

RESOLUTION NO. 97-1

A RESOLUTION REQUESTING APPROVAL FROM THE BOARD OF COMMISSIONERS OF CHEROKEE COUNTY TO ANNEX CERTAIN LAND UNDER K. S.A.12-520c.

WHEREAS, the governing body of the City of Galena has voted to annex the following described land located in Cherokee County, Kansas, and within the same county as the City, to wit:

LT 1; & BEG NE COR LT 1 TH N25 W TO HWY
R/W SWLY TO PT W OF POB E TO POB, PARK
DRIVE (LOWELL); and

WHEREAS, said land is owned by Lloyd Kitch, Jr. and Deborah L. Kitch, and said owners have in writing consented to and requested the annexation of their land; and

WHEREAS, 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; and

WHEREAS, the annexation of such land is authorized under K.S.A. 12-520c upon proper findings and determination by the Board of County Commissioners of Cherokee County;

NOW, THEREFORE:

BE IT RESOLVED THAT the Board of County Commissioners of Cherokee County is requested by the governing body to find and determine that the annexation of said land by the City of Galena will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located within Cherokee County and to approve the annexation.

This resolution is adopted by the governing body and signed by the Mayor this 21st day of January, 1997.

Dale Oglesby, Mayor

ATTEST:

Cheryl Haines
Acting City Clerk

Cheryl Haines

I CERTIFY THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS APPROVED BY THE CITY COUNCIL OF GALENA, KANSAS ON JANUARY 21, 1997, AT THE REGULAR MEETING.

RESOLUTION NO. 97-1

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R/W SWLY TO PT W OF POB E TO POB, PARK
DRIVE (LOWELL); and

WHEREAS, said land is owned by Lloyd Kitch, Jr. and Deborah L. Kitch, and said owners have in writing consented to and requested the annexation of their land; and

WHEREAS, 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; and

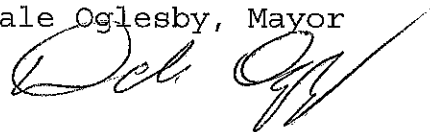
WHEREAS, the annexation of such land is authorized under K.S.A. 12-520c upon proper findings and determination by the Board of County Commissioners of Cherokee County;

NOW, THEREFORE:

BE IT RESOLVED THAT the Board of County Commissioners of Cherokee County is requested by the governing body to find and determine that the annexation of said land by the City of Galena will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located within Cherokee County and to approve the annexation.

This resolution is adopted by the governing body and signed by the Mayor this 21st day of January, 1997.

Dale Oglesby, Mayor



ATTEST:

Cheryl Haines
Acting City Clerk

RESOLUTION 97-2

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: Mark G. LaTurner
- CITY CLERK: Deborah Kitch
- TREASURER: Clifford McZillen
- MAYOR PRO-TEM: Clifford McZillen

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

NOW THEREFORE: Be it resolved by the City Commissioners 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 15th day of April, 1997

Mark G. LaTurner
Mayor

ATTEST:
Deborah Kitch
Deborah Kitch
City Clerk

(SEAL)

RESOLUTION NO. 97-3

A RESOLUTION DECLARING IT NECESSARY TO REPAIR, ALTER, EXTEND, RECONSTRUCT, ENLARGE OR IMPROVE THE WATER UTILITY SYSTEM OF THE CITY OF GALENA, KANSAS; TO ISSUE WATER UTILITY SYSTEM REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$900,000, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS THEREOF; AND PROVIDING FOR THE GIVING OF NOTICE OF SAID INTENTION.

WHEREAS, the City of Galena, Kansas (the "Issuer") is authorized under the laws of the State of Kansas to issue general obligation bonds to repair, alter, extend, reconstruct, enlarge or improve the Water Utility System (the "System") owned and operated by the Issuer; and

WHEREAS, the governing body of the Issuer hereby finds and determines it to be necessary to repair, alter, extend, reconstruct, enlarge or improve the System, and that a portion of the costs thereof should be financed by the issuance of utility revenue bonds of the Issuer, under authority of K.S.A. 10-1201 *et seq.*, as amended and supplemented (the "Act"), with the balance of said costs to be paid as hereinafter set forth.

