

**RESOLUTION NO. 20-01**

**A RESOLUTION AUTHORIZING THE REDEMPTION OF CERTAIN  
OUTSTANDING CERTIFICATES OF PARTICIPATION, SERIES 2006  
(FRANKLIN COUNTY MENTAL HEALTH CLINIC, INC.), OF  
FRANKLIN COUNTY, KANSAS.**

**WHEREAS**, Franklin County, Kansas (the "County"), executed and delivered its Certificates of Participation, Series 2006 (Franklin County Mental Health Clinic, Inc.), dated September 19, 2006, in the original aggregate principal amount of \$1,600,000 (the "COPs"), pursuant to Resolution No. 06-58 of the Board of County Commissioners (the "Board") adopted on September 6, 2006, and a Trust Indenture dated as of September 1, 2006 (the "Indenture"), by and between the County and Security Bank of Kansas City, as trustee (the "Trustee");

**WHEREAS**, the COPs were delivered for the benefit of the Franklin County Mental Health Clinic, Inc., a Kansas not-for-profit corporation ("FCMHC"), and proceeds of the COPs were used to finance an addition to the mental health facility owned and operated by FCMHC;

**WHEREAS**, principal and interest on the COPs is paid by FCMHC pursuant to a sublease of the financed facility between the County, as sublessor, and FCMHC, as sublessee;

**WHEREAS**, pursuant to Sections 3.03 and 3.06 of the Indenture, the COPs are subject to redemption at the option of the County at any time on or after September 1, 2013, at a price equal to the par value of the COPs, plus interest to the date of redemption;

**WHEREAS**, the COPs are currently outstanding in the amount of \$405,000, and FCMHC has requested that the County redeem the COPs to achieve interest cost savings and to effect an orderly plan of finance for FCMHC; and

**WHEREAS**, the Board has determined that it is in the best interest of the County to redeem and pay the outstanding COPs prior to their maturity pursuant to the request from FCMHC;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, KANSAS, AS FOLLOWS:**

**Section 1.** The outstanding COPs are hereby authorized to be redeemed prior to maturity on February 10, 2020, or as soon thereafter as is practicable. The Chair of the Board, County Clerk, County Administrator, the County's Bond Counsel, Kutak Rock, LLP, and the other officers and employees of the County are authorized and directed to take such action as is necessary to redeem the COPs, to provide all required notices of such redemption, and to give effect to this Resolution.

**Section 2.** This Resolution shall be in full force and effect from and after its adoption by the Board.

ADOPTED by the Board of County Commissioners of Franklin County, Kansas on January 8, 2020.

By *Robert A. Howard*  
Chair

[SEAL]

Attest:

*Jane Padlock*  
County Clerk

