Manager is hereby authorized and directed to issue a municipal quitclaim deed to Matthew Carter, for property located at 18 Gray's Lane in Old Town, with respect to a sewer lien certificate recorded against the property on August 29, 2014."

7. The City Council will consider approving and adopting the Post Issuance Compliance Procedures Use of Tax-Exempt Bond Financed Property and Proceeds.

Suggested motion: Resolved, the Old Town City Council hereby approves and adopts the Post Issuance Compliance Procedures Use of Tax-Exempt Bond Financed Property and Proceeds as presented in Attachment #2.

(Councilor Nuttall)

8. The City Council will consider accepting a bid and authorize financing for a new Fire Truck for the Fire Department.

Suggested motion: Resolved, the Old Town City Council hereby accepts the bid from Pierce Fire Trucks in the amount of \$520,215.14 for a new Fire Truck. The Council further authorizes the Finance Director to finance the amount through Pierce Financial Solutions for a 5 year term at 1.92%.

(Councilor McLeod)

9. The City Council will consider taking necessary steps to dispose of Tax Acquired Properties.

Suggested motion **A**: Resolved, the Old Town City Council hereby authorizes the City Manager to take all necessary steps to dispose of the following properties that the City has taken possession of though the tax lien process:

- 1) 811 Main St.– Map-29 Lot-48-American Baptist Church
Vacant/Abandoned
- 2) 1 Sawyer Street-Map 27, Lot 157-Undeveloped Parcel-**Vacant**
- 3) 3 Sawyer Street-Map 27, Lot 156-Undeveloped Parcel-**Vacant**
- 4) 62 Seventh Street-Map 26, Lot 259-Single Family Home-**Vacant**
- 5) 17 Front Street-Map 31, Lot 171-Single Family Home-**Vacant**
- 6) 449 Bennoch Rd-Map 16, Lot 15-Single Family Home-**Vacant**

(Councilor Roach)

Suggested motion **B**: Resolved, the Old Town City Council hereby authorizes the City Manager to take all necessary steps to address occupancy and dispose of the following properties that the City has taken possession of though the tax lien process:

- 1) 15 Union Street-Map 31, Lot 141-Single Family Home-**Occupied**
- 2) 779 Stillwater Ave-Map 18, Lot 29-Single Family Home-**Occupied**

(Councilor Nuttall)

10. The City Council will consider going into Executive Session for the purpose of discussing an economic development issue relating to the Expera Mill.

Suggested motion: Resolved, the Old Town City Council hereby approves going into Executive Session pursuant to MRSA Title 405, Section (6)(C) for the purpose of discussing an economic development issue relating to the Expera Mill.

(Councilor Klitch)

11. The City Council will consider going into Executive Session for the purpose of discussing the City Manager's annual performance evaluation.

Suggested motion: Resolved, the Old Town City Council hereby approves going into Executive Session pursuant to Title 1, M.R.S.A., §405(6)(A) for the purpose of discussing the City Manager's annual performance evaluation.

(Councilor May)

XI. ADJOURNMENT

**NOVEMBER 9, 2016
WEDNESDAY
4:30 P.M.**



**AGENDA
SPECIAL COUNCIL MEETING
City Council Chambers, 2nd Floor
265 Main Street-Old Town, Maine**

- I. CALL TO ORDER (Please turn off or silence cell phones)**
- II. FLAG SALUTE**
- III. ROLL CALL**
- IV. Approval of the Minutes.**
- V. PETITIONS, COMMUNICATIONS AND CITIZENS' REQUESTS**
- VI. REPORTS**
 - A. Council President**
 - B. Standing Committees (Finance, Public, Administrative & Economic Services; Landfill, Legislative, Sewer, Airport & Housing sub-committees)**
 - C. City Councilors**
 - D. City Attorney**
 - E. Special Committees**
 - F. City Manager**
- VII. CONSENT AGENDA**
- VIII. PUBLIC HEARINGS AND SECOND READING OF ORDINANCES**
- IX. OLD BUSINESS**

X. NEW BUSINESS

1. The City Council will consider accepting the Return of the Votes cast of the November 8, 2016 Regular Municipal Election.

