

LOWER MILFORD TOWNSHIP
LEHIGH COUNTY, PENNSYLVANIA

ORDINANCE NO. 14X

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF LOWER MILFORD TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA INCREASING THE INDEBTEDNESS OF LOWER MILFORD TOWNSHIP, LEHIGH COUNTY BY THE ISSUE OF A PROMISSORY NOTE IN THE AMOUNT OF \$184,829.48 FOR SUNDRY PURPOSES; FIXING THE FORM, NUMBER, DATE, INTEREST AND MATURITY THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT SERVICE ON THE NOTE; PROVIDING FOR THE FILLING OF THE REQUIRED DOCUMENT; PROVIDING FOR THE APPOINTMENT OF A SINKING FUND DEPOSITORY FOR THE NOTE; AND AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF.

WHEREAS, it is necessary that the indebtedness of the Township of Lower Milford (“Township”), Lehigh County, Pennsylvania be increased for the following purpose: the purchase of new radio systems as part of the public safety communications network upgrade (“Project”) by Lehigh County (“Purchaser”); and

WHEREAS, the Township previously enacted Ordinance No. 143 setting forth the indebtedness for the project at \$289,912.05, but due to Lower Milford Fire Company No. 1’s successful receipt of grant funding that was used for a portion of the radio purchase, now requires an updated Ordinance to reflect the new cost; and

WHEREAS, the Township has received preliminary realistic cost estimates from professional consultants indicating the sum of \$184,829.48 will be needed to complete the project; 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 Board of Supervisors of Lower Milford Township, Lehigh County, Pennsylvania as follows:

SECTION 1. The Board of Supervisors of Lower Milford Township authorize and secure the issuance of a general obligation note in the aggregate principal amount of \$184,829.48, to be

issued for the foregoing purposes and to be incurred as nonelectoral debt. The Board shall and does authorize acceptance of the proposal of the Purchaser, and the note shall be awarded to the Purchaser in accordance with the proposal. The proposal shall be executed and delivered by the Township Administrator.

SECTION 2. Said indebtedness shall be evidenced by one general obligation note, in registered form, in the principal sum of \$184,829.48 and bearing an interest rate of zero percent (0.0%) for the remainder of the five (5) year term, which note shall mature in installments on the annual anniversary date of the said note as follows:

Fiscal Year 2026	\$36,965.90
Fiscal Year 2027	\$36,965.90
Fiscal Year 2028	\$36,965.90
Fiscal Year 2029	\$36,965.90
Fiscal Year 2030	\$36,965.90

The Township 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 at the office of the sinking fund depository selected for the note as hereinafter provided.

SECTION 3. The period of useful life of the improvements for which this obligation is to be issued is estimated to be in excess of five (5) years.

SECTION 4. The said note is hereby declared to be a general obligation of the Township. The municipality hereby covenants that the municipality 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 thereon at 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 Township is hereby irrevocably pledged. The amounts which the municipality hereby covenants to in each of the following fiscal years on the basis of an interest rate of zero (0.00%) per cent are as follows:

Year	Principal	Interest	Total
2026	\$36,965.90	\$0.00	\$36,965.90
2027	\$36,965.90	\$0.00	\$36,965.90
2028	\$36,965.90	\$0.00	\$36,965.90
2029	\$36,965.90	\$0.00	\$36,965.90
2030	\$36,965.90	\$0.00	\$36,965.90

SECTION 5. The note shall be executed in the name and under the corporate seal of the Township by the Township Administrator. The Township Administrator is hereby authorized and directed to deliver the note to the Purchaser, and receive payment thereof on behalf of the Township. The Township Administrator is authorized and directed to prepare, verify and file the debt statement required by Section 410 of Act 52 of 1978, (53 P.S. §6780-160) 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. Embassy Bank is hereby designated as the Sinking Fund Depository for the obligation herein authorized, and there is hereby created and established a Sinking Fund, to be known as "Sinking Fund 2025 General Obligation Note", for the payment of the principal which shall be deposited into the Sinking Fund no later than the date upon which the same becomes due and payable. The Township Treasurer shall deposit into the Sinking Fund, which shall be maintained until such obligation is paid in full, sufficient amounts for payment of principal on the obligation no later than the date upon which such payments shall become due, without further action by the Township, withdraw available monies in the Sinking Fund and apply said monies to payment of principal on the obligation..

SECTION 7. The Township Treasurer and Township Administrator are hereby authorized to contract with Embassy Bank for its services as Sinking Fund Depository for the note and paying agent for the same.

SECTION 8. The action of the proper officers and the advertising of a summary of this Ordinance as required by law in the Morning Call, 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 8. The provisions of this Ordinance are severable. If any sentence, clause, or section of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, or sections of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of Lower Milford Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, or section not been included herein.

SECTION 9. This Ordinance is enacted pursuant to the authority conferred by the "Local Government Unit Debt Act", Act of 1972, July 12, No. 185 amended and reenacted, 1978, April 28, P.L 124, No. 52 , (53 P.S. 6780-1 et seq.) as amended (the Act). This Ordinance shall become effective immediately.

SECTION 10. This ordinance repeals and replaces Ordinance No. 143. All other ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed insofar as they may be inconsistent herewith.

ENACTED AND ORDAINED as an Ordinance this 18th day of December, 2025 by the Board of Supervisors of Lower Milford Township, Lehigh County, Pennsylvania.

ATTEST:

**LOWER MILFORD TOWNSHIP
BOARD OF SUPERVISORS**

Emily A. Fucci, Township Secretary

Ellen L. Koplin, Chair

Lowell F. Linde, Vice-Chair

Timothy E. Cogle, Supervisor