

RESOLUTION #2019-06
BOARD OF COMMISSIONERS
CASS COUNTY, INDIANA

WHEREAS, Cass County, Indiana ("County") has determined to renovate and expand the Cass County jail facility, together with all necessary appurtenances, related improvements and equipment ("Project"), and has received construction bids for the Project, and the architect and attorney for the County have reviewed such bids and accompanying documentation;

WHEREAS, the Board of Commissioners ("Board") of the County has entered into a lease agreement, dated November 25, 2019, with the Cass County Government Building Corporation ("Corporation");

WHEREAS, the County intends to sell the real estate on which the Project is located to the Corporation which will renovate and expand the Project;

WHEREAS, the County will use the proceeds from the Corporation's purchase of the real estate on which the Project is located ("Sale Proceeds") to fund a portion of the renovation and expansion of the Project;

WHEREAS, the Corporation is expected to adopt a resolution approving the issuance and sale of its Lease Rental Bonds, Series 2019 in an aggregate principal amount not to exceed \$18,700,000 ("Bonds") to finance the Project, and a copy of the resolution is incorporated herein by reference;

WHEREAS, the County and the Corporation have obtained all necessary approvals required by law for the issuance of the Bonds and the execution of the hereinafter defined Lease;
and

WHEREAS, a substantially final form of Continuing Disclosure Undertaking Certificate was presented to the Board for approval;

NOW, THEREFORE, BE IT RESOLVED, BY THE CASS COUNTY BOARD OF COMMISSIONERS, THAT:

Section 1. The construction bids have been received and have been or will be awarded to the lowest responsible and responsive bidder, subject to receiving funds from the Corporation's Bonds, and are hereby assigned to the Corporation. The Corporation will use bond proceeds to fund such contracts and complete the Project.

Section 2. The Board hereby approves the sale of the Bonds in accordance with the terms of the resolution of the Corporation expected to be adopted on December 16, 2019, approving the sale of the Bonds. The County agrees to cooperate with the Corporation and to assist it in fulfilling the requirements of all agencies of the federal, state, and County governments.

Section 3. Upon the redemption or retirement of the Bonds issued by the Corporation, the County will accept from the Corporation title to the Project, free and clear of any and all liens and encumbrances thereon.

Section 4. The Board hereby approves the form of Continuing Disclosure Undertaking Certificate attached hereto and incorporated herein and authorizes the Board and the Auditor to execute such certificate.


Section 5. The Board hereby ratifies the actions of the Corporation deeming the preliminary official statement relating to the Bonds as nearly final and hereby ratifies and approves the execution of the preliminary official statement by the Board and the Auditor.

Section 6. The Board and the Auditor are authorized to endorse their approval on the final Official Statement on behalf of the County with such changes as they shall approve, such approval to be conclusively evidenced by their signature on the final Official Statement.

Section 7. The Board and the Auditor are hereby authorized on behalf of the County to approve and execute any certificates and documents on behalf of the County in connection with the issuance of the Bonds of the Corporation.

Passed and adopted this 16th day of December, 2019.

CASS COUNTY, INDIANA
BOARD OF COMMISSIONERS


Commissioner


Commissioner


Commissioner

ATTEST:


Auditor