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

SECTION 1. It is hereby deemed and declared to be necessary to repair, alter, extend, reconstruct, enlarge or improve the System in the following particulars, to-wit:

Modernizing the System by constructing additional distribution lines, replacing existing lines, installing submersible pumps, remodeling of pump houses, install telemetering controls, constructing water mains and all appurtenance thereto

(the "Project") at an estimated cost of \$1,095,205.

SECTION 2. The Project will not cause duplication of any existing water utility service furnished by a private utility in the boundaries of the City.


SECTION 3. It is necessary to issue water utility system revenue bonds of the City, in an amount not to exceed \$900,000 (the "Bonds"), under authority of the Act, to pay a portion of the costs of the Project. The City has received a commitment from the United States Department of Agriculture, Rural Development (the "Rural Development") to purchase the Bonds; said bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution,

pursuant to Treasury Regulation 1.150-2. The balance of the costs of the Project will be paid from the proceeds of a Rural Development Grant in an approximate amount of \$200,000.

SECTION 4. Before issuing the Bonds, there shall be published one (1) time in the official newspaper of the Issuer, a notice of the intention of the governing body to undertake the Project and to issue the Bonds; and if within fifteen (15) days after the publication of such notice, there shall be filed with the Clerk, a written protest against the Project or the issuance of the Bonds, signed by not less than twenty per cent (20%) of the qualified electors of the City, the governing body shall thereupon submit such proposed Project and the proposed Bonds to the electors of the City at a special election to be called for that purpose as provided by the Act. If no sufficient protest is filed with the Clerk within the period of time hereinbefore stated, then the governing body of the Issuer shall proceed to authorize the Project and to issue the Bonds.

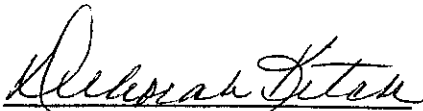
ADOPTED by the governing body of the City of Galena, Kansas, on June 11, 1997.

(Seal)



Mayor

ATTEST:



Clerk

CITY OF GALENA, KANSAS

RESOLUTION NO. 97-4

A RESOLUTION ASSURING THE KANSAS DEPARTMENT OF COMMERCE AND HOUSING THAT FUNDS WILL BE CONTINUALLY PROVIDED FOR THE OPERATION AND MAINTENANCE OF THE SANITARY SEWER SYSTEM IMPROVEMENTS PROJECT TO BE FINANCED BY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, AS DELINEATED IN THE 1997 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION.

WHEREAS, The City of Galena is desirous of applying for U.S. Department of Housing and Urban Development Small Cities Community Development Block Grant funds under the Community Improvement/Public Facility category that are administered by the Kansas Department of Commerce and Housing; and

WHEREAS, The City of Galena wishes to utilize this funding for the purpose of Sanitary Sewer System Improvements as delineated in the 1997 Small Cities Community Development Block Grant application, contingent upon Community Development Block Grant funding from the Kansas Department of Commerce and Housing; and

WHEREAS, The average annual cost to operate and maintain the City of Galena's sewage collection system for the years 1993, 1994, 1995 and 1996 is \$44,962.00; and

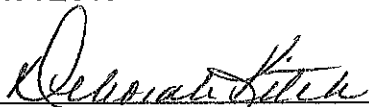
WHEREAS, The average annual cost to maintain and operate the proposed Sanitary Sewer Improvements, as delineated in the 1997 Small Cities CDBG grant application is estimated to be equal to 4.62% of the annual average cost to operate and maintain the entire sewer system (\$44,962.00), or \$2,077.00 per year.

NOW, THEREFORE, BE IT RESOLVED THAT: The Governing Body of the City of Galena hereby assures the Kansas Department of Commerce and Housing that it will annually allocate and reserve in a separate account the sum of \$ 2,077.00 for the continual operation and maintenance of the proposed sanitary sewer improvements, as delineated in the 1997 Community Development Block Grant application, and that these costs will be reviewed annually, and that sewer charges will be adjusted, if necessary, to reflect and cover any increase in costs.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF GALENA, THIS 19th DAY OF AUGUST, 1997.


