ORDINANCE NO. 18269

A HOME RULE ORDINANCE INTRODUCED BY MAYOR
JAMES A. McCLINTON AUTHORIZING AND PROVIDING
FOR THE ISSUANCE AND PUBLIC SALE OF TAXABLE
GENERAL OBLIGATION BONDS, SERIES 2004-A
(PENSION OBLIGATION REFINANCING) OF THE CITY OF
TOPEKA, KANSAS, TO FUND CERTAIN OBLIGATIONS
OF THE CITY TO THE KANSAS POLICE AND
FIREMAN'S RETIREMENT SYSTEM FOR CERTAIN
ELIGIBLE EMPLOYEES OF THE CITY AND PAY THE
COSTS OF ISSUING SUCH BONDS; SETTING FORTH
THE DETAILS OF SAID SALE; AND PROVIDING FOR
THE GIVING OF NOTICE THEREOF.

WHEREAS, pursuant to Article 12, Section 5 of the Constitution of the State of Kansas
(the "Constitution") all cities of the State of Kansas are empowered in accordance with their
power of home rule to determine their local affairs and government, except as is limited or
prohibited by the Constitution; and

WHEREAS, the governing body (the "Council") of the City of Topeka, Kansas, (the
"City") in the exercise of its Constitutional power of home rule wishes to issue general
obligation bonds of the City in the maximum principal amount of $20,000,000 (the "Bonds") to
(1) provide for the funding of and payment to the Kansas Police and Firemen's Retirement
System (the "System") both the amount of the current unfunded liability of the City for a prior
pension plan of the City together with the accrued liability of the City in connection with certain
required excess contribution payments and ongoing pension obligations of the City to the System
for eligible employees of the City's police and fire departments and (2) pay the costs of issuing
the Bonds and such other costs, expenses and obligations in connection with the issuance of the
Bonds; and

WHEREAS, the issuance of the Bonds for such purposes is not prohibited or otherwise
limited by the Constitution; and

WHEREAS, pursuant to the Constitution, the Council of the City deems it necessary and
advisable to issue and sell the Bonds as hereinafter provided to both fund the City's obligation to
the System as aforesaid and pay the costs of issuing the Bonds.

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

Section 1. That the City is hereby authorized to issue and sell its general obligation
bonds upon such terms and conditions as it may determine in accordance with applicable law in
the maximum principal amount of $20,000,000 to both (1) fund the City's obligation as
hereinbefore described to the Kansas Police and Firemen's Retirement System and (2) pay the
costs of issuing the Bonds and such other costs, expenses and obligations in connection with the
issuance of the Bonds.

Section 2. That it is hereby determined to be necessary and it is hereby authorized,
directed and ordered, that Taxable General Obligation Bonds, Series 2004-A, (Pension
Obligation Refunding) of the City of Topeka, Kansas, shall be sold at public sale and in the
manner provided by law, on Tuesday, July 20, 2004, at 11:00 a.m. C.D.T. Such bonds shall be
in the total principal amount of $20,000,000 and shall be dated August 12, 2004.
Section 3. That it is hereby further authorized, ordered and directed that the Summary Notice of Bond Sale, in substantially the form attached hereto and made a part hereof by reference as though fully set out herein, shall be published one time not more than 30 days and not less than 6 days prior to the date of said sale as required by law, one time in The Topeka Metro News, the official newspaper of the City, and one time in the Kansas Register, as provided by law.

Section 4. That the Mayor and other officers of the City are hereby authorized to provide for the preparation of a Preliminary Official Statement, to be "deemed final" except for the omission of certain information as provided in the Securities and Exchange Commission Rule 15c2-12, and the Mayor and Clerk are hereby authorized to execute such Preliminary Official Statement, with such changes thereto as such officials shall deem appropriate, and to use such document in connection with the offering of the Bonds.

Section 5. That the officers and representatives of the City are hereby authorized and directed to take such action as may be necessary, after consultation with Columbia Capital Management, LLC, Mission, Kansas, and CSG Advisors, Kansas City, Missouri, as Financial Advisors and Nichols and Wolfe Chartered, as Bond Counsel, to take such other action as may be necessary to carry out the offering for sale of the Bonds.

Section 6. That it is hereby further authorized, ordered and directed that copies of the Preliminary Official Statement, Official Notice of Bond Sale and the City's bid form for this issue of Bonds, be distributed to prospective bidders of the Bonds.

Section 7. That all Bonds issued under the provisions of the Ordinance shall be issued in accordance with the provisions of the General Bond Law of the State of Kansas.

Section 8. That this Ordinance shall be of full force and effect after its passage and approval by the City Council of the City of Topeka, Kansas, and its publication in the official City newspaper.

Passed by the Governing Body and approved by the Council of the City of Topeka, Kansas, this 22nd day of June, 2004.

CITY OF TOPEKA, KANSAS

[Signature]

James A. McClinton, Mayor

ATTEST:

[Signature]

Chris E. Walker, City Clerk

I, Iris E. Walker, City Clerk of the City of Topeka, Shawnee County, Kansas, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. __________ adopted and approved by the City Council on June 22, 2004.

________________________________________________________________________

Iris E. Walker, City Clerk

APPROVED AS TO FORM & LEGALITY

JUN 09 2004

CITY ATTORNEY'S OFFICE