ORDINANCE NO. 17509

AN ORDINANCE INTRODUCED BY MAYOR JOAN WAGNON
APPROVING COST ESTIMATES OF THE PROPOSED
IMPROVEMENTS TO THE MUNICIPALLY OWNED WATER-
WORKS SYSTEM OF THE CITY OF TOPEKA, SHAWNEE
COUNTY, KANSAS, BY REMOVING AND REPLACING
THE EXISTING 12 INCH MAIN WATERLINE SUPPORT-
ED BY THE EXISTING WESTGATE BRIDGE WITH A
NEW 24 INCH WATERLINE AND DOING ALL OTHER
THINGS NECESSARY AND INCIDENTAL THERETO, AND
AUTHORIZING THE PUBLICATION OF THE NOTICE OF
INTENTION OF THE GOVERNING BODY OF THE CITY
OF TOPEKA, KANSAS, TO MAKE SUCH IMPROVEMENTS
AND TO ISSUE AND SELL REVENUE BONDS OF SAID
CITY TO PAY THE COST THEREOF.

WHEREAS, the City of Topeka, Shawnee County, Kansas, (the
"City") is a municipality as defined by K.S.A. 10-101 and
10-1201 et seq., and all amendments thereto; and
WHEREAS, the City is authorized by the laws of the State of
Kansas to issue and sell Revenue Bonds of the City for the im-
provement of its waterworks system pursuant to K.S.A. 10-1201 et
seq. and all amendments thereto; and
WHEREAS, it is deemed by the Governing Body of the City to
be necessary and advisable that the City improve its waterworks
system by removing and replacing the existing 12 inch main
waterline supported by the City's Westgate Bridge with a new 24
inch waterline and doing all things necessary and incidental
therein conjunction with the replacement of the north bound
bridge at the Kansas River and U.S. 75 Highway by the Kansas
Department of Transportation (the "Project") and that the prelim-
inary plans, specifications and cost estimates for the Project
hereetofore duly prepared and filed in the office of the City
Clerk of said City, which estimates show a total cost of the
improvements to be approximately Nine Hundred Fourteen Thousand Eight Hundred Dollars ($914,800), be approved; and

WHEREAS, it is found by the Governing Body that such project will not cause a duplication of existing utility service furnished by a private utility.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That the estimates of costs of the Project, which estimates are now on file in the office of the City Clerk of said City, be and the same are hereby approved.

Section 2. That notice be given by the Governing Body of the City of its intention to complete the Project in accordance with the plans, specifications and cost estimates and to sell revenue bonds of the City in an amount not exceeding $914,800 to pay part of the cost thereof. Such notice shall be signed by the Mayor and attested by the City Clerk and shall be published in the official City newspaper. Such notice shall describe the nature of the proposed improvements and shall state the amount of revenue bonds proposed to be issued for the payment of the cost of the project and otherwise, the notice shall be in the form as provided by law.

Section 3. That unless written protests against such proposed improvements signed by not less than twenty percent (20%) of the qualified electors of the City are filed with the City Clerk within fifteen days after publication of the notice herein authorized the City both reasonably expects and intends to finance the costs as hereinbefore described from the proceeds
of its revenue bonds payable from the rates, fees and charges of its waterworks system. The City both reasonably expects and intends to finance the costs of the Projects from the proceeds of waterworks utility revenue 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 $914,800. 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 on 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 Clerk’s office at City Hall during regular business hours of the City.

Section 4. That this Ordinance shall take effect and be in force from and after its adoption by the governing body of the City by at least a two-thirds vote of the members thereof and publication in the official City newspaper.
Done by order and direction of the Council of the City of Topeka, Kansas this 6th day of June, 2000.

CITY OF TOPEKA, KANSAS

Mayor

ATTEST:

City Clerk

MAY 17 2000
NOTICE OF INTENTION

NOTICE OF INTENTION TO MAKE IMPROVEMENTS TO
THE MUNICIPALLY OWNED WATERWORKS SYSTEM OF
THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS,
BY REMOVING AND REPLACING THE EXISTING 12
INCH MAIN WATERLINE SUPPORTED BY THE EXIST-
ing WESTGATE BRIDGE WITH A NEW 24 INCH
WATERLINE AND DOING ALL OTHER THINGS NECES-
SARY AND INCIDENTAL THERETO, AND TO ISSUE
AND SELL REVENUE BONDS OF THE CITY OF TOPE-
KA, KANSAS, FOR THE PURPOSE OF PAYING THE
COST THEREOF.

Notice is hereby given that as provided by Ordinance No.
17509 of the City of Topeka, Shawnee County, Kansas, (the
"City") that the Governing Body of the City intends to make
improvements to the City-owned waterworks system (the "System")
by removing and replacing the existing 12 inch main waterline
supported by the City’s Westgate Bridge with a new 24 inch
waterline and doing all things necessary and incidental thereto
in conjunction with the replacement of the north bound bridge at
the Kansas River and U.S. 75 Highway by the Kansas Department of
Transportation.

Notice is further given that the total cost of such improve-
ments is approximately $914,800.

Notice is further given that as provided by Ordinance No.
17509 of the City, the Governing Body of the City intends to
issue and sell Waterworks Utility Revenue Bonds of the City
pursuant to K.S.A. 10-1201 et seq., and all amendments thereto,
in a principal amount not exceeding $914,800 and to so improve
the System.
Unless written protests against such proposed improvements signed by not less than twenty percent (20%) of the qualified electors of the City are filed with the City Clerk within fifteen (15) days after the publication of this Notice, the Governing Body will proceed in accordance with the intention as set forth above to effect such improvements and will issue and sell its Waterworks System Revenue Bonds as above stated.

Done by order and direction of the Council of the City of Topeka, Shawnee County, Kansas, this 6th day of June, 2000.

CITY OF TOPEKA, KANSAS

[Signature]

Mayor

[Signature]

City Clerk

(SEAL)