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RESOLUTION NO. 2008-07

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF BASEHOR; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (BASEHOR BOULEVARD STREET, WATER AND SEWER IMPROVEMENTS).

WHEREAS, a Petition was filed with the City Clerk of the City of Basehor, Kansas (the "City") proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a04(b) (the "Act"); and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by owners of record of more than one-half of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

(a) It is advisable to make the following improvements:

The construction of approximately 2,430 Linear Feet of Basehor Boulevard from 155th to approximately 2,500 feet East consisting of grading, 10" asphalt paving, curb & gutter, storm sewer, retention basin, street lights, and all necessary and appurtenant work to complete a 4-lane divided boulevard transitioning to a standard collector street (the "Street Improvements"); and

The construction of approximately 2,500 Linear Feet of 12" water line with fire hydrants and all necessary and appurtenant work (the "Water Improvements"); and

The construction of approximately 5,600 Linear Feet of sanitary sewer ranging in size from 8" diameter to 18" diameter PVC pipe, manholes, excavation and backfill, and all necessary and appurtenant work (the "Sewer Improvements").

The Street Improvements, the Water Improvements and the Sewer Improvements are collectively referred to herein as the "Improvements."

(b) The estimated or probable cost of the Improvements are:

One Million Seven Hundred & Seventy Five Thousand Dollars ($1,775,000) for the Street Improvements, Two Hundred & Sixteen Thousand Dollars ($216,000) for the Water Improvements, and Eight Hundred & Thirty Four Thousand Dollars ($834,000) for the Sewer Improvements, for a total estimated or probable cost of Two Million Eight Hundred & Twenty Five Thousand Dollars ($2,825,000), which at the discretion of the City may include an administrative and supervision fee for the Improvements payable to the City in amount not to exceed 5% of the total cost.

(c) The extent of the improvement district (the "Improvement District") to be assessed for the cost of the Improvements is:

The property to be assessed for the Street Improvements and the Water Improvements is described as:

Part of the Northwest Quarter and part of the Northeast Quarter and part of the Southwest Quarter of Section 35, T10S, R22 E, in the City of Basehor, Leavenworth County, Kansas, more particularly described as follows:

Commencing at the Southwest corner of said Northwest Quarter; thence North 01 degrees 24 minutes 41 seconds West, along the West line of said Northwest Quarter, a distance of 169.98 feet to the POINT OF BEGINNING; thence continuing North 01 degrees 24 minutes 41 seconds West, along the West line of said Northwest Quarter, a distance of 582.07 feet; thence North 87 degrees 57 minutes 12 seconds East, parallel with the South line of said Northwest Quarter, a distance of 390.48 feet; thence North 01 degrees 24 minutes 41 seconds West, parallel with the West line of said Northwest Quarter, a distance of 59.97 feet; thence North 88 degrees 35 minutes 19 seconds East a distance of 13.55 feet; thence Northeasterly, on a curve to the left having a radius of 775 feet and a central angle of 10 degrees 40 minutes 26 seconds, for a distance of 144.38 feet; thence North 77 degrees 54 minutes 54 seconds East a distance of 8.62 feet; thence North 12 degrees 05 minutes 06 seconds West a distance of 11.66 feet; thence Northerly, on a curve to the right having a radius of 225 feet and a central angle of 10 degrees 40 minutes 29 seconds, for a distance of 41.92 feet; thence North 01 degrees 24 minutes 41 seconds West, parallel with the West line of said Northwest Quarter, a distance of 208.43 feet; thence Northwesterly, on a curve to the left having a radius of 60 feet and a central angle of 39 degrees 24 minutes 01 seconds, for a distance of 41.26 feet; thence Northerly and Easterly, on a curve to the right having an initial tangent bearing of North 40 degrees 48 minutes 43 seconds West, a radius of 50.00 feet, and a central angle of 158 degrees 48 minutes 04 seconds, for a distance of 138.58 feet; thence Easterly, on a curve to the left having an initial tangent bearing of South 62 degrees 00 minutes 39 seconds East, a radius of 60.00 feet, and a central angle of 39 degrees 24 minutes 01 seconds , for a distance of 41.26 feet; thence North 78 degrees 35 minutes 19 seconds East a distance of 17.28 feet; thence North 11 degrees 24 minutes 41 seconds West a distance of 219.14 feet; thence Northeasterly, along the centerline of the abandoned Kansas City Northern Railroad, on a curve to the right having an initial tangent bearing of North 44 degrees 03 minutes 57 seconds East, a radius of 1,889.10 feet, and a central angle of 43 degrees 53 minutes 23 seconds, for a distance of 1,447.09 feet; thence North 87 degrees 57 minutes 18 seconds East, continuing along said abandoned railroad centerline, a distance of 720.47 feet to a point on the West line of said Northeast Quarter; thence continuing North 87 degrees 57 minutes 18 seconds East, along said abandoned railroad centerline, a distance of 158.78 feet; thence South 01 degrees 58 minutes 00 seconds East a distance of 80.83 feet; thence Southwesterly, on a curve to the right having a radius of 250.00 feet and a central angle of 20 degrees 58 minutes 43 seconds, for a distance of 91.54 feet; thence South 19 degrees 00 minutes 43 seconds West a distance of 29.43 feet; thence Southeasterly, on a curve to the right having an initial tangent bearing of South 70

