

RESOLUTION NO. 2017-73

**TOWNSHIP OF EAST GOSHEN
CHESTER COUNTY, PENNSYLVANIA**

**AUTHORIZING THE REIMBURSEMENT OF PRIOR EXPENDITURES OF THE TOWNSHIP
FOR VARIOUS CAPITAL PROJECTS FROM THE PROCEEDS OF BONDS TO BE ISSUED**

WHEREAS, East Goshen Township, Chester County, Pennsylvania (the “Township”), a township of the second class, is a political subdivision of the Commonwealth of Pennsylvania; and

WHEREAS, certain planned capital projects (the “Projects”) consisting of (i) the partial breach of Milltown Dam and related landscaping improvements; (ii) the full breach of the Hershey’s Mill Dam and related landscaping improvements; (iii) the construction of the Paoli Pike Trail as identified in the Paoli Pike Trail Report adopted by the Township Board of Supervisors on January 4, 2016; (iv) improvements to East Goshen Township Park as outlined in the East Goshen Park Master Plan adopted by the Township Board of Supervisors on March 1, 2016 will benefit the citizens of East Goshen Township; and

WHEREAS, the Township intends to finance some or all of the costs of the Projects by the issuance of bonds, notes or other obligations (the “Bonds”); and intends to use a portion of the proceeds of the bonds to reimburse itself for original expenditures made for the Projects prior to the date of issuance of the bonds;

WHEREAS, no portion of the Projects to be financed with the proceeds of the bonds has yet been placed in service; and

WHEREAS, this Resolution is intended to constitute a statement of “Official Intent” pursuant to United States Treasury Regulations §1.150, T.D. 8476 (the “Treasury Regulations”).

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Township that:

1. In accordance with the Treasury Regulations, the Township hereby states its intention that a portion of the proceeds of the Bonds will be used to reimburse itself for expenditures paid for costs of the Projects prior to the date of issuance of the bonds. All capitalized terms used herein and not otherwise defined have the meanings given to them in the Treasury Regulations.

All original expenditures to be reimbursed will be capital expenditures (as defined in the Treasury Regulations) and other amounts permitted to be reimbursed pursuant to the Treasury Regulations.

The Township intends to reimburse the original expenditures through the Township’s incurrence of debt to be evidenced by the bonds.

The estimated maximum principal amount of the Bonds to be issued to reimburse the costs of the Project paid prior to their issuance and to complete the Projects is \$5,500,000 including the cost

of issuance of the Bonds.

2. Once the Bonds are issued, the Township shall allocate Bond proceeds to reimburse a prior expenditure by making the allocation on its books and records maintained with respect to the Bonds; provided that such costs to be reimbursed were paid not more than 60 days prior to the date thereof, except to the extent that such costs constitute preliminary costs within the meaning of the Treasury Regulations. Such allocation shall specifically identify the actual original expenditure to be reimbursed. Such allocation shall occur not later than 36 months after the date on which the original expenditure is paid.
3. The Bond proceeds used to reimburse the Township for original expenditures will not be used within 1 year after the allocation in a manner that results in the creation of replacement proceeds (as defined in the Treasury Regulations) for the Bonds or for other bonds.
4. The Township will not use the proceeds of the Bonds to reimburse, refinance or refund an original expenditure paid by another obligation.
5. The Resolution shall be effective immediately.
6. All resolutions heretofore adopted to the extent the same are inconsistent herewith are hereby repealed.

SO RESOLVED AND ADOPTED by this 17th day of January, 2017.

Attest



Township Secretary

Signatures







