

RESOLUTIONS 1990

(Rescinded  
3/20/90)

90-1	KPERS	1/16/90
90-2	Annex Hillcrest Cemetery	2/06/90
90-3	Enterprise Zone	2/20/90
90-4	Condemnation, 902 Wall	3/06/90
90-5	Industrict Revenue Bons, Tri States Recycling	3/06/90
90-6	Enterprise Zone, Rescind 90-3	3/20/90
90-7	Condemnation, 219 Joplin	4/17/90
90-8	Condemnation, 902 Wall, allowing 14 days for repairs	5/01/90
90-9	Not used	
90-10	Not used	
90-11	Not used	
90-12	Not used	
90-13	Not used	
90-14	Condemnation, 1823 Galena Ave	5/15/90
90-15	Condemnation, 219 Joplin, allowing 30 days for repairs	6/05/90
90-16	Authorizing the reapiir, alteration, recon- struction, enlargement, or improvement to the sewer utility system of the City of Galena, Kansas, authorizing the issuance of revenue bonds in the City of Galena, Kansas, to pay a portion of the cost of said project, and pro- viding publicnotice thereof	6/19/90
90-17	Condemnation, 102 W. Forest	6/19/90
90-18	Condemnation, 601 Joplin	7/17/90
90-19	Condemnation Hearing, 102 W. Forest	8/7/90
90-20	Condemnation, allowing 60 days for repairs (1823 Galena)	8/21/90
90-21	Condemnation, allowing 30 days for repairs 601 Joplin	9/4/90
90-22	Single Family Mortgage with Olathe & Labette County (Original sent to Stern Bros)	9/18/90
90-23	FHA adopting and providing for standards for procurement, bidding and contract awards (Original sent to FHA)	9/18/90
90-24	Condemnation, 1006 Wall,	11/6/90

Whereas, the City of Galena, Kansas is an "eligible employer" as defined by K.S.A. 74-4902(13).

Whereas, it is the desire of the City Council of the City of Galena, Kansas that the City of Galena, Kansas become a participating employer in the Kansas Public Employees Retirement System established under the provisions of K.S.A. 74-4901, et seq.

Now Therefore,

BE IT RESOLVED, by the City Council of the City of Galena, Kansas that the City of Galena, Kansas shall and hereby make application to become a participating employer to provide for the inclusion of all its eligible employees under the Kansas Public Employees Retirement System as provided by K.S.A. 74-4901, et seq, effective January 1, 1991.

This resolution shall be published in the official newspaper of the City of Galena, Kansas once.

If within sixty (60) days after the publication of this resolution a petition signed by electors equal to ten percent (10%) of the number who voted at the last regular Galena City election, shall be filed with the Galena City Clerk, demanding that such resolution be submitted to a vote of the electors, it shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

Adopted this 16th day of January, 1990.

Thomas J. Allen  
Mayor

Jeanie Holstrom  
City Clerk

State of Kansas )  
County of Cherokee ) :SS

I, Jeanie Holstrom, of lawful age being first duly sworn upon oath, deposes and states:  
The above resolution is a true and exact copy of the resolution adopted by the City of Galena, Kansas.

Jeanie Holstrom

Subscribed and sworn to before me this 19th day of January, 1990.

NOTARY PUBLIC  
CHERYL HAINES  
Notary Publ.  
State of Kansas  
My Appt. Exp. 06-02-90

Cheryl Haines  
Notary Public

My commission expires: 06-2-90

RESOLUTION NO. 90-2

A RESOLUTION REQUESTING A FINDING BY THE CHEROKEE COUNTY BOARD OF COMMISSIONERS THAT THE CITY OF GALENA, KANSAS, MAY ANNEX HILLCREST CEMETERY.

Be it resolved by the governing body of the City of Galena, Kansas, that:

1. The City wants to annex Hillcrest Cemetery, located in Cherokee County, Kansas, and described as:

The West Half (W1/2) of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4); and Beginning One Hundred Seventy-four Feet (174) North of the Southeast Corner of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4), thence West Twenty-five (25) Feet, thence North Two Hundred Eighty-One (281) Feet, thence East Twenty-five (25) Feet, thence South Two Hundred Eighty-one (281) Feet to the place of beginning, all in Section Fifteen (15), Township Thirty-four (34) South Range Twenty-five (25) East of the 6th PM.

