

**TOWNSHIP OF HAMILTONBAN,
Adams County, Pennsylvania**

RESOLUTION 2019 - 12

OF THE TOWNSHIP OF HAMILTONBAN AUTHORIZING AND SECURING THE ISSUANCE OF A GENERAL OBLIGATION NOTE, IN THE MAXIMUM PRINCIPAL AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000), PURSUANT TO SECTION 8109 OF THE PENNSYLVANIA LOCAL GOVERNMENT UNIT DEBT ACT, FOR THE PURCHASE OF A NEW CASE 521G WHEEL LOADER; ACCEPTING A LOAN PROPOSAL TO PURCHASE THE NOTE; SETTING FORTH THE TERMS AND SUBSTANTIAL FORM OF THE NOTE; PLEDGING THE FULL FAITH, CREDIT AND TAXING POWER OF THIS TOWNSHIP TO SECURE THE NOTE; AND CONTAINING RELATED PROVISIONS.

WHEREAS, the Board of Supervisors (the “Board of Supervisors”) of the Township of Hamiltonban, in Adams County, Pennsylvania (the “Township”), has determined to issue a General Obligation Note, Series of 2019, in the maximum principal amount of Fifty Thousand Dollars (\$50,000) (the “Note”), to purchase a new CASE 521G wheel loader, and to pay related costs and expenses (the “Project”); and

WHEREAS, the Board of Supervisors has obtained professional cost estimates for the Project, as required by the Local Government Unit Debt Act (the “Debt Act”), of the Commonwealth of Pennsylvania (the “Commonwealth”), which total at least \$50,000; and

WHEREAS, a loan proposal (the “Proposal”) has been received by this Township from the Pennsylvania Department of Community and Economic Development (“DCED”) via its Local Government Capital Project Loan Program (the “Program”); and

WHEREAS, the Board of Supervisors desires to accept the Proposal of DCED, to award the Note to DCED, in a private sale by negotiation, and to incur nonelectoral debt in the amount of \$50,000, in connection with the Project, pursuant to provisions of the Debt Act.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, as follows:

SECTION 1. The Board of Supervisors hereby authorizes and secures the issuance of the Note, to DCED, pursuant to this Resolution, to finance the Project.

SECTION 2. The Board of Supervisors expresses its finding that it is in the best financial interests of this Township to sell the Note in a private sale by negotiation, and determines that the Note shall constitute nonelectoral debt of this Township.

SECTION 3. The reasonably estimated useful life of the Project is at least five (5) years. The first payment of principal of the Note will not be deferred beyond two years from the date of issuance of the Note.

SECTION 4. The Board of Supervisors hereby accepts the Proposal of DCED, at a total purchase price of \$50,000 (100% of the principal amount advanced).

SECTION 5. The Note shall be stated to mature on or about June 1, 2024 (five years from the date of issue of the Note). Principal and interest shall be payable in quarterly installments, payable at the fixed rate of 2.00% all as more fully set forth in the substantial form of the Note attached hereto as Exhibit "A." The Note shall be repaid substantially as set forth in the schedule attached hereto as Exhibit "B".

SECTION 6. The Note shall be subject to redemption prior to maturity, at the option of this Township, as a whole or in part, on any date, without premium or penalty. Any such redemption shall be upon at least five (5) days written notice addressed to DCED prior to the date

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designated for redemption. On the date designated for redemption, notice having been given as aforesaid, and money for payment of the principal and accrued interest being held by DCED, as paying agent, interest on such Note so called for redemption or on any part of the principal of such Note selected for redemption shall cease to accrue. If the principal of the Note has been called for redemption or prepayment in full, the Note shall cease to be entitled to any benefit or security under this Resolution, and the registered owner of the Note shall have no rights with respect to the Note, except to receive payment of the principal of and accrued interest on such Note to the redemption date.

SECTION 7. The principal of and interest on the Note shall be payable to DCED in accordance with the Program.

SECTION 8. The Note shall be executed in the name of and on behalf of this Township by the manual signature of the Chairman or Vice Chairman of the Board of Supervisors and the official seal of this Township shall be affixed thereto and the manual signature of the Secretary or Assistant Secretary of this Township shall be affixed thereto in attestation thereof; and said officers are authorized to execute and to attest, as applicable, the Note.

