

RESOLUTIONS 1991

91-1	Condemnation 1006 Wall	1/2/91
91-2	Amending Resolution 90-5 naming Harrison Mayes, underwriter and Dean Crittendon, bond counsel on TRT Industrial Revenue Bonds.	1/15/91
91-3	Setting Condemnation Hearing 909 E. 7th <i>Not Used. Legal Description incorrect.</i>	2/5/91
91-4	Setting Condemnation Hearing 205 N. Main	2/5/91
91-5	Setting Condemnation Hearing, 909 E. 7th	3/5/91
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91-9	Condemnation 909 E. 7th	5/7/91
91-10	Condemnation 203 Main	5/7/91
91-11	Condemnation 705 E 6th	5/21/91
91-12	Pertaining to lease purchase on Computer & Trash Truck	6/13/91
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91-14	Pertaining to the condemnation of Real Estate	11/5/91
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91-16	Setting Janaury 21st as hearing date for condemnation of 1103 Wood	12/3/91

RESOLUTION 91-1

BE IT RESOLVED, That at a hearing held on the 2nd
day of January, 1991, the governing body of the
City of Galena, Kansas, pursuant to K.S.A. 12-1753, after
hearing all evidence presented at said hearing, find that the
structure located at

1006 Wall

is unsafe and dangerous for the following reasons:

Structural Damage exists due to fire
Electrical wiring is not to code

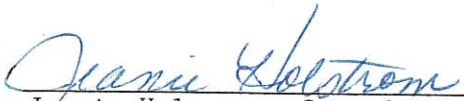
and hereby and herein directs the owner to repair or remove
said structure within 90 days of this date and make the premises
safe and secure.

BE IT FURTHER RESOLVED: That if the owner fails to comply
with this resolutuion, then the governing body directs the City
Building INspector to remove said structure with 30 days of
this date and ~~make~~ the premises safe and secure.

Passed and approved by the Governing Body of the City of Galena,
the 2nd day of January, 1991.


Thomas Y. Allen, Mayor

ATTEST


Jeanie Holstrom, City Clerk

RESOLUTION 91-2

A RESOLUTION AMENDING SECTIONS THREE (3) AND FIVE (5) OF RESOLUTION 90-5 CHANGING THE UNDERWRITING FIRM AND BOND COUNSEL FOR THE ISSUANCE OF INDUSTRIAL REVENUE BONDS FOR TRI STATE RECYCLING.

Whereas the City of Galena approved changing the Underwriter and Bond Counsel for the issuance of Industrial Revenue Bonds for Tri State Recycling as follows:

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").

CHANGED AS FOLLOWS:

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 Harrison Mayes of Tulsa, Oklahoma (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., an amended, and applicable federal law.

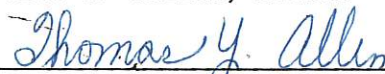
CHANGED AS FOLLOWS:

SECTION 5: That the City Clerk and Dean Crittendon, Oklahoma City, Oklahoma, 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., an amended, and applicable federal law.

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

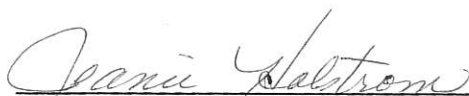
Adopted and approved this 15TH day of January, 1991.

CITY OF GALENA, KANSAS



Thomas Y. Allen, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

(SEAL)

RESOLUTION 91-3

BE IT RESOLVED:

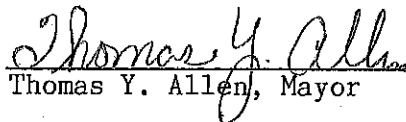
That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 16th day of April, 1991 at 7:00 p.m. as the Hearing Date for any persons interested in the following described Real Estate:

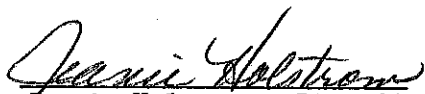
909 East 7th Street, being Lots 17 & 18
Cornwall 3rd Addition

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 5th day of February, 1991,


Thomas Y. Allen, Mayor


Jeanie Holstrom, City Clerk

RESOLUTION 91-4

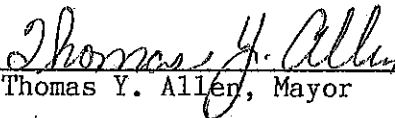
BE IT RESOLVED:

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 16th day of April, 1991 at 7:00 p.m. as the Hearing Date for any persons interested in the following described Real Estate:
205 N. Main, being Lots 209-210 OP

