

(Published in *The Abilene Reflector-Chronicle* on June 25, 2015)

ORDINANCE NO. 3273

AN ORDINANCE OF THE CITY OF ABILENE, KANSAS, LEVYING SPECIAL ASSESSMENT TAXES ON CERTAIN REAL PROPERTIES IN THE CITY, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF INTERNAL IMPROVEMENTS BENEFITING SUCH REAL PROPERTIES; PROVIDING FOR GIVING NOTICE OF THE SPECIAL ASSESSMENT TAXES BY PUBLICATION AND MAILING; AND PROVIDING FOR THE COLLECTION OF SPECIAL ASSESSMENT TAXES.

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

SECTION 1. Pursuant to K.S.A. 12-6a01 *et seq.*, special assessments are levied and assessed against the lots, pieces and parcels of land liable for such assessments as described below and in the amounts shown below following the description of each lot, piece or parcel of land located in the City of Abilene, Kansas (the "City"), Dickinson County, Kansas. The special assessments are levied to pay the costs of the improvements in the City authorized by the City's Resolution No. 061013-2, adopted June 9, 2013 (published June 18, 2013), as amended by Resolution No. 030915-2 adopted March 9, 2015 (published March 12, 2015) as follows:

<u>Legal Description (Property to be Assessed)</u>	<u>ASSESSMENT AMOUNT</u>
Dawson's Cottage Addition:	
Lot 1, Block 1	\$12,645.56
Lot 2, Block 1	\$12,088.56
Lot 3, Block 1	\$11,149.33
Lot 4, Block 1	\$11,726.66
Lot 5, Block 1	\$12,089.46
Lot 6, Block 1	\$11,709.04
Lot 1 Block 2	\$12,612.86
Lot 2 Block 2	\$12,054.63
Lot 3 Block 2	\$11,125.70
Lot 4 Block 2	\$12,607.26
Lot 5 Block 2	\$12,049.27
Lot 6 Block 2	\$10,750.06
Lot 7 Block 2	\$14,824.92
Lot 8 Block 2	\$12,600.22
Lot 9 Block 2	\$12,041.23
Lot 10 Block 2	\$13,706.44
Lot 11 Block 2	\$14,074.80
Lot 12 Block 2	\$12,406.21
Lot 13 Block 2	\$12,219.23
Lot 14 Block 2	\$14,987.46

Legal Description (Property to be Assessed)

ASSESSMENT AMOUNT

Prairie Hills Addition:

Lot 1

\$ 7,848.58

Lot 2

\$18,306.68

A tract of land in the South Half of the South Half of the Northwest Quarter of the Southeast Quarter of Section Nine, Township Thirteen South, Range Two East of the 6th P.M. described as follows: Beginning at a point 390 feet East of the Northwest corner and on the North line of said (S/2 S/2 NW/4 SE/4) of Section 9; thence East 322.7 feet on said North line; thence South parallel to the North-South centerline of Section 9, a distance of 135.0 feet; thence West 322.7 feet; thence North 135.0 feet to a place of Beginning.

\$50,654.75

SECTION 2. The amounts so levied and assessed as set forth above shall be due and payable from and after the date of adoption of this Ordinance; and the City Clerk shall notify each and all of the owners of the above described properties, insofar as known to the City Clerk and at their last known post office address, of the amounts of their respective special assessments. The notice of assessment shall further state that the owners of the properties will be given a period until 12:00 Noon on Tuesday, July 7, 2015 (the "prepayment period"), during which the special assessments may be paid at the Abilene City Hall, 209 NW 4th, Abilene, Kansas. The lien against any property for which the special assessment is paid during the prepayment period shall be discharged and satisfied. The City Clerk shall also notify such property owners that assessments not paid in the prepayment period will be payable in installments over a period of 10 years, concurrently with the issuance of general obligation bonds of the City, together with interest at a rate not to exceed that permitted by the laws of the state of Kansas. The City Clerk shall certify all unpaid special assessments levied by this Ordinance to the Dickinson County Clerk, in the same manner and at the time as other taxes are so certified, to be levied over a period of 10 years, with interest at a rate not exceeding that permitted by Kansas law. The special assessments shall be placed on the tax rolls and collected as and when ad valorem property taxes are collected. The first such levy shall take be made in November 2015.

SECTION 3. The City authorizes the payment by the City at large of costs of certain sanitary sewer improvements made in connection with the project and the payment of a portion of the costs of the water line improvements, in a total amount of \$48,721.09. The Mayor, City Clerk and Deputy City Clerk are authorized and directed to take all other actions consistent with this Ordinance as are appropriate or desirable to accomplish its intent and purposes.