SECTION 9. This Township covenants to and with registered owners, from time to time, of the Note outstanding, from time to time, pursuant to this Resolution, that this Township: (i) shall include the amount of the debt service for the Note, for each fiscal year of this Township in which such sums are payable, in its budget for that fiscal year, (ii) shall appropriate such amounts from its general revenues for the payment of such debt service, and (iii) shall duly and punctually pay or cause to be paid from its revenues or funds the principal of the Note and the interest thereon at the dates and place and in the manner stated therein, according to the true intent and meaning thereof; and, for such budgeting, appropriation and payment, this Township shall and

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does pledge, irrevocably, its full faith, credit and taxing power. As provided in the Debt Act, the foregoing covenant of this Township shall be enforceable specifically.

SECTION 10. The Chairman or Vice Chairman of the Board of Supervisors and the Secretary or Assistant Secretary, respectively, of this Township, which shall include their duly qualified successors in office, if applicable, are authorized and directed: (a) to prepare, to certify and to file with DCED the debt statement required by the Debt Act; (b) to prepare and to file the application with DCED, together with a complete and accurate transcript of the proceedings relating to the incurring of debt, of which debt the Note, upon issue, will be evidence, as required by the Debt Act; (c) to pay or to cause to be paid to DCED all proper filing fees required by the Debt Act in connection with the foregoing; and (d) to take other required, necessary and/or appropriate action.

Said officers of this Township are authorized and directed to prepare an appropriate borrowing base certificate to be appended to the debt statement authorized herein.

SECTION 11. It is declared that the debt to be incurred hereby, together with any other indebtedness of this Township, is not in excess of any applicable limitation imposed by the Debt Act upon the incurring of debt by this Township, which is evidenced by the Note.

SECTION 12. The Secretary or Assistant Secretary of this Township is authorized and directed to deliver the Note, after execution and attestation thereof as provided for herein, to DCED, as provided in the proposal for purchase of the Note, but only upon receipt of proper payment of the balance due therefor, if any, and only after DCED has received a transcript of proceedings relating to the incurring of debt evidenced by the Note.

SECTION 13. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining

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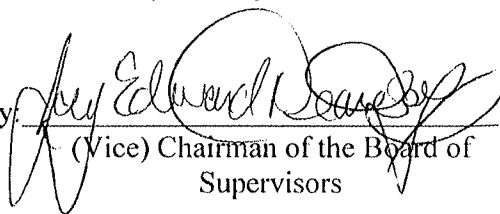
provision, section, sentence, clause or part of this Resolution, it being the intent of this Township that such remainder shall be and shall remain in full force and effect.

SECTION 14. All resolutions or parts of resolutions, insofar as the same shall be inconsistent herewith, shall be and the same expressly are repealed.

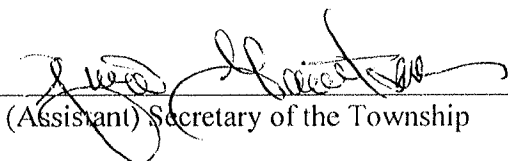
SECTION 15. This Resolution shall be effective in accordance with Section 8109 of the Debt Act.

DULY ADOPTED, by the Board of Supervisors of the Township of Hamiltonban,
in Adams County, Pennsylvania, in lawful session duly assembled, this 7th day of May, 2019.

TOWNSHIP OF HAMILTONBAN,
Adams County, Pennsylvania

By: 
(Vice) Chairman of the Board of
Supervisors

ATTEST:


(Assistant) Secretary of the Township

(SEAL)

EXHIBIT "A"

(FORM OF NOTE)

**TOWNSHIP OF HAMILTONBAN,
ADAMS COUNTY, PENNSYLVANIA,
GENERAL OBLIGATION NOTE, SERIES OF 2019**

The TOWNSHIP OF HAMILTONBAN, in Adams County, Pennsylvania (the "Township"), a political subdivision of the Commonwealth of Pennsylvania (the "Commonwealth"), promises to pay to the order of the Pennsylvania Department of Community and Economic Development ("DCED") or registered assigns, on June 1, 2024 (the "Maturity Date") unless this General Obligation Note, Series of 2019 (the "Note") shall have been duly called for previous redemption and payment of the redemption price shall have been made or provided for, the principal sum of FIFTY THOUSAND DOLLARS (\$50,000), payable in equal quarterly principal and interest payments due on the first day of each September, December, March and June, beginning September 1, 2019 through and including the Maturity Date, in such amount as will amortize the outstanding principal balance of this Note on a substantially level basis at the fixed rate of Two per centum (2.00%), per annum, from the date of delivery hereof either until maturity or until any earlier date upon which the principal amount hereof is paid in full. Interest shall be calculated by multiplying the outstanding principal balance hereof by the effective rate of interest and multiplying the product thereof by a factor equal to the number of days in such period divided by 365.

