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YORK COUNTY COMMISSIONERS

COUNTY OF YORK, PENNSYLVANIA

ORDINANCE NO. 2003-13

OF THE BOARD OF COUNTY COMMISSIONERS OF THIS COUNTY AMENDING ORDINANCE 2003-04 ENACTED ON OCTOBER 1, 2003, THAT AUTHORIZED THE ISSUANCE OF THIS COUNTY'S GENERAL OBLIGATION BONDS, SERIES OF 2003, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$22,535,000, IN ACCORDANCE WITH PROVISIONS OF THE PENNSYLVANIA LOCAL GOVERNMENT UNIT DEBT ACT, TO AMEND THE DESCRIPTION OF THE CAPITAL PROJECTS TO BE FINANCED TO READ AS FOLLOWS: TO (A) ACQUIRE, CONSTRUCT, FURNISH AND EQUIP (1) PRISON WORK RELEASE FACILITIES, (2) EMERGENCY MANAGEMENT AND COMMUNICATION FACILITIES AND EQUIPMENT, (3) RECREATION AND ATHLETIC FACILITIES, INCLUDING A PUBLIC/PROFESSIONAL BASEBALL STADIUM AND ADJACENT PARKING FACILITIES (AND INCLUDING THE LENDING OF FUNDS FOR SUCH PURPOSES), AND (4) VARIOUS OTHER FACILITIES OF THE COUNTY, INCLUDING CAPITAL ADDITIONS THERETO, AND (B) PAY RELATED COSTS AND EXPENSES, INCLUDING THE COSTS OF ISSUING AND INSURING SUCH GENERAL OBLIGATION BONDS; AND PROVIDING THAT THE REMAINDER OF SAID ORDINANCE SHALL REMAIN IN FULL FORCE AND EFFECT.

WHEREAS, The Board of County Commissioners (the "Board") of this County (the "County"), by Ordinance 2003-04 duly enacted in accordance with law, on October 1, 2003

(the "Bonds Enabling Ordinance"), authorized and directed issuance of a series of bonds, dated as of November 1, 2003, in the aggregate principal amount of \$22,535,000, designated generally as the General Obligation Bonds, Series of 2003 (the "Bonds"), in accordance with provisions of the Local Government Unit Debt Act, 53 Pa.C.S. Chs. 80-82 (the "Act"), to provide funds for and toward capital projects that were described in the Bonds Enabling Ordinance; and

WHEREAS, The Department of Community and Economic Development of the Commonwealth of Pennsylvania on October 27, 2003, approved the proceedings of this County relating to the increase of indebtedness by issuance of the Bonds, and the Bonds were issued on November 6, 2003; and

WHEREAS, The Board desires to amend the description of the project under the Bonds Enabling Ordinance; and

WHEREAS, Such amendment of the Bonds Enabling Ordinance is permitted by the Act.

NOW, THEREFORE, BE IT RESOLVED, by the Board of this County, as follows:

1. The Board of this County does hereby amend the caption of the Bonds Enabling Ordinance to read in its entirety as follows:

"AN ORDINANCE

OF THE BOARD OF COUNTY COMMISSIONERS OF THIS COUNTY AUTHORIZING AND DIRECTING ISSUANCE OF THE COUNTY'S GENERAL OBLIGATION BONDS, SERIES OF 2003, IN THE AGGREGATE PRINCIPAL AMOUNT OF TWENTY-TWO MILLION FIVE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$22,535,000), PURSUANT TO THE LOCAL GOVERNMENT UNIT DEBT ACT, TO

PROVIDE FUNDS TO (A) ACQUIRE, CONSTRUCT, FURNISH AND EQUIP (1) PRISON WORK RELEASE FACILITIES, (2) EMERGENCY MANAGEMENT AND COMMUNICATION FACILITIES AND EQUIPMENT, (3) RECREATION AND ATHLETIC FACILITIES, INCLUDING A PUBLIC/PROFESSIONAL BASEBALL STADIUM AND ADJACENT PARKING FACILITIES (AND INCLUDING THE LENDING OF FUNDS FOR SUCH PURPOSES), AND (4) VARIOUS OTHER FACILITIES OF THE COUNTY, INCLUDING CAPITAL ADDITIONS THERETO, AND (B) PAY RELATED COSTS AND EXPENSES, INCLUDING THE COSTS OF ISSUING AND INSURING SUCH GENERAL OBLIGATION BONDS; PLEDGING THE FULL FAITH, CREDIT AND TAXING POWER OF THIS COUNTY IN SUPPORT OF THE GENERAL OBLIGATION BONDS; APPOINTING A PAYING AGENT AND A SINKING FUND DEPOSITARY; SETTING FORTH CERTAIN COVENANTS AND REPRESENTATIONS RELATING TO THE FEDERAL INCOME TAX STATUS OF THE INTEREST TO BE PAID ON THE GENERAL OBLIGATION BONDS; AUTHORIZING APPROPRIATE OFFICERS OF THE BOARD OF COUNTY COMMISSIONERS OF THIS COUNTY TO TAKE CERTAIN ACTIONS AND TO SIGN CERTAIN DOCUMENTS IN CONNECTION WITH ISSUANCE OF THE GENERAL OBLIGATION BONDS; AND REPEALING ALL INCONSISTENT ORDINANCES.”