Mark LaTurner, Mayor

ATTEST:


Deborah Kitch, City Clerk

CITY OF GALENA, KANSAS

RESOLUTION NO. 97-5

A RESOLUTION ASSURING AND CERTIFYING TO THE KANSAS DEPARTMENT OF COMMERCE AND HOUSING THAT THE CITY OF GALENA POSSESSES LEGAL AUTHORITY TO SUBMIT A GRANT APPLICATION, TO RECEIVE GRANT FUNDS, AND HEREBY AUTHORIZES THE MAYOR AND CITY CLERK TO ACT AS THE OFFICIAL REPRESENTATIVES OF THE GRANTEE.

WHEREAS, The City of Galena has the legal authority to apply for, receive and administer federal, state and other grants and loans through its Home Rule Power under Article 12-5 of the Constitution of the State of Kansas and through Statute 12-1662, relative to expenditure of federal funds; and

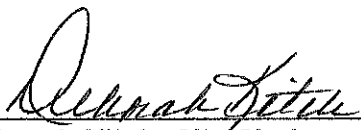
WHEREAS, The City of Galena is desirous of applying for U.S. Department of Commerce, Housing and Urban Development Small Cities Community Development Block Grant (CDBG) funding through the Kansas Department of Commerce and Housing for the purpose of obtaining a Public Facilities Community Improvement Grant for Sanitary Sewer Improvements, as delineated in the Community Development Block Grant application.

NOW, THEREFORE, BE IT RESOLVED THAT: The Governing Body does hereby authorize the Mayor and City Clerk to act as the official representatives of the grantee and to sign and submit the application and final statement, to provide such additional information as may be required, and act as official representatives of the City of Galena in this and subsequent matters.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF GALENA, THIS 19th DAY OF AUGUST, 1997.


Mark LaTurner, Mayor

ATTEST:


Deborah Kitch, City Clerk

CITY OF GALENA, KANSAS

RESOLUTION NO. 97-6

A RESOLUTION ASSURING AND CERTIFYING TO THE KANSAS DEPARTMENT OF COMMERCE AND HOUSING THAT ALL NON-CDBG FUNDS REQUIRED TO COMPLETE THE SEWER IMPROVEMENTS PROJECT, AS DELINEATED IN THE CDBG GRANT APPLICATION, ARE OBLIGATED ON A CONDITIONAL BASIS AS REQUIRED IN THE GENERAL REQUIREMENTS, PART THREE, SECTION II, SUB-SECTION G. OF THE ADMINISTRATIVE REQUIREMENTS, POLICIES AND PROCEDURES OF THE 1997 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

WHEREAS, The City of Galena is desirous of applying for Community Development Block Grant funding from the Small Cities Community Development Block Grant Program administered by the Kansas Department Commerce and Housing; and

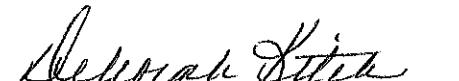
WHEREAS, The City of Galena wishes to utilize this funding to assist in the provision of needed public facilities, specifically for sewer system improvements, as delineated in the Small Cities Community Development Block Grant application submitted to the Kansas Department of Commerce and Housing.

NOW, THEREFORE, BE IT RESOLVED THAT: The Governing Body of the City of Galena hereby obligates \$317,500.00 in the form of Revenue Bonds as the City's share to be used for the completion of the sewer improvements project, as delineated in the 1997 Small Cities CDBG application, contingent upon approval of the CDBG funding from the Kansas Department of Commerce and Housing, with \$31,750.00 of these funds being placed in an escrow account to meet legal reserve requirements.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF GALENA, THIS 19th DAY OF AUGUST, 1997.


Mark LaTurner, Mayor

ATTEST:


Deborah Kitch, City Clerk

NOTICE OF CONDEMNATION HEARING

TO: Lonnie Stansberry
P.O. Box 158
Galena, KS. 66739

YOU ARE HEREBY NOTIFIED that a statement has been filed with the Galena City Commission and the Galena City Clerk in the Municipal Building, 315 West 7th, Galena, Kansas, alleging that the residential structure, located at 111 E. 1st St., and more particularly described as:

Lots 80-90 of original plat of Galena

is an UNSAFE OR DANGEROUS STRUCTURE.