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Provided, however, that notwithstanding any other provisions hereof, the entire balance of principal and all accrued and unpaid interest shall be due and payable on the maturity date hereof.

The principal of and interest on this Note shall be payable to DCED in accordance with its Local Government Capital Project Loan Program.

This Note is subject to redemption prior to maturity, at the option of the Township, as a whole on any date, or in part, from time to time, upon payment of the outstanding principal amount thereof, together with accrued interest to the date fixed for redemption.

The Township, at its option, from time to time, on any date, may redeem any part of the principal of this Note, by payment of the amount selected for such redemption, together with accrued interest on the amount selected for such redemption to the redemption date. The registered owner hereof may note the amount of principal so redeemed on the back of this Note, or by other appropriate means.

Any redemption shall be upon written notice addressed to the registered owner hereof at the time of such redemption, as such registered owner and address shall appear upon books of the Township to be kept by DCED for such purpose, by deposit of such written notice in the United States mail at least five (5) days prior to the date designated for redemption. On the date designated for redemption, notice having been given as aforesaid and money for payment of the principal and accrued interest being held by DCED, acting as paying agent, interest hereon or on any part of the principal hereof so called for redemption, as applicable, shall cease to accrue. If

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the principal of this Note shall have been called for redemption in full, this Note shall cease to be entitled to any benefit or security under the Resolution (hereinafter defined) authorizing issuance of this Note, and the registered owner of this Note shall have no rights with respect to this Note except to receive payment of the principal of and accrued interest to the redemption date.

This Note is issued in accordance with provisions of the Act of the General Assembly of the Commonwealth, known as the Local Government Unit Debt Act, 53 Pa.C.S. Chs. 80-82 (the "Debt Act"), in particular Section 8109 thereof, and by virtue of a duly adopted Resolution (the "Resolution") of the Board of Supervisors of the Township. The Debt Act, as such shall have been in effect when this Note was authorized, and the Resolution shall constitute a contract between the Township and the registered owner, from time to time, of this Note.

It hereby is certified that: (i) all acts, conditions and things required to be done, to happen or to be performed as conditions precedent to and in issuance of this Note or in creation of the debt of which this Note is evidence have been done, have happened or have been performed in due and regular form and manner, as required by law; and (ii) the debt represented by this Note, together with any other indebtedness of the Township, is not in excess of any applicable limitation imposed by the Debt Act upon the incurring of the debt of the Township which is evidenced by this Note.

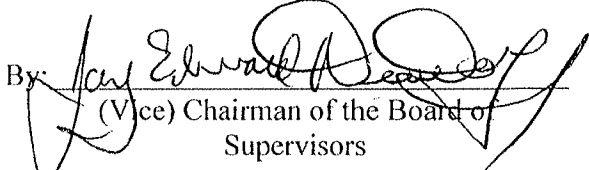
The Township has covenanted, in the Resolution, to and with the registered owners, from time to time, of the Note that shall be outstanding, from time to time, pursuant to the Resolution, that the Township shall do the following: (i) include the amount of the debt service for

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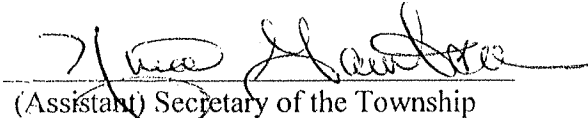
the Note, for each fiscal year of the Township in which such sums are payable, in its budget for that fiscal year, (ii) appropriate such amounts from its general revenues for the payment of such debt service, and (iii) duly and punctually pay or cause to be paid from its revenues or funds the principal of the Note and the interest thereon at the dates and place and in the manner stated herein, according to the true intent and meaning thereof; and, for such budgeting, appropriation and payment, the Township has pledged and does pledge, irrevocably, its full faith, credit and taxing power. The Debt Act provides that the foregoing covenant of the Township shall be enforceable specifically.

