

(First published in The Andover Journal, Andover, Kansas, May 17, 1973.)

ORDINANCE NO. 195

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF INTERNAL IMPROVEMENT BONDS OF THE CITY OF ANDOVER, KANSAS, DESIGNATED "SERIES A, 1973" IN THE SUM OF \$47,925.22 TO PAY THE COSTS OF CERTAIN PAVING IMPROVEMENTS ON PARALLEL DRIVE AND NORTH DRIVE, ALSO KNOWN AS WEST DRIVE, IN THE CITY OF ANDOVER, KANSAS AND THE COSTS OF A CERTAIN SANITARY SEWER IMPROVEMENT IN SANITARY SEWER DISTRICT S-1972-A IN SAID CITY, A PORTION OF THE SAID PAVING IMPROVEMENTS BEING CHARGEABLE TO THE PROPERTY SPECIALLY BENEFITED WITHIN THE CITY OF ANDOVER, KANSAS AND A PORTION THEREOF BEING CHARGEABLE TO THE CITY AT LARGE AND ALL THE COSTS OF THE SAID SANITARY SEWER IMPROVEMENT BEING CHARGEABLE TO THE PROPERTY SPECIALLY BENEFITED.

WHEREAS, By resolution adopted the 13th day of March, 1972, and published the 16th day of March, 1972, certain improvements on Parallel Drive and North Drive, also known as West Drive, in the City of Andover, Kansas have been authorized and are now completed, and the total costs of said improvement within the City of Andover, Kansas has been ascertained to be \$33,630.30, of which amount \$28,585.76 is to be assessed to the benefit district as defined in said resolution of the governing body dated the 13th day of March, 1972, and the remainder of such costs, that is \$5,044.54, being chargeable to and to be paid by the City of Andover at large, and property owners have paid \$1,143.43 in cash on said assessments within the time allowed by law, thus leaving the unpaid costs of said improvement of \$32,486.87, and

WHEREAS, By resolution adopted on the 14th day of April, 1972, and published on the 20th day of April, 1972, certain sanitary sewer improvements in Sanitary Sewer District S-1972-A in the City of Andover, Kansas have been authorized and are now completed, and the total costs of said improvement chargeable to property specially benefited within the City of Andover, Kansas has been ascertained to be \$15,438.35 all of which amount is to be assessed to the benefit district as defined in said resolution of the governing body dated the 14th day of April, 1972, and there have been no cash payments upon said assessments by the property owners within the time allowed by law, and

WHEREAS, It is necessary to issue Internal Improvement Bonds of the City of Andover, Kansas to be designated "Series A, 1973" to pay the unpaid portion of the costs of said improvements in the sum of \$47,925.22,

NOW THEREFORE,

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

Section 1. That for the purpose of paying the cost of the improvements on Parallel Drive and North Drive, also known as West Drive, in the City of Andover, Kansas and the cost of a certain sanitary sewer improvement in Sanitary

Sewer District S-1972-A in said city referred to above and not paid by property owners within the time allowed by law, there shall be issued Internal Improvement Bonds of the City of Andover, Kansas in the aggregate principal amount of \$47,925.22, which bonds shall be dated May 1, 1973, shall be designated Series A, 1973, shall be numbered from 1 to 10, inclusive, shall be in denominations of \$5,000.00 each except No. 1 for \$2,925.22, and shall bear interest and become due and payable as follows, to-wit:

| <u>Bond Numbers</u> | <u>Amount</u> | <u>Interest per Annum</u> | <u>Maturity Date</u> |
|---------------------|---------------|---------------------------|----------------------|
| 1 | \$2,925.22 | 4 1/2% | November 1, 1974 |
| 2 | 5,000.00 | 4 1/2% | November 1, 1975 |
| 3 | 5,000.00 | 4 1/2% | November 1, 1976 |
| 4 | 5,000.00 | 4 3/8% | November 1, 1977 |
| 5 | 5,000.00 | 4 3/8% | November 1, 1978 |
| 6 | 5,000.00 | 4 3/8% | November 1, 1979 |
| 7 | 5,000.00 | 4 3/8% | November 1, 1980 |
| 8 | 5,000.00 | 4 3/8% | November 1, 1981 |
| 9 | 5,000.00 | 4 1/2% | November 1, 1982 |
| 10 | 5,000.00 | 4 1/2% | November 1, 1983 |

Interest on said bonds shall be payable May 1, 1974, and semi-annually thereafter on the first days of November and May in each year until the principal sum is paid. Both principal and interest shall be payable at the office of the State Treasurer in the City of Topeka, Kansas.

Section 2. Said bonds shall be in the usual form and contain the usual recitals including a recital that they are issued under authority of K.S.A. 10-101 through 10-126, inclusive, as amended, and K.S.A. 12-6(a)01 through 12-6(a)18, inclusive, as amended; shall be signed by the Mayor, attested by the City Clerk and shall have the corporate seal of the city affixed thereon. The interest coupons attached thereto shall be printed in accordance with law and shall bear lithographed facsimile signatures of the Mayor and City Clerk.

Section 3. The Mayor and City Clerk are hereby authorized, empowered and directed to prepare and execute said bonds and coupons without unnecessary delay, and when executed said bonds and coupons shall be registered by the City Clerk in her office and also in the office of the State Auditor of the State of

Kansas as required by law and delivered to the purchaser thereof and the proceeds of said bonds shall be used for the purpose hereinabove stated. The full faith, credit and resources of the City of Andover, Kansas, are hereby pledged to secure the payment of the principal and interest on said bonds as the same severally become due and payable, and the governing body of the City of Andover, Kansas, shall make provision for the payment of said principal and interest by levying an annual tax on the property liable therefor in an amount sufficient to pay the installments of principal and the interest as it accrues and becomes payable.

Section 4. This ordinance shall take effect and be in force from and after its passage, approval and publication once in The Andover Journal, the official city newspaper.

Passed and approved the 30th day of April, 1973.

Eugene Miller
Mayor

ATTEST:

Patricia M. Strunk
City Clerk

(SEAL)