

ORDINANCE NO. 2086

AN ORDINANCE AUTHORIZING CERTAIN IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF BURLINGAME, KANSAS, TOGETHER WITH ALL THINGS NECESSARY AND INCIDENTAL THERETO, UNDER THE AUTHORITY OF K.S.A. 65-163u.

WHEREAS, the Governing Body of the City of Burlingame, Osage County, Kansas (the "City"), deems it necessary and advisable to improve its water supply system by constructing certain water storage and distribution system improvements; together with all things necessary and incidental thereto (the "Project") for the purpose of adequately supplying said City and its inhabitants with water; and

WHEREAS, in order to provide funds to pay part of the cost of the Project, it is necessary that the City issue its General Obligation Bonds under the authority of K.S.A. 65-163u (the "Act") in an amount not exceeding \$920,950 to pay part of the cost of the Project, the total cost of which is estimated to be \$2,057,600, with the balance of such costs to be paid by the City from the proceeds of a \$400,000 community development block grant to the City from the Kansas Department of Commerce and Housing and a \$736,650 grant from USDA Rural Development.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BURLINGAME, OSAGE COUNTY, KANSAS:

Section 1. That, pursuant to the Act, the completion of the Project including the acquisition of necessary sites therefore, together with all things necessary and incidental thereto to serve the City is hereby authorized and ordered to be done in accordance with the plans and specifications therefore on file with the City Clerk of the City.

Section 2. That to provide funds to pay a portion of the costs of the Project, the issuance of general obligation bonds of the City in an amount not exceeding \$920,950 under the authority of the Act is hereby authorized and ordered. The City both reasonably expects and intends to finance part of the costs of the Project as aforesaid from the proceeds of general obligation bonds of the City. The City does hereby express its official intent to reimburse any such capital expenditures made or obligations incurred by it on or after the date which is 60 days before the date of this Ordinance from the proceeds of such bonds in the estimated maximum principal amount of \$920,950. The City will issue such bonds for such purposes and make the reimbursements within eighteen (18) months after the date the expenditure to be reimbursed was paid or, if later, eighteen (18) months after the date of which the property resulting from the expenditure was placed in service. Provided, that, in any event, the City must make the reimbursement allocation within three (3) years after the date the expenditure was paid. This Ordinance, as the expression of the governing body's official intent regarding the matters described herein, will be available for public inspection in the City's Clerk's office at City Hall during regular business hours of the City.

Section 3. That, pursuant to K.S.A. 10-123, the City is hereby authorized to issue Temporary Notes to provide funds to pay part of the costs of the Project until bonds may be issued therefore or other legally available funds are available to the City for such purpose. That said Temporary Notes may be issued pursuant to a resolution duly adopted by the Governing Body of the City.

Section 4. That this Ordinance shall take effect and be in force from and after its passage and approval by the governing body of the City and its publication in the official newspaper of the City.

PASSED by the Governing Body and approved by the Mayor on this 31st day of May,
2006.

CITY OF BURLINGAME, KANSAS

William R Kraus
William Kraus, Mayor

ATTEST:

Christina Lewis
Christina Lewis, City Clerk

(SEAL)

Proof Copy

This public notice will run in the Osage County Chronicle on the following dates:

June 8, 2006

After the last date of publication and receipt of the amount due, the Osage County Chronicle will file a signed and notarized affidavit with the Clerk of District Court.

Thank You

PUBLIC NOTICE

(Published in the Osage County Chronicle, Thurs., June 8, 2006)

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CITY OF BURLINGAME,

KANSAS

**William Kraus,
Mayor**

ATTEST:

Christina Lewis,
City Clerk
(SEAL)

The Osage County Chronicle

Burlingame, KS 66413

AFFIDAVIT OF PUBLICATION:

STATE OF KANSAS, OSAGE COUNTY,

Kathleen M. Kessinger, Publisher, being first sworn deposes and says: That the Osage County Chronicle weekly newspaper printed in the State of Kansas published in and of general circulation in Osage County, Kansas with a general paid circulation on a yearly basis in Osage County, Kansas, and that said newspaper is a trade, religious, or fraternal publication.

Said newspaper is a weekly, published at least twice a year; has been so published continuously uninterruptedly in said county and state for a period of more than five years prior to the first publication of said newspaper and has been admitted at the post office of Burlingame, Kansas, in said county as second class (periodical) mail. That the attached copy is a true copy thereof and published in the regular and entire issue of said newspaper for 1 weeks, the first publication thereof being made aforesaid on June 8, 2006 subsequent publications being made on the following dates:

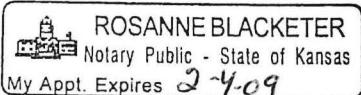
Kathleen M. Kessinger

Pub

Subscribed and sworn to before me 6-8-06

Rosanne Blacketer

Notary



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