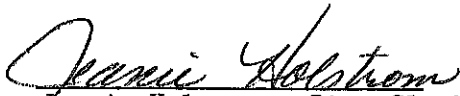
TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 5th day of February, 1991,



Thomas Y. Allen, Mayor



Jeanie Holstrom, City Clerk

RESOLUTION 91-5

BE IT RESOLVED:

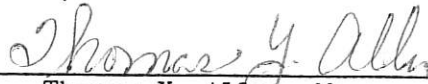
That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 7th day of May, 1991 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:

909 East 7th Street Being Lots 16 & 17, Block 1
Cornwall ~~Sub~~ 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 5th day of March, 1991



Thoams Y. Allen, Mayor



Jeanie Holstrom, City Clerk

RESOLUTION 91-6

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, THAT SAID CITY INTENDS TO ANNEX THE FOLLOWING DESCRIBED REAL ESTATE LOCATED IN CHEROKEE COUNTY, KANSAS, UPON THE WRITTEN CONSENT OF THE OWNER THEREOF:

Beginning at the Southwest Corner of the Northeast quarter (NE $\frac{1}{4}$) of Section Twenty-six (26), Township Thirty-four (34) South, Range Twenty-five (25) East of the Sixth Principal Meridian, thence North Three Hundred Thirty-two (332) feet, thence East Three Hundred Sixty-four (364) feet, thence Southwest to a point Three Hundred One and Forty Hundredths (301.40) feet due East of the place of beginning, thence West to place of beginning.

BE IT FURTHER RESOLVED that the City of Galena, Kansas requests that the board of commissioners of Cherokee County, Kansas approve said annexation within thirty (30) days of the receipt of a certified copy of this resolution and that said Board makes specific findings in its minutes that the annexation of such land will not hinder or prevent the proper growth and development of the area or that of any other incorporated City located within Cherokee County.

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

Adopted and approved this 19th day of March, 1991

CITY OF GALENA, KANSAS

Thomas Y. Allen
Thomas Y. Allen, Mayor

ATTEST:

Jeanie Holstrom
Jeanie Holstrom, City Clerk

(SEAL)

I certify this is the exact resolution approved by the Galena City Council on March 19, 1991.

Jeanie Holstrom
City Clerk

RESOLUTION 91-7

BE IT RESOLVED:

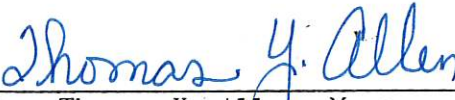
That pursuant to K.S.A. 12-1752, the Governing Body of Galena, Kansas, after reviewing the written statement presented by the City Building Inspector, does hereby and herein set the 21st day of May, 1991 at 7:00 P.M. as the Hearing Date for any persons interest in the following described Real Estate:

Lot 42, Cornwall Third Addition to the City of
Galena
being 705 E. 6th Street


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 2nd day of April, 1991



Thoams Y. Allen, Mayor



Jeanie Holstrom, City Clerk

RESOLUTION 91-8

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF GALENA, KANSAS AND THE CITY CLERK OF THE CITY OF GALENA, KANSAS, AND THE TREASURER OF THE CITY OF GALENA, KANSAS TO BE THE OFFICIAL SIGNORS OF ALL OFFICIAL FINANCIAL TRANSACTIONS PERTAINING TO THE CITY OF GALENA, KANSAS.

WHEREAS: The above designated officials as of this date are:

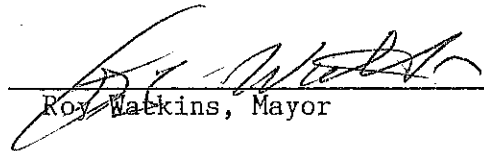
MAYOR: Roy Watkins
CITY CLERK: Jeanie Holstrom
TREASURER: Clifford McQuillen

AND WHEREAS: The above named officials have been duly appointed by the Governing Body of the City of Galena, Kansas;

NOW THEREFORE: Be it resolved by the City Council of the City of Galena, Kansas;

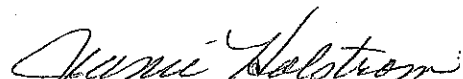
That the signatures of the above named individuals be honored on all pertinent financial documents relating to the City of Galena, Kansas.