degrees 59 minutes 17 seconds East, a radius of 350.00 feet, and a central angle of 24 degrees 15 minutes 07 seconds, for a distance of 148.15 feet; thence South 46 degrees 44 minutes 10 seconds East a distance of 101.66 feet; thence South 43 degrees 15 minutes 50 seconds West a distance of 71.00 feet; thence Southwesterly, on a curve to the right having a radius of 800.00 feet and a central angle of 11 degrees 09 minutes 36 seconds, for a distance of 155.82 feet; thence South 54 degrees 25 minutes 26 seconds West a distance of 118.23 feet; thence Southwesterly, on a curve to the left having a radius of 425 feet and a central angle of 10 degrees 59 minutes 03 seconds, for a distance of 81.48 feet to a point on the East line of said Northwest Quarter; thence Southwesterly, on a curve to the left having an initial tangent bearing of South 43 degrees 26 minutes 23 seconds West, a radius of 425.00 feet, and a central angle of 45 degrees 25 minutes 58 seconds, for a distance of 337.00 feet; thence South 01 degrees 59 minutes 35 seconds East a distance of 50.33 feet; thence Westerly, on a curve to the left having an initial tangent bearing of South 88 degrees 00 minutes 25 seconds West, a radius of 1,120.00 feet, and a central angle of 08 degrees 41 minutes 50 seconds, for a distance of 170.01 feet; thence South 10 degrees 41 minutes 25 seconds East a distance of 296.61 feet; thence South 40 degrees 11 minutes 24 seconds East a distance of 250.30 feet; thence South 28 degrees 54 minutes 28 seconds East a distance of 62.87 feet; thence South 18 degrees 43 minutes 42 seconds East a distance of 73.43 feet; thence South 03 degrees 28 minutes 46 seconds East a distance of 47.40 feet; thence South 17 degrees 41 minutes 20 seconds West a distance of 145.00 feet; thence North 72 degrees 18 minutes 40 seconds West a distance of 65.03 feet; thence Westerly, on a curve to the left having a radius of 350.00 feet, for a distance of 308.54 feet; thence South 57 degrees 10 minutes 46 seconds West a distance of 129.00 feet; thence Southwesterly, on a curve to the left having a radius of 500.00 feet, for a distance of 118.60 feet thence South 43 degrees 35 minutes 19 seconds West a distance of 18.32 feet to a point on the North line of said Southwest Quarter; thence continuing South 43 degrees 35 minutes 19 seconds West a distance of 128.87 feet; thence Southwesterly, on a curve to the left having a radius of 300.00 feet and a central angle of 21 degrees 57 minutes 14 seconds, for a distance of 114.95 feet; thence North 68 degrees 21 minutes 57 seconds West a distance of 109.48 feet; thence South 87 degrees 57 minutes 12 seconds West, parallel with the North line of said Southwest Quarter, a distance of 1050.00 feet; thence South 02 degrees 02 minutes 48 seconds East a distance of 130.00 feet; thence South 87 degrees 57 minutes 12 seconds West a distance of 121.01 feet; thence South 01 degrees 24 minutes 41 seconds East a distance of 128.58 feet; thence South 88 degrees 23 minutes 19 seconds West a distance of 560.00 feet to the West line of said Southwest Quarter; thence North 01 degrees 24 minutes 41 seconds West, to said West line, a distance of 392.84 feet to the POINT OF BEGINNING. CONTAINS: 5,410,406.39 SQ. FT. OR 124.20584 ACRES.

