

Comm mtg 7/14/04 jz

RESOLUTION NO. 18-2004
OF THE
BOARD OF COMMISSIONERS
OF
COUNTY OF DAUPHIN, PENNSYLVANIA

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DAUPHIN, PENNSYLVANIA, GENERALLY RELATING TO AN ISSUANCE OF A NOTE BY THE REDEVELOPMENT AUTHORITY OF THE CITY OF HARRISBURG (THE "AUTHORITY") AND A LOAN OF THE PROCEEDS THEREFROM TO THE JEWISH FEDERATION OF GREATER HARRISBURG (THE "CORPORATION"), A PENNSYLVANIA NONPROFIT CORPORATION, TO REFINANCE INDEBTEDNESS INCURRED BY THE CORPORATION TO FINANCE THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF CERTAIN CAPITAL ADDITIONS, IMPROVEMENTS AND RENOVATIONS TO THE CORPORATION'S CAMPUS AND RELATED FACILITIES (THE "SITE") LOCATED IN THE CITY OF HARRISBURG, DAUPHIN COUNTY, PENNSYLVANIA (THE "CITY") AND THE TOWNSHIP OF SUSQUEHANNA, DAUPHIN COUNTY, PENNSYLVANIA INCLUDING THE FOLLOWING: (A) RENOVATION OF THE JEWISH COMMUNITY CENTER AND CONSTRUCTION OF AN ADDITION THERETO; (B) CONSTRUCTION OF A JEWISH FAMILY SERVICES BUILDING TO PROVIDE VARIOUS SOCIAL SERVICES AND A REFUGEE RESETTLEMENT PROGRAM; (C) RENOVATION OF THE CORPORATION'S ADMINISTRATIVE OFFICE BUILDING AND CONSTRUCTION OF AN ADDITION THERETO; AND (D) GENERAL IMPROVEMENTS TO THE SITE INCLUDING PARKING, LIGHTING AND SECURITY, THE IMPLEMENTATION OF STORM WATER ABATEMENT MEASURES, AND THE RELOCATION OF PLAYGROUND EQUIPMENT (COLLECTIVELY, THE "PROJECT"), AND SPECIFICALLY: (1) APPROVING, RATIFYING AND CONFIRMING THE HOLDING BY THE DAUPHIN COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY, AS THE COUNTY'S DESIGNEE, OF THE PUBLIC HEARING REQUIRED UNDER SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, AND THE PUBLICATION OF A NOTICE ADVERTISING SUCH HEARING; (2) AUTHORIZING THE EXECUTION OF A CERTIFICATE OF APPROVAL FOR PURPOSES OF SAID SECTION 147(f); AND (3) PROVIDING FOR AN EFFECTIVE DATE, A GENERAL REPEALER AND AN AMENDMENT.

WHEREAS, the County of Dauphin, Pennsylvania (the "County") is a county existing under the laws of the Commonwealth of Pennsylvania (the "Commonwealth"); and

WHEREAS, the Redevelopment Authority of the City of Harrisburg (the "Authority") is a public body and a body corporate and politic created and organized pursuant to the Urban Redevelopment Law, Act of May 24, 1945, P.L. 991, as amended, 35 P.S. § 1701 *et seq.* (the "Act"); and

WHEREAS, the Authority's field of operation (the "Field of Operation") consists of the territorial boundaries of the City of Harrisburg, Dauphin County, Pennsylvania (the "City"); and

WHEREAS, the Authority, pursuant to the Act, has undertaken and continues to undertake the public purposes of the Act, including the prevention and elimination of blighted areas through economic and socially sound redevelopment of such areas and otherwise encouraging the provision of a decent living environment and adequate places for employment of the people of the City; and