2. Hillcrest Cemetery belongs to the City but the land does not adjoin the city.

3. Hillcrest Cemetery is located in the same county as the city, and the City consents to the annexation.

4. This annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city in Cherokee County, Kansas.

5. The Board of Cherokee Commissioners shall, within thirty (30) days after receipt of a certified copy of this resolution, make findings consistent herewith, so notify the city, and enter said findings in the minutes of their proceedings.

Passed by the governing body and approved by the Mayor this 6th day of February, 1990.

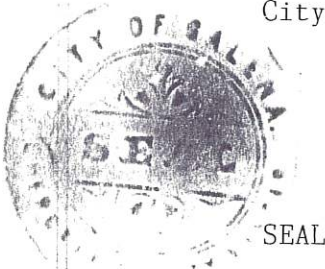
Thomas Y. Allen  
Thomas Y. Allen - Mayor

ATTEST:

Janie Holstrom  
Janie Holstrom - City Clerk

This is a certified copy of Resolution 90-2 passed by the City Council of the City of Galena on February 6, 1990.

Janie Holstrom  
Janie Holstrom, City Clerk



State of Kansas Cherokee County, ss  
This instrument was filed for record on  
the 1st day of JUNE A.D. 19 90  
At 10:00 o'clock A. M. and duly recorded  
in Book 56 Page 253 Fee \$ --  
Carolyn M. Kee  
Register of Deeds

COPIED ✓  
DIRECT ✓  
INDIRECT ✓  
NUMERICAL ✓

RESOLUTION NO. 90-2

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2. Hillcrest Cemetery belongs to the City but the land does not adjoin the city.

3. Hillcrest Cemetery is located in the same county as the city, and the City consents to the annexation.

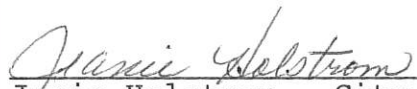
4. This annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city in Cherokee County, Kansas.

5. The Board of Cherokee Commissioners shall, within thirty (30) days after receipt of a certified copy of this resolution, make findings consistent herewith, so notify the city, and enter said findings in the minutes of their proceedings.

Passed by the governing body and approved by the Mayor this 6th day of February, 1990.

  
Thomas Y. Allen - Mayor

ATTEST:

  
Janie Holstrom - City Clerk

RESOLUTION 90-3

A Resolution requesting that an area in the City of Galena be designated as an enterprise zone authorized by K.S.A. 79-3606 (ee); 12-17, 109; 12-17, 110; 12-17, 112; 79-32, 153; 79-3641.

WHEREAS, The area bounded by 1, 2, 3, 4, 5, 6 and 7 are in the corporate limits of the City of Galena and;

WHEREAS, The area has a population of 76 persons which is 2.1% of the total 1980 city population; and

WHEREAS, The area of the zone is 213 acres which is 8.3% of the land area of the City; and

WHEREAS, The areas are located wholly within a city which meets the requirements for federal assistance under section 119 of the Housing and Community Development Act of 1974; and

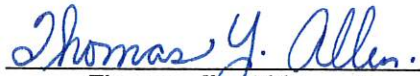
WHEREAS, The city council has considered the eligibility requirements and certifies the correctness of supporting evidence; and

WHEREAS, The legal council for the City Council has provided a written opinion of conformance to the law for designation as an enterprise zone; NOW, THEREFORE:

BE IT RESOLVED by the City Council of the City of Galena; that the area defined herein meets the requirements for designation as an enterprise zone; and

BE IT FURTHER RESOLVED: That the Secretary for the Department of Commerce is hereby requested to approve these areas as an authorized enterprise zone consistent with Kansas Statutes Annotated.

This resolution rescinds resolution 85-3 of the City of Galena, contingent upon approval of the redesignated enterprise zone.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

Passed and approved this 20th day of February, 1990.

ATTEST:(Seal)

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

RESOLUTION 90- 4

BE IT RESOLVED:


That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 1st day of May, 1990 at 7:00 p.M. as the Hearing Date for any persons interested in teh following described Real Estate:

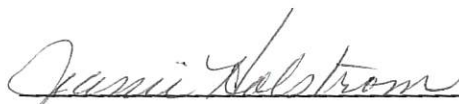
Lot 50, Galena Lead & Zinc 3rd Addition to the City  
of Galena (902 Wall)

TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED:

City Clerk should notify all interested parties according to law.

