

(Published in *The Ellis County Star*, on Nov 6, 1997)

**ORDINANCE NO. B-402**

AN ORDINANCE AUTHORIZING THE ACQUISITION AND INSTALLATION AND EQUIPPING OF A PUBLIC BUILDING IN THE CITY OF VICTORIA, KANSAS, PURSUANT TO THE AUTHORITY OF K.S.A. 12-1736 *ET SEQ.*, AS AMENDED AND SUPPLEMENTED; PROVIDING FOR THE PAYMENT OF THE COSTS OF SAID PUBLIC BUILDING; AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF TEMPORARY IMPROVEMENT NOTES OF THE CITY, IN AN AGGREGATE PRINCIPAL AMOUNT WHICH SHALL NOT EXCEED \$600,000 FROM TIME TO TIME AS FUNDS ARE NEEDED FOR THE ORDERLY CONSTRUCTION OF THE PUBLIC BUILDING.

WHEREAS, the Governing Body of the City of Victoria, Kansas (the "City"), pursuant to authority of K.S.A. 12-1736 *et seq.*, as amended and supplemented, hereby finds and determines it to be necessary to authorize the acquisition of land and the installation and equipping with necessary fixtures and appurtenances of a public building in the City, which public building shall be used as an Emergency Services Building; to provide for the payment of the costs thereof; and to authorize and provide for the issuance of temporary improvement notes from time to time as funds are needed for the orderly construction thereof;

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

**SECTION 1.** It is hereby authorized, ordered and directed that land shall be acquired and a public building shall be installed and equipped with the necessary fixtures and appurtenances for outfitting as an Emergency Services Building, all in accordance with and by the authority of K.S.A. 12-1736 *et seq.*, as amended and supplemented. The estimated costs of the Public Building are \$600,000, which includes publication and printing costs, legal fees and other costs and expenses of financing the Public Building, including interest on interim financing. The costs of the Public Building shall be chargeable to the City-at-large.

**SECTION 2.** It is hereby authorized, ordered and directed that, upon final determination of the total final costs of the Public Building, general obligation bonds of the City shall be issued for payment thereof in the manner authorized and provided by law; provided that said general obligation bonds may be issued in combination with other general obligation bonds being issued by the City as shall be determined by the Governing Body at the time of such issuance to be in the best interests of the City.

**SECTION 3.** It is hereby further authorized, ordered and directed that in order to temporarily finance the estimated costs of the Public Building until the issuance of the general obligation bonds as hereinbefore provided, there shall be issued temporary improvement notes (the "notes"), the aggregate amount of which shall not exceed the sum of Six Hundred Thousand Dollars (\$600,000), such notes to be issued from time to time upon subsequent resolution or resolutions of the City which shall provide and set forth the details of the notes, including the fixing of the dates, terms, denominations, interest rates and maturity dates (not exceeding four years from the date of the notes and redeemable at any time prior to the stated maturity) thereof. Such notes shall be issued and provision shall be made therefor as funds are needed and required for the orderly construction of the Public Building; and the Mayor and City Clerk are hereby authorized, ordered and directed to prepare and execute each of such notes in accordance with the terms of this Ordinance and the terms of the subsequent resolution or resolutions providing for same; and shall deliver the notes to persons having claims against the City in connection with the Public Building or may sell the notes at private or public sale and apply the proceeds therefrom to the payment of the actual costs and expenses of the Public Building. Any notes issued under the authority of this Section shall be issued under and will contain a recital that they are issued under the authority of K.S.A. 10-123, as amended and supplemented, and K.S.A. 12-1736 *et seq.*, as amended and supplemented, and shall contain all other usual and required recitals and covenants and be in the form required therefor by said K.S.A. 10-123; and said notes may be issued in combination with any other temporary notes being issued by the City as shall be determined by the Governing Body at the time of such issuance to be in the City's best interests.

**SECTION 4.** This Ordinance shall be in force and take effect from and after its adoption and approval and publication one time in the City's official newspaper.

**ADOPTED AND APPROVED** by the Governing Body of the City of Victoria, Kansas,  
on October 28, 1997.

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(Seal)

  
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ALLEN P. DREILING, Mayor

ATTEST:

  
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ALICE K. SANDER, City Clerk