Suggested motion: Resolved, the Old Town City Council hereby accepts the Return of the Votes cast of the November 8, 2016 Regular Municipal Election as presented.

(Councilor May)

XI. ADJOURNMENT

MEMO

Date: November 7, 2016

To: Full Council

From: Scott Wilcox, Police Chief

Cc: Bill Mayo, Patty Brochu

RE: Request to accept MMA Grant

I am looking for the Council to accept a Safety Enhancement Grant from Maine Municipal Association. The Police Department has been awarded a \$2,000.00 Safety Grant to cover two-thirds of the cost to purchase 10 respirators. The purpose of this purchase will be to protect Officers from exposure at Meth Labs. The total cost of the respirators is \$3,750.00 and the City's share will be \$1,750.00.

Respectfully Submitted

Scott J Wilcox



MAINE MUNICIPAL ASSOCIATION

Risk Management Services

60 Community Drive
PO Box 9109
Augusta, Maine 04332-9109

Telephone No.

(207) 626-5583
(800) 590-5583 Maine Only
RMS Fax (207) 626-0513
Fax (207) 624-0127

October 24, 2016

Steven Rideout
City of Old Town
265 Main St
Old Town, ME 04468

RE: Safety Enhancement Grant Application for October 2016

Dear Mr. Rideout:

The selection committee has reviewed your application and is pleased to approve your request. This grant is to be used exclusively for purchasing the Traffic Safety Equipment (Drums), as stated in your application.

The grant is intended to cover two-thirds of your cost up to, but not exceeding \$1,317. When your project is complete, please send us proof of payment (cancelled check, treasurer's warrant, "paid" stamped invoice, etc.) so that reimbursement can be made. The grant must be used within one year from the date of this letter or it will be withdrawn.

MMA Risk Management Services is now accepting electronic submissions for The Ed MacDonald Safety Grant Program for the May 2017 Grant period and electronic submission of Safety Scholarship applications starting October 1, 2016. The updated application can be find on our website at www.memun.org under "Risk Management". Please use this form for any future submittals.

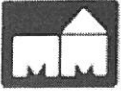
We have enclosed a press release that may be used to announce your Safety Enhancement Grant to your community. If you have any questions, please call Jennette Holt at 624-0140 or contact me directly at 624-0165. Congratulations on your grant! We appreciate your interest in workplace safety.

Sincerely,

Donald Vickery
Loss Control Manager

Enclosed: Draft Press Release

cc: William J. Mayo



**Maine Municipal Association
Risk Management Services
Safety Enhancement Grant Application**

Name: Steven Rideout Title: Foreman
 Entity (City/Town etc.) Old town Department: public works
 Address: 265 main st City: Old town ME Zip: 04468
 Phone: 827-3974 Cell Phone: 478-0398



If you have not read all of the instructions, please do so now!

Please describe the safety equipment/services you are considering purchasing. Include the intended purchase, installation or completion date for your project.

50 drum cones w/25lb rubber base and 4" hi-intensity grade stripe
(state Me ref# B400 4-4HiRB25)

Why is this safety equipment/service needed? (You are welcome to attach additional sheets).

Set up safe work zones, hi-visibility for protection of road crews
and to help protect the traveling public.

How will this safety equipment/service help to reduce workplace injuries and provide your entity with a safer work environment?

Will allow road crews to set up a highly visible and safe work
zone, and reduce potential risk of injury from distracted drivers.

Cost (or quote) of equipment/service. (Attach to application). 1975.50

Have you committed funds for your portion of this activity? Yes No

Have you applied for or received grants or funding from other sources for this endeavor? Yes No

If Yes, from whom:

Amount (\$):

[Signature] 9/20/16

Applicant Signature

Date

[Signature]

Key Official Signature

(City/Town Mgr., Selectperson, Director)

9/20/16

Date

Stevn Rideout

Print Name

Foreman

Title

William J Mayo

Print Name

City manager

Title

For further information regarding this program, please contact our:

Loss Control Technician at 1-800-590-5583

Please mail or fax the completed application and supporting documents. (Keep a copy for your records).

To:

Maine Municipal Association

Risk Management Services

Attn: Loss Control Dept.

