

**REDEVELOPMENT AUTHORITY
OF THE
CITY OF APPLETON, WISCONSIN**

January 31, 2018

Resolution No. _____

**RESOLUTION RESCINDING PRIOR ACTION
REGARDING FINANCING FOR THE
FOX CITIES EXHIBITION CENTER**

WHEREAS, pursuant to an Exhibition Center Cooperation Agreement, dated as of November 24, 2015 (the “**Agreement**”), entered into by and among the Authority, the Fox Cities Room Tax Commission, the City of Appleton, Wisconsin, certain additional municipalities in the Fox Cities area, and the Fox Cities Performing Arts Center, Inc., certain facts and assumptions were made, including that the Authority would issue bonds to finance the construction of the Fox Cities Exhibition Center (the “**Exhibition Center**”); and

WHEREAS, on August 9, 2017 the Authority adopted Resolution 17-1067 (“**Resolution 16-1067**”) that authorized a borrowing pursuant to the Agreement for the purposes of financing the Exhibition Center; and

WHEREAS, subsequent to the adoption of Resolution 17-1067, the Authority now wishes to undertake discussions and negotiations relating to the issuance of bonds contemplated under the Agreement for the purpose of financing the Exhibition Center, the terms of which are not consistent with the borrowing contemplated under Resolution 17-1067; therefore, the Authority desires to rescind Resolution 17-1067;

NOW, THEREFORE, be it resolved by the Commissioners of the Authority as follows:

Section 1. Resolution 17-1067.

Resolution 17-1067 is hereby rescinded in its entirety.

Section 2. Effective Date; Conformity.

This Resolution shall be effective immediately upon its passage. To the extent that any prior resolutions of this body are inconsistent with the provisions hereof, this Resolution shall control and such prior resolutions shall be deemed amended to such extent as may be necessary to bring them in conformity with this Resolution.

Adopted: January 31, 2018

Chairperson

Executive Director

CERTIFICATIONS BY EXECUTIVE DIRECTOR

I, _____, hereby certify that I am the duly qualified and acting Executive Director of the Redevelopment Authority of the City of Appleton, Wisconsin (the “**Authority**”), and as such I have in my possession, or have access to, the complete corporate records of the Authority and of its Commissioners (the “**Governing Body**”) and that attached hereto is a true, correct, and complete copy of the resolution (the “**Resolution**”) entitled:

RESOLUTION RESCINDING PRIOR ACTION REGARDING FINANCING FOR THE FOX CITIES EXHIBITION CENTER

I do hereby further certify as follows:

1. **Meeting Date.** On January 31, 2018, a meeting of the Governing Body was held commencing at _____ p.m.
2. **Posting.** On January ____, 2018 (and not less than 24 hours prior to the meeting), I posted, or caused to be posted, at the Authority’s offices in Appleton, Wisconsin a notice setting forth the time, date, place, and subject matter (including specific reference to the Resolution) of said meeting.
3. **Notification of Media.** On January ____, 2018 (and not less than 24 hours prior to the meeting), I communicated or caused to be communicated, the date, time, location, and subject matter (including specific reference to the Resolution) of said meeting to those news media who have filed a written request for such notice and to the official newspaper of the Authority.
4. **Open Meeting Law Compliance.** Said meeting was a regular meeting of the Governing Body that was held in open session in compliance with Subchapter V of Chapter 19 of the Wisconsin Statutes and any other applicable local rules and state statutes.
5. **Members Present.** Said meeting was duly called to order by the Chairperson (the “**Presiding Officer**”), who chaired the meeting. Upon roll call, I noted and recorded that there were ____ members of the Governing Body present at the meeting, such number being a quorum of the Governing Body.
6. **Consideration of and Roll Call Vote on Resolution.** Various matters and business were taken up during the course of the meeting without intervention of any closed session. One of the matters taken up was the Resolution. A proper quorum of the Governing Body was present for the consideration of the Resolution, and each member of the Governing Body had received a copy of the Resolution. All rules of the Governing Body that interfered with the consideration of the Resolution, if any, were suspended by a two-thirds vote of the Governing Body. The Resolution was then introduced, moved, and seconded, and after due consideration, upon roll call, ____ of the Governing Body members voted Aye, ____ voted Nay, and ____ Abstained.

7. **Adoption of Resolution.** The Resolution was supported by the affirmative vote of a majority of a quorum of the members of the Governing Body in attendance. The Presiding Officer then approved the Resolution and declared that the Resolution was adopted, and I recorded the adoption of the Resolution.

IN WITNESS WHEREOF, I have signed my name and affixed the seal of the Authority hereto, if any, on January ____, 2018.

Executive Director

[SEAL]