

**TOWNSHIP OF WAYNE**  
**RESOLUTION NO. 12, of 2010**  
**AUTHORIZING SMALL BORROWING FOR CAPITAL PURPOSES**  
**UNDER SECTION 8109 OF THE LGUDA**

WHEREAS, The TOWNSHIP OF WAYNE, Lawrence County, Pennsylvania, hereinafter called the Local Government Unit, proposes to incur nonelectoral debt by the issuance of a general obligation note to finance the costs of the following project(s):

**A Ford F550 Dump Truck**

and

WHEREAS, Section 8109 of the Local Government Unit Debt Act authorizes any Local Government Unit to incur debt evidenced by notes to provide funds for a project as defined in the Act without notification to the Department of Community and Economic Development provided. (1) The aggregate of such debt outstanding at any one time shall not exceed the lesser of \$125,000 or 30% of the nonelectoral debt limit; (2) the principal shall mature within five years; and (3) the debt does not otherwise exceed the limits imposed in Section 8022 of the Act;  
And

WHEREAS, the Local Government Unit has obtained preliminary cost estimates as required by the Act and determined that the sum of \$30,000, needed to finance the project will not cause the aggregate of such debt to exceed the lesser of \$125,000 or 30% of the nonelectoral debt limit of the Local Government Unit of \$136,074, and the limits imposed by Section 8022 of the Act.

NOW, BE IT RESOLVED THAT;

- (1) The Local Government Unit hereby authorizes the issuance of a general obligation note in the amount of \$30,000 to be issued for the foregoing purpose as nonelectoral debt.
- (2) The period of useful life of the project for which the obligation is to be used is estimated to be 10 years.

- (3) The note shall be issued in the Principal sum of \$30,000, shall be dated September, 13, 2010, bear interest at the qualified tax exempt rate of 4.00%, payable annually, and shall mature as follows:

Fiscal Year 2011	\$10,808.74
Fiscal Year 2012	\$10,808.74
Fiscal Year 2013	\$10,808.73

- (4) The Local Government Unit hereby pledges the full faith, credit, taxing powers and revenues from all sources of the Local Government Unit as collateral for the loan during the term the loan is outstanding.
- (5) The Local Government Unit reserves the right to anticipate any or all installments of principal or any payment of interest at any time prior to the respective payment dates thereof, without notice or penalty.
- (6) The Principal and Interest of said note shall be payable at ESB Bank, 600 Lawrence Avenue, Ellwood City, Pennsylvania.
- (7) The said note is hereby declared to be a general obligation of the Local Government Unit which hereby covenants that it shall include the amount of the debt service on the Note for each fiscal year in which such sums are payable in its budget for that year; shall appropriate such amounts to the payment of such debt service; and shall duly punctually pay or cause to be paid the Principal of the Note and the interest thereon at the dates and places and in the manner stated in the Note according to the true intent and meaning thereof, and for such proper budgeting, appropriation, and payment, the full faith, credit and taxing power of the Local Government Unit is hereby irrevocably pledged.
- (8) The form of the Note is attached as Exhibit A.
- (9) The said Note shall be executed in the name and under the corporate seal of the Local Government Unit by the Chairman of the Board of Supervisors and one other Supervisor, and attested to by the Secretary. The Chairman and the Secretary are authorized and directed to prepare and verify the debt statement required by Section 8110 of the Act and to take other necessary action, including, if necessary or desirable, any statements required to qualify any portion of the debt from the appropriate debit limit as self-liquidating or subsidized debt.

(10) In compliance with Section 8161 of the Act, the members of the governing body have determined that a private sale by negotiation rather than public sale is in the best interest of the Local Government Unit. Therefore, the general obligation Note in the amount of \$30,000, herein authorized to be issued and sold is hereby awarded to ESB Bank (Lender), 600 Lawrence Avenue, Ellwood City, Pennsylvania, in accordance with its proposal to purchase the said Note. A copy of Lender's signed proposal is attached hereto as Exhibit B.

IN WITNESS WHEREOF, the undersigned has hereunto set his/her hand and affixed the seal of the Local Government Unit this 2nd day of September, 2010.

TOWNSHIP OF WAYNE

BY: Jenni E. Hill Supervisor  
(Name) (Title)

BY: Charles B. Hutchison Supv.  
(Name) (Title)

BY: Bruce D. Bodgen Supv.  
(Name) (Title)

SEAL

ATTEST: Shavie D. Barney, Secretary

CERTIFICATION

I, Shari D. Baney, Secretary of  
hereby certify that the foregoing is a true and correct copy of the resolution, duly adopted by the  
majority vote of said Local Government Unit, at a meeting duly held on the 2nd day of  
Sept, 2010, and that the minutes of said meeting showing how each member  
voted have been duly recorded in the official minutes of said Local Government Unit.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 2nd day of  
Sept, 2010.

Shari D. Baney  
Secretary