RESOLUTION NO. 8741

A RESOLUTION introduced by City Manager Jim Colson, amending and authorizing the project budget approved by Resolution No. 8625 for Improvement Project No. T-281083.00 which provides for the 2016 Water Main Replacement Program 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-281083.00 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 two million five hundred thousand dollars ($2,500,000.00) for said project; and

WHEREAS, additional funds were identified to supplement the funding of the project, 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-281083.00 approved by Resolution No. 8625 in the amount of $2,500,000.00 is increased by $1,300,000 to the amount of $3,800,000.00, as set forth in the revised project budget attached hereto.

Section 2. That this project is described as follows:

This program involves replacing water mains with extensive break histories and deteriorating infrastructure and will include needed replacements associated with half-cent sales tax and other priority street improvements. Program efforts allow for necessary improvements to Topeka’s water infrastructure that will decrease annual maintenance and repair costs and minimizing water main break disruptions to neighborhoods and businesses in the targeted areas. Individual replacement projects will be financed through
available operating funds, but may be supplemented by revenue bonds as necessary for
the success of this program.

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.

ADOPTED and APPROVED by the Governing Body December 15, 2015.

CITY OF TOPEKA, KANSAS

Larry E. Wolgast, Mayor

Brenda Younger, City Clerk