This statement requests that the identified structure be REPAIRED OR REMOVED at the EXPENSE OF THE OWNER, and it may result in the ultimate DESTRUCTION and/or DEMOLITION of the identified structure. A hearing to determine what action shall be taken on the request made in the statement shall be held before the Galena City Commission in the City Commission Chambers, Municipal Building, 315 West 7th, Galena, Kansas on the 5th day of NOVEMBER, 1997, at the hour of 6:00 o'clock P.M.

You are hereby commanded to APPEAR at said hearing and SHOW CAUSE why the identified structure should not be CONDEMNED. If you do not attend and present your position at the hearing, the decision shall be made without you. BE ADVISED that the decision can and may result in the DESTRUCTION and/or DEMOLITION of the structure at the EXPENSE OF THE OWNER.

PASSED BY THE GALENA CITY COMMISSION AND SIGNED BY THE MAYOR THIS 17th DAY OF SEPTEMBER, 1997.

GALENA CITY COMMISSION



Mark G. LaTurner, Mayor

ATTEST:



Deborah Kitch, City Clerk

NOTICE OF CONDEMNATION HEARING

TO: Ms. Geraldine Yount Miller
YOUNTS LAW OFFICE
P.O. Box 518
Galena, KS. 66739

YOU ARE HEREBY NOTIFIED that a statement has been filed with the Galena City Commission and the Galena City Clerk in the Municipal Building, 315 West 7th, Galena, Kansas, alleging that the residential structure, located at 1019 Joplin, and more particularly described as:

Lots 61 & 62 Carlin Lead and Zinc Co Addition

is an UNSAFE OR DANGEROUS STRUCTURE.

This statement requests that the identified structure be REPAIRED OR REMOVED at the EXPENSE OF THE OWNER, and it may result in the ultimate DESTRUCTION and/or DEMOLITION of the identified structure. A hearing to determine what action shall be taken on the request made in the statement shall be held before the Galena City Commission in the City Commission Chambers, Municipal Building, 315 West 7th, Galena, Kansas on the 5th day of NOVEMBER, 1997, at the hour of 6:00 o'clock P.M.

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PASSED BY THE GALENA CITY COMMISSION AND SIGNED BY THE MAYOR THIS 17th DAY OF SEPTEMBER, 1997.

GALENA CITY COMMISSION



Mark G. LaTurner, Mayor

ATTEST:



Deborah Kitch, City Clerk

NOTICE OF CONDEMNATION HEARING

TO: Ms. Naydene McCann
c/o Judy Morris
Rt. 2 Box 261
Galena, KS. 66739

YOU ARE HEREBY NOTIFIED that a statement has been filed with the Galena City Commission and the Galena City Clerk in the Municipal Building, 315 West 7th, Galena, Kansas, alleging that the residential structure and garage, located at 113 W. Windsor, and more particularly described as:

Lots 8 & 9 of Fourth Addition to Empire City

is an UNSAFE OR DANGEROUS STRUCTURE.

This statement requests that the identified structure be REPAIRED OR REMOVED at the EXPENSE OF THE OWNER, and it may result in the ultimate DESTRUCTION and/or DEMOLITION of the identified structure. A hearing to determine what action shall be taken on the request made in the statement shall be held before the Galena City Commission in the City Commission Chambers, Municipal Building, 315 West 7th, Galena, Kansas on the 5th day of NOVEMBER, 1997, at the hour of 6:00 o'clock P.M.

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PASSED BY THE GALENA CITY COMMISSION AND SIGNED BY THE MAYOR THIS 17th DAY OF SEPTEMBER, 1997.

GALENA CITY COMMISSION



Mark G. LaTurner, Mayor

ATTEST:



Deborah Kitch, City Clerk

RESOLUTION 97-11

A Resolution requesting that Empire District Electric Company install a 16,000 Lumen Sodium Vapor Street Light in the 400 Block of West 21st Street in Galena on Pole Number 4E8.

Moved LATURNER

Seconded SHALLENBURGER

PASSED AND APPROVED by the Governing Body this 17th day of September, 1997.

