

Gilmore & Bell, P.C.  
05/19/1998

RESOLUTION NO. 1171

**RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION SALES TAX BONDS, SERIES 1998-A, OF ATCHISON COUNTY, KANSAS.**

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**BE IT RESOLVED BY THE GOVERNING BODY OF ATCHISON COUNTY, KANSAS, AS FOLLOWS:**

**Section 1.** The Atchison County, Kansas (the "Issuer") is hereby authorized to offer at competitive public sale approximately \$4,100,000 principal amount of General Obligation Sales Tax Bonds, Series 1998-A (the "Bonds") as described in the Notice of Bond Sale attached hereto as *Exhibit "A"*.

*RE*  
*11:00 AM*  
**Section 2.** The Clerk is hereby authorized and directed to receive sealed bids for the purchase of the Bonds until ~~2:00 p.m.~~, Central Daylight Time on June 10, 1998, upon the terms and conditions set forth in said Notice of Bond Sale, and to deliver all bids so received to the governing body at its meeting to be held on such date at said time and place, at which meeting the governing body shall review such bids and shall award the sale of the Bonds or reject all bids.

**Section 3.** The Notice of Bond Sale is hereby approved in substantially the form attached hereto as *Exhibit A*, and the Clerk is hereby authorized to execute such Notice of Bond Sale, with such changes and additions thereto as the Clerk shall deem necessary or appropriate, and to use such document in connection with the public sale of the Bonds.

**Section 4.** The Preliminary Official Statement, dated May 20, 1998, is hereby approved in substantially the form presented to the governing body this date, with such changes or additions as the Chairman and Clerk shall deem necessary and appropriate, and such officials and other representatives of the Issuer are hereby authorized to use such document in connection with the public sale of the Bonds.

**Section 5.** The Clerk, in conjunction with George K. Baum & Company, Kansas City, Missouri ("Financial Advisor") and Gilmore & Bell, P.C., Wichita, Kansas ("Bond Counsel"), is hereby authorized and directed to give notice of said bond sale by publishing a summary of the Notice of Bond Sale not less than 6 days before the date of the bond sale in a newspaper of general circulation in Atchison County, Kansas, and the *Kansas Register* and by mailing copies of the Notice of Bond Sale and Preliminary Official Statement to prospective purchasers of the Bonds.

**Section 6.** For the purpose of enabling the purchaser of the Bonds (the "Purchaser") to comply with the requirements of Rule 15c2-12 of the Securities Exchange Commission (the "Rule"), the appropriate officers of the Issuer are hereby authorized: (a) to provide the Purchaser a letter or certification to the effect that the Issuer deems the information contained in the Preliminary Official Statement to be "final" as of its date, except for the omission of such information as is permitted by the

Rule; (b) covenant to provide continuous secondary market disclosure by annually transmitting certain financial information and operating data and other information necessary to comply with the Rule to certain national repositories and the Municipal Securities Rulemaking Board, as applicable; and (c) take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary; to enable the Purchaser to comply with the requirement of the Rule.

Section 7. The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of Bonds or within sufficient time to accompany any confirmation that requests payment from any customer of the Purchaser, whichever is earlier, sufficient copies of the final Official Statement to enable the Purchaser to comply with the requirements of Rule 15c2-12(b)(4) of the Securities and Exchange Commission and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

Section 8. The Chairman, Clerk and the other officers and representatives of the Issuer, the Financial Advisor and Bond Counsel are hereby authorized and directed to take such other action as may be necessary to carry out the public sale of the Bonds.

Section 9. George K. Baum & Company, Kansas City, Missouri, is permitted to submit a bid at the public sale of the Bonds.

Section 10. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED by the governing body on May 20, 1998.



Russell Eckert  
Chairman

Tom Hopkins  
Commissioner

Wike Conway  
Commissioner

ATTEST:

Pauline M. Lee  
Clerk