SECTION 4. This Ordinance shall be in force and take effect from and after its passage, approval and publication one time in the City's official newspaper.

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PASSED AND APPROVED by the governing body of the City of Abilene, Kansas, on June 22, 2015.



CITY OF ABILENE, KANSAS

By Dennis P. Weishaar
Dennis Weishaar, Mayor

By Shayla Mohr
Shayla Mohr, Deputy City Clerk

RESOLUTION NO. 062215-1

A RESOLUTION OF THE CITY OF ABILENE, KANSAS AUTHORIZING AND PROVIDING FOR THE UNDERWRITING AND OFFERING FOR SALE OF THE CITY'S (I) GENERAL OBLIGATION BONDS, SERIES 2015-A IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$375,000 AND (II) GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015-B IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$1,365,000.

WHEREAS, the City of Abilene, Kansas (the "City") has previously issued its Temporary Notes, Series 2013 (the "Notes") for the purpose of paying the costs of constructing water, streets and related storm sewer/drainage improvements in and adjacent to the Dawson's Cottage Addition; and

WHEREAS, the City has previously issued its General Obligation Bonds, Series 2008 (the "2008 Bonds"); and

WHEREAS, the governing body of the City finds it necessary and desirable to issue approximately (i) \$375,000 of its General Obligation Bonds, Series 2015-A (the "2015-A Bonds") for the purpose of paying the costs of redeeming the Notes, permanently financing the project financed by the Notes, and paying the cost of issuing the 2015-A Bonds and (ii) \$1,365,000 of its General Obligation Refunding Bonds, Series 2015-B (the "2015-B Bonds") for the purpose of refunding and redeeming a portion of the 2008 Bonds maturing on or after June 1, 2016 (the "Refunded Bonds"); and

WHEREAS, the City desires to authorize the offering of the 2015-A Bonds and 2015-B Bonds (collectively, the "Bonds") for sale and take such other actions as are necessary to offer the Bonds.

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

SECTION 1. Authorization of Bond Offering. The City is authorized to proceed with offering for sale of approximately not to exceed (i) \$375,000 of its 2015-A Bonds (as defined above) for the purpose of paying the costs of paying the Notes (as defined above) and the cost of issuing the 2015-A Bonds and (ii) \$1,365,000 of its 2015-B Bonds for the purpose of refunding and redeeming a portion of the Refunded Bonds and paying the costs of issuing the 2015-B Bonds.

SECTION 2. Authorization of Additional Actions as Required. The Mayor, Vice Mayor, the City Clerk, Deputy City Clerk, Piper Jaffray, Inc., as Financial Advisor to the City, and Triplett, Woolf & Garretson, LLC, as Bond Counsel to the City, are each authorized and directed to take all such other actions as are necessary to complete the offering of the Bonds, including, but not limited to, publication of any necessary notice of intent to seek private placement of the 2015-A Bonds, to the extent the same may be required by K.S.A. 10-106(b), and preparation of a term sheet or other offering material for each series of Bonds.

SECTION 3. The Mayor, Vice Mayor, City Clerk and Deputy City Clerk are authorized and directed to take all other actions consistent with this Resolution as are appropriate or desirable to accomplish its intent and purposes, including but not limited to, providing any for the call of and any necessary notice of the City's redemption of all or a portion of its (i) Temporary Notes, Series A, 2013 dated July 24, 2013 and (ii) General Obligation Bonds, Series 2008 dated October 1, 2008.

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

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PASSED, ADOPTED AND APPROVED by the City of Abilene, Kansas on June 22, 2015.



CITY OF ABILENE, KANSAS

By *Dennis P. Weishaar*
Dennis Weishaar, Mayor

By *Shayla Mohr*
Shayla Mohr, Deputy City Clerk

EXCERPT OF MINUTES

The governing body of the City of Abilene, Kansas, met in regular session at the usual meeting place in the City on June 22, 2015, at 4:00 p.m., with the Mayor Dennis Weishaar presiding and the following members of the governing body present:

Mayor Weishaar, Commissioner Payne, Commissioner Ray, Commissioner Shafer and Commissioner Marshall.

The following members were absent:

Thereupon, and among other business, there was presented to the governing body, a Resolution entitled:

A RESOLUTION OF THE CITY OF ABILENE, KANSAS AUTHORIZING AND PROVIDING FOR THE UNDERWRITING AND OFFERING FOR SALE OF THE CITY'S (I) GENERAL OBLIGATION BONDS, SERIES 2015-A IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$375,000 AND (II) GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015-B IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$1,365,000.

The Resolution was considered and discussed; and on motion of Commissioner Ray, seconded by Commissioner Marshall, the Resolution was adopted by a majority vote of the members present and was assigned No. 062215-1.
