

RESOLUTION NO. 739

**A RESOLUTION OF PENN TOWNSHIP BOARD OF COMMISSIONERS, YORK COUNTY, PENNSYLVANIA, AUTHORIZING, THE INCURRING OF LEASE OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$300,000 TO BE EVIDENCED BY A LEASE PURCHASE AGREEMENT WITH M & T BANK TO WHICH PENN TOWNSHIP WILL PAY M & T BANK THE RENTAL PAYMENTS FOR THE PURPOSES OF PROVIDING AN AMBULANCE TO PENN TOWNSHIP; AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH LEASE PURCHASE AGREEMENT; AUTHORIZING AND DIRECTING THE TAKING OF NECESSARY OR APPROPRIATE ACTIONS, INCLUDING EXECUTION AND DELIVERY OF REQUISITE DOCUMENTS IN CONNECTION WITH THE LEASE PURCHASE AGREEMENT; AND TAKING RELATED ACTIONS.**

WHEREAS, the Penn Township Board of Commissioners has determined that it is in the best interests of the health, safety and welfare of the residents of Penn Township that the Board of Commissioners acquire an ambulance for use by the Penn Township Volunteer Emergency Services and

WHEREAS, Penn Township desires by this Resolution to authorize the execution and delivery on behalf of the Township of a Lease Purchase Agreement, and authorize the taking of necessary or appropriate actions to perform the Lease Purchase Agreement;

NOW, THEREFORE, BE IT RESOLVED by Penn Township, as follows:

Section 1. The Penn Township Board of Commissioners approves the purchase and lease of a 2011 International Rescue Type I Medium Duty Ambulance from J & J Emergency Road Rescue to be used by the Penn Township Volunteer Emergency Services (PTVES) within and around the Hanover Area.

Section 2. The cost of the ambulance shall not exceed \$300,000, and Penn Township shall lease said ambulance, through a tax-exempt municipal lease, from M & T Bank, 1310 West Chester Pike, Haverstown, PA 19083. Penn Township hereby finds and determines that the realistic estimated useful life of the ambulance is at least seven (7) years.

Section 3. The Lease Purchase Agreement will be in a form and substance satisfactory to Penn Township, with the advice of counsel, and shall provide Penn Township's repayment obligations thereunder.

Section 4. The Township intends to sublease the ambulance to PTVES.

Section 5. At the conclusion of the lease agreement Penn Township will own the ambulance, ownership of which shall then be transferred to the PTVES.

Section 6. The Penn Township Manager and Penn Township Secretary are hereby authorized and directed to execute, attest, seal and deliver the Lease Purchase Agreement. Such execution, attestation and delivery of the Lease Purchase Agreement shall constitute conclusive evidence of such approval.

Section 7. Penn Township designates its obligations under the Lease Purchase Agreement as "qualified tax exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

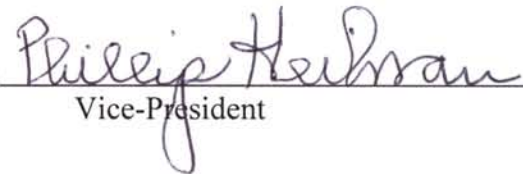
Section 8. All Ordinances and Resolutions to the extent inconsistent herewith shall be and the same hereby are rescinded, cancelled and annulled.

RESOLVED AND ENACTED, this 19<sup>th</sup> day of July, 2010.

ATTEST:

PENN TOWNSHIP  
BOARD OF COMMISSIONERS

  
  
Secretary

By:   
Vice-President

(SEAL)