RESOLUTION NO. 8664

A RESOLUTION introduced by City Manager Jim Colson, amending and authorizing the project budget approved by Resolution No. 8625 for Improvement Project No. T-281081.00 which provides for the replacement of water mains along 37th Street from Burlingame Road to Gage Boulevard and providing Notice of Intention regarding the issuance of revenue bonds pursuant to K.S.A. 10-1201 et seq.

WHEREAS, Resolution No. 8625, adopted and approved June 3, 2014, authorizing Improvement Project No. T-281081.00; and

WHEREAS, Resolution No. 8626 authorized the issuance of the Notice of Intention of the City to sell revenue bonds in an amount not to exceed six hundred five thousand seven hundred thirty-eight dollars ($605,738.00) for said project; and

WHEREAS, the project has exceeded the original budgeted cost; thus requiring approval of the amended project budget by the Governing Body.

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

Section 1. That the budget for Project No. T-281081.00 approved by Resolution No. 8625 in the total amount of six hundred five thousand seven hundred thirty-eight dollars ($605,738.00) is increased to the total amount of two million two hundred seventy thousand dollars ($2,270,000.00), as set forth in the revised project budget attached hereto.

Section 2. That this Project is described as follows:

This project includes replacing 5,800 feet of existing water main segments that have experienced multiple breaks over the past 40 years, and is driven by the proposed street improvements along SW 37th Street from Burlingame west to Gage that are being
implemented in two phases. The first phase will extend west from Burlingame to west of the I-470 interchange at SW Wood Valley Court. The second phase will extend west from the I-470 interchange to Gage.

Section 3. That notice, pursuant to K.S.A. 10-1210 and amendments thereto, shall be provided by the Governing Body of its intention to complete the Project in accordance with the revised project budget and to issue revenue bonds to pay the costs. 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, the estimated cost and amount of revenue bonds proposed to be issued.

Section 4. That the City may commence the improvements described in the revised project budget and issue revenue bonds to pay the costs unless a written protest signed by not less than twenty percent (20%) of the qualified electors of the City is filed with the City Clerk within fifteen (15) days after publication of the Notice of Intention.

Section 5. The City does hereby express its official intent to reimburse any expenditures made in connection with the Project from the City’s utility funds, or obligations incurred by, on or after the date which is sixty (60) days before the effective date of this Resolution from the proceeds of its revenue bonds as aforesaid in the maximum principal amount previously described in accordance with U.S. Treasury Regulation 1.150-2. This Resolution, as the expression of the governing body’s official intent regarding the matters described herein, will be posted on the City’s web site at www.topeka.org and is also available for public inspection in the City Clerk's office at City Hall during regular business hours of the City.
Section 6. That the cost estimate and any other part of the project budget approved by Resolution No. 8625 which is in conflict with this Resolution and revised project budget is hereby specifically repealed.

Section 7. That this Resolution 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 (2/3) vote of the members thereof and publication in the official City newspaper.

ADOPTED and APPROVED by the Governing Body February 10, 2015.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk