

RESOLUTION NO. 2019-08

**A RESOLUTION AUTHORIZING THE OFFER FOR SALE OF NOT TO EXCEED \$1,285,000\* PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE CITY OF ST. GEORGE, KANSAS, SERIES 2019A, TO BE DATED ON OR ABOUT SEPTEMBER 26, 2019, AND THE APPOINTMENT OF MUNICIPAL ADVISOR AND BOND COUNSEL.**

**WHEREAS**, the City of St. George, Kansas (the "City"), by and through its Governing Body (the "Governing Body") desires to proceed with the offering for sale and issuance of the City's proposed General Obligation Bonds, Series 2019A, dated September 26, 2019, in the principal amount of approximately not to exceed \$1,285,000\* (\*subject to change; the "Series 2019A Bonds") as herein provided; and

**WHEREAS**, the Governing Body has selected the firms of George K. Baum & Company, Kansas City, Missouri, as municipal advisor (the "Municipal Advisor"), and desires that Jonathan P. Small, Chartered, serve as bond counsel (the "Bond Counsel") to assist the City with the sale, issuance and delivery of its Series 2019A Bonds; and

**WHEREAS**, the Governing Body desires to authorize its officers and agents, including the Municipal Advisor and Bond Counsel to undertake such actions as may be necessary for offering for sale the Series 2019A Bonds through a negotiated process as permitted under the Kansas General Bond Law; and

**WHEREAS**, one of the duties and responsibilities of the Municipal Advisor and Bond Counsel is to assist with the preparation and distribution of a *Preliminary Official Statement* and a final *Official Statement* relating to the Series 2019A Bonds; and

**WHEREAS**, the Governing Body desires to authorize the Municipal Advisor to proceed with the preparation and distribution of the *Preliminary Official Statement* and the final *Official Statement* relating to the Series 2019A Bonds if in the judgment of the Municipal Advisor the same is required for the marketing and sale of the Bonds.

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

**Section 1.** (a) The Governing Body has heretofore approved the firm of George K. Baum & Company, Kansas City, Missouri (the "Municipal Advisor"), to serve the City as its municipal advisor for the transaction contemplated by this Resolution pursuant to that certain "Fiduciary Engagement Agreement for Municipal Advisory Services" between the Municipal Advisor and the City dated April 3, 2019.

(b) The Governing Body approves the law firm of Jonathan P. Small, Chartered, Topeka, Kansas, to serve the City as its bond counsel pursuant to that certain "Contract for Bond Counsel Services" as provided in that form of agreement as submitted to the Governing body on the date of this Resolution, which form is herewith approved. Accordingly, Bond Counsel is authorized to serve the City as its Bond Counsel (the "Bond Counsel") for the transaction contemplated by this Resolution.

**Section 2.** The City desires to sell, issue and deliver its General Obligation Bonds, Series 2019A, in the aggregate principal amount not to exceed of \$1,285,000\* to be dated on or about September 26, 2019 (the "Bonds"), which shall be offered for sale through a negotiated process as permitted under the Kansas General Bond Law on and after August 27, 2019; and, any responses to such offer shall be

thereafter presented to, reviewed and acted upon by the Governing Body of the City at its regularly scheduled meeting on September 12, 2019, or as soon as practical thereafter.

**Section 3.** The Municipal Advisor is hereby authorized to proceed with offering through a negotiated sale of the Bonds in accordance with information provided by the Municipal Advisor to the Governing Body, other City officers and its agents. The offering for sale of the Bonds shall be accomplished in consultation with the Mayor, City Clerk, City Attorney, Bond Counsel and Municipal Advisor. The confirmation of the negotiated sale of the Bonds shall be subject to the execution of an acceptance of a Bond Purchase Agreement executed by the purchaser of the Bonds and submitted to the City in a form approved by Bond Counsel and the adoption of an ordinance and resolution by the Governing Body authorizing the issuance of the Bonds and the execution of various documents and instruments necessary to effect proper delivery of the Bonds. The Mayor, City Clerk, City Attorney and other officers, agents and representatives of the City, the Municipal Advisor and Bond Counsel are hereby authorized and directed to take such other action as may be necessary to carry out the public sale of the Bonds herein so authorized.

**Section 4.** The Mayor and the City Clerk and the other officers and representatives of the City, including Municipal Advisor, are authorized to and may give or cause to be given if deemed appropriate and necessary a notice of the bond sale or such other information and offering document(s) regarding the Bonds by mailing or delivering copies thereof to such prospective purchaser(s) of the Bonds as in their judgment shall be deemed appropriate. Said officers and agents are further authorized and directed to take such other action as may be necessary to carry out the negotiated sale of the Bonds.

**Section 5.** This Resolution shall take effect and be in force from and after adoption by the Governing Body of the City.

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**ADOPTED** by the Governing Body of the City of St. George, Kansas, on August 26, 2019.



CITY OF ST. GEORGE, KANSAS

A handwritten signature in blue ink, appearing to read "Tim Pralle", written over a horizontal line.

Tim Pralle, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Elizabeth Wagoner", written over a horizontal line.

Elizabeth Wagoner, City Clerk

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**EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
CITY OF ST. GEORGE, KANSAS  
HELD ON AUGUST 26, 2019**

The Governing Body of the City of St. George, Kansas (the "City"), met in a special meeting at the Lighthouse Baptist Church, 308 North Lincoln Street, in St. George, Kansas, at 7 p.m., with the following members present and participating:

Debby Weath, Rayna Houser, Chris Collins,  
Lris Holloway, \_\_\_\_\_ and \_\_\_\_\_.

Absent: Tim Balla, Steve Zimmerman

An Resolution was presented entitled:

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NOT TO EXCEED \$1,285,000\* PRINCIPAL AMOUNT OF  
GENERAL OBLIGATION BONDS OF THE CITY OF ST.  
GEORGE, KANSAS, SERIES 2019A, TO BE DATED ON OR  
ABOUT SEPTEMBER 26, 2019 AND THE APPOINTMENT OF  
MUNICIPAL ADVISOR AND BOND COUNSEL.**

Debby Weath moved that the Resolution be adopted. The motion was seconded by Lris Holloway. The Resolution was read and considered, and upon being put, the motion for the adoption of the Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: 3  
Nay: 0

\*\*\*\*\*

CERTIFICATE

I, the undersigned, City Clerk of the City of St. George, Kansas, hereby certify that the above and foregoing is a true and correct copy of portions of the minutes of the meeting of the Governing Body held on August 26, 2019, as recorded on Page \_\_\_ of the Journal of Proceedings of the City.

Witness my hand and official seal of said City of St. George, Kansas.



[SEAL]

Elizabeth Wagoner  
Elizabeth Wagoner, City Clerk  
City of St. George, Kansas