

**COUNTY OF LEHIGH, PENNSYLVANIA
COMMISSIONERS BILL 2015-36
SPONSORED BY COMMISSIONER SCHWARE
REQUESTED DATE: OCTOBER 16, 2015
ORDINANCE NO. 2015-**

**APPROVING AN AMENDMENT TO THE ARTICLES OF INCORPORATION
OF THE LEHIGH-NORTHAMPTON AIRPORT AUTHORITY TO EXTEND ITS
TERM OF EXISTENCE**

WHEREAS, pursuant to the Municipality Authorities Act of 1945, the County of Lehigh and the County of Northampton organized the Lehigh-Northampton Airport Authority ("LNAA"); and

WHEREAS, pursuant to resolutions duly adopted by the County of Lehigh and the County of Northampton, LNAA's original Articles of Incorporation were filed with the Pennsylvania Department of State on June 12, 1968 and amended on December 27, 1973; September 20, 1985; October 4, 1994; February 16, 2001; June 1, 2010 and December 31, 2012; and

WHEREAS, the Articles of Amendment dated September 20, 1985 extended the term of existence of LNAA for a period of fifty (50) years until September 20, 2035; and

WHEREAS, pursuant to 53 Pa.C.S.A. §5605(a), LNAA may amend its articles to extend its term of existence for a period not to exceed fifty (50) years from the date of approval by the Secretary of the Commonwealth of the Articles of Amendment; and

WHEREAS, by Resolution No. 4998, dated July 28, 2015 the LNAA has proposed to amend its Articles of Incorporation to extend the term of existence in order to provide better marketability and financial sustainability; and

WHEREAS, the proposed amendment must be submitted for adoption or rejection by both Lehigh County and Northampton County; and

WHEREAS, the County of Lehigh wishes to adopt the proposed amendment to the LNAA's Articles of Incorporation.

NOW, THEREFORE, IT IS HEREBY ENACTED AND ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LEHIGH, PENNSYLVANIA, THAT:

1. The foregoing WHEREAS clauses are incorporated herein as if set forth in their entirety.
2. The proposed amendment to the Articles of Incorporation of the LNAA is hereby approved. The amendment will replace section nine (9) with a new section, which reads:

“9. The term of existence of the Authority shall be increased for a period of fifty (50) years from the date of approval of the Articles of Amendment seeking such an extension by the Secretary of the Commonwealth of Pennsylvania.”
3. The proper officers and other personnel of Lehigh County are hereby authorized and empowered to take all such further action, including any necessary transfers of funds, and execute additional documents as they may deem appropriate to carry out the purpose of this Ordinance.
4. The County Executive shall distribute copies of this Ordinance to the proper officers and other personnel of Lehigh County whose further action is required to achieve the purpose of this Ordinance.
5. Any Ordinance or part of any Ordinance conflicting with the provisions of this

Ordinance is hereby repealed insofar as the same affects this Ordinance.

6. This Ordinance shall become effective in ten (10) days after enactment.

ADOPTED this ____ day of _____, 2015, by the
following vote:

Commissioners

AYE

NAY

Geoff Brace
Thomas C. Creighton, III
Percy H. Dougherty
Amanda Holt
David S. Jones, Sr.
Vic Mazziotti
Brad Osborne
Lisa Scheller
Michael P. Schware

ATTEST: _____
CLERK TO THE BOARD OF COMMISSIONERS

APPROVED this ____ day of _____, 2015.

THOMAS S. MULLER
LEHIGH COUNTY EXECUTIVE

ENACTED this ____ day of _____, 2015.