

RESOLUTION NO. 21-24

RESOLUTION OF THE FISCAL COURT OF THE COUNTY OF KENTON, KENTUCKY APPROVING THE ISSUANCE OF THE NATIONAL FINANCE AUTHORITY REVENUE BONDS (SAINT ELIZABETH MEDICAL CENTER, INC. PROJECT), SERIES 2021 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$100,000,000 FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF MEDICAL FACILITIES AND CERTAIN OTHER MATTERS RELATING THERETO

WHEREAS, the Saint Elizabeth Medical Center, Inc., a nonprofit corporation organized and existing under the laws of the State of Kentucky (the “Borrower”), has requested that the National Finance Authority (the “Authority”) participate in the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$100,000,000 (the “Bonds”) for the acquisition, construction, improvement and equipping of certain medical facilities (the “Project”) to be owned and operated by the Borrower, a portion of which is located within the County of Kenton (the “County”); and

WHEREAS, pursuant to Section 147(f) of the Internal Revenue Code of 1986 (the “Code”), the issuance of the Bonds by the Authority must be approved by the County because the Project is located within the territorial limits of the County; and

WHEREAS, the Fiscal Court (the “Fiscal Court”) is the elected legislative body of the County and is one of the “applicable elected representatives” required to approve the issuance of the Bonds under Section 147(f) of the Code; and

WHEREAS, the Authority has requested that the Fiscal Court approve the issuance of the Bonds by the Authority in order to satisfy the public approval requirement of Section 147(f) of the Code; and

WHEREAS, pursuant to Section 147(f) of the Code, the Fiscal Court has, following notice duly given, held a public hearing regarding the issuance of the Bonds, and now desires to approve the issuance of the Bonds by the Authority;

NOW, THEREFORE, BE IT RESOLVED, by the Fiscal Court of the County of Kenton, Kentucky, as follows:

Section 1. The foregoing recitals are true and correct.

Section 2. The Fiscal Court hereby approves the issuance of the Bonds by the Authority. It is the purpose and intent of the Fiscal Court that this resolution constitutes approval of the issuance of the Bonds by the Authority, for the purposes of (a) Section 147(f) of the Code by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Project is located, in accordance with said Section 147(f).

Section 3. The officers of the County are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this resolution and the financing transaction approved hereby.

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Fiscal Court of the County of Kenton this 31st day of August, 2021.

AYES:

NOES:

ABSTAIN:

ABSENT:

[SEAL]

Attest:

By: _____
Fiscal Court Clerk