Approved by the City Council this 6th day of  
March, 1990.

  
Thomas Y. Allen, Mayor

  
Jeanie Holstorm, City Clerk

RESOLUTION NO. 90-5

WHEREAS, the City of Galena, Cherokee County, Kansas (the "City"), is authorized and empowered pursuant to the provisions of K.S.A. 12-1740 to 12-1749(a), inclusive, as amended (the "Act"), to both issue its industrial revenue bonds to finance the cost of acquiring, constructing, furnishing and equipping certain facilities and enter into lease agreements with any person, firm or corporation for the use and acquisition of such facilities in order to promote, stimulate and develop the economic welfare and prosperity of both the City and the State of Kansas; and

WHEREAS, Tri-State Recycle and Transfer, Inc., an Oklahoma corporation (the "Company"), has requested that the City issue its industrial revenue bonds in the maximum amount of Three Million Dollars (\$3,000,000) (the "Bonds") to finance the cost of acquiring certain real property and acquiring, constructing, furnishing and equipping certain improvements thereon (the "Project") to benefit the Company; and

WHEREAS, the City does hereby find and determine it to be advisable and in the best interest of the City and its inhabitants that such Bonds of the City, as and in the maximum amount requested by the Company be authorized and issued to finance the Project; and

WHEREAS, such Bonds when, as and if issued by the City will be payable solely and only from the moneys and revenues received by the City from the fees charged and rentals received for the use of the Project and not from any other fund or source.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS, AS FOLLOWS:

Section 1. That the Governing Body hereby finds and determines that the Project will promote, stimulate and develop the general economic welfare of the City and be in furtherance of the public purposes as set forth in the Act.

Section 2. That industrial revenue bonds of the City in the maximum principal amount of \$3,000,000 be issued to finance the Project to be leased to the Company pursuant to and in accordance with the Act.

Section 3. That the terms of all ordinances, trust indentures, lease agreements and other documents required in the issuance of the Bonds shall be as agreed to by and between the City and the Company. The underwriter of the Bonds shall be The Columbian Securities Corporation, Topeka, Kansas (the "Underwriter").

Section 4. That the City officials are hereby directed and authorized to proceed with the necessary negotiations relating to the Lease Agreement with the Company and with the preparation of all other necessary documents relating thereto for final action by the Governing Body of the City. All terms and conditions of the Bonds and the sale thereof must be acceptable to and approved by the Governing Body of the City, the Company and the Underwriter.

Section 5. That the City Clerk and Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, are hereby authorized and directed to prepare and cause to be filed and published, where necessary, all statements and notices required by the provisions of both K.S.A. 12-1740 et seq., as amended, and applicable federal law.

Section 6. That the City will not be liable or otherwise responsible for the payment of any costs or expenses incurred by or in connection with the issuance of such Bonds.

Section 7. That the issuance of the Bonds by the City shall, in addition to all other requirements of the City, be subject to any limitations imposed upon the City by either federal or Kansas law, including any regulations, rulings or executive orders which might appertain thereto.

Section 8. That this Resolution shall be of force and effect immediately upon its adoption and approval.

ADOPTED AND APPROVED THIS 6<sup>th</sup> day of March, 1990.

CITY OF GALENA, KANSAS

Thomas Y. Allen  
Mayor

ATTEST:

Jeanie Halstrom  
City Clerk

[SEAL]

RESOLUTION 90-6

A Resolution requesting that an area in the City of Galena be designated as an enterprise zone authorized by K.S.A. 12-17,109 et.seq.

WHEREAS, The area bounded by 1, 2, 3, 4, 5, 6 and 7 are in the corporate limits of the City of Galena and;

WHEREAS, The area has a population of 76 persons which is 2.1% of the total 1980 city population; and

WHEREAS, The area of the zone is 213 acres which is 8.3% of the land area of the City; and

WHEREAS, The areas are located wholly within a city which meets the requirements for federal assistance under section 119 of the Housing and Community Development Act of 1974; and

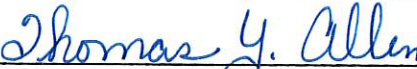
WHEREAS, The city council has considered the eligibility requirements and certifies the correctness of supporting evidence; and

WHEREAS, The legal council for the City Council has provided a written opinion of conformance to the law for designation as an enterprise zone; NOW, THEREFORE:

BE IT RESOLVED by the City Council of the City of Galena; that the area defined herein meets the requirements for designation as an enterprise zone; NOW, THEREFORE:

BE IT FURTHER RESOLVED: That the Secretary for the Department of Commerce is hereby requested to approve these areas as an authorized enterprise zone consistant with Kansas Statutes Annotated.