WHEREAS, in furtherance of the public purposes of the Act, the Authority heretofore issued its tax-exempt note (the "1994 Note") in the amount of \$5,500,000 and made a loan of the proceeds therefrom pursuant to a loan agreement in the amount \$5,500,000 to the Jewish Federation of Greater Harrisburg (the "Corporation"), a Pennsylvania nonprofit corporation, successor by merger to the United Jewish Community of Greater Harrisburg, to finance a project (the "1994 Project") located within the County and serving the residents of the County, which Project consists of the financing by the Corporation of certain capital additions, improvements, and renovations to its campus and related facilities (the "Site") located in the City and the Township of Susquehanna, Dauphin County, Pennsylvania (the "Township"), including the following: (i) renovation of the Jewish Community Center located at 100 Vaughn Street, in the City and in the Township, consisting of a community center, the David L. Silver Yeshiva Academy, a pre-school and early childhood education center, administrative offices of the Corporation, and senior adult day care, and construction of a 10,000 square foot addition thereto; (ii) construction of a Jewish Family Services Building to be located in the 100 block of Bergner Street, in the Township, to provide various social services and a refugee resettlement program; (iii) renovation of the Administrative Office Building of the Corporation, located at 3332 North Second Street, in the Township, consisting of a Teacher Resource Center, a Community Review Office, and additional administrative services, and construction of a 400 square foot addition thereto; and (iv) general improvements to the Site including parking, lighting and security, the implementation of storm water abatement measures, and the relocation of playground equipment; and

WHEREAS, the Authority desires to undertake the issuance of its tax-exempt note (the "2004 Note") in an amount not to exceed \$1,600,000 and to make a loan of the proceeds therefrom pursuant to an amendment to the loan agreement in an amount not to exceed \$1,600,000 to the Corporation to finance a project (the "2004 Project") consisting of the refinancing of the 1994 Note and paying the costs of issuing the 2004 Note; and

WHEREAS, such 2004 Note shall not be secured by any pledge of assets, moneys, revenues or taxing power of the County, the Commonwealth or any political subdivision thereof; and

WHEREAS, a portion of the 1994 Project was located in the Township and the County, which constitutes land outside the territorial boundaries of the City, and thus outside the Authority's Field of Operation; and

WHEREAS, in connection with the 1994 Project, the Authority determined, in accordance with Section 3 of the Act, that including in the Authority's Field of Operation parcels of land constituting a portion of the Site and situated in the Township and County was necessary to the Authority's corporate purposes; and

WHEREAS, the County heretofore determined that it was in the best interest of the citizens of the County to consent, solely for purposes of undertaking the 1994 Project, to the inclusion of such parcels in the Authority's Field of Operation; and

WHEREAS, in accordance with Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), a public hearing (the "Public Hearing") following notice duly given must be conducted by the governmental unit or its designee (the "Governmental Unit") having jurisdiction over the area in which the Site and the facilities located thereon is located, with respect to which the Authority is issuing its 2004 Note; and

WHEREAS, the Board of Commissioners of the County, as such Governmental Unit, desires to authorize and to ratify the holding, by the Dauphin County Industrial Development Authority (the "DCIDA"), as the County's designee, of the Public Hearing required by Section 147(f) of the Code; and

WHEREAS, the DCIDA on behalf of the County has heretofore caused in compliance with Section 147(f) of the Code the publication of a legal notice advertising the Public Hearing.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Dauphin, that:

1. The DCIDA's conducting of the Public Hearing required under Section 147(f) of the Code and the publication of a legal notice advertising the Public Hearing are hereby ratified, approved and confirmed.
2. The proper officer or officers of the Board of Commissioners are hereby authorized to execute a Certificate of Approval indicating the Board's approval of the 2004 Project for purposes of Section 147(f) of the Code.
3. This Resolution shall become effective immediately upon its adoption. Any resolutions to the extent inconsistent herewith are hereby repealed. This Resolution may be amended from time to time by appropriate action of the Board of Commissioners of the County of Dauphin.

DULY RESOLVED AND ADOPTED this 14th day of July, 2004, at a regular meeting of the Board of Commissioners of the County of Dauphin, Pennsylvania, in lawful session duly assembled.

ATTEST:

BOARD OF COMMISSIONERS OF THE
COUNTY OF DAUPHIN, PENNSYLVANIA

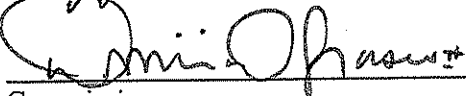


Chief Clerk



Chairman, Board of Commissioners

(SEAL)



