

RESOLUTION NO. [631]

**A RESOLUTION OF THE CITY OF ROSE HILL, KANSAS, AUTHORIZING
PAYMENT OF THE COSTS OF CERTAIN SEWER IMPROVEMENTS.**

WHEREAS, K.S.A. 12-617 *et seq.*, as amended by Charter Ordinance No. 16 of the City of Rose Hill, Kansas (the “City”) (enacted pursuant to the provisions of Article 12, Section 5(c) of the Constitution of the State of Kansas) (collectively the “Act”), provides that the City shall have the authority to build, construct, improve, repair or purchase sewer improvements, including the acquisition of land or an interest therein necessary therefor, within or without the limits of the City, to serve the City, including but not limited to the following: sewer mains, interceptor sewers, pumping stations, sewers, sewer service lines, drains, outlets and disposal works; and

WHEREAS, pursuant to the Act the City may issue its general obligation bonds to pay the costs of such improvements when authorized to do so by the adoption of a resolution by the governing body of the City describing the type of sewer improvement to be provided for and the amount of general obligation bonds to be issued; and

WHEREAS, the governing body of the City hereby finds and determines it necessary and advisable to improve its sewer system (the “System”) by making certain improvements thereto; and

WHEREAS, the City hereby finds and determines that it is necessary and advisable to provide for the issuance of general obligation bonds of the City to provide for the payment of the costs of such improvements to the System.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ROSE HILL, KANSAS:

Section 1. Project Authorization. The governing body of the City hereby finds and determines it to be necessary to authorize the following improvements to the System (collectively the “Improvements”):

| Description | Amount |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
| Lift station replacement, force main construction, and wastewater treatment lagoon improvements (KWPCRF Project No. C20 1630 01) | \$ 819,856.11 |
| Construction of wastewater treatment plant, lift station, force main, sludge processing facility and stroke force main extension (KWPCRF Project No. C20 1720 01) | <u>6,146,227.51</u> |
| Total | \$6,966,083.62 |

The City passed ordinances authorizing the execution of Loan Agreement No. C20 1630 01, effective May 1, 2003, as amended, and Loan Agreement No. C20 1720 01, effective October 25, 2007 (collectively the “Loans”), with the Kansas Department of Health and Environment to provide initial financing for the Improvements. The final principal amount of Loan Agreement No. C20 1630 01 was \$819,856.11; the final principal amount of Loan Agreement No. C20 1720 01 was \$6,146,227.51.

Section 2. Project Financing. The estimated costs of the Improvements are \$6,966,083.62. The costs of the Improvements, interest on interim financing (including the Loans), and associated financing costs shall be payable from the proceeds of general obligation bonds of the City issued under authority of the Act (the “Bonds”), subject to Charter Ordinance No. 16 taking effect pursuant to the provisions of Article 12, Section 5(c) of the Constitution of the State of Kansas.

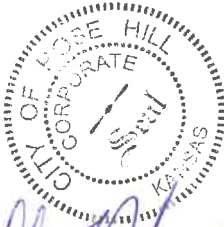
Section 3. Reimbursement. The Bonds issued under the authority of this Resolution may be used to reimburse expenditures made on or after the date that is 60 days before the date of adoption of this Resolution pursuant to U.S. Treasury Regulation §1.150-2.

Section 4. Effective Date. This Resolution shall be in force and take effect from and after its adoption.

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ADOPTED AND APPROVED by the governing body of the City of Rose Hill, Kansas, on September 8, 2020.

(Seal)



ATTEST:


Title: Clerk


Title: Council President

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City of Rose Hill, Kansas, adopted by the governing body on September 8, 2020, as the same appears of record in my office.

DATED: September 8, 2020.


Title: Clerk