The resolution rescinds resolution 90-3 of the City of Galena, contingent upon approval of the redesignated enterprise zone.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

Passed and approved this 20 day of March, 1990.

ATTEST:

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

(SEAL)

RESOLUTION 90-7

BE IT RESOLVED:

That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 5th day of June, 1990 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:

219 Joplin Street being Lots Number  
292 and 293 Original Plat

TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 17 day of April, 1990

Thomas Y. Allen  
Thoams Y. Allen, Mayor

Jeanie Holstrom  
Jeanie Holstrom, City Clerk

RESOLUTION 90-8

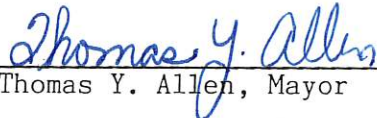
BE IT RESOLVED: That at a hearing held on the 1st day of May, 1990, the governing body of the City of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing all the evidence presented at said hearing, find that the structure located at:

902 Wall


is unsafe and dangerous, and hereby and herein directs the owner to repair or remove said structure within 14 days of this date and make the premises safe and secure.

BE IT FURTHER RESOLVED: That if the owner fails to comply with this resolution, then the governing body directs the City Building Inspector to remove said structure within 60 days of this date, and make the premises safe and secure.

Passed and approved by the Governing Body of the City of Galena, this 1st day of May, 1990.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

Attest:

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

RESOLUTION 90-14

BE IT RESOLVED:

That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 21st day of August, 1990 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:

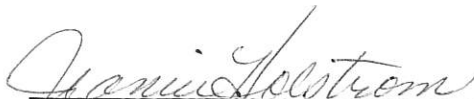
1823 Galena Ave, Being Lot 7, Block 20, Spring  
Grove Addition to the City of Galena

TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 15th day of May, 1990

  
\_\_\_\_\_  
Thoams Y. Allen, Mayor

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

RESOLUTION 90-15

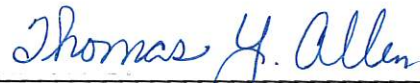
BE IT RESOLVED: That at a hearing held on the 5th day of June, 1990, the governing body of the City of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing all the evidence presented at said hearing, find that the structure located at:

219 Joplin Street, Being  
Lots 292, 293 Original Plat


is unsafe and dangerous, and hereby and herein directs the owner to repair or remove said structure within 30 days of this date and make the premises safe and secure.

BE IT FURTHER RESOLVED: That if the owner fails to comply with this resolution, then the governing body directs the City Building Inspector to remove said structure within 60 days of this date, and make the premises safe and secure.

Passed and approved by the Governing Body of the City of Galena, this 5th day of June, 1990.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

Attest:

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

RESOLUTION NO. 90-16

A RESOLUTION IN ACCORDANCE WITH K.S.A. 10-1201 et seq. AUTHORIZING THE REPAIR, ALTERATION, RECONSTRUCTION, ENLARGEMENT, OR IMPROVEMENT TO THE SEWER UTILITY SYSTEM OF THE CITY OF GALENA, KANSAS, AUTHORIZING THE ISSUANCE OF REVENUE BONDS IN THE CITY OF GALENA, KANSAS, TO PAY A PORTION OF THE COST OF SAID PROJECT, AND PROVIDING PUBLIC NOTICE THEREOF.