Passed and approved this 16th day of April, 1991



Roy Watkins, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

(SEAL)

RESOLUTION: 91-9

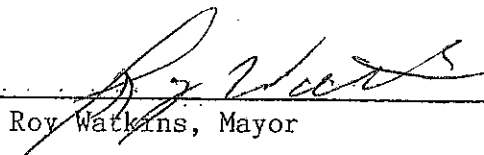
BE IT RESOLVED: That at a hearing held on the 7th
day of May, 1991, the governing body of the City
of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing
all the evidence presented at said hearing, find that the
structure located at:

909 E. 7th, Being Lots 16 and 17, Block 1
Cornwall Addition

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.

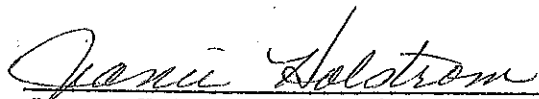
BE IT FURTHER RESOLVED: That if the owner fails to comply
with this resolution, then the governing body directs the City
Building Inspector to remove said structure within 60 days of
this date, and make the premises safe and secure.

Passed and approved by the Governing Body of the City of
Galena, this 7th day of May, 1991.



Roy Watkins, Mayor

Attest:



Jeanie Holstrom, City Clerk

RESOLUTION: 91-10

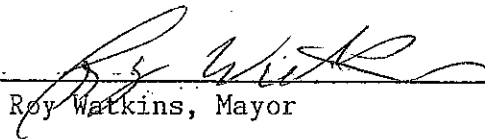
BE IT RESOLVED: That at a hearing held on the 7th
day of May, 1991, the governing body of the City
of Galena, Kansas, pursuant to K.S.A. 12-1753, after hearing
all the evidence presented at said hearing, find that the
structure located at:

Lots 209-210, OP,

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.

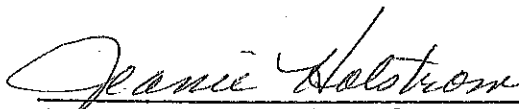
BE IT FURTHER RESOLVED: That if the owner fails to comply
with this resolution, then the governing body directs the City
Building Inspector to remove said structure within 60 days of
this date, and make the premises safe and secure.

Passed and approved by the Governing Body of the City of
Galena, this 7th day of May, 1991



Roy Watkins, Mayor

Attest:



Jeanie Holstrom, City Clerk

RESOLUTION 91-11

BE IT RESOLVED, That at a hearing held on the 21st
day of May, 1991, the governing body of the
City of Galena, Kansas, pursuant to K.S.A. 12-1753, after
hearing all evidence presented at said hearing, find that the
structure located at

705 E. 6th Street

is unsafe and dangerous for the following reasons:

Damage caused by fire

and hereby and herein directs the owner to repair or remove
said structure within 90 days of this date and make the premises
safe and secure.

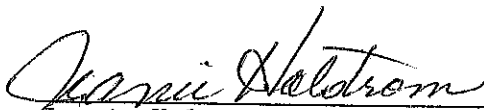
BE IT FURTHER RESOLVED: That if the owner fails to comply
with this resolution, then the governing body directs the City
Building Inspector to remove said structure within 30 days of
this date and make the premises safe and secure.

Passed and approved by the Governing Body of the City of Galena,
the 21 day of May, 1991.



Roy Watkins, Mayor

ATTEST



Jeanie Holstrom, City Clerk

RESOLUTION 91-12

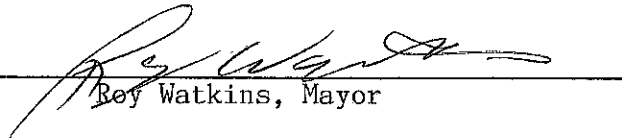
BE IT RESOLVED by the Governing Body of the City of Galena, as follows:

Section 1: Recitals and Authorization. The Issuer, as lessee, has heretofore entered into a Lease With Option to Purchase Agreement dated as of June 11, 1991 with City of Galena as lessor. It is hereby determined that it is necessary and desirable and in the best interest of the Issuer to enter into the Agreement for the purposes of obtaining the Equipment shown on the Agreement as Exhibit A and the execution and delivery of the Agreement by the Issuer is here approved, ratified and confirmed.

Section 2: Designation as Qualified Tax-Exempt Obligation. Pursuant to Section 265(b)(3)(B)(ii) of the Internal Revenue Code of 1986 (the Code), the Issuer hereby specifically designates the Agreement as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Code. In compliance with Section 265(b)(3)(D) of the Code, the Issuer hereby represents that the Issuer will not designate more than \$10,000,000 of obligations issued by the Issuer in the calendar year during which the Agreement is executed and delivered as such "qualified tax-exempt obligations."

