

RESOLUTION NO. 1987

A RESOLUTION AUTHORIZING THE CITY OF GARDNER, KANSAS, TO CONSTRUCT IMPROVEMENTS TO CERTAIN MAIN TRAFFICWAYS AND TRAFFICWAY CONNECTIONS AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY TO PAY THE COSTS THEREOF PURSUANT TO K.S.A. 12-685 *ET SEQ.*

WHEREAS, K.S.A. 12-685 *et seq.* (the “Act”) authorizes the Governing Body of the City of Gardner, Kansas (the “City”), to construct improvements to streets designated as main trafficways or trafficway connections under the Act and to issue general obligation bonds of the City for such purpose;

WHEREAS, pursuant to Ordinance No. 2577 of the City passed on May 7, 2018, (the “Trafficway Ordinance”), the City has designated certain streets or portions of streets within the City as main trafficways including the following:

- (a) 175th Street (aka Santa Fe Street) within the city limits of the City;
- (b) Grand Street within the city limits of the City;
- (c) Kill Creek Road within the city limits of the City;
- (d) White Drive within the city limits of the City;
- (e) E. Wildcat Run Street from S. Moonlight Road to S. Woodson Lane; and
- (f) S. Woodson Lane from S. Moonlight Road to E. Wildcat Run Street;

WHEREAS, pursuant to the Trafficway Ordinance, the City has also designated certain streets or portions of streets within the City as trafficway connections including the following:

- (a) E. 167th Terrace from N. Cedar Street to N. Moonlight Road;
- (b) W. 172nd Terrace from S. Walter Street to N. Waverly Road;
- (c) W. 174th Street from Agnes Street to S. Waverly Road;
- (d) W. 184th Street extending west from S. Center Street within the city limits of the City;
- (e) S Agnes Street from S. Walter Street to W. Santa Fe Street;
- (f) Apache Lane from S. Center Street to S. Hickory Street;
- (g) E. Apache Street from S. Maple Street to S. Cedar Street;
- (h) S. Ash Street from S. Oak Street to W. Cherokee Street;

- (i) Butternut Street extending south from W. Cherokee Street within the city limits of the City;
- (j) Cedar Niles Road extending north and south from E. Santa Fe Street within the city limits of the City;
- (k) Cedar Street from E. Grand Street to W. 183rd Street;
- (l) E. Cheyenne Street from S. Maple Street to S. White Drive;
- (m) Cottage Creek Circle extending west from Woodson Lane within the city limits of the City;
- (n) E. Cottage Creek Drive from:
 - S. Moonlight Road to S. Stone Creek Drive; and
 - S. Stone Creek Drive to S. Woodson Lane
- (o) Creekside Court extending south from Wildcat Run Street within the city limits of the City;
- (p) Evergreen Street from E. Cheyenne Street to E. Dogwood Street;
- (q) Ghost Creek Circle extending south from Wildcat Run Street within the city limits of the City;
- (r) Ghost Creek Lane extending south from Wildcat Run Street within the city limits of the City;
- (s) Hickory Street from:
 - W. Grand Street to S. Locust Street; and
 - W. Grand Street to W. Kansas Avenue;
- (t) Ingalls Street from W. 167th Street to Pratt Street;
- (u) Ingrid Street from Agnes Street to W. 167th Street;
- (v) Kane Street from S. Center Street to Elm Street;
- (w) Kansas Avenue from S. Center Street to S. Hickory Street;
- (x) King Court extending west from N. Waverly Road within the city limits of the City;
- (y) E. Lakota Street extending east and west from S. White Drive within the city limits of the City;
- (z) E. Lanesfield Street extending west from N. Moonlight Road within the city limits of the City;

- (aa) Manor Place extending west from Center Street within the city limits of the City;
- (bb) S. Maple Street extending north from W.183rd Street within the city limits of the City;
- (cc) S. Oak Circle extending north from W. Grand Street within the city limits of the City;
- (dd) E. Oak Crest Drive from S. Moonlight Road to S. Stone Creek Drive;
- (ee) Oak Street from:
 - W. Shawnee Street to W. Warren Street; and
 - W. Grand Street to W. 184th Street;
- (ff) Pawnee Lane from S. Ash Street to S. Cypress Street;
- (gg) Pine Street from W. Madison Street to W. Warren Street;
- (hh) Pratt Street extending south from W. 167th Street within the city limits of the City;
- (ii) E. Pumpkin Ridge Street from S. Moonlight Road to S. Woodson Lane;
- (jj) Shawnee Street from N. Walnut Street to N. White Drive;
- (kk) S. Stone Creek Drive from S. Woodson Lane to E. Wildcat Run Street;
- (ll) Sumac Street:
 - Extending south from E. Madison Street within the city limits of the City; and
 - From W. 183rd Street to E. Cheyenne Street;
- (mm) Walnut Street from W. McKinley Street to W. Main Street (Hwy 56);
- (nn) Wildcat Run Cul-de-sac extending south from Wildcat Run Street within the city limits of the City;
- (oo) Woodson Circle extending west from Woodson Lane within the city limits of the City; and
- (pp) Woodson Lane Cul-de-sacs extending north from Woodson Lane within the city limits of the City;

WHEREAS, the Governing Body of the City has determined that it is necessary to construct certain improvements within the city limits to streets or portions of streets designated as main trafficways or trafficway connections pursuant to the Act consisting of:

- a) surface preservation, including materials, equipment and labor for asphalt surface treatments, curb and gutter replacement, storm sewer replacement, localized base repair, crack sealing, edge milling, up to 2” asphalt overlay, sidewalk ramp replacement and all

related appurtenances for the following streets (collectively, the “Surface Preservation Improvements”):

1. 172nd Terrace from Walter Street to Waverly Road;
2. 174th Street from Agnes Street to Waverly Road;
3. 184th Street from Butternut Street to Gardner Road;
4. Apache Street from Maple Street to White Drive;
5. Apache Street from White Drive to Cedar Street;
6. Butternut Street from 183rd Street to 185th Street;
7. Cedar Street from Grand Street to Cheyenne Street;
8. Cedar Street from Cheyenne Street to White Drive;
9. Cedar Street from White Drive to 183rd Street;
10. Cheyenne Street from Maple Street to White Drive;
11. Cottage Creek Circle;
12. Cottage Creek Drive from Moonlight Road to Stone Creek Drive;
13. Cottage Creek Drive from Stone Creek Drive to Woodson Lane;
14. Creekside Court;
15. Evergreen Street from Cheyenne Street to White Drive;
16. Evergreen Street from White Drive to Dogwood Street;
17. Ghost Creek Circle;
18. Ghost Creek Lane;
19. Ingalls Street from 167th Street to Agnes Street;
20. Ingrid Street from 167th Street to Pratt Street;
21. King Court;
22. Lakota Street Cul-de-sac;
23. Lakota Street from White Drive to Cedar Street;
24. Lanesfield Street West of Moonlight Road;

25. Maple Street from 183rd Street north to the cul-de-sac end;
26. S. Oak Circle;
27. Oak Crest Drive from Moonlight Road to Stone Creek Drive;
28. Oak Street from 183rd Street to 184th Street;
29. Pratt Street from 167th Street to Ingalls Street;
30. Pumpkin Ridge Street from Moonlight Road to Woodson Lane;
31. Stone Creek Drive from Wildcat Run Street to Woodson Street;
32. Sumac Street from White Drive to 183rd Street;
33. Sumac Street from Cheyenne Street to White Drive;
34. White Drive from 167th Street to Colleen Drive;
35. White Drive from Grand Street to Moonlight Road;
36. Wildcat Run Cul-de-sac;
37. Wildcat Run Street from Moonlight Road to Pumpkin Ridge;
38. Woodson Circle;
39. Woodson Lane Cul-de-sacs; and
40. Woodson Lane from Moonlight Road to Pumpkin Ridge;

b) major maintenance, including materials, equipment and labor for asphalt major maintenance, curb and gutter replacement, storm sewer replacement, localized base repair, full width mill, 2” or greater asphalt overlay, sidewalk ramp replacement and all related appurtenances for the following streets (collectively, the “Major Maintenance Improvements”):

1. E. 167th Terrace from N. Moonlight Road to N. Cedar Street;
2. 175th Street (Santa Fe) from approximately 1,200 feet West of Cedar Niles Road to 500 feet East of Cedar Niles Road;
3. Agnes Street from Walter Street to 175th Street;
4. Apache Lane from Hickory Street to Center Street;
5. Ash Street from Oak Street to 183rd Street;

6. Cedar Niles Road from 174th Street to 380 feet south of 175th Street;
7. Grand Street from Pine Street west to the City Limits;
8. Hickory Street from Grand Street to Locust Street;
9. Hickory Street from Grand Street to Kansas Avenue;
10. Kane Street from S. Center Street to Elm Street;
11. Kansas Avenue from S. Center Street to S. Hickory Street;
12. Kill Creek Rd. from 159th Street to 167th Street;
13. Manor Place;
14. Oak Street from Shawnee Street to Main Street;
15. Pawnee Lane from Ash Street to Center Street;
16. Pine Street from Jefferson Street to Main Street;
17. Shawnee Street from Walnut Street to Center Street; and
18. Walnut Street from Jefferson Street to Main Street;

WHEREAS, the aggregate estimated cost of the Surface Preservation Improvements and the Major Maintenance Improvements (collectively, the “Trafficway Improvements”) to be financed under the Act is \$1,930,000, and it is necessary and desirable to pay such costs through the issuance of general obligation bonds of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GARDNER, KANSAS:

Section 1. In accordance with the Act, the Governing Body of the City hereby finds and declares the necessity for and authorizes the Trafficway Improvements.

Section 2. For the purpose of providing funds to pay the cost of the Trafficway Improvements, the City authorizes the issuance of its general obligation bonds in an aggregate amount not to exceed \$1,930,000 pursuant to the Act.

Section 3. The obligations authorized by this Resolution are authorized to reimburse expenditures made by the City 60 days before and during the time after the date of this Resolution in accordance with United States Treasury Regulation 1.150-2.

Section 4. This Resolution shall be in full force and effect from and after its adoption by the Governing Body of the City.

ADOPTED by the Governing Body of the City of Gardner, Kansas, on May 7, 2018.

CITY OF GARDNER, KANSAS

By _____ /s/
Steve Shute, Mayor

(Seal)

Attest:

_____/s/
Amy Nasta, City Clerk

APPROVED AS TO FORM:

_____/s/
Ryan Denk, City Attorney