WHEREAS, the City of Galena, Kansas is authorized under the laws of the State of Kansas to issue General Obligation Bonds for the repair, alteration, extension, reconstruction, enlargement, or improvement of the sewer utility system; and

WHEREAS, the governing body of the City deems it necessary that its sewer utility system be repaired, altered, extended, reconstructed, enlarged or improved, at the total estimated cost of \$3,183,639, which will be paid as follows:

\$287,339.00 from the proceeds of a Kansas Department of Commerce (KDOC) grant, \$1,031,100 from the proceeds of a grant received from the United States of America, Farmers Home Administration, \$19,700 from general funds of the City on hand for such purpose and \$1,845,500 which will be paid by the issuance of revenue bonds under the authority of K.S.A. 10-1201 et seq.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, that:

SECTION 1. It is deemed and is hereby declared to be necessary that the sewer utility system owned and operated by the City of Galena, Kansas, be repaired, altered, extended, reconstructed, enlarged or improved in the following particulars:

Construct and equip two pump stations, construct a new force main, modify the existing lagoon, and repair and replace a portion of the sewer collection system pipelines.

SECTION 2. Such repairs, alterations, extensions, enlargements, or improvements will not cause duplication of existing utility service furnished by a private utility.

SECTION 3. The cost of such repairs, alterations, extensions, reconstructions, enlargements or improvements shall be financed by \$287,339 in proceeds of Kansas Department of Commerce (KDOC) grant, \$1,031,000 from the proceeds of a grant to be received from the United States of America, Farmers Home Administration, \$19,700 from funds of the City currently on hand, and the balance of \$1,845,500 by the issuance of revenue bonds under authority of K.S.A. 10-1201 et seq. for the payment of which the revenues of the sewer utility system will be pledged.

SECTION 4. Before contracting or making any such repairs, alterations, extensions, reconstructions, enlargements or improvements, a notice of intention to do so shall be published in the official city newspaper, which shall describe the nature of the proposed repairs, alterations, extensions, reconstructions, enlargements or improvements, the total cost thereof and the amount of the Bonds to be issued for the payment thereof. If within fifteen (15) days after the publication of

such notice there shall be filed with the Clerk of the City a written protest against such proposed repairs, alterations, extensions, reconstructions, enlargements or improvements and such bond issue signed by not less than twenty percent (20%) of the qualified electors of this City, the governing body of this City shall thereupon submit such proposed project and the proposed bond issue to the electors of the City at a special election to be called for that purpose upon at least ten (10) days notice to be held no later than sixty (60) days after the filing of such protest or at a regular city election or general election which will occur not sooner than thirty (30) days nor later than sixty (60) days after the filing of such protest. In the event that a majority of such voters voting on such proposition at such election shall vote in favor thereof, such repairs, alterations, extensions, reconstructions, enlargements or improvements shall be made and such bonds may be issued in payment of the cost thereof.

SECTION 5. The total amount of the estimated cost of such repairs, alterations, extensions, reconstructions, enlargements or improvements is \$3,183,639, and the amount of revenue bonds to be issued to provide funds to pay a portion of the cost of the same is not to exceed \$1,845,500.

PASSED AND APPROVED this 19th day of June, 1990.

Thomas Y. Allen  
Thomas Y. Allen, Mayor

ATTEST:

Jeanie Holstrom  
Jeanie Holstrom, City Clerk

RESOLUTION 90-17

BE IT RESOLVED:

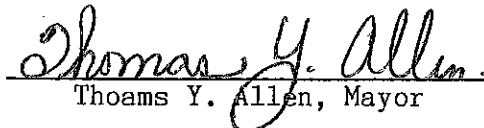
That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 7th day of August, 1990 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:

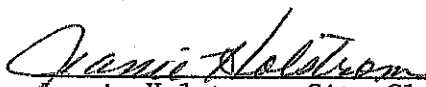
102 W. Forest being Lots 101-102, Empire  
City Addition to the City of Galena

TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 19th day of June, 1990

  
Thomas Y. Allen, Mayor

  
Jeanie Holstrom, City Clerk

RESOLUTION 90-18

BE IT RESOLVED:

That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 4th day of September, 1990 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:


601 JOPLIN STREET (BEING LOT 260  
ORIGINAL PLAT

TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 17th day of July, 1990

  
Thomas Y. Allen, Mayor

  
Jeanie Holstrom, City Clerk

RESOLUTION 90-19

BE IT RESOLVED: That at a hearing held on the 7th,  
day of August, 1990, the governing body of the City  
of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing  
all the evidence presented at said hearing, find that the  
structure located at:

102 W. Forest, Being Lots 101-102, Empire  
City Addition to the City of Galena

is unsafe and dangerous, and hereby and herein directs the owner to repair  
or remove said structure within 60 days of this date and  
make the premises safe and secure.

