

1 **RESOLUTION NO. 9175**

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3 A RESOLUTION introduced by City Manager Brent Trout, declaring the necessity to  
4 repair, alter, reconstruct, enlarge or improve the City’s water, water  
5 pollution, and/or stormwater utility system through improvement  
6 projects authorized by Resolution No. 9174-A and providing Notice of  
7 Intention authorizing the issuance of revenue bonds in the manner  
8 required by K.S.A. 10-1201 *et seq.*  
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10 WHEREAS, the City is a municipality as defined by K.S.A. 10-101 and 10-1201 *et*  
11 *seq.* and amendments thereto; and

12 WHEREAS, the City is authorized by the laws of the State of Kansas to issue and  
13 sell revenue bonds of the City for improvement to its water, water pollution control, and  
14 stormwater utility system (the “System”) pursuant to K.S.A. 10-1201 *et seq.* and  
15 amendments thereto; and

16 WHEREAS, Resolution No. 9174-A adopted and approved the budgets for projects  
17 identified in Exhibit A (“Projects”) and incorporated by reference; and

18 WHEREAS, it is found by the Governing Body that such Projects will not cause a  
19 duplication of existing utility service furnished by a private utility; and

20 WHEREAS, the City desires to issue and sell revenue bonds to fund the cost of the  
21 improvements.

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

24 Section 1. That notice, pursuant to K.S.A.10-1210 and amendments thereto, shall  
25 be provided by the Governing Body of its intention to complete the Projects in accordance  
26 with the plans, specifications and cost estimates and to issue revenue bonds to pay the  
27 costs. Such notice shall be signed by the Mayor and attested by the City Clerk and shall  
28 be published in the official City newspaper. Such notice shall describe the nature of the

29 proposed improvements, the estimated cost and amount of revenue bonds proposed to be  
30 issued.

31 Section 2. That the City may commence the improvements described in Exhibit A  
32 and issue revenue bonds in amounts not exceeding the amounts set forth in Exhibit A to  
33 pay the costs unless a written protest signed by not less than twenty percent (20%) of the  
34 qualified electors of the City is filed with the City Clerk within fifteen (15) days after  
35 publication of the Notice of Intention.

36 Section 3. The City does hereby express its official intent to reimburse any  
37 expenditures made in connection with the Projects from System enterprise funds, or  
38 obligations incurred by the City, on or after the date which is sixty (60) days before the  
39 effective date of this Resolution from the proceeds of its revenue bonds as aforesaid in the  
40 maximum principal amount of \$38,071,394 in accordance with U.S. Treasury Regulation  
41 1.150-2. This Resolution, as the expression of the governing body's official intent  
42 regarding the matters described herein, will be posted on the City's web site at  
43 [www.topeka.org](http://www.topeka.org) and is also available for public inspection in the City Clerk's office at City  
44 Hall during regular business hours of the City.

45 ADOPTED and APPROVED by at least two-thirds (2/3) vote of the members of the  
46 Governing Body on May 19, 2020.

47 CITY OF TOPEKA, KANSAS

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Michelle De La Isla, Mayor

51 ATTEST:

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55 Brenda Younger, City Clerk

## EXHIBIT A

<u>Year</u>	<u>Improvement Project No.</u>	<u>Description of Improvement</u>	<u>Project Cost</u>
2021	501073.00	Annual Stormwater Conveyance System	\$1,900,000
2021	291087.00	North Topeka Pump Station Rehabilitation	\$2,846,000
2021	291090.00	Oakland Backup Generators	\$1,373,350
2021	291098.00	Annual WPC Facility Rehabilitation Program	\$1,000,000
2021	291100.00	WPC SCADA System Upgrade	\$607,500
2021	291103.00	Annual Wastewater Lining & Replacement Program	\$2,500,000
2021	291104.00	Annual Sanitary Sewer Interceptor Maintenance & Rehabilitation Program	\$2,500,000
2021	291105.00	Annual Sanitary Sewer Force Main Replacement Program	\$5,000,000
2021	291106.00	North Topeka WWTP Nutrient Removal	\$6,363,627
2021	201205.00	Annual Water Main Replacement Program	\$6,500,000
2021	281164.00	West Plant Basin Rehabilitation	\$5,349,667
2021	281194.00	Montara Water Tower	\$600,000
2021	281200.00	Soldier Booster Pump Station (Phase II to Meriden BPS)	\$200,000
2021	281217.00	Annual Water Treatment Plant Rehabilitation Program	\$750,000
2021	281219.00	SCADA Upgrades	\$581,250
<b>TOTAL:</b>			<b>\$38,071,394</b>

56 (Published in the Topeka Metro News June 8, 2020 and June15, 2020)

57 NOTICE OF INTENTION TO ISSUE REVENUE BONDS

58 Notice is hereby given that as provided by Resolution No. 9174-A of the City of  
59 Topeka, Kansas, (the "City") that the Governing Body intends to repair, alter, reconstruct,  
60 enlarge or improve the City's water, water pollution control, and/or stormwater utility system  
61 as follows:

501073.00	Annual Stormwater Conveyance System
291087.00	North Topeka Pump Station Rehabilitation
291090.00	Oakland Backup Generators
291098.00	Annual WPC Facility Rehabilitation Program
291100.00	WPC SCADA System Upgrade
291103.00	Annual Wastewater Lining & Replacement Program
291104.00	Annual Sanitary Sewer Interceptor Maintenance & Rehabilitation Program
291105.00	Annual Sanitary Sewer Force Main Replacement Program
291106.00	North Topeka WWTP Nutrient Removal
201205.00	Annual Water Main Replacement Program
281164.00	West Plant Basin Rehabilitation
281194.00	Montara Water Tower
281200.00	Soldier Booster Pump Station (Phase II to Meriden BPS)
281217.00	Annual Water Treatment Plant Rehabilitation Program
281219.00	SCADA Upgrades

62 The estimated cost of the foregoing Projects, including finance costs, interests and  
63 reserves, is \$38,071,394.

64 Notice is further given that the Governing Body intends to issue and sell one or more  
65 separate series of revenue bonds of the City pursuant to K.S.A. 10-1201 *et seq.* and  
66 amendments thereto in an aggregate principal amount not to exceed \$38,071,394 to pay  
67 the costs of the Project.

68 Unless written protests against the Project are signed by not less than twenty  
69 percent (20%) of the qualified electors of the City and are filed with the City Clerk within  
70 fifteen (15) days after the publication of this Notice, the governing body will proceed in  
71 accordance with the intention as set forth above to complete the Project and issue and sell  
72 its revenue bonds. If the written protests are sufficient, the Governing Body shall submit  
73 the Project and proposed bond issue to the electors of the City at a special election as  
74 provided by law.

75 BY ORDER OF THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS,  
76 on this 19<sup>th</sup> day of May, 2020.

77 CITY OF TOPEKA, KANSAS  
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Michelle De La Isla, Mayor

83 ATTEST:

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88 Brenda Younger, City Clerk

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