

**HARVARD FIRE PROTECTION DISTRICT**

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ORDINANCE NO. 2023-08

AN ORDINANCE CREATING AUTHORIZING A ZERO INTEREST  
AMBULANCE LOAN FOR THE HARVARD FIRE PROTECTION DISTRICT

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ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE HARVARD FIRE PROTECTION DISTRICT  
THIS 10<sup>TH</sup> DAY OF OCTOBER 2023

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PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE PRESIDENT  
AND BOARD OF TRUSTEES OF HARVARD FIRE PROTECTION DISTRICT,  
McHENRY COUNTY, ILLINOIS

THIS 10<sup>TH</sup> DAY OF OCTOBER 2023

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THE HARVARD FIRE PROTECTION DISTRICT  
502 S Eastman Street  
Harvard, IL 60033  
(815) 943-6927

ORDINANCE 2023-08

**WHEREAS THE HARVARD FIRE PROTECTION DISTRICT, WISHES TO APPROVE A \$200,000, ZERO-INTEREST LOAN FROM THE ILLINOIS FINANCE AUTHORITY FOR THE PURCHASE OF A NEW AMBULANCE AND AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT, AND ACCEPTING OF TERMS SPECIFIED THEREIN BETWEEN THE HARVARD FIRE PROTECTION DISTRICT AND THE ILLINOIS FINANCE AUTHORITY; PROVIDING FOR PAYMENTS SET FORTH IN THE PAYMENT SCHEDULE; AUTHORIZING THE PURCHASE OF THE SUBJECT AMBULANCE; AND AUTHORIZING ALL NECESSARY ACTIONS RELATED THERETO**

**WHEREAS**, the Harvard Fire Protection District, a fire protection district organized and existing under the Constitution and laws of the State of Illinois and located in the County of McHenry in the State of Illinois (the "*District*") desires to purchase an ambulance to enhance public safety throughout the District and the District's adjoining mutual aid service area;

**WHEREAS**, the Illinois General Assembly has appropriated certain funds to be used by the Illinois Finance Authority (the "*Authority*") for the purpose of making zero-interest and low-interest loans to fire protection districts, township fire departments, and to the fire departments of incorporated cities, villages, towns, and counties to finance all or a portion of the acquisition cost of ambulances to enhance public safety;

**WHEREAS**, the Board of Trustees of the District has determined that it is in the best interest of the District's residents to finance the acquisition of the subject ambulance, in part or whole, with proceeds of a zero-interest loan through the Authority by authorizing execution of a Loan Agreement with the Authority, pursuant to which the District would be the Borrower; and,

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE DISTRICT**, that the District:

1. Accepts a \$200,000, zero-interest loan at a simple interest rate of 0.00 percent (0.00%) per annum for a period of ten (10) years from the Illinois Finance Authority for the purpose of financing the purchase of a new ambulance as contemplated in the District's Ambulance Revolving Loan Fund application previously submitted to the Office of the Illinois State Fire Marshal ("*OSFM*");

2. Authorizes the purchase of the specified ambulance with proceeds of the loan, together with funds of the District;
3. Authorizes and commits any designated officer, employee, or agent of the District to promptly notify the Authority by (i) telephone and (ii) email upon receiving vendor confirmation of (a) the prospective Delivery Date and (b) the year, make, model, and description of the ambulance; with a copy of such email also sent to the District's designated contact at OSFM;
4. Upon receipt of the execution copy of the Loan Agreement and Final Payment Schedule (which will only differ from the draft version of the Loan Agreement under review by (a) removal of the "Draft" stamp and (b) confirmation of the Final Repayment Schedule (after the delivery date has been established)), the Officers of the District and their duly authorized designees will be authorized to execute and deliver the Loan Agreement and all related documents, authorize the grant of a security interest in the ambulance, if required by the Illinois Finance Authority, and authorize the provision of any supplemental documentation (e.g., certificates of liability and casualty insurance after taking delivery) as may be required by the Illinois Finance Authority in order to close, fund, and secure the loan, and related documents;
5. Commits the District to include a line-item entry in each annual Budget and Appropriations Ordinance or alternate document, if applicable, for the General Fund, or providing for the transfer of other legally available funds to the General Fund, including, but not limited to Ambulance Receipts, providing for the ten (10) annual scheduled loan payments due on each November 1<sup>st</sup> (with the year that payments are set to begin to be determined after the delivery date and loan closing/disbursement dates have been confirmed, as described above).
6. Authorizes the payment of an application, origination, and processing fee in the amount of \$500.00 made payable to the "Illinois Finance Authority" pursuant to Section 8.6 of the Loan Agreement, the arrangements for which will be confirmed by the Authority in connection with delivery of the execution copy of the Loan Agreement and Final Payment Schedule.
7. Authorizes any designated officer, employee, or agent of the District to take any such further actions as deemed necessary or advisable to carry out and comply with the terms and provisions of this Ordinance.