BE IT FURTHER RESOLVED: That if the owner fails to comply  
with this resolution, then the governing body directs the City  
Building Inspector to remove said structure within 60 days of  
this date, and make the premises safe and secure.

Passed and approved by the Governing Body of the City of  
Galena, this 7th day of August, 1990.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

Attest:

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

RESOLUTION 90-20

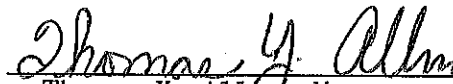
BE IT RESOLVED, That at a hearing held on the 21st  
day of August, 1990, the governing body of the City  
of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing all the  
evidence presented at said hearing, find that the structure located  
at

1823 Galena Ave.


is unsafe and dangerous, and hereby and herein directs the owner to  
repair or remove said structure within 60 days of this date  
and make the premises safe and secure.

BE IT FURTHER RESOLVED: That if the owner fails to comply with  
this resolution, then the governing body directs the City Building  
Inspector to remove said structure within 60 days of this date,  
and make the premises safe and secure.

Passed and approved by the Governing Body of the City of Galena,  
this 21st day of August, 1990.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

ATTEST:

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

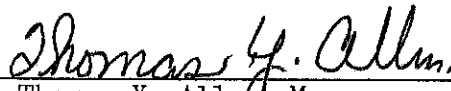
RESOLUTION 90-21

BE IT RESOLVED, That at a hearing held on the 4th  
day of September, 19 90, the governing body of the City  
of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing all the  
evidence presented at said hearing, find that the structure located  
at 601 Joplin

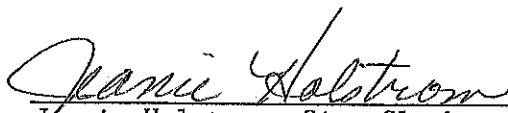
is unsafe and dangerous, and hereby and herein directs the owner to  
repair or remove said structure within 30 days of this date  
and make the premises safe and secure.

BE IT FURTHER RESOLVED: That if the owner fails to comply with  
this resolution, then the governing body directs the City Building  
Inspector to remove said structure within 60 days of this date,  
and make the premises safe and secure.

Passed and approved by the Governing Body of the City of Galena,  
this 4th day of September, 19 90.

  
\_\_\_\_\_  
Thomas Y. Allen, Mayor

ATTEST:

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk

GALENA, KANSAS

RESOLUTION NO. 90-22

A RESOLUTION OF THE GOVERNING BODY OF GALENA, KANSAS (THE "COOPERATING JURISDICTION") AUTHORIZING THE EXECUTION OF A COOPERATION AGREEMENT PURSUANT TO THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW, K.S.A. 12-5219 ET SEQ., AS AMENDED, BETWEEN THE COOPERATING JURISDICTION AND THE CITY OF OLATHE, KANSAS, AND LABETTE COUNTY, KANSAS (THE "ISSUERS"), AUTHORIZING THE ISSUERS TO EXERCISE, ON BEHALF OF THE COOPERATING JURISDICTION, THE AUTHORITY AND POWERS CONFERRED BY THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW IN CONNECTION WITH THE ISSUANCE BY THE ISSUERS OF THEIR SINGLE FAMILY MORTGAGE REVENUE BONDS.

WHEREAS, the Governing Bodies of the Issuers, in cooperation with one or more counties and cities of the State of Kansas (the "State"), are undertaking a program to provide decent, safe and sanitary housing for persons of low and moderate income and to issue bonds and other obligations and to provide security therefor, all in accordance with the Kansas Local Residential Housing Finance Law, K.S.A. 12-5219 et seq., as amended (the "Act"); and

WHEREAS, the Governing Body of Galena, Kansas (the "Cooperating Jurisdiction"), in cooperation with the Issuers, also desires to undertake a program to provide decent, safe and sanitary housing for persons of low and moderate income and to issue bonds and other obligations and to provide security therefor, all in accordance with the Act; and

WHEREAS, the Act provides that one or more cities and counties may join together and cooperate with one another in the exercise of any powers conferred under the Act, either jointly or otherwise, in accordance with and pursuant to a written agreement between or among such cooperating cities and counties; and