IN WITNESS WHEREOF, the TOWNSHIP OF HAMILTONBAN, in Adams County, Pennsylvania, as provided by the Debt Act and in the Resolution, has caused this Note to be executed in its name and on its behalf by the manual signature of the Chairman or the Vice Chairman of the Board of Supervisors of the Township and the official seal of the Township to be affixed hereto and the manual signature of the Secretary or Assistant Secretary of the Township to be affixed hereto in attestation thereof, all as of the ___ day of June, 2019.

TOWNSHIP OF HAMILTONBAN,
Adams County, Pennsylvania

By: 
(Vice) Chairman of the Board of
Supervisors

ATTEST:


(Assistant) Secretary of the Township

(SEAL)

EXHIBIT "B"

TOWNSHIP OF HAMILTONBAN,
Adams County, Pennsylvania
\$50,000 Maximum Principal Amount
General Obligation Note, Series of 2019

DRAFT

Borrower: Hamiltonban Township

Loan Information	
Loan Amount	\$ 50,000
Annual Interest Rate	2.00%
Compound Period	Quarterly
Term (Length) of Loan	5 yrs
Est. First Payment Date	6/1/2019
Payment Frequency	Quarterly
Payment Type	End of Period
Interest-Only Period	0 yrs

Summary	
Rate (per period)	0.500%
Number of Payments	20
Est. Total Payments	\$ 52,666.45
Est. Total Interest	\$ 2,666.45

Est. Interest-Only Payment(s) \$250.00
 Quarterly Payment \$2,633.32

Amortization Schedule



Rounding On

No.	Due Date	Payment	Additional Payment	Interest	Principal	Balance
						\$50,000.00
1	6/1/19	2,633.32		250.00	2,383.32	47,616.68
2	9/1/19	2,633.32		238.08	2,395.24	45,221.44
3	12/1/19	2,633.32		226.11	2,407.21	42,814.23
4	3/1/20	2,633.32		214.07	2,419.25	40,394.98
5	6/1/20	2,633.32		201.97	2,431.35	37,963.63
6	9/1/20	2,633.32		189.82	2,443.50	35,520.13
7	12/1/20	2,633.32		177.60	2,455.72	33,064.41
8	3/1/21	2,633.32		165.32	2,468.00	30,596.41
9	6/1/21	2,633.32		152.98	2,480.34	28,116.07
10	9/1/21	2,633.32		140.58	2,492.74	25,623.33

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11	12/1/21	2,633.32	128.12	2,505.20	23,118.13
12	3/1/22	2,633.32	115.59	2,517.73	20,600.40
13	6/1/22	2,633.32	103.00	2,530.32	18,070.08
14	9/1/22	2,633.32	90.35	2,542.97	15,527.11
15	12/1/22	2,633.32	77.64	2,555.68	12,971.43
16	3/1/23	2,633.32	64.86	2,568.46	10,402.97
17	6/1/23	2,633.32	52.01	2,581.31	7,821.66
18	9/1/23	2,633.32	39.11	2,594.21	5,227.45
19	12/1/23	2,633.32	26.14	2,607.18	2,620.27
20	3/1/24	2,633.37	13.10	2,620.27	0.00

CERTIFICATE

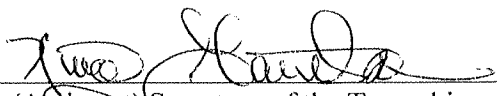
I, the undersigned, (Assistant) Secretary of the Township of Hamiltonban, in Adams County, Pennsylvania (the "Township"), certify that: the foregoing is a true and correct copy of a Resolution that duly was adopted by the Board of Supervisors of the Township, in accordance with law, at a meeting duly held on May 7, 2019; said Resolution has been certified and recorded by me, as (Assistant) Secretary of the Township, in the book provided for the purpose of such recording; the total number of members of the Board of Supervisors of the Township is five (5); the vote of members of the Board of Supervisors of the Township, upon adoption of said Resolution, the yeas and nays having been called, duly was recorded by me, as (Assistant) Secretary, as follows:

J. Edward Deardorff	-	yea
Douglas Woerner	-	yea
LuAnn Dille	-	yea
Robert L. Gordon	-	yea
David B. Martin	-	yea;

and said Resolution has not been amended, altered or repealed, as of the date of this Certificate.

I further certify that the Board of Supervisors of the Township met the advance notice requirements of the Sunshine Act, 65 Pa.C.S. Ch. 7, as amended, by advertising the time and place of said meeting, by posting prominently a notice of said meeting at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at said meeting.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this 7th day of May, 2019.


(Assistant) Secretary of the Township

(SEAL)