

RESOLUTION NO. 1270

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ATCHISON COUNTY, KANSAS, AUTHORIZING THE IMPOSITION OF A SPECIAL ONE-FOURTH PERCENT (1/4%) COUNTYWIDE RETAILERS' SALES TAX AND RELATED MATTERS.

WHEREAS, by previous Resolution of the Board of County Commissioners (the "Board") of Atchison County, Kansas (the "County"), the Board authorized and provided for a special question election in the County for the purpose of submitting to the qualified electors of the County the proposition to: (i) impose a one-fourth percent (0.25%) retailers' sales tax (the "Sales Tax") for the purpose of financing the cost of constructing and maintenance of sports and recreational facilities in the County and making all other necessary improvements appurtenant thereto (the "Facilities"), collection of such Sales Tax to expire upon the payment of all costs incurred in the financing of such construction of the Facilities (including the retirement of any bonds issued and payable from such sales tax); and (ii) issue sales tax revenue bonds (the "Bonds") to pay the costs of the Facilities and related reserves and financing costs; all pursuant to the authority of K.S.A. 12-187 *et seq.*, as amended by House Substitute for Senate Bill No. 435 of the 2006 Kansas Legislature, collection of such Sales Tax to commence on January 1, 2007, or as soon thereafter as permitted by law, and shall expire when all costs associated with the financing of the Facilities, including the repayment of the Bonds, shall have been paid; and

WHEREAS, a special question election was held in the County on August 1, 2006, at which time there was submitted to the qualified electors of the County the aforementioned proposition, and a majority of the qualified electors of the County voting on this proposition voted in favor thereof; and

WHEREAS, K.S.A. 12-187 *et seq.*, as amended (the "Act") and the results of the aforementioned special question election, the Board deems it necessary and advisable to authorize the imposition of the Sales Tax.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ATCHISON COUNTY, KANSAS:

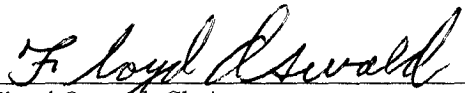
SECTION 1. The imposition of the Sales Tax is hereby authorized pursuant to the provisions of the Act.

SECTION 2. The County Clerk shall provide a certified copy of this Resolution to the State Director of Taxation and request that the Sales Tax commence on January 1, 2007 and shall expire when all costs associated with the financing of the Facilities, including the repayment of the Bonds, shall have been paid.

SECTION 3. The estimated principal amount of the Bonds is \$4,750,000. The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation §1.150-2.

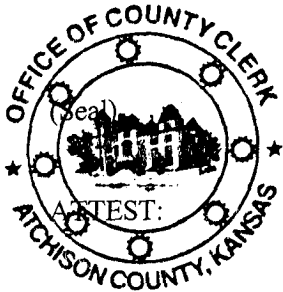
SECTION 4. This Resolution shall be effective upon adoption by the Board.

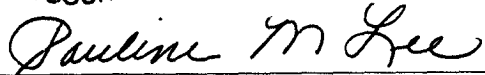
ADOPTED by the Board of County Commissioners of Atchison County, Kansas, on August 16th, 2006.


Floyd Oswald, Chairman


George Ross, Jr., Commissioner


Tom Wagner, Commissioner

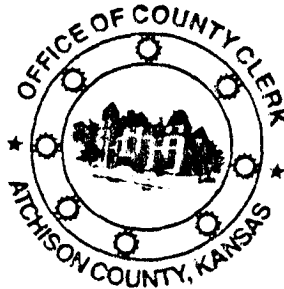



Pauline M. Lee, County Clerk

CERTIFICATE

I, hereby certify that the above and foregoing is a true and correct copy of Resolution No. 1270 adopted by the Board of County Commissioners of Atchison County, Kansas, on August 16, 2006, as the same appears of record in my office.

DATED: August 16, 2006.




Pauline M. Lee, County Clerk