

ORDINANCE NO. O-C-23-4

AN ORDINANCE AMENDING ORDINANCE NO. O-C-21-6

WHEREAS, the Board of Commissioners ("Board") of Perry County, Indiana ("County") adopted Ordinance No. O-C-21-6 on August 2, 2021 ("Ordinance"), which Ordinance authorized the issuance of the Port Authority Taxable Revenue Bonds, Series 2023 ("Bonds"); and

WHEREAS, the Board has been advised that it is necessary to amend the Ordinance to revise the authorized denomination amounts for any Bonds sold to the United States of America, U.S. Department of Agriculture, acting through Rural Development ("USDA") and the timing of the first interest payment date;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF PERRY COUNTY, INDIANA, THAT:

Section 1. Paragraph 4 of Section 2 of the Ordinance is amended and restated as follows:

"The County shall issue its revenue bonds, in one or more series, in the aggregate principal amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) to be designated "Port Authority [Taxable] Revenue Bonds, Series ____" (to be completed with the year in which the issued and series designation, if any) ("Bonds"), for the purpose of procuring funds to apply on the cost of the Project, refunding the BANs, if issued, and issuance costs. Each series of Bonds shall be issued and sold at a price not less than 99.0% of the par value thereof, in fully registered form and for any bonds sold to USDA, in the denomination of One Dollar (\$1), One Thousand Dollars (\$1,000) or any other denomination, and integral multiples thereof, as determined by the Auditor and USDA, with the advice of the County's municipal advisor, and for Bonds sold to any other purchaser, in denominations of One Thousand Dollars (\$1,000) and integral multiples thereof, as determined by the Auditor, with the advice of the County's municipal advisor, numbered consecutively from 1 up, dated as of the date of delivery of the Bonds, and shall bear interest at a rate or rates not to exceed six percent (6.00%) per annum, payable semiannually on January 1 and July 1 in each year,

commencing on the first January 1 or the first July 1 which is at least six months after the date of delivery of the Bonds, or commencing as determined agreed upon by the Auditor with the advice of the County's municipal advisor, and the purchaser of the Bonds. The Bonds shall mature semiannually on January 1 and July 1 over a period ending no later than forty (40) years after their date of issuance, and in such amounts which will produce as level annual debt service as practicable assuming \$1, \$1,000 or any other denominations if sold to USDA, as determined by the Auditor and USDA, with the advice of the County's municipal advisor, and \$1,000 denominations if purchased by any other purchaser. Payment for the Bonds may be made in installments. No balloon payments on the Bonds shall be permitted"

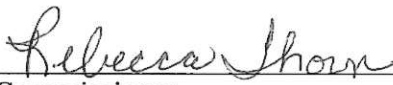
Section 2. All other provisions of the Ordinance shall remain in full force and effect.

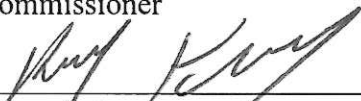
Section 3. This ordinance shall be in full force and effect from and after its passage.

Adopted this 7th day of August, 2023.

PERRY COUNTY BOARD OF
COMMISSIONERS


Commissioner


Commissioner


Commissioner

Attest:


Auditor