

RESOLUTION NO. 2016-29

A RESOLUTION AUTHORIZING THE AMENDMENT OF CERTAIN AGREEMENTS ENTERED INTO IN CONNECTION WITH THE ISSUANCE OF TAXABLE REFUNDING CERTIFICATES OF PARTICIPATION, SERIES 2015.

WHEREAS, under the constitution and statutes of the State of Kansas, particularly Article 12, §5 of the Kansas Constitution and K.S.A. 19-101, Cherokee County, Kansas (the "County") has issued its Refunding Certificates of Participation, Series 2015 (the "Series 2015 Certificates") to refinance the County's law enforcement and detention center; and

WHEREAS, in connection with the issuance of the Series 2015 Certificates, the County has authorized and approved the following documents:

1. A Site Lease (the "Site Lease") between the County, as lessor, and Security Bank of Kansas City, Kansas City, Kansas (the "Trustee"), as lessee, pursuant to which the County has leased certain real property (as defined therein, the "Real Property") to the Trustee on the terms and conditions set forth therein;
2. A Lease Agreement (the "Lease") with the Trustee, pursuant to which the County has leased the Real Property and the Improvements (collectively, the "Project") from the Trustee; and
3. A Declaration of Trust (the "Declaration of Trust"), by the Trustee, pursuant to which Certificates have been executed and delivered;

WHEREAS, the Board of County Commissioners (the "Board") finds it necessary and advisable to execute and deliver a Global Amendment to Documents to provide a corrected legal description of the Real Property as described in the Site Lease, the Lease and the Declaration of Trust.

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY, KANSAS, AS FOLLOWS:

Section 1. Authorization and Approval. The Chairman is authorized to execute the Global Amendment to Documents in substantially the form submitted to and reviewed by the Board on the date hereof, with such changes therein as shall be approved by the Chairman, the Chairman's execution of such documents to be conclusive evidence of such approval.

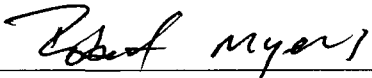
Section 2. Further Authority. The County shall, and the officials and agents of the County are hereby authorized and directed to, take such actions, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 3. Effective Date. This Resolution shall take effect and be in full force from and after its adoption by the Board.

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ADOPTED by the Board of County Commissioners of Cherokee County, Kansas, on December 19, 2016.


(SEAL)


Robert Myers, Chairman, County Commissioner

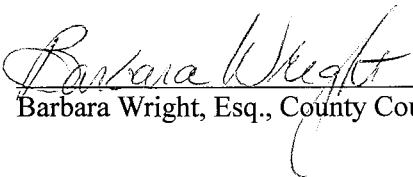

Charles Napier, County Commissioner


Pat Collins, County Commissioner

ATTEST:


Rodney D. Edmondson, Cherokee County Clerk

Approved as to Form:


Barbara Wright, Esq., County Counselor