Mark G. LaTurner
Mayor

ATTEST:

Debbie Kitch
Debbie Kitch, City Clerk

NOTICE OF CONDEMNATION

RESOLUTION NO. 97-12

A RESOLUTION OF THE GALENA CITY COMMISSION REQUIRING THAT A CERTAIN STRUCTURE BE REPAIRED OR REMOVED AND THE PREMISES MADE SAFE AND SECURE.

BE IT RESOLVED BY THE GALENA CITY COMMISSION, THAT:

Whereas, at a hearing held before the City Commission of Galena, Kansas, on the 5th day of November, 1997, it was found that the residential house, located at 111 E. 1st, more specifically described as:

Lots 80 - 90 of the original Plat of Galena

Was an unsafe or dangerous structure in that it had the following described defects:

- 1. Structure was heavily damaged by a fire two years ago, and roof has a hole in it where the fire broke through.**
- 2. Building needs to be rewired and plumbing replaced.**
- 3. All the windows are broken out and is not secure.**

NOW, THEREFORE, IT IS ORDERED THAT:

- 1. The REPAIR or REMOVAL shall commence or start by the 5th day of December, 1997, and the REPAIR or REMOVAL shall be diligently prosecuted until the work is completed.**
- 2. Diligent prosecution of the work means that it will be carried out in a prompt and reasonable manner.**

3. If the REPAIR or REMOVAL does not commence within the time specified above or if it is not diligently prosecuted to completion within a reasonable time thereafter, then the Galena City Commission WILL CAUSE THE STRUCTURE TO BE REPAIRED OR RAZED AND REMOVED AT THE EXPENSE OF THE OWNER.

4. This resolution shall be published once in the Galena Sentinel Times and mailed to the owners, agents, lienholders of record and occupants in the manner set by law.

PASSED BY THE GALENA CITY COMMISSION AND SIGNED BY
THE MAYOR THIS 5th DAY OF November, 1997.

GALENA CITY COMMISSION



Mark G. LaTurner, Mayor

ATTEST:



Deborah Kitch, City Clerk

NOTICE OF CONDEMNATION

RESOLUTION NO. 97-13

A RESOLUTION OF THE GALENA CITY COMMISSION REQUIRING THAT A CERTAIN STRUCTURE BE REPAIRED OR REMOVED AND THE PREMISES MADE SAFE AND SECURE.

BE IT RESOLVED BY THE GALENA CITY COMMISSION, THAT:

Whereas, at a hearing held before the City Commission of Galena, Kansas, on the 5th day of November, 1997, it was found that the residential house, located at 113 Windsor, more specifically described as:

Lots 8 and 9 of the Windsor Lead and Zinc Company fourth addition to Empire City.

Was an unsafe or dangerous structure in that it had the following described defects:

- 1. Wiring is substandard and plumbing needs to be replaced.**
- 3. Fire burned holes in the roof and did structural damage.**
- 2. Building has sit open to the weather elements since the fire three years ago making it uninhabitable.**

NOW, THEREFORE, IT IS ORDERED THAT:

1. The REPAIR or REMOVAL shall commence or start by the 5th day of December, 1997, and the REPAIR or REMOVAL shall be diligently prosecuted until the work is completed.

2. Diligent prosecution of the work means that it will be carried out in a prompt and reasonable manner.

3. If the REPAIR or REMOVAL does not commence within the time specified above or if it is not diligently prosecuted to completion within a reasonable time thereafter, then the Galena City Commission WILL CAUSE THE STRUCTURE TO BE REPAIRED OR RAZED AND REMOVED AT THE EXPENSE OF THE OWNER.

4. This resolution shall be published once in the Galena Sentinel Times and mailed to the owners, agents, lienholders of record and occupants in the manner set by law.

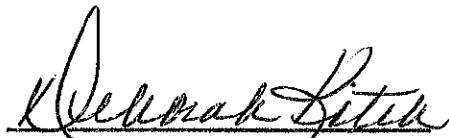
PASSED BY THE GALENA CITY COMMISSION AND SIGNED BY THE MAYOR THIS 5th DAY OF November, 1997.

GALENA CITY COMMISSION



Mark G. LaTurner, Mayor

ATTEST:



Deborah Kitch, City Clerk