WHEREAS, the Cooperating Jurisdiction has not engaged in any act or executed any power authorized by the Act, or comparable acts or powers authorized or contemplated under the Constitution of the State, the Act or any other law of the State, which would impair the authority of the Cooperating Jurisdiction to enter into the Cooperation Agreement; and

WHEREAS, the adoption of this Resolution by the Cooperating Jurisdiction authorizing the execution of the Cooperation Agreement and the exercise thereof will not conflict with or

constitute on the part of the Cooperating Jurisdiction a breach of or default under the laws of the State, including the Act, or any other agreement, indenture or instrument to which the Cooperating Jurisdiction is a party or by which the Cooperating Jurisdiction is bound;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF GALENA, KANSAS:

Section 1. The Cooperating Jurisdiction hereby agrees to join and cooperate with the Issuers in implementing and carrying out a residential housing finance plan pursuant to and in accordance with the Act and a Cooperation Agreement between the Cooperating Jurisdiction and the Issuer (the "Cooperation Agreement").

Section 2. The Mayor and the City Clerk are hereby authorized to execute the Cooperation Agreement in substantially the form attached hereto as Exhibit A.

Section 3. The Mayor and the City Clerk are hereby authorized to take such other actions, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the provisions of this Resolution and to carry out, comply with and perform the duties of the Cooperating Jurisdiction with respect to the Cooperation Agreement, all as necessary to carry out and give effect to the transactions contemplated by this Resolution.

ADOPTED THIS 18th DAY OF September, 1990.

GALENA, KANSAS

By Thomas Y. Allen  
Mayor

(Seal)

ATTEST:

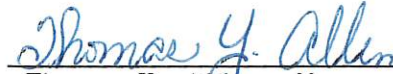
Jarvis Anderson  
City Clerk

RESOLUTION OF GOVERNING BODY ADOPTING AND  
PROVIDING FOR STANDARD FOR PROCUREMENT,  
BIDDING AND CONTRACT AWARDS

WHEREAS, GALENA, CHEROKEE COUNTY, KANSAS, has applied for a loan to be made by the United States of America acting through the Farmers Home Administration (herein called the Government) for the construction of facilities to be owned and operated by the City of Galena and the Government's regulation require that the City of Galena adopt standards (a) relating to the conduct of its officers, employees, and agents in contracting and in expending loan funds and (b) establishing procurement and contracting procedures;

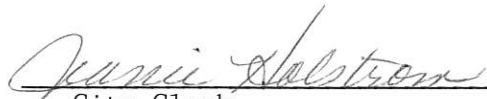
Now, Therefore Be It Resolved That the City of Galena, Cherokee County, Kansas does hereby adopt the standards of conduct and procurement procedures set forth in those regulations of the Farmers Home Administration appearing in Title 7, Code of Federal Regulation, Section 1942.18 (j) thru (k), provided however that in those instances where funds derived from loans made or insured by, or grants made by, the Government are not involved, prior consent or approval of the Government as provided in such regulation shall not be required.

This resolution adopted by the City Council of Galena, Cherokee County, Kansas this 18th day of September, 1990.

  
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Thomas Y. Allen, Mayor

CERTIFICATE

Jeanie Holstrom, City Clerk, City of Galena, Cherokee County, Kansas hereby certifies that the foregoing resolution was adopted by the City Council of said City of Galena, Cherokee County, Kansas on the date stated above at a meeting duly held upon notice or upon waiver of notice signed by all members of said City of Galena City Council.

  
\_\_\_\_\_  
City Clerk

SEAL

RESOLUTION 90-24

BE IT RESOLVED:

That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 2nd day of January, 1991 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:

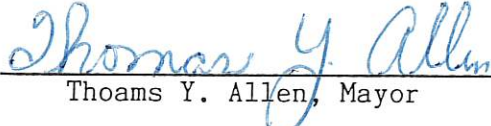
1006 Wall

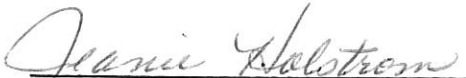
Lot 43, Galena Lead & Zinc Co. 3rd Addition

TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 6th day of November, 1990

  
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Thoams Y. Allen, Mayor

  
\_\_\_\_\_  
Jeanie Holstrom, City Clerk