

**BEFORE THE BOARD OF COLUMBIA COUNTY COMMISSIONERS**

**RESOLUTION #2021 - 68**

**IN THE MATTER OF AUTHORIZING THE LEASE OF 2021 150AWD MOTOR GRADER**

**WHEREAS**, the laws of the State of Washington (STATE) authorize Columbia County (ENTITY), a duly organized political subdivision of the STATE, to purchase, acquire and lease personal property for the benefit of the ENTITY and its inhabitants and to enter into any necessary contracts; and

**WHEREAS**, the ENTITY wants to lease, purchase and/or finance equipment (EQUIPMENT) from Caterpillar Financial Services Corporation and/or an authorized Caterpillar dealers (CATERPILLAR) by entering into that certain Governmental Equipment Lease-Purchase Agreement(s) (AGREEMENT) with CATERPILLAR; and

**WHEREAS**, the equipment was identified for lease on the 2021 Equipment List adopted by Resolution 2020-60 on December 7, 2020 and amended by Resolution 2021-13 on April 12, 2021; and

**WHEREAS**, the form of the AGREEMENT has been presented to the governing body of the ENTITY at this meeting.

**NOW, THEREFORE BE IT HEREBY RESOLVED**, 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 ENTITY intends to enter into the AGREEMENT with CATERPILLAR
- (iii) The AGREEMENT is adopted as a binding obligation of the ENTITY

Changes may later be made to the AGREEMENT if the changes are approved by the ENTITY's Authorized Persons signing the AGREEMENT (the "Approved Changes") and that 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 incumbent officers of the ENTITY (the "Authorized Persons"):

RYAN R. RUNDELL      CHAIRMAN – BOCC       \_\_\_\_\_

CHARLES L. EATON      COUNTY ENGINEER       \_\_\_\_\_

Be, and as each is, authorized, directed and empowered, on behalf of the 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 delivery of the AGREEMENT and related documents; and,

That the Secretary/Clerk of the ENTITY is authorized to attest to this resolution and affix the seal of the ENTITY to the AGREEMENT, this resolutions, 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 ENTITY or against its taxing power, except to the extent that the payments payable under the AGREEMENT are special limited obligations of the 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 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 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; and,

That the undersigned's certification of the Authorized Persons' signatures shall be binding on the ENTITY.

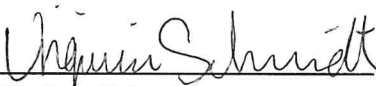
**PASSED AND ADOPTED** by the Columbia County Board of Commissioners, State of Washington, on this 20<sup>TH</sup> day of December, 2021.

**BOARD OF COUNTY COMMISSIONERS  
COLUMBIA COUNTY, WASHINGTON**

  
\_\_\_\_\_  
Ryan R. Rundell, Chairman

  
\_\_\_\_\_  
Charles L. Amerein, Commissioner

  
\_\_\_\_\_  
Marty Hall, Commissioner

Attest:   
\_\_\_\_\_  
Virginia Schmidt  
Clerk of the Board