

ORDINANCE NO. 2016- 02

AN ORDINANCE OF PENN TOWNSHIP, SNYDER COUNTY, PENNSYLVANIA, ADOPTING AND APPROVING AN AMENDMENT TO THE ARTICLES OF INCORPORATION OF PENN TOWNSHIP MUNICIPAL AUTHORITY, AS PROPOSED BY RESOLUTION OF THE BOARD OF SAID AUTHORITY; SETTING FORTH THE PROPOSED AMENDMENT; AUTHORIZING THE AUTHORITY AND PROPER OFFICERS THEREOF TO EXECUTE, VERIFY AND FILE APPROPRIATE ARTICLES OF AMENDMENT; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THEREWITH.

WHEREAS, Penn Township Municipal Authority (the "Authority") is a municipality authority incorporated and existing under the Pennsylvania Municipality Authorities Act of 1945, approved May 25, 1945, P.L. 382, as amended and supplemented (the "Authorities Act"), pursuant to appropriate action of the Board of Supervisors of the Township of Penn, Snyder County, Pennsylvania (the "Township"); and

WHEREAS, The Authority, by resolution duly adopted, has proposed that its Articles of Incorporation shall be amended so as to increase its term of existence, which amendment is authorized and permitted by the Authorities Act; and

WHEREAS, The Authority has caused to be submitted to the Board of Supervisors of this Township a copy of the resolution adopted by the Board of the Authority, duly certified by the Secretary of the Authority, wherein said amendment is proposed, which resolution contains the language of said proposed amendment; and

WHEREAS, The Authorities Act provides, inter alia, that the Board of Supervisors of this Township, being the governing authority of the municipality composing the Authority, shall adopt or reject said proposed amendment by resolution or ordinance.

NOW THEREFORE, BE IT ENACTED AND ORDAINED, by the Board of Supervisors of this Township, as follows:

Section 1. The Board of Supervisors of this Township adopts and approves the amendment to the Articles of Incorporation of the Authority, as proposed by a resolution duly adopted by the Board of the Authority, a copy of which resolution, duly certified by the Secretary of the Authority, has been submitted to the Board of Supervisors of this Township.

Section 2. The amendment to the Articles of Incorporation of the Authority, which is adopted and approved, shall provide that the following paragraph shall be added to said Articles of Incorporation:

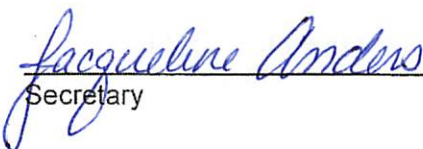
(f) The term of existence of Penn Township Municipal Authority shall be for a period ending on 6-1-, 2066;

Section 3. Proper officers of the Authority are authorized to execute, verify and file appropriate Articles of Amendment with the Secretary of the Commonwealth of Pennsylvania and to take all other action and do all other things which may be necessary in order to accomplish the amendment of the Articles of Incorporation of the Authority in the manner herein adopted and approved.

Section 4. All Ordinances or parts of Ordinances, insofar as the same shall be inconsistent herewith, shall be and the same expressly are repealed.

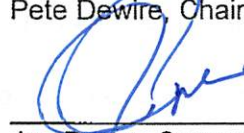
DULY ENACTED AND ORDAINED by the Board of Supervisors of the Township of Penn, Snyder County, Pennsylvania, in lawful session duly assembled, this the 1 day of June, 2016.

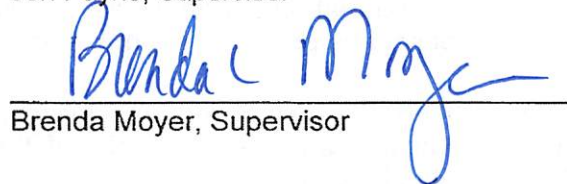
ATTEST:

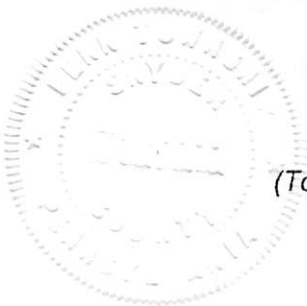
  
Secretary

TOWNSHIP OF PENN,  
SNYDER COUNTY, PENNSYLVANIA

  
Pete Dewire, Chairman

  
Jon Payne, Supervisor

  
Brenda Moyer, Supervisor




(Township Seal)

## CERTIFICATE

I, the undersigned, Secretary of the Township of Penn, Snyder County, Pennsylvania (the "Township"), certify that the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township which was duly enacted by affirmative vote of a majority of the members of the Board of Supervisors of the Township at a meeting duly held on the 1<sup>st</sup> day of June, 2016; that said ordinance has been duly recorded in the Ordinance Book of the Township; that said Ordinance was duly published as required by law in a newspaper of general circulation in the Township; and that said Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

1<sup>st</sup> IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this day of June, 2016.

  
Secretary

(Township Seal)

## RESOLUTION

WHEREAS, Penn Township Municipal Authority (the "Authority") is a municipality authority incorporated and existing under provisions of the Pennsylvania Municipality Authorities Act of 1945, approved May 2, 1945, P.L. 382, as amended and supplemented (the "Authorities Act"), pursuant to an Ordinance of the Board of Supervisors of the Township of Penn, Snyder County, Pennsylvania {the "Township"}; and

WHEREAS, This Authority desires to amend its Articles of Incorporation so as to increase its term of existence, which amendment is authorized and permitted by the Authorities Act.

