

RESOLUTION NO. 340.6

A RESOLUTION OF INDUCEMENT OF THE COUNTY OF PULASKI, KENTUCKY INDICATING INTENT TO ISSUE INDUSTRIAL BUILDING REVENUE BONDS (N.B. INDUSTRIES, LLP PROJECT) OF THE COUNTY OF PULASKI, KENTUCKY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000), FOR THE PURPOSE OF FINANCING THE COSTS OF ACQUISITION, CONSTRUCTION, EQUIPPING AND INSTALLATION OF AN INDUSTRIAL BUILDING FOR USE AS A MANUFACTURING /WAREHOUSING FACILITY IN PULASKI COUNTY, KENTUCKY.

WHEREAS, N.B. Industries, LLP, a Kentucky corporation, its successors and assigns (the "Company"), intends to acquire, construct, equip and install an industrial building suitable for use as a manufacturing and warehousing facility (the "Project") within the boundaries of the County of Pulaski, Kentucky (the "County"); and

WHEREAS, the County is authorized to issue its revenue bonds, notes or other obligations for facilitating the acquisition, construction, equipping and installation of the Project pursuant to Sections 103.200 *et seq.* of the Kentucky Revised Statutes ("KRS")(the "Act"); and

WHEREAS, the Company has evidenced a desire to have such acquisition, construction, equipping and installation of the Project financed from the proceeds of the issuance and sale by the County of its Industrial Building Revenue Bonds (N.B. Industries, LLP Project) (the "Bonds") in an aggregate principal amount not to exceed \$10,000,000; and

WHEREAS, this Fiscal Court has determined that, in order to provide the benefits for its citizens which are set forth in the Act, it desires to issue the Bonds; and

WHEREAS, this Fiscal Court has recommended approval of the Project and enactment of this Resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF PULASKI, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:

**Section 1.** That this Fiscal Court hereby finds that all actions relative to the adoption of this Resolution were in substantial compliance with the procedures established by the County for issuing industrial building revenue bonds, and hereby approves the Project and the issuance of such bonds.

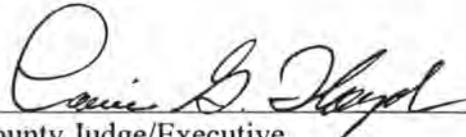
**Section 2.** That this Resolution is an affirmative official action of this Fiscal Court toward the issuance of the Bonds as contemplated herein in accordance with the purposes of the laws of the Commonwealth of Kentucky and United States Treasury Regulation 150-2.

**Section 3.** That this Fiscal Court hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in open meetings of this Fiscal Court, and that all deliberations of this Fiscal Court and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements.

**Section 4.** That this Resolution shall be effective immediately upon adoption, as provided by law.

PASSED AND APPROVED ON FIRST READING THIS 15<sup>TH</sup> DAY OF DECEMBER, 1998.

APPROVED:

  
\_\_\_\_\_  
County Judge/Executive

ATTEST:

  
\_\_\_\_\_  
Fiscal Court Clerk

**CERTIFICATION**

I, Fiscal Court Clerk of the County of Pulaski, Kentucky, do hereby certify that the above is a true copy of Resolution No. \_\_\_\_\_, as first adopted by the Pulaski County Fiscal Court at a special meeting held on December \_\_\_\_\_, 1998, whereat a quorum was present and voting, all as shown by the records of said Fiscal Court in my office.

Witness my signature this \_\_\_\_\_ day of December, 1998.

\_\_\_\_\_  
Fiscal Court Clerk