

RESOLUTION NO. 2022-09

A RESOLUTION PROVIDING FOR SUBSTITUTE IMPROVEMENTS TO BE FINANCED WITH PROCEEDS OF THE CITY OF ST. GEORGE, KANSAS, GENERAL OBLIGATION BONDS, SERIES 2021-A.

WHEREAS, on September 9, 2021, the City of St. George, Kansas (the "Issuer"), adopted Resolution No. 2021-14 (the "Bond Resolution") authorizing the issuance of the Issuer's General Obligation Bonds, Series 2021-A, in the original principal amount of \$1,250,000 (the "Bonds"); and

WHEREAS, the Bond Resolution provided that a portion of the proceeds of the Bonds would finance a portion of the cost of certain public improvements (the "Improvements"), as shown below:

<u>Project Description</u>	<u>Res. No.</u>	<u>Authority (K.S.A.)</u>	<u>Amount</u>
2 nd Street and 6 th Street Improvements	2021-07	12-685 <i>et seq.</i>	\$380,000

WHEREAS, the Bonds were issued on October 6, 2021; and

WHEREAS, *Section 504* of the Bond Resolution provides that the Issuer may elect for any reason to substitute or add other improvements to be financed with proceeds of the Bonds provided certain conditions are met; and

WHEREAS, pursuant to provisions of the laws of the State of Kansas, by proceedings duly had, the governing body of the City has authorized the following improvements (the "Substitute Improvements") to be made in the City, to-wit:

<u>Project Description</u>	<u>Res. No.</u>	<u>Authority (K.S.A.)</u>	<u>Estimated Cost</u>
Main Trafficway Improvements – 1 st Street and Chapman Road Improvements	2022-09	12-685 <i>et seq.</i>	\$366,000

WHEREAS, there are or will be moneys remaining in the Improvement Fund established by the Bond Resolution after the completion of certain of the Improvements and the Issuer hereby finds it necessary and desirable to authorize the addition of the Substitute Improvements to be financed with proceeds of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ST. GEORGE, KANSAS, AS FOLLOWS:

Section 1. The governing body hereby authorizes the designation of certain improvements as Substitute Improvements, as follows:

Project Description	Initial Allocation	New Allocation
Main Trafficway Improvements – 2 nd Street and 6 th Street Improvements	\$380,000.00	\$244,156.12
Main Trafficway Improvements – 1 st Street and Chapman Road Improvements	<u>0</u>	<u>135,843.88</u>
Total	\$380,000.00	\$380,000.00

Section 2. The officers and officials of the Issuer, including the Mayor and Clerk, are hereby authorized and directed to execute all documents and take such other actions as they may deem necessary or advisable in order to carry out and perform the purposes of this Resolution and to make ministerial alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 3. This Resolution shall take effect and be in full force from and after its adoption by the governing body of the Issuer.

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ADOPTED by the governing body of the Issuer on November 10, 2022.

(SEAL)

ATTEST:



Mayor

Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on November 10, 2022, as the same appears of record in my office.

DATED: November 10, 2022.

Clerk