60 Community Drive

PO Box 9109

Augusta, ME 04332-9109

Fax: 207-624-0127

(We will accept applications by Fax, but illegible or incomplete applications will not be considered.)

STATE OF MAINE
Penobscot, ss

PENOBSCOT COURT
Criminal Action
Docket No. CR-16-2306

STATE OF MAINE }
 }
 v. }
 }
 TRISHA SAPIEL }
 Defendant }
 }
 and }
 }
 \$3,400.00 in U.S. Currency }
 Defendant(s) In Rem #1 }
)
 One SCCY 9mm hand gun - }
 Serial number 289924 }
 Defendant(s) In Rem #2)

Municipality of Old Town
Approval of Transfer
15 M.R.S.A. §5826(6) &
§5822(4)(A)

NOW COMES the City of Old Town, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) to the transfer of the above captioned \$3,400.00 in U.S. Currency and one SCCY 9mm handgun – Serial number 289924 on the grounds that the Old Town Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the City of Old Town, Maine does hereby approve of the transfer of the Defendant(s) in Rem #1 and #2, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Old Town municipal legislative body on or about

Dated: _____

Chairperson/Mayor/Councilman/Clerk
Municipality of Old Town
Old Town, Maine
(Impress municipal legislative body seal here)

**POST ISSUANCE COMPLIANCE PROCEDURES
USE OF TAX-EXEMPT BOND FINANCED PROPERTY AND PROCEEDS
CITY OF OLD TOWN, MAINE**

Description of Indebtedness:	Certain bonds, notes, leases or other debt obligations described in <u>Schedule A</u> hereto as it may amended from time to time (the “Bonds”)
Description of Property:	Certain property described in <u>Schedule A</u> hereto as it may amended from time to time (the “Bond-Financed Property”)
Date of Approval by Municipal Officers:	November 7, 2016 (the “Approval Date”)

I. Post Issuance Compliance Officer

In order to facilitate continuing compliance with certain federal income tax requirements applicable to the tax-exempt status of the Bonds, the City of Old Town, Maine (the “Issuer”) has appointed its Treasurer to act as the official who will be responsible for carrying out and monitoring the Issuer’s compliance with such requirements (the “Tax Compliance Officer”), including any such requirement set forth herein or in any document delivered by the Issuer in connection with the Bonds, including any non-arbitrage and use of proceeds certificate or comparable document.

II. Tax Compliance

To carry out such responsibility, the Tax Compliance Officer understands that, on or prior to the occurrence of any of the following events, the Tax Compliance Officer will consult with Preti, Flaherty, Beliveau & Pachios LLP, bond counsel to the Issuer (“Bond Counsel”), to ascertain what effect, if any, the contemplated action may have on the tax-exempt status of interest on the Bonds. In certain circumstances it may be necessary for the Issuer to take promptly a remedial action under Treasury Regulation Section 1.141-12 to preserve the tax-exempt status of interest on the Bonds. In other cases, remedial action under the regulations may not be available for a violation and the Issuer may need to consider the Voluntary Closing Agreement Program of the Internal Revenue Service. The Tax Compliance Officer will also undertake a review of the tax status of the Bond-Financed Property within thirty (30) days after (a) the Approval Date and (b) each anniversary of the Approval Date.

Change of ownership of the financed property -- if the ownership of any portion of the Bond-Financed Property is transferred to anyone, other than a State or local governmental unit, prior to the earlier of the end of the expected economic life of the Bond-Financed Property or the final maturity date of any Bond financing (or refinancing) the property.

Private business use of the Bond-Financed Property -- if any portion of the Bond-Financed Property will be used by anyone other than a State or local governmental unit or members of the general public who are not using the property in the conduct of a trade or business. Examples of uses that can give rise to private business use include use by a person as an owner, lessee, purchaser of the output of facilities under a “take” or “take or pay” contract, purchaser or licensee of research, a manager or independent contractor under certain management or professional service contracts or any other arrangement that conveys special legal entitlements (*e.g.*, arrangement that conveys priority rights to the use or capacity of the financed property) for beneficial use of the property financed with proceeds of tax-exempt debt or special economic benefit.

