

PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA  
RESOLUTION NO. 2019-13

A Resolution of Penn Township, St. Joseph County, Indiana, appropriating the proceeds of Penn Township's General Obligation Bonds, Series 2019 and investment earnings thereon, and other related matters connected therewith, including repealing resolutions inconsistent herewith.

WHEREAS, the Township Board ("Board") of Penn Township, St. Joseph County, Indiana ("Township") met at a duly called and authorized meeting of the Board on the date set forth below for the purpose of hearing public comment related to the consideration, authorization and adoption of this additional appropriation resolution; and

WHEREAS, the Board shall issue its General Obligations Bonds, Series 2019 (the "Bonds") of the Township payable from property taxes levied and collected on all taxable property within the unincorporated areas of the Township; and

WHEREAS, the proceeds of the Bonds shall be used for the purpose of procuring funds to provide for the costs of the acquisition, construction and equipping of a new Township fire station for use by the Township, together with necessary appurtenances, related improvements and equipment, including the purchase of land (collectively, the "Project"), as authorized by Resolution 2019-08, adopted by the Board on September 9, 2019 (the "Bond Resolution"), and all reasonable and necessary legal, financial, accounting, advertising and other expenses, as necessary, for the Bonds, together with expenses incurred in connection with or on account of the issuance of the Bonds; and

WHEREAS, the Bond Resolution provides that the proceeds of the Bonds will be deposited into certain funds and accounts; and

WHEREAS, the Board published notice in the *Mishawaka Enterprise* and *South Bend Tribune*, in accordance with Indiana Code 6-1.1-18-5 and Indiana Code 5-3-1, for the appropriation of the proceeds of the Bond in an amount not to exceed Four Million One Hundred Thousand Dollars (\$4,100,000), and has held a public hearing regarding the appropriation of the proceeds of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF PENN TOWNSHIP OF ST. JOSEPH COUNTY, INDIANA, THAT:

1. There is hereby appropriated a sum not to exceed Four Million One Hundred Thousand Dollars (\$4,100,000) out of the proceeds of the Bonds, together with all investment earnings thereon, in the funds and accounts as provided in the Bond Resolution. Such appropriation shall be in addition to all appropriations provided for in the existing budget and shall continue in effect until the completion of the described purposes.

2. The Township Trustee is hereby authorized and directed to provide information to the Indiana Department of Local Government Finance concerning this appropriation upon issuance of the Bonds.

3. All resolutions and parts of resolutions in conflict herewith are hereby repealed.

4. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

5. This resolution shall be in full force and effect from and after its passage.

PASSED and adopted by the Township Board of Penn Township, St. Joseph County, Indiana, this 7<sup>th</sup> day of October, 2019.

TOWNSHIP BOARD, PENN TOWNSHIP, ST.  
JOSEPH COUNTY, INDIANA

\_\_\_\_\_  
Kent Hizer, Board President

  
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David Schmidt, Board Secretary

  
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Lacy Hahn, Board Member

ATTEST:

  
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Doris J. Portolese, Penn Township Trustee