TRIPLETT, WOOLF & GARRETSON, LLC

RESOLUTION NO. 16-16-357

OF THE

CITY OF WICHITA, KANSAS

APPROVING THE ISSUANCE BY THE
KANSAS INDEPENDENT COLLEGE FINANCE AUTHORITY
OF NOT TO EXCEED $8,500,000
EDUCATIONAL FACILITIES REFUNDING REVENUE BONDS
(NEWMAN UNIVERSITY)

TWG REF: 521657
Approving Resolution

RESOLUTION NO. 16-357

A RESOLUTION APPROVING THE ISSUANCE BY THE KANSAS INDEPENDENT COLLEGE FINANCE AUTHORITY OF NOT TO EXCEED $8,500,000 EDUCATIONAL FACILITIES REFUNDING REVENUE BONDS (NEWMAN UNIVERSITY) FOR THE PURPOSE OF ADVANCE REFUNDING CERTAIN PRIOR BONDS.

WHEREAS, the Kansas Independent College Finance Authority (the "Authority") is created and organized as a separate legal entity by its member cities pursuant to Article 12, Section 5 of the Kansas Constitution and the Kansas Interlocal Cooperation Act, K.S.A. 12-2901 *et seq.*, as amended (the "Act"), and is authorized to issue bonds or notes for the purpose of making loans to independent colleges and universities within its member cities to finance, refinance and reimburse the costs of educational facilities and working capital funds and related costs of such financings, said bonds or notes to be secured by a pledge of payments made to the Authority by the participating educational institutions; and

WHEREAS, the Authority has established a capital projects and working capital loan program under which the Authority will issue its Educational Facilities Refunding Revenue Bonds, Series 2016 (Newman University), in the aggregate principal amount $8,500,000 (the "Series 2016 Bonds"), for the purpose of advance refunding the Authority's Educational Facilities Revenue Bonds, Series 2006 (Newman University) and paying a portion of the Costs of Issuance to be incurred in connection with the Series 2016 Bonds; and

WHEREAS, the governing body of the City of Wichita, Kansas (the "City") has conducted a public hearing following at least 14 days published notice, and finds and determines that it is necessary and desirable to approve the issuance of the Series 2016 Bonds by the Authority.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Approval of Issuance of Bonds. The City hereby approves the issuance of the Series 2016 Bonds by the Authority.

Section 2. Execution of Agreements. The Mayor or Vice Mayor are hereby further authorized and directed to execute and deliver such documents, certificates and instruments for and on behalf of and as the act and deed of the City in substantially the form presented today with such minor corrections or amendments thereto as the Mayor or Vice Mayor shall approve, which approval shall be evidenced by his execution thereof, and such other documents, certificates and instruments as may be necessary or desirable to carry out and give effect to the purposes and intent of this Resolution. The City Clerk or any Deputy City Clerk of the City are hereby authorized and directed to attest the execution of such documents, certificates and instruments as may be necessary or desirable to carry out and give effect to the intent of this Resolution.

Section 3. Further Authority. The City shall, and the officers, agents and employees of the City are hereby authorized and directed to, take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the provisions of this Resolution, all as necessary to carry out and give effect to the transactions contemplated hereby and thereby.

Section 4. Effective Date. This Resolution shall take effect and be in full force from and after its adoption by the governing body of the City.

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PASSED AND APPROVED by the Governing Body of the City of Wichita, Kansas this 13th day of September, 2016.

CITY OF WICHITA, KANSAS

By _____
Jeff Longwell, Mayor

ATTEST:

By _____
Karen Sublett, City Clerk

APPROVED AS TO FORM:

By _____
Jennifer Magaña, City Attorney

TWG REF: 521657
Approving Resolution

TWG

TRIPLETT, WOOLF & GARRETSON, LLC

LAW FIRM

2959 North Rock Road, Suite 300
Wichita, KS 67226

TELEPHONE (316) 630-8100
FAX (316) 630-8101

Email twg@twgfirm.com

TO: Tim Goodpasture
City of Wichita, Kansas
Office of Urban Development
455 N. Main, 13th Floor
Wichita, Kansas 67202

DATE: September 13, 2016

SUBJECT: Newman University, Inc.

FROM: Paula J. George, on behalf of Andrew N. Kovar

FILE # : 10661-10

ENCLOSED PLEASE FIND: the execution originals of the approving resolution (Resolution No. 16-357) and the Certificate of Approval. Upon execution by the Mayor and City Clerk, please contact me and I will arrange for a runner to come pick up the documents, including the original of the Notice of Public Hearing executed on August 22, 2016. ~ Paula

- ☐ FOR YOUR INFORMATION
- ☐ IN ACCORDANCE WITH YOUR REQUEST
- ☐ PLEASE READ, SIGN AND RETURN
- ☐ PLEASE FILE AND RETURN CERTIFIED COPY
- ☐ PLEASE COMMENT
- ☐
- ☐ ORDER /JOURNAL ENTRY WHICH HAS BEEN APPROVED
- ☐ PLEASE TELEPHONE
- ☐ PLEASE FILE AND RETURN FILE-STAMPED COPY
- ☐ PLEASE ACKNOWLEDGE RECEIPT
- ☐ PLEASE RECORD AND RETURN

TRIPLETT, WOOLF & GARRETSON, LLC

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CITY OF WICHITA, KANSAS

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CITY OF WICHITA, KANSAS

[seal]

By _____
Jeff Longwell, Mayor

ATTEST:

By _____
Karen Sublett, City Clerk

APPROVED AS TO FORM:

By _____
for Jennifer Magaña, City Attorney

TWG REF: 521657
Approving Resolution