Leases of the Bond Financed Property -- if any portion of the Bond-Financed Property is to be leased, or otherwise subject to an agreement which gives possession of any portion of the Bond-Financed Property to anyone, other than a State or local governmental unit.

Private Loan of Bond Proceeds -- if any portion of the proceeds of the Bonds (including any investment earnings thereon) are to be loaned by the Issuer.

Management agreement or service agreement -- if any portion of the Bond-Financed Property is to be used under a management contract or professional service contract (e.g., medical or dining services), other than a contract for services that are solely incidental to the primary function of Bond-Financed Property, such as janitorial services or office equipment repair.

Naming rights agreements for the Bond-Financed Property -- if any portion of the Bond-Financed Property will become subject to a naming rights or sponsorship agreement, other than a “brass plaque” dedication.

Research using the Bond-Financed Property -- if any portion of the Bond-Financed Property will be used for the conduct of research under the sponsorship, or for the benefit of, any organization other than a State or local governmental unit.

Sinking fund or pledged fund -- if the Issuer, or any organization related to the Issuer, identifies funds which are expected to be used to pay debt service on the Bonds or to secure the payment of debt service on the Bonds, other than those funds or accounts described in the certificates, agreements and other documents delivered with the Bonds.

Refunding or modification of Bonds -- if the Issuer is considering refunding or reissuance of the Bonds or any modification of the Bonds or any agreement or document which was delivered on behalf of the Issuer in connection with the issuance of the Bonds.

III. Tax Recordkeeping

The Internal Revenue Service has advised issuers of bonds, notes, leases or other debt obligations that they have post-issuance recordkeeping responsibilities that are necessary to satisfy the Internal Revenue Service in the event of any future audit of any such bonds, notes, leases or other debt obligations. In order to carry out such recordkeeping responsibilities with respect to the Bonds, the Tax Compliance Officer shall create and maintain, or cause to be created and maintained, records of:

1. Purchases or sales of investments made with proceeds of Bonds (including amounts treated as “gross proceeds” as a result being part of a sinking fund or pledged fund) and receipts of earnings on those investments;
2. The final allocation of the proceeds of the Bonds to expenditures;
3. Information, if applicable, that will be sufficient to demonstrate to the Internal Revenue Service upon an audit of the Bonds that the Bonds have complied with one or more available spending exceptions to the arbitrage rebate requirement applicable to the Bonds;
4. Information and calculations, when applicable, that will be sufficient to demonstrate to the Internal Revenue Service, upon an audit of the Bonds, for which an exception to the arbitrage rebate requirement was not applicable, that the rebate amount, if any, that was payable to the United States of America with respect to investments made with gross proceeds of the Bonds was calculated and timely paid to, and that Form 8038-T was timely filed with, the Internal Revenue Service;
5. Information and records showing that (a) investments held in yield-restricted advance refunding or defeasance escrows for Bonds, and (b) investments made with unspent proceeds of Bonds after the expiration of the applicable temporary period, were not invested in higher-yielding investments;
6. Information and records regarding any use of proceeds of Bonds to make or finance a loan to any person other than a State or local governmental unit;

7. Information and records regarding the continued use and ownership of the Bond-Financed Property, including records related to the initial and each annual review of the tax status of the Bond-Financed Property; and

8. Any use arrangement affecting the Bond-Financed Property which results in private business use of any portion of the Bond-Financed Property.

Such records will be maintained by the Tax Compliance Officer for the period required by the U.S. Internal Revenue Code and as may be described in the non-arbitrage and use of proceeds certificate (or comparable certificate or agreement) delivered by the Issuer in connection with the issuance of the Bonds.

IV. Schedule A

As of the date of issuance or delivery by the Issuer of any bond, note, lease or other debt obligation interest on which is excluded from gross income for federal income tax purposes, the Tax Compliance Officer will modify Schedule A hereto to include such bond, note, lease or other debt obligation and information related thereto. After such date of issuance or delivery, the requirements, responsibilities and procedures set forth herein shall apply to, and be carried out with respect to, any such bond, note, lease or other debt obligation.

