

ORDINANCE NO. B-282

AN ORDINANCE OF THE CITY OF VICTORIA, KANSAS, DESIGNATING THE ENTIRE LENGTH OF MAIN STREET WITHIN THE CITY LIMITS AS A MAIN TRAFFICWAY; AUTHORIZING AND PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS AND REIMPROVEMENTS THERETO AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

WHEREAS, K.S.A. 12-685 provides that the governing body of any city is authorized and empowered to designate and establish, by ordinance, as a main trafficway any existing or proposed street or part thereof within the city, the primary function of which is, or shall be, the movement of through traffic within the city; and

WHEREAS, K.S.A. 12-687 provides that the governing body of any such city shall have the power to improve or reimprove any such main trafficway so designated; and

WHEREAS, K.S.A. 12-689 provides that all cost of such improvements or reimprovements of any such main trafficway shall be paid by the city-at-large from the general improvement fund, the general revenue fund, an internal improvement fund, or any other fund or funds available for such purpose, or by the issuance of general obligation bonds; and

WHEREAS, the Governing Body of the City of Victoria, Kansas (the "City"), hereby finds and determines it to be necessary to designate a certain street within the corporate limits of the City as a main trafficway; and finds and determines it to be necessary to authorize the improvement and reimprovement of said street and to provide for the payment of the costs thereof;

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VICTORIA, KANSAS:

SECTION 1. It is hereby found, determined and declared that the main function of MAIN STREET within the corporate limits of the City is the movement of through traffic within the City; and it is, therefore, hereby authorized, ordered and directed that the entire length of MAIN STREET shall be and hereby is designated and established as a main trafficway, as provided by K.S.A. 12-685.

SECTION 2. It is hereby found, determined and declared to be necessary to improve and reimprove a portion of the aforesaid main trafficway as provided by K.S.A. 12-687; and it is, therefore, hereby authorized, ordered and directed that the portion of MAIN STREET from Seventh Street to Tenth Street shall be improved and reimproved by the construction of concrete curb and gutter and concrete paving (the "Project"). The Project shall be constructed in accordance with

Plans and Specifications therefor which have been prepared by EBH & Associates, Engineers, which have been presented to and are hereby approved by the Governing Body. Copies of the Plans and Specifications are available for public inspection at the Office of the City Clerk.

SECTION 3. It is hereby found, determined and declared that the total estimated costs of the Project, including preparation and cleaning of the streets, placing of materials, acquisition of the materials, inspection, professional fees and expenses of financing, and all related and miscellaneous costs, is Three Hundred Fifteen Thousand Seven Hundred Fifty-Eight Dollars (\$315,758), a portion of which shall be chargeable to the city-at-large and shall be paid through the issuance of general obligation bonds of the City as provided by K.S.A. 12-689. The City is making application to the Kansas Department of Commerce for a Small Cities Community Development Block Grant in the amount of \$157,758 to used for the Project. If received, the proceeds of the Grant will be used in conjunction with the proceeds of such general obligation bonds to pay the total costs of the Project.

SECTION 4. It is hereby found, determined and declared to be necessary, and it is, therefore, hereby authorized, ordered and directed that in order to provide the necessary funds to pay the City's share of the costs of the Project, there shall subsequently be issued General Obligation Main Trafficway Bonds of the City, in a total principal amount which shall not exceed One Hundred Fifty-Eight Thousand Dollars (\$158,000), pursuant to the authority of K.S.A. 12-689. Such General Obligation Main Trafficway Bonds shall be issued by an ordinance of the City which shall set forth all of the terms, conditions and details thereof.

SECTION 5. This Ordinance shall be in force and take effect from and after its adoption and approval and the publication hereof one time in the City's official newspaper.

ADOPTED AND APPROVED by the Governing Body of the City of Victoria, Kansas on March 27 , 1990.

(Seal)

ATTEST:

Hubert A. Sanders  
HUBERT A. SANDERS, Mayor

Alice K. Sander  
ALICE K. SANDER, City Clerk