



**BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY
RESOLUTION NO. 2015- 16**

**A RESOLUTION TO LEASE, PURCHASE AND/OR FINANCE EQUIPMENT -
MODEL 324EL CATERPILLAR HYDRAULIC EXCAVATOR**

WHEREAS, THE LAWS OF THE State of Colorado (the "State") authorize GUNNISON COUNTY (the "Governmental Entity"), a duly organized political subdivision of the State, to purchase, acquire and lease personal property for the benefit of the Governmental Entity and its inhabitants and to enter into any necessary contracts; and

The Governmental Entity wants to lease, purchase and/or finance equipment ("Equipment") from **Caterpillar Financial Services Corporation** and/or an authorized Caterpillar dealer ("Caterpillar") by entering into that certain Governmental Equipment Lease-purchase Agreement (the "Agreement") with Caterpillar; and

The form of the Agreement has been presented to the governing body of the Governmental Entity at this meeting; and

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

(i) The Agreement, including all schedules and exhibits attached to the Agreement, is approved in substantially the form presented at the meeting, with any Approved Changes (as defined below), (ii) the Governmental Entity enter into the Agreement with Caterpillar and (iii) the Agreement is adopted as a binding obligation of the Governmental Entity; and

that changes may later be made to the Agreement if the changes are approved by the Governmental Entity's counsel or members of the governing body of the Governmental Entity signing the Agreement (the "Approved Changes") and that the signing of the Agreement and any related documents is conclusive evidence of the approval of the changes; and

that the persons listed below, who are the incumbent officers of the Governmental Entity (the "Authorized Persons") be, and each is, authorized, directed and empowered, on behalf of the Governmental Entity, to (i) sign and deliver to Caterpillar, and its successors and assigns, the Agreement and any related documents, and (ii) take or cause to be taken all actions he/she deems necessary or advisable to acquire the Equipment, including the signing and deliver of the Agreement and related documents; and

that the Secretary/Clerk of the Governmental Entity is authorized to attest to this resolution and affix the seal of the Governmental Entity to the Agreement, this resolution, and any related documents; and



that nothing in this resolution, the Agreement or any other document imposes a pecuniary liability or charge upon the general credit of the Governmental Entity or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the Governmental Entity as provided in the Agreement; and

that a breach of this resolution, the Agreement or any related document will not impose any pecuniary liability upon the Governmental Entity or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the governmental Entity as provided in the Agreement; and

that the authority granted by this resolution will apply equally and with the same effect to the successors in office of the Authorized Persons.

INTRODUCED by Commissioner Houck, seconded by
Commissioner Chamberland, and adopted this 17 day of February, 2015.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

By Paula Swenson
Paula Swenson, Chairperson

By Phil Chamberland
Phil Chamberland, Vice-Chairperson

By Jonathan Houck
Jonathan Houck, Commissioner

Attest:

Paula Swenson
Deputy County Clerk