Commissioner



Commissioner

CERTIFICATE

I, the undersigned, Chief Clerk of the County of Dauphin, Pennsylvania (the "County"), hereby certify that: (a) attached to this Certificate is a true, correct and complete copy of a Resolution (the "Resolution") which was duly adopted at a meeting of the Board of Commissioners of the County on July __, 2004, at which a quorum was present and acting throughout, and which was at all times open to the public; (b) the County met the advance notice requirements of Act No. 1998-93 of the Commonwealth of Pennsylvania, commonly known as the Sunshine Act, by advertising the date of the meeting and posting a notice of the meeting at the public meeting place of the Board of Commissioners; (c) the total number of members of the Board of Commissioners is three; and (d) the vote upon the Resolution was called and duly recorded upon the minutes and that the members voted in the following manner:

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Jeffrey T. Haste	<u>✓</u>	—	—	—
Dominic DiFrancesco, II	<u>✓</u>	—	—	—
George P. Hartwick, III	<u>✓</u>	—	—	—

WITNESS my hand and the seal of the County on July __, 2004.

By 
Chief Clerk

[SEAL]

APPROVAL CERTIFICATE

Board of Commissioners of Dauphin County, Pennsylvania

July ~~1~~/~~4~~, 2004

RE: REDEVELOPMENT AUTHORITY OF THE CITY OF HARRISBURG

- Borrower: Jewish Federation of Greater Harrisburg, a Pennsylvania nonprofit corporation.
- Project: Issuance of a tax-exempt note by the Redevelopment Authority of the City of Harrisburg (the "Authority") in an amount not to exceed \$1,600,000 and a loan of the proceeds therefrom to the Jewish Federation of Greater Harrisburg (the "Corporation") for a project (the "Project"), which includes the refinancing of indebtedness incurred by the Corporation to finance certain capital additions, improvements and renovations to its campus and related facilities (the "Site") located in the City of Harrisburg, Dauphin County, Pennsylvania (the "City") and the Township of Susquehanna, Dauphin County, Pennsylvania (the "Township"), including the following: (i) renovation of the Jewish Community Center located at 100 Vaughn Street, in the City and the Township, currently comprising 64,000 square feet and consisting of a community center, the David L. Silver Yeshiva Academy, a pre-school and early childhood education center, administrative offices of the Corporation, and senior adult day care, and construction of a 10,000 square foot addition thereto; (ii) construction of a Jewish family services building to be located in the 100 block of Bergner Street, in the Township, comprising 3,600 square feet, to provide various social services and a refugee resettlement program; and (iii) renovation of the administrative office building of the Corporation, located at 3332 North Second Street, in the Township, currently comprising 1,600 square feet and consisting of a teacher resource center, a community review office, and additional administrative services, and construction of a 400 square foot addition thereto; and (iv) general improvements to the Site including parking, lighting, security, the implementation of storm water abatement measures and the relocation of playground equipment.
- Proposed Financing: Redevelopment Authority of the City of Harrisburg Mortgage Revenue Note of 2004 (Jewish Federation of Greater Harrisburg Project), not to exceed \$1,600,000.

After a duly-advertised public hearing conducted by the Dauphin County Industrial Development Authority on behalf of the Board of Commissioners of the County of Dauphin, Pennsylvania (the "County") on June 30, 2004 at 9:00 a.m. at the Video Conference Room, located at the Dauphin County Administration Building, 2 South Second Street, Harrisburg, Pennsylvania 17101, pursuant to provisions of the Internal Revenue Code of 1986, as amended (the "Code"), the above-described Project is hereby approved. Furthermore, the County approves the Authority's proceeding with the financing of said Project by the Authority's issuance of its mortgage revenue note in a principal amount not to exceed \$1,600,000, which note will not constitute a debt of or a pledge of the full faith and credit of the County, the City, the Township, the Commonwealth of Pennsylvania, or any other political subdivision thereof.

The undersigned consent to and approve the Project on behalf of the County. The consent and approval are granted only for the purpose of complying with the requirements of Section 147(f) of the Code for issuance of a revenue note and do not constitute approval for any permit, license or zoning by the County for the construction and occupancy of the Project.

ATTEST:

BOARD OF COMMISSIONERS OF
DAUPHIN COUNTY, PENNSYLVANIA

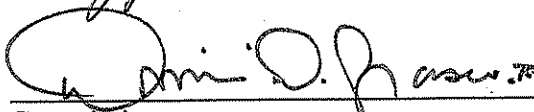


Chief Clerk



Chairman, Board of Commissioners

(SEAL)



Commissioner



Commissioner