The property to be assessed for the Sewer Improvements is described as:

A TRACT OF LAND IN SECTION 35, TOWNSHIP 10 SOUTH, RANGE 22 EAST OF THE 6TH PRINCIPAL MERIDIAN, LEAVENWORTH COUNTY, KANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BENINNING AT THE EAST QUARTER CORNER OF SAID SECTION 35-10-22; THENCE SOUTH 01 DEGREE 25 MINUTES 03 SECONDS EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 35-10-22, A DISTANCE OF 1329.41 FEET, TO THE SOUTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 35-10-22; THENCE SOUTH 88 DEGREES 01 MINUTES 06 SECONDS WEST, ALONG SAID SOUTH LINE A DISTANCE OF 1320.42 FEET TO THE WEST LINE OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 35-10-22;THENCE NORTH 01 DEGREE 24 MINUTES 23 SECONDS WEST, ALONG SAID WEST LINE A DISTANCE OF 555.74 FEET; THENCE SOUTH 87 DEGREES 57 MINUTES

12 SECONDS WEST PARALLEL TO THE NORTH LINE OF THE SOUTHEAST AND SOUTHWEST QUARTERS OF SAID SECTION 35-10-22, AND ALONG THE NORTH LINE OF RICKEL'S SUBDIVISION AND RICKEL'S SUBDIVISION NO. 3, BOTH SUBDIVISIONS OF LAND IN THE CITY OF BASEHOR, A DISTANCE OF 3632.29 FEET; THENCE NORTH 01 DEGREE 25 MINUTES 06 SECONDS WEST A DISTANCE OF 147.13 FEET; THENCE SOUTH 87 DEGREES 57 MINUTES 38 SECONDS WEST A DISTANCE OF330.00 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST QUARTER; THNECE NORTH 01 DEGREE 24 MINUTES 41 SECONDS WEST ALONG SAID WEST LINE A DISTANCE OF 59.97 FEET; THENCE NORTH 87 DEGREES 57 MINUTES 12 SECONDS EAST A DISTANCE OF 180.00 FEET; THENCE NORTH 01 DEGREE 24 MINUTES 50 SECONDS WEST A DISTANCE 145.01 FEET; THENCE SOUTH 87 DEGREES 57 MINUTES 12 SECONDS WEST A DSITANCE OF 180.00 FEET TO SAID WEST LINE; THENCE NORTH 01 DEGREE 24 MINUTES 41 SECONDS WEST, ALONG SAID WEST LINE, A DISTANCE OF 420.03 FEET TO THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTH 01 DEGREE 24 MINUTES 41 SECONDS WEST ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 35 A DISTANCE OF 752.05 FEET; THENCE NORTH 87 DEGREES 57 MINUTES 12 SECONDS EAST A DISTANCE OF 390.48 FEET; THENCE NORTH 01 DEGREE 24 MINUTES 41 SECONDS WEST, PARALLEL WITH THE WEST LINE OF THE NORTHWEST QUARTER A DISTANCE OF 59.97 FEET; THENCE NORTH 88 DEGREES 35 MINUTES 19 SECONDS EAST A DISTANCE OF 13.55 FEET; THENCE NORTHEASTERLY, ON A CURVE TO THE LEFT HAVING A RADIUS OF 775.00 FEET AND A CENTRAL ANGLE OF 10 DEGREES 40 MINUTES 26 SECONDS, FOR A DISTANCE OF 144.38 FEET; THENCE NORTH 77 DEGREES 54 MINUTES 54 SECONDS EAST A DISTANCE OF 8.62 FEET; THENCE NORTH 12 DEGREES 05 MINUTES 06 SECONDS WEST A DISTANCE OF 11.66 feet; THENCE NORTHERLY, ON A CURVE TO THE RIGHT HAVING A RADIUS OF 225.00 FEET AND A CENTRAL ANGLE OF 10 DEGREES 40 MINUTES 29 SECONDS, FOR A DISTANCE OF 41.92 FEET; THENCE NORTH 01 DEGREE 24 MINUTES 41 SECONDS WEST, PARALLEL WITH THE WEST LINE OF SAID NORTHWEST QUARTER FOR A DISTANCE OF 208.43 FEET; THENCE NORTHWESTERLY, ON A CURVE TO THE LEFT HAVING A RADIUS OF 60.00 FEET AND A CENTRAL ANGLE OF 39 DEGREES 24 MINUTES 01 SECOND, FOR A DISTANCE OF 41.26 FEET; THENCE NORTHERLY AND EASTERLY, ON A CURVE TO THE RIGHT HAVING A INITIAL TANGENT BEARING OF NORTH 40 DEGREES 48 MINUTES 43 SECONDS WEST, A RADIUS OF 50.00 FEET, AND A CENTRAL ANGLE OF 158 DEGREES 48 MINUTES 04 SECONDS, FOR A DISTANCE OF 138.58 FEET; THENCE EASTERLY ON A CURVE TO THE LEFT HAVING A INITIAL TANGENT BEARING OFSOUTH 62 DEGREES 00 MINUTES 39 SECONDS EAST, A RADIUS OF 60.00 FEET, AND A CENTRAL ANGLE OF 39 DEGREES 24 MINUTES 01 SECOND FOR A DISTANCE OF 41.26 FEET; THENCE NORTH 78 DEGREES 35 MINUTES 19 SECONDS EAST A DISTANCE OF 17.28 FEET; THENCE NORTH 11 DEGREES 24 MINUTES 41 SECONDS WEST A DISTANCE OF 219.14 FEET; THENCE NORTHEASTERLY ON A CURVE TO THE RIGHT, ALONG THE CENTER LINE OF SAID ABANDONED RAILWAY, HAVING A INITIAL TANGENT BEARING OF NORTH 44 DEGREES 03 MINUTES 57 SECONDS EAST, A RADIUS OF 1889.10 FEET, AND A CENTRAL ANGLE OF 43 DEGREES 53 MINUTES 23 SECONDS FOR A DISTANCE OF 1447.09 FEET; THENCE NORTH 87 DEGREES 57 MINUTES 18 SECONDS EAST, CONTINUING ALONG THE CENTER LINE OF SAID ABANDONED RAILWAY, A DISTANCE OF 2426.29 FEET; THENCE SOUTH 01 DEGREE 25 MINUTES 34 SECONDS EAST, PARALLEL TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION, A DISTANCE OF 1879.02 FEET, TO A POINT ON THE NORTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 35-10-22; THENCE NORTH 87 DEGREES 57