8. Ratifies all prior acts of the officers, employees and agents of the District which are in conformity with the purposes and intent of this Ordinance, including but not limited to, the prior submission of an Ambulance Revolving Loan Application to the Office of the Illinois State Fire Marshal dated by the District as of October 28, 2022.
9. Acknowledges that if a payment delinquency or default under the Loan Agreement is not cured within 90 calendar days by payment of the amount owed to the Authority, the Authority shall notify the State of Illinois Comptroller's Office to deduct the amount owed from any payments by the State to the Borrower and further acknowledges that the Authority may avail itself of all remedies, rights, and provisions of law applicable in these circumstances and the failure to exercise any rights or remedies provided by law may not be used as a defense by the District in any proceeding brought against it by the Authority;
10. Provides that if any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance;
11. Provides that all Resolutions or Ordinances and orders, or parts thereof, in conflict herewith are hereby superseded to the extent of such conflict; and
12. Provides that this Ordinance shall be in full force and effect immediately upon its passage, as by law provided.

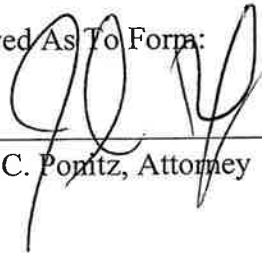
PASSED AND APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE HARVARD FIRE PROTECTION DISTRICT, MCHENRY COUNTY, ILLINOIS, THIS 10<sup>th</sup> DAY OF OCTOBER 2023.

  
\_\_\_\_\_  
Scott Logan, President

	Ayes	Nays	Absent	Abstain
Trustee Kelnhofer	✓	_____	_____	_____
Trustee Evers	✓	_____	_____	_____
Trustee Logan	✓	_____	_____	_____
Trustee Crane	✓	_____	_____	_____
Trustee Hildreth	✓	_____	_____	_____

ATTEST:

  
 \_\_\_\_\_  
 Amy Crane, Secretary

Approved As To Form:  
  
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 Joseph C. Ponitz, Attorney

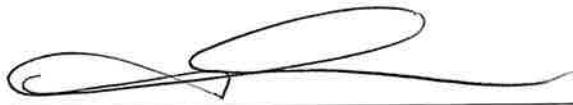
DOCUMENT PREPARED BY:  
 Joseph C. Ponitz  
 ARDC # 6287111  
 Franks, Gerkin, Ponitz & Greeley, P.C.  
 19333 E. Grant Hwy, Marengo, IL 60152  
 (815) 923-2107

STATE OF ILLINOIS            )  
COUNTY OF MCHENRY        )

**CERTIFICATION**

I, AMY CRANE, do hereby certify that I am the duly elected, authorized and acting Secretary of the Harvard Fire Protection District, County of McHenry, State of Illinois, and that as such Secretary, I am the keeper of the records and minutes of the proceedings of the President and Board of Trustees of the Harvard Fire Protection District. I do hereby certify that the foregoing Ordinance hereto attached, entitled *ZERO INTEREST AMBULANCE LOAN FOR THE HARVARD FIRE PROTECTION DISTRICT*, Ordinance No. 2023-09, is a true and correct copy of an Ordinance lawfully passed and approved at a duly authorized and regular meeting of said President and Board of Trustees held on THIS 10TH DAY of OCTOBER 2023, at which time the President and 5 Trustees were present. Motion was made and seconded that the foregoing Ordinance be passed and approved. Upon roll-call vote, the Trustees present voted AYE, 0 Trustees voted NAY, whereupon said Ordinance was declared duly passed and was thereupon approved by said President.

Dated: 10/10/23



Amy Crane, Secretary  
Harvard Fire Protection District

(CORPORATE SEAL)