

RUSH TOWNSHIP
Schuylkill County, Pennsylvania

A RESOLUTION *2019-15*

OF THE BOARD OF SUPERVISORS OF RUSH TOWNSHIP, SCHUYLKILL COUNTY, PENNSYLVANIA, AUTHORIZING THE INCURRENCE OF LEASE OBLIGATIONS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$180,000.00, TO BE EVIDENCED BY A GOVERNMENTAL FINANCE LEASE AGREEMENT WITH MAUCH CHUNK TRUST COMPANY (THE "LESSOR") TO WHICH THE LESSEE WILL PAY RENTAL PAYMENTS IN CONNECTION WITH FINANCING THE PROJECT DESCRIBED BELOW; ACCEPTING THE LESSOR'S PROPOSAL AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE GOVERNMENTAL FINANCE LEASE AGREEMENT; COVENANTING TO PAY AMOUNTS PURSUANT TO SUCH LEASE AND THE LESSOR'S PROPOSAL FROM CURRENT REVENUES, SUBJECT TO ANNUAL APPROPRIATION; AUTHORIZING AND DIRECTING THE TAKING OF NECESSARY OR APPROPRIATE ACTIONS, INCLUDING EXECUTION AND DELIVERY OF REQUISITE DOCUMENTS IN CONNECTION WITH SUCH LEASE; AND TAKING RELATED ACTIONS.

WHEREAS, the Rush Township, Schuylkill County, Pennsylvania (the "Lessee"), has determined that it is in the best interests of the Lessee to finance a project to purchase a Schwarze A4 Storm Street Sweeper (the "Project"), with the terms of such financing found in a proposal from the Lessor, dated June 28, 2019 (the "Proposal"), and a Governmental Finance Lease Agreement, between the Lessee and the Lessor, to be dated the date of its delivery (the "Lease") ; and

WHEREAS, the Lessee desires by this resolution to accept the Proposal and to authorize the execution and delivery of the Lease on behalf of the Lessee, and to authorize the taking of necessary or appropriate actions to perform the Lease.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors (the "Governing Body") of the Lessee, as follows:

SECTION 1. The Governing Body of the Lessee hereby accepts the Proposal and authorizes and approves the financing of the Project pursuant to the Proposal and the Lease.

SECTION 2. The Lease shall be substantially in the form presented to this meeting, which form is approved, together with such changes and modifications thereof as are necessary to incorporate the terms of the Proposal and such additional changes and modifications as are approved by the officers of the Lessee executing and delivering the same, which approval conclusively shall be deemed to have been given upon execution and delivery thereof.

SECTION 3. The Lessee covenants to pay the Lessor rental payments as provided in the Proposal and the Lease from current revenues, subject to annual appropriation.

SECTION 4. Proper officers of the Lessee are hereby authorized and directed to execute, attest, seal, and deliver the Lease in the form provided in Section 2 hereof. Such execution, attestation, and delivery of the Lease shall constitute conclusive evidence of such approval.


SECTION 5. Proper officers of the Lessee are authorized and directed to execute and to deliver such documents and to do such other things as may be necessary, from time to time, to carry out the Lease, and the intent and purpose of this resolution and of such documents.

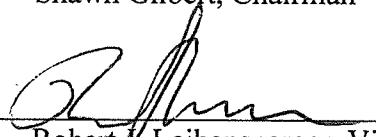
SECTION 6. Counsel engaged by the Lessee and the officers of the Lessee are hereby authorized and directed to do such other things as may be necessary and appropriate to enable the Lessee to proceed with the implementation of the Lease and the intent and purposes of this resolution.

SECTION 7. All resolutions or parts of resolutions insofar as the same shall be inconsistent herewith, shall be and the same hereby expressly are repealed.

DULY ADOPTED AND APPROVED, this 20th day of June, 2019, by the Board of Supervisors of Rush Township, Schuylkill County, Pennsylvania, in lawful session duly assembled.

Rush Township,
Schuylkill County, Pennsylvania

By: 
Shawn Gilbert, Chairman

By: 
Robert J. Leibensperger, Vice-Chairman

ATTEST:


Debbie DelFranco Secretary

(SEAL)

CERTIFICATE

I, the undersigned, Secretary of the Rush Township, Schuylkill County, Pennsylvania (the "Lessee"), certify: that the foregoing is a true and correct copy of a Resolution which duly was adopted by affirmative vote of a majority of all members of the Board of Supervisors of the Lessee at a meeting of said governing body duly convened and held according to law on June 20, 2019, at which meeting a quorum was present; said Resolution duly has been recorded in the minutes of the Board of Supervisors of the Lessee; and that said Resolution is in full force and effect, without amendment, alteration, or repeal, as of the date of this Certificate.

I further certify that the Board of Supervisors of the Lessee met the advance notice and public comment requirements of the Sunshine Act, 65 Pa.C.S. §701 et seq., of the Commonwealth of Pennsylvania, by advertising said meeting, by posting prominently a notice of said meeting at the principal office of the Lessee or at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at said meeting, all in accordance with such Act.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Lessee, this 20th day of June, 2019.



Debbie DelFranco, Secretary

(SEAL)