2. The Board does amend the Second Preamble of the Bonds Enabling Ordinance to read in its entirety as follows:

“WHEREAS, The Board of County Commissioners of this County contemplates the authorization, sale, issuance and delivery of bonds in the aggregate principal amount of Twenty-two Million Five Hundred Thirty-five Thousand Dollars (\$22,535,000), to be designated generally as the “General Obligation Bonds, Series of 2003” (the “Bonds”), to provide funds for and toward capital projects consisting of (a) the acquisition, construction, furnishing and equipping of (i) prison work release facilities, (ii) emergency management and communication facilities and equipment, (iii) recreation and athletic facilities, including a public/professional baseball stadium and adjacent parking facilities (and including the lending of funds for such purpose, and (iv) various other facilities of this County, including capital additions thereto, and (b) paying related costs and expenses, including the costs of issuing and insuring the Series of 2003 Bonds (hereinafter defined) (the “Project”), all in accordance with applicable and appropriate provisions of the Local

Government Unit Debt Act, 53 Pa.C.S. Chs. 80-82 (the "Act"), of the Commonwealth; and"

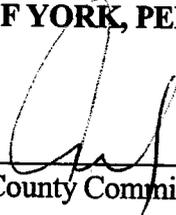
3. The President or Vice President and the Chief Clerk of the Board of County Commissioners, respectively, of this County, which shall include their duly qualified successors in office, if applicable, are authorized and directed, as required, necessary and/or appropriate, to do, take and perform such acts and things in connection with passage of this Ordinance as an amendment to the Bonds Enabling Ordinance, including the filing of a certified copy of this Bonds Enabling Ordinance and appropriate proofs of publication with the Department of Community and Economic Development of the Commonwealth of Pennsylvania.

4. The remainder of the Bonds Enabling Ordinance shall be and shall remain in full force and effect.

5. This Ordinance shall be effective in accordance with Section 8003 of the Act.

DULY ENACTED AND ORDAINED, this 19th day of November, 2003, by the Board of County Commissioners of the County of York, Pennsylvania, in lawful session duly assembled.

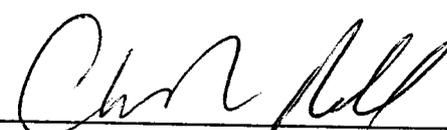
COUNTY OF YORK, PENNSYLVANIA

By: 
County Commissioner

By: _____
County Commissioner

By: 
County Commissioner

ATTEST:


Chief Clerk

(SEAL)

CERTIFICATE

I, the undersigned, Chief Clerk of the County of York, Pennsylvania (the "County"), certify that: the foregoing is a true and correct copy of an Ordinance which duly was enacted by affirmative vote of a majority of all members of the Board of County Commissioners (the "Board") of the County, in accordance with law, at a meeting duly held on November 19, 2003, at which meeting a quorum was present; said Ordinance has been certified and recorded by me, as Chief Clerk of the County, in the book provided for the purpose of such recording; said Ordinance, upon enactment, as aforesaid, was assigned Ordinance No. 2003-13; the total number of members of the Board is three (3); the vote of the members of the Board, upon enactment of said Ordinance, the yeas and nays having been called, duly was recorded by me, as Chief Clerk, as follows:

Christopher B. Reilly	-
James F. Donahue	-
Shirley L. Glass	-

said Ordinance has been advertised, as required by law, in a newspaper of general circulation in the County; and said Ordinance has not been amended, altered or repealed, as of the date of this Certificate.

I further certify that the Board met the advance notice and public comment requirements of the Sunshine Act, 65 Pa.C.S. Ch. 7, by advertising said meeting, by posting prominently a notice of said meeting at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at said meeting, all in accordance with such Sunshine Act.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the County, this 19th day of November, 2003.



Chief Clerk

(SEAL)