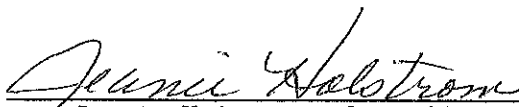
Section 3: Issuance Limitation. In compliance with the requirements of Section 265(b)(3)(C) of the Code, the Issuer hereby represents that the Issuer (including all "subordinate entities" of the Issuer within the meaning of Section 265(b)(3)(E) of the Code) reasonably anticipates not to issue in the calendar year during which the Agreement is executed and delivered, obligations bearing interest exempt from federal income taxation under Section 103 of the Code (other than "private activity bonds" as defined in Section 141 of the Code) in an amount greater than \$10,000,000.

Approved by the City Council this 13th day of June, 1991.



Roy Watkins, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

RESOLUTION 91-13

BE IT RESOLVED BY THE BOARD OF COMMISSIONS OF
AS FOLLOWS: CITY OF GALENA

That Roy Watkins, Mayor
(Name of Authorized Official signing below)
is authorized to enter into a Lease Purchase Agreement with
Caterpillar Financial Services Corporation to obtain:

(1) NEW CATERPILLAR MODEL 416 II BACKHOE
LOADER S/N: 5PC12629

for the total price of \$31,246.00 with balance,
plus interest in 5 consecutive ANNUAL
Cinstallments, all in accordance with the attached
Lease Purchase Agreement attached hereto, and made
a part hereof.

That the Clerk is hereby directed to test to the
authorized official's signature.

Adopted this 15th day of October, 1991.


(Authorized Official)


(Clerk)

Votes by Commission:

1. <u>Albert Anderson</u>	YES	Flora Stansberry	Yes
2. <u>Birtchell Hayes</u>	YES	Joyce Burkybile	Yes
3. <u>John Tipton</u>	YES	Judy Gourley	No

RESOLUTION 91-14

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 7th day of January, 1991 at 7:00 p.m. as the Hearing Date for any persons interested in the following described Real Estate:

1008 E. 9th being Lots 1 and 2 in Ewings Second Addition to the City of Galena

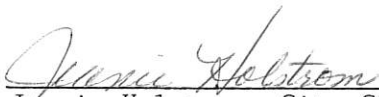
TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

Eity Clerk should notify all interested parties according to law.

Approved by the City Council this 5 day of November, 1991



Roy Watkins, Mayor



Jeanie Holstrom, City Clerk

A RESOLUTION STATING THE SUPPORT FOR THE FILING OF AN
APPLICATION FOR FUNDING A COMMUNITY STRATEGIC PLANNING GRANT
WITH THE KANSAS DEPARTMENT OF COMMERCE

Resolution No. 91-15

WHEREAS, the County of Cherokee is entitled to file for certain funds available through the Kansas Department of Commerce; and

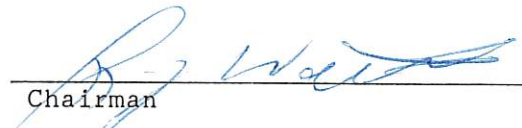
WHEREAS, it is required that a resolution authorizing the filing of a Community Strategic Planning Grant be submitted to the Kansas Department of Commerce;

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

Section 1. That the Board of City Commissioners fully supports the application for funding a Community Strategic Planning Grant through the Kansas Department of Commerce.

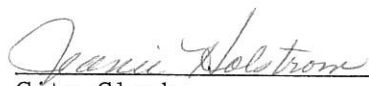
Section 2. That this Resolution shall be effective from and after its adoption.

ADOPTED, this 5 day of 11, 1991.



Chairman

ATTEST:



City Clerk

RESOLUTION 91-16

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 January, 1992 at 7:00 p.m. as the Hearing Date for any persons interested in the following described Real Estate.

1103 Wood, being Lots 98, 99 in Moeller, Garner, Smith
2nd Addition

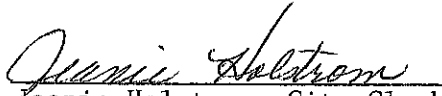
TO SHOW CAUSE WHY SAID REAL ESTATE SHOULD NOT BE CONDEMNED.

City Clerk should notify all interested parties according to law.

Approved by the City Council this 3rd day of December, 1991



Roy Watkins, Mayor



Jeanie Holstrom, City Clerk