

**MUNICIPALITY OF MURRYSVILLE  
WESTMORELAND COUNTY, PENNSYLVANIA**

**ORDINANCE NUMBER 604-02**

**AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE MUNICIPALITY OF MURRYSVILLE, WESTMORELAND COUNTY, PENNSYLVANIA, BY THE PAYMENT GUARANTEE OF A PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY (PEMA) LOAN IN THE AMOUNT OF \$150,000 ISSUED TO THE MURRYSVILLE VOLUNTEER FIRE COMPANY AND THE MUNICIPALITY OF MURRYSVILLE FOR THE PURPOSE OF PURCHASING AN AERIAL TRUCK; FIXING THE FORM, NUMBER, DATE, INTEREST, AND MATURITY THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT SERVICE ON THE NOTE; AND PROVIDING FOR THE FILING OF THE REQUIRED DOCUMENTS.**

**WHEREAS**, it is necessary that the indebtedness of the Municipality of Murrysville, Westmoreland County, Pennsylvania be increased for the following purpose: to repay the PEMA loan that is used to supplement the Emergency Equipment Fund for the purchase of an aerial truck for the Murrysville Volunteer Fire Company; and

**WHEREAS**, the Murrysville Volunteer Fire Company has submitted all necessary loan documents to the Pennsylvania Emergency Management Agency for review and has received final approval of the \$150,000 loan; and

**WHEREAS**, the proposed increase of debt, together with its nonelectoral indebtedness and its lease rental indebtedness presently outstanding, will not cause the limitations of the local government unit debt incurring power, pursuant to constitutional and statutory authority to be exceeded;

**NOW THEREFORE, BE IT ORDAINED AND ENACTED** by the Council of the Municipality of Murrysville, Westmoreland County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

**SECTION 1.** That the aggregate principal amount of the Pennsylvania Emergency Management Agency loan to the Murrysville Volunteer Fire Company and the Municipality of Murrysville, Westmoreland County, Pennsylvania, proposed to be issued is \$150,000, same to be issued for the foregoing purposes and same to be incurred as nonelectoral debt.

**SECTION 2.** The period of useful life of the equipment for which this obligation is to be issued is estimated to be in excess of 15 years.

**SECTION 3.** Said indebtedness shall be evidenced by one Pennsylvania Emergency Management Agency loan in the sum of \$150,000 dated and bearing interest from the earliest date of possible issue of said Note under the statutory time requirements as set forth in the Act of the General Assembly of the Commonwealth of Pennsylvania approved the 28<sup>th</sup> day of April, 1978, being Act 52 of 1978 Session and known as the Local Government Unit Debt Act, at the rate of interest of 2.00% per annum, payable on the unpaid balance of said Note during the term of said Note, which shall mature in annual installments on the anniversary date of said Note as follows:

(SEE ATTACHED DEBT SERVICE SCHEDULE – EXHIBIT A)

The local government unit reserves the right to anticipate any or all installments of principal or any payment of interest at any time prior to the respective payment dates thereof, without notice or penalty.

The principal and interest of said Note shall be payable to the Pennsylvania Emergency Management Agency as directed.

**SECTION 4.** The said Note is hereby declared to be a general obligation of the Municipality of Murrysville, Westmoreland County, Pennsylvania. The local government unit hereby covenants that it shall include the amount of debt service on the Note for each fiscal year in which such sums are payable in its budget for that year; shall appropriate such amounts to the payment of such debt service; and shall duly and punctually pay or cause to be paid the principal of the Note and the interest thereon at the dates and places and in the manner stated in the Note according to the true intent and meaning thereof, and for such proper budgeting, appropriation, and payment, the full faith, credit and taxing power of the Municipality of Murrysville is hereby irrevocably pledged.

The amounts, which the local government unit hereby covenants to pay in each of the following fiscal years on the basis of an interest rate of 2.00%, are as follows:

(SEE ATTACHED DEBT SERVICE SCHEDULE – EXHIBIT A)

**SECTION 5.** The proper officers of both the Municipality of Murrysville and the Murrysville Volunteer Fire Department shall execute in the name and under the corporate seals of the local government unit and the corporation the said Note. The officers are hereby authorized and directed to deliver said Note to the purchaser, and

receive payment therefore on behalf of the local government unit and corporation. The Treasurer and Secretary of the local government unit are authorized and directed to prepare, verify and file the debt statement required by Section 8110 of the Act and to take other necessary action, including, if necessary or desirable, any statements required to qualify any portion of the debt from the appropriate debt limit as self-liquidating or subsidized debt.

**SECTION 6.** The action of the proper officers and the advertising of a summary of this Ordinance as required by law in the Penn Franklin News, a newspaper of general circulation, is ratified and confirmed. The advertisement in said paper of the enactment of the ordinance is hereby directed within fifteen (15) days following the day of final enactment.

**SECTION 7.** All ordinances or parts of ordinances not in accord with this Ordinance are hereby repealed insofar as they conflict herewith.

ORDAINED AND ENACTED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2002.

**COUNCIL OF THE MUNICIPALITY OF MURRYSVILLE**

\_\_\_\_\_  
Lawrence W. Keller, Council President

\_\_\_\_\_  
Donald C. Pepe, Municipal Secretary

(Seal)

Approved:

\_\_\_\_\_  
Joyce K. Somers, Mayor

Dated: \_\_\_\_\_, 2002

<b>Member</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>
Robert J. Brooks				
John C. Cardwell				
Joan C. Kearns				
Lawrence W. Keller				
G. Ted Mallick				
Theo van de Venne				
Andrew S. Yourish				

