

ORDINANCE NO. 3242

AN ORDINANCE OF THE CITY OF MCPHERSON, KANSAS, AUTHORIZING AND PROVIDING FOR THE CONSTRUCTION OF STORMWATER DRAINAGE IMPROVEMENTS IN THE CITY; AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY TO PAY THE COSTS THEREOF.

WHEREAS, K.S.A. 12-631r *et seq.* (the “Act”) provides, in part, that whenever the governing body of any city determines it is necessary to construct storm sewers, channels, retention basins or drains for the purpose of managing the storm drainage areas of all or any portion of such city and in the unincorporated areas outside of but within three miles of the corporate limits of such city, the governing body may authorize the construction of such storm sewers, channels, retention basins or drains, such construction shall be authorized by ordinance; such ordinance shall designate where such storm sewers, channels, retention basins or drains shall be located; and construction of such improvements located outside the corporate limits of a city shall not commence unless such construction is approved by a resolution adopted by the board of county commissioners of the county in which such improvements are to be located; and

WHEREAS, the governing body of the City of McPherson, Kansas (the “City”) hereby finds and determines that it is necessary to construct the following storm sewer improvements within the corporate limits of the City (collectively the “Project”): (a) Dry Turkey Creek drainage improvements located generally from Iron Horse Road to Mohawk Road, (b) Grimes Street drainage improvements located generally along Grimes Street from Hulse Street to First Street and Anna Street drainage improvements from Grimes Street to North High Drive, (c) Hulse Area drainage improvements located generally from Main Street just south of the Tractor Supply store and ends north of 1st Street directly south of the McPherson High School, (d) Flory Ditch (Phase I) drainage improvements located generally from Hartup Street west approximately 500 feet, and (e) Elm Street drainage improvements located generally along Elm Street from Kansas Avenue to Euclid Street, along Euclid Street from Ash Street to Elm Street, and along Marlin Street from Ash Street to Elm Street; and all necessary improvements appurtenant thereto; and

WHEREAS, the governing body of the City hereby further finds and determines that general obligation bonds of the City should be issued under the authority of the Act to pay the costs of the Project and related financing costs.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MCPHERSON, KANSAS:

Section 1. Findings. It is hereby found and determined that the Project be constructed in accordance with the plans and specifications therefor which are to be prepared by or approved by the City Engineer, and which will be placed on file for public inspection. The estimated costs of the Project are \$7,136,054.

Section 2. Financing. The costs of the Project, interest on interim financing 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”).

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

Section 4. Effective Date. This Ordinance shall be in force and take effect from and after its passage and approval, and publication of the Ordinance or a summary thereof once in the official City newspaper.

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PASSED by the governing body of the City on June 12, 2017 and **SIGNED** by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

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CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on June 12, 2017; that the record of the final vote on its passage is found on page ____ of journal ____; and that the Ordinance or a summary thereof was published in the *McPherson Sentinel* on June 15, 2017.

DATED: June 15, 2017.

Clerk

(Published in the *McPherson Sentinel*, on June 15, 2017)

SUMMARY OF ORDINANCE NO. 3242

On June 12, 2017, the governing body of the City of McPherson, Kansas (the “City”), passed an ordinance entitled:

AN ORDINANCE OF THE CITY OF MCPHERSON, KANSAS, AUTHORIZING AND PROVIDING FOR THE CONSTRUCTION OF STORMWATER DRAINAGE IMPROVEMENTS IN THE CITY; AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY TO PAY THE COSTS THEREOF.

The Ordinance authorizes and provides for the construction of stormwater drainage improvements in the City pursuant to K.S.A. 12-631r *et seq.* and authorizes the issuance of general obligation bonds of the City to pay the costs thereof. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, 400 E. Kansas Avenue, P.O. Box 1008, McPherson, Kansas 67460. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at www.mcpcity.com. Jeffrey A. Houston certified this summary as legally accurate and sufficient.