V. Training

When appropriate, the Tax Compliance Officer and other Issuer employees under the direction of the Tax Compliance Officer will attend training programs offered by the U.S. Internal Revenue Service, the Government Finance Officers Association, Bond Counsel or other organizations or persons with recognized expertise with respect to the requirements, responsibilities and procedures set forth herein. When another person becomes Tax Compliance Officer, the Treasurer shall appoint the outgoing Tax Compliance Officer, Bond Counsel or both to provide suitable training of the incoming Tax Compliance Officer with respect to the requirements, responsibilities and procedures set forth herein.

**CITY OF OLD TOWN, MAINE
POST ISSUANCE COMPLIANCE PROCEDURES
BONDS AND BOND-FINANCED PROPERTY
SCHEDULE A**

Date of Issue	Obligation Type	Original Issue Amount	Final Maturity Date	Bond-Financed Property	Expected Economic Life	Refinancing Information
Public Improvement Bond 2002 Series C	GOB	\$2,500,000	2022	City Building	30 Yrs.	
2002 School Construction Bond	GOB	\$11,316,198	2022	School	40 Yrs.	
2009	GOB	\$1,410,825	2029	City Hall	35 Yrs.	
2003	GOB	\$2,000,000	2031	Waste Treatment Facility Construction	40 Yrs.	
2007	GOB	\$914,000	2035	Waste Treatment Facility Construction & Improvement	40 Yrs.	
2002	GOB	\$3,000,000	2022	Waste Treatment Facility Construction	40 Yrs.	
2003	GOB	\$1,525,290	2023	Waste Treatment Facility Construction & Improvement	40 Yrs.	
2015	GOB	\$1,000,000	2023	Road Improvements	10 Yrs.	

“GOB” means general obligation bond.

“BAN” means bond anticipation note.

“GAN” means grant anticipation note.

“TAN” means tax anticipation note.

“QSCB” means qualified school construction bond.

“Lease” means a lease purchase or similar agreement.

“PAB” means private activity bond.



OLD TOWN FIRE RESCUE

**150 BRUNSWICK STREET
Old Town Maine, 04468
207-827-3400 Fax: 207-827-3976**

MEMORANDUM

DA: October 12, 2016

TO: City Manager Mayo

FR: Chief O'Malley

RE: Fire truck replacement proposal

The fire department would like the opportunity to present to the finance committee the proposed replacement plan for our current 2002 engine/pumper. This plan would include lease/financing this purchase over a proposed 7 year period. This discussion (with hopes of sending our proposal on to full council for final approval) would not require any funding this fiscal year however would require purchase agreement signing prior to fire truck manufacturer constructing apparatus. The first "lease to own" payment schedule would not be due until "upon delivery" sometime late 2017. The Fire Departments truck build committee has designed a "responder safe" fire truck that will fit the needs of our community and is fiscally responsible. We have received and reviewed 3 requests for proposals (RFP's) along with the financing options available and have chosen one that best suits FD and city needs. We look forward to presenting this at the October 17, 2016 finance meeting.

Thank you,

Steve



OLD TOWN FIRE RESCUE

150 BRUNSWICK STREET
Old Town Maine, 04468
207-827-3400 Fax: 207-827-3976

MEMORANDUM

DA: October 14, 2016

TO: City Manager Mayo / Council

FR: Chief O'Malley

RE: Fire Truck RFP's

Fire truck build committee received 3 basic RFP's:

Ferrara Fire Apparatus \$488,752

E-One Emergency Vehicles \$506,945

Pierce Fire Trucks \$494,186

The committee after reviewing all proposals decided to work with Pierce for complete bid specifications as this truck most closely resembled features we were looking for that best suits our City and department needs. We also upgraded this truck to a much safer apparatus with improved operator and passenger safety features.

