

BOROUGH OF AVALON
RESOLUTION NO. 1085

A RESOLUTION AUTHORIZING TAX AND REVENUE ANTICIPATION NOTE

WHEREAS, the Borough of Avalon, of Allegheny County, Pennsylvania, hereinafter called the Local Government Unit, anticipates current revenues as yet uncollected; and

WHEREAS, the said Local Government Unit has inadequate funds for current expenditures; and

WHEREAS, the said Local Government Unit has determined that it is necessary to borrow for the purpose of meeting current expenses by issuing a note to be repaid from said anticipated revenues; and

WHEREAS, Fidelity Bank, PaSB, 1009 Perry Highway, Pittsburgh, PA 15237, has submitted to the said Local Government Unit a proposal to purchase a tax anticipation note of the Local Government Unit and the Local Government Unit desires by the adoption of this resolution to accept such proposal and authorize the issuance and sale of its tax and revenue anticipation note;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Local Government Unit hereby authorizes the issuance of a tax and revenue anticipation note in an amount not to exceed Three Hundred Thousand (\$300,000.00) Dollars in anticipation of the receipt of current taxes and revenues to be sold at private sale. The Local Government Unit is hereby authorized from time to time during the calendar year 2013 to issue and sell portions of the aforesaid Three Hundred Thousand (\$300,000.00) Dollars.
2. The note shall be in the denomination of Three Hundred Thousand (\$300,000.00) Dollars, shall be redeemable at any time at the option of the officers of the Local Government Unit without penalty or premium, shall be fully registered without coupons, shall be dated

January 15, 2013 and bear interest at the rate of 1.50 percent fixed rate, calculated on a 365-day year, shall mature on December 31, 2013, and shall be payable at the Perry Highway office of the Lender, shall be substantially in the form annexed to the resolution as Exhibit A and hereby made a part of the resolution as though fully set forth in this place.

3. The proposal of Fidelity Bank, PaSB to purchase the note dated November 29, 2012, is hereby accepted and shall be incorporated into the minutes of this meeting. A true and correct copy of said Proposal is attached hereto as Exhibit B, and the appropriate executive officers are hereby authorized and directed to execute and deliver a duplicate original of the acceptance of said proposal to the Lender.

4. The Local Government Unit hereby pledges to the Lender and grants to the Lender a first lien and charge on its taxes and revenues to be received during the period when the note is outstanding to secure the payment of the indebtedness evidenced hereby and the interest thereon.

5. Payment of principal and interest shall be made in the following amounts and on the following dates:

A. Interest payable monthly on the outstanding balance of said Tax Anticipation Note.

B. Total interest and principal of the aforesaid Note shall be due and payable on or before December 31, 2013.

6. The President of Council of the Borough of Avalon be and hereby is authorized and directed to execute and deliver in the name of, on behalf of, and under the seal of, the Local Government Unit, the tax and revenue anticipation note in the form and containing terms

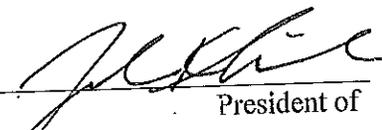
described above, and the Secretary of the Local Government Unit be and hereby is authorized and directed to attest the same.

7. The President of Council and the Secretary of the Borough of Avalon be and hereby are authorized and directed to prepare or cause to be prepared and to file a Certificate as to Taxes and Revenues to be Collected as required by Section 8128 of the Local Government Unit Debt Act. A true and correct copy of said Certificate is attached hereto as Exhibit C.

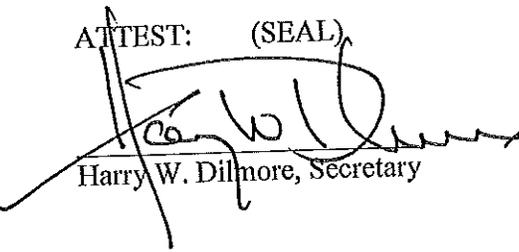
8. The President of Council and the Secretary of the Borough of Avalon be and are hereby are authorized and directed to perform all acts which are necessary and proper for the valid issuance and securing of the note.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and affixed the seal of the Local Government Unit this day of 15th day of January, 2013.

BOROUGH OF AVALON

By: 
President of
Council

ATTEST: (SEAL)


Harry W. Dillmore, Secretary