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

1. This Authority proposes that its Articles of Incorporation shall be amended by the addition thereto of the following paragraph:

The term of existence of the Penn Township be for a period ending on 6-1-, 2066.

2. This Authority proposes that Articles of Amendment to its Articles of Incorporation, in substantially the following form, shall be filed with the Secretary of the Commonwealth:

ARTICLES OF AMENDMENT

TO: THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA

In compliance with requirements of the Pennsylvania Municipality Authorities Act of 1945, approved May 2, 1945, P.L. 382, as amended and supplemented, and pursuant to a resolution duly adopted by the Penn Township Municipal Authority, proposing an amendment to the Articles of Incorporation of the Authority, which proposed amendment has been submitted to and adopted and approved by the Board of Supervisors of the Township of Penn, Snyder County, Pennsylvania, the governing authority of the municipality composing the Authority, by an Ordinance duly enacted, the Authority does file these Articles of Amendment to its Articles of Incorporation and does certify:

1. The name of the Authority is "Penn Township Municipal Authority"; and the registered office of the Authority is located at 2595 Route 522, Suite 10, Selinsgrove, Pennsylvania, 17870.

2. The Authority has been duly formed under the Pennsylvania Municipality Authorities Act of 1945, approved May 2, 1945, P.L. 382, as amended and supplemented, the Articles of Incorporation having been approved and filed in the Department of State of the Commonwealth of Pennsylvania on June 25, 1969. The Articles of Incorporation are recorded in the Department of State of the Commonwealth of Pennsylvania at 3-1-69.26,689 to 693, inclusive.

3. The amendment proposed by the Board of the Authority and adopted and approved by the Board of Supervisors of the Township of Penn, Snyder County, Pennsylvania, as aforesaid, is to amend the Articles of Incorporation of the Authority by the addition thereto of the following paragraph:

"(f). The term of existence of Penn Township Municipal Authority shall be for a period ending on 6-1-, 2066.

IN WITNESS WHEREOF, Penn Township Municipal Authority has caused these Articles of Amendment to be executed by its Chair an and its official seal to be affixed hereunto and attested by its Secretary, all as of the 1 day of June, 2016.

ATTEST:

TOWNSHIP OF PENN,  
SNYDER COUNTY, PENNSYLVANIA

  
Secretary

  
Chairman

(Township Seal)



3. The Secretary of this Authority is authorized and directed to certify a copy of this Resolution and to submit such certified copy to the Board of Supervisors of the Township, said Board of Supervisors being the governing authority of the municipality composing this Authority, as required by the Authorities Act; and proper officers of this Authority are authorized and directed to do all things and take all action which may be necessary in order to have the Board of Supervisors of the Township act upon said proposed amendment as the same is contained in this Resolution.

4. If the Board of Supervisors of the Township shall duly adopt and approve the amendment of the Articles of Incorporation of this Authority, as proposed in this Resolution, the Chairman or Vice Chairman of this Authority are authorized and directed to execute and verify Articles of Amendment, substantially in the form set forth in Paragraph 2, and the secretary or Assistant Secretary of this Authority is authorized and directed to affix thereto and attest the official seal of this Authority.

5. If the Board of Supervisors of the Township shall duly adopt and approve the amendment of the Articles of Incorporation of this Authority, as proposed in this Resolution, the Chairman or Vice Chairman and Secretary or Assistant Secretary of this Authority authorized and directed to advertise, in the manner specified in and required by the Authorities Act, the intention of this Authority to file Articles of Amendment with the Secretary of the Commonwealth.

6. If the Board of Supervisors of the Township shall duly adopt and approve the amendment of the Articles of Incorporation of this Authority, as proposed in this Resolution, the Chairman or Vice Chairman and Secretary or Assistant Secretary of this Authority are authorized and directed to cause the Articles of Amendment, together with the necessary proofs of publication, to be filed with the Secretary of the Commonwealth of Pennsylvania and to do all other acts and things necessary or appropriate to secure approval of the Articles of Amendment, including payment of filing fees and charges required in connection therewith.

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

8. This Resolution shall take effect immediately upon its adoption on 6-1-, 2016.

ADOPTED this 1 day of June, 2016, at its regular meeting by a vote of 3 for and 0 against.

ATTEST:

TOWNSHIP OF PENN,  
SNYDER COUNTY, PENNSYLVANIA

Farqueline Anders  
Secretary

[Signature]  
Chairman

## CERTIFICATION

I, the undersigned, Secretary of the Board of Penn Township Municipal Authority (the "Authority"), 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 the Authority at a meeting duly held on November 24, 1982, at which meeting a quorum was present, after due notice to the members of the Board of the Authority and to the public and which was at all times open to the public; that said Resolution duly has been recorded in the minute book of the Authority; 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 the Authority met the advance notice requirements of Act No. 175 of the General Assembly of the Commonwealth of Pennsylvania, approved July 19, 1974, by advertising the date of said meeting and posting a notice of said meeting on the bulletin board at the meeting place of the Authority.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Authority, this 1 day of June 2016.

  
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Authority Secretary



(Authority Seal)