We recommend Pierce RFP at a final cost of \$520,215.14

Financing options attached on following sheets



FINANCIAL SOLUTIONS



Tax Exempt Lease Purchase

SALES ORGANIZATION:

Minuteman - Ray

Contact information:

LESSEE:

City of Old Town, Maine

Friday, October 14, 2016

TYPE OF EQUIPMENT:

Pierce Enforcer

Kim Simon

EQUIPMENT COST:

\$520,215.14 with discounts

Locator: B3-B230-05-07

CUSTOMER DOWNPAYMENT:

\$0.00

155 East Broad St

TRADE-IN:

\$0.00

Columbus, OH 43215

DELIVERY TIME:

Std delivery

P: (800) 820-9041, ext. 1

PAYMENT MODE:

Annual In Arrears

M: (614)-670-3994

FIRST PAYMENT DUE DATE:

1 Year After Lease Commencement

Fax: (800)-678-0602

LEASE COMMENCEMENT DATE:

Upon contract signing with Pierce

Kim.simon@pnc.com

Term	5 years	7 years
Number of Payments	5 annual	7 annual
Payment Amount:	\$110,111.90	\$81,184.75
Interest Rate:	1.92%	2.26%

Handwritten:
 \$520,215.14
 7 years
 \$81,184.75

NOTE: All lease documents must be fully executed within 14 days of the date of this proposal. Failure to receive completed documents may alter the final payment schedule due to changes in rates and/or discounts. There will be a \$250 fee if an escrow option is necessary.

PERFORMANCE BOND: To utilize the prepay program, a performance bond is required. Said performance bond shall be paid for directly to Pierce manufacturing or financed by PNC Equipment Finance as part of the transaction

TYPE OF FINANCING: Tax-exempt Lease Purchase Agreement with a \$1.00 buy out option at end of lease term. Said agreement shall be a net lease arrangement whereby lessee is responsible for all costs of operation, maintenance, insurance, and taxes.

BANK QUALIFICATION: This proposal assumes that the lessee will not be issuing more than \$10 million in tax-exempt debt this calendar year. Furthermore, it is assumed that the lessee will designate this issue as a qualified tax-exempt obligation per the tax act of 1986.

LEGAL TITLE: Legal title to the equipment during the lease term shall vest in the lessee, with PNC Equipment Finance perfecting a first security interest

AUTHORIZED SIGNORS: The lessee's governing board shall provide PNC Equipment Finance with its resolution or ordinance authorizing this agreement and shall designate the individual(s) to execute all necessary documents used therein.

LEGAL OPINION: The lessee's counsel shall furnish PNC Equipment Finance with an opinion covering this transaction and the documents used herein. This opinion shall be in a form and substance satisfactory to PNC Equipment Finance.

VOLUNTEER FIRE DEPARTMENTS: If Lessee is a Volunteer Fire Department, a public hearing under the requirements of Section 147(f) of the Internal Revenue Code of 1986 shall be conducted to authorize this transaction. It is recommended that a notice of the public hearing be published 10 to 14 days in advance of the public hearing.

This proposal will be valid for **fourteen (14) days** from the above date and is subject to final credit approval by PNC Equipment Finance and approval of the lease documents in PNC Equipment Finance's sole discretion. To render a credit decision, lessee shall provide PNC Equipment Finance with their most recent two years' audited financial statements, copy of their most recent interim financial statement, and current budget.

Accepted by: _____ Proposal submitted by: Kim Simon



OLD TOWN FIRE RESCUE

**150 BRUNSWICK STREET
Old Town Maine, 04468
207-827-3400 Fax: 207-827-3976**

MEMORANDUM

DA: October 12, 2016

TO: City Manager Mayo

FR: Chief O'Malley

RE: Fire apparatus

City Manager Mayo,

Complete list of Fire and EMS apparatus with replacement costs in today's dollars, longevity/use cycle and annual appropriations. All of these figures should be adjusted annually for inflation/vehicle costs increase as needed.

Engine / Pumper	\$520,000	15 yr. cycle	\$35,000 yearly
Ladder /aerial	\$625,000	25 yr. cycle	\$25,000 yearly
Rescue truck	\$200,000	20 yr. cycle	\$10,000 yearly
Ambulance 379	\$180,000	6 yr. cycle	\$30,000 yearly
Ambulance 389	\$180,000	6 yr. cycle	\$30,000 yearly
Utility P/U	\$36,000	12 yr. cycle	\$3,000 yearly
Boat 1	\$30,000	15 yr. cycle	\$2,000 yearly

\$135,000 current City annual estimated outlay for fire/EMS apparatus heavy equipment replacement.

Thank you,

Steve