

RESOLUTION NO. []-2018

A RESOLUTION APPROVING THE ISSUANCE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS OF ITS TAXABLE INDUSTRIAL REVENUE BONDS TO PAY THE COSTS OF THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A MANUFACTURING FACILITY TO BE LEASED TO AIR CAPITAL FLIGHTLINE, LLC AND SUBLEASED TO SPIRIT AEROSYSTEMS, INC., WHICH FACILITY IS LOCATED WITHIN AN UNINCORPORATED AREA OF THE COUNTY.

WHEREAS, on November 13, 2018, the governing body of the City of Wichita, Kansas (the "City") adopted its Resolution No. 18-[] stating its intent to issue certain Taxable Industrial Revenue Bonds in the not to exceed principal amount of \$18,000,000 (the "Bonds"), as more particularly set forth in said Resolution; and

WHEREAS, the proceeds of the Bonds will be used to pay the costs of the acquisition, construction and equipping of a manufacturing facility (the "Project") located within an unincorporated area of Sedgwick County, Kansas, but within 3 miles of the limits of the City; and

WHEREAS, the City intends to lease the Project to Air Capital Flight Line, LLC, a Kansas limited liability company, which shall be required to sublease the Project to Spirit Aerosystems, Inc., a Delaware corporation; and

WHEREAS, the approval of the Board of County Commissioners (the "Board") of Sedgwick County, Kansas (the "County"), is necessary before the City can issue bonds for the Project pursuant to the provisions of K.S.A. 12-1741a, as amended; and

WHEREAS, the Board hereby finds and determines that the acquisition, construction and equipping of the Project and issuance of the Bonds would serve the public purposes stated in the Kansas Economic Development Revenue Bond Act, as amended and codified in K.S.A. 12-1740 *et seq.* (the "Act"); and

WHEREAS, the Board hereby finds and determines that issuance of the Bonds will not create, and is not intended to create, any financial liability upon the Bonds on the part of the County;

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

That the issuance of the Bonds by the City pursuant to the Act to pay the costs of the acquisition, construction and equipping of the Project, as set forth in Resolution No. 18-[] of the City and subsequent ordinance(s), resolution(s) and documents of the City setting the dates, terms, maturities and other provisions of the Bonds and authorizing their issuance, is hereby approved.

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ADOPTED AND APPROVED by the Board of County Commissioners of Sedgwick County, Kansas, on November 14, 2018.

Commissioners present and voting were:

DAVID M. UNRUH _____
MICHAEL B. O'DONNELL, II _____
DAVID T. DENNIS _____
RICHARD RANZAU _____
JAMES M. HOWELL _____

**BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS**

(Seal)

DAVID T. DENNIS, Chairman
Commissioner, Third District

ATTEST:


DAVID M. UNRUH, Chair Pro Tem
Commissioner, First District

KELLY B. ARNOLD, County Clerk

MICHAEL B. O'DONNELL, II
Commissioner, Second District

APPROVED AS TO FORM:

RICHARD RANZAU
Commissioner, Fourth District



KAREN L. POWELL
Acting County Counselor

JAMES M. HOWELL
Commissioner, Fifth District

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the Board of County Commissioners of Sedgwick County, Kansas on November 14, 2018 as the same appears of record in my office.

DATED: November 14, 2018.

County Clerk

**EXCERPT OF MINUTES OF A MEETING
OF THE BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS
HELD ON NOVEMBER 14, 2018**

The Board of County Commissioners (the "Board") met in regular session at the usual meeting place in the County at 9:00 A.M. Chairman DAVID T. DENNIS presided, and the following members of the Board were present:

Absent:

The Chairman declared that a quorum was present and called the meeting to order.

* * * * *

(Other Proceedings)

Thereupon, there was presented a Resolution entitled:

A RESOLUTION APPROVING THE ISSUANCE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS OF ITS TAXABLE INDUSTRIAL REVENUE BONDS TO PAY THE COSTS OF THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A MANUFACTURING FACILITY TO BE LEASED TO AIR CAPITAL FLIGHTLINE, LLC AND SUBLEASED TO SPIRIT AEROSYSTEMS, INC., WHICH FACILITY IS LOCATED WITHIN AN UNINCORPORATED AREA OF THE COUNTY.

Thereupon, Commissioner _____ moved that said Resolution be adopted. The motion was seconded by Commissioner _____. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the Board, the vote being as follows:

Yea:

Nay:.

Thereupon, the Chairman declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. []-2018 and was signed by the Commissioners and attested by the County Clerk.

* * * * *

(Other Proceedings)

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On motion duly made, seconded and carried, the meeting hereupon adjourned.

CERTIFICATE

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Board of County Commissioners of Sedgwick County, Kansas held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

[SEAL]

County Clerk