MINUTES 12 SECONDS EAST, ALONG THE NORTH LINE OF SOUTHEAST QUARTER OF SAID SECTION 35-10-22, A DISTANCE OF 933.49 FEET TO THE POINT OF BEGINNING. CONTAINS 12,260,986.97 SQUARE FEET OR 281.47353 ACRES.

(d) The method of assessment is: equally per square foot.

(e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

Section 2. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the City as set forth in ***Section 1*** of this Resolution.

Section 3. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The 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.

Section 4. Development Agreement. Prior to the City paying any costs of the Improvements, a development agreement satisfactory to the City shall be executed and delivered to the City.

Section 5. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Leavenworth County, Kansas.

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ADOPTED by the governing body of the City on July 7, 2008.

(SEAL)

SEAL OF THE CITY OF BASEHOR, KANSAS
CORPORATE
SEAL

Mayor

ATTEST:

Clerk

APPROVED:

Gilmore & Bell, P.C., City Bond Counsel

EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF BASEHOR, KANSAS
HELD ON JULY 7, 2008

The governing body met in regular session at the usual meeting place in the City, at 7:00 P.M., the following members being present and participating, to-wit:

Mayor Chris Garcia, Council Members Dysart, Hill, McDowell, Sifford, Washington.

Absent: none.

The Mayor declared that a quorum was present and called the meeting to order.

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(Other Proceedings)

Thereupon, and among other business, there was presented to the governing body a Petition which has been filed in the Office of the City Clerk requesting the making of certain internal improvements in the City pursuant to the authority of K.S.A. 12-6a01 *et seq.*

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (BASEHOR BOULEVARD STREET, WATER AND SEWER IMPROVEMENTS).

Thereupon, Councilmember Washington moved that said Resolution be adopted. The motion was seconded by Councilmember Dysart. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Yea: Dysart, Hill, McDowell, Washington.

Nay: Sifford.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 2008-07 and was signed by the Mayor and attested by the Clerk; and the Clerk was further directed to cause the publication of the Resolution one time in the official City newspaper and to record the Resolution in the Office of the Register of Deeds of Leavenworth County, Kansas, all as required by law.

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(Other Proceedings)

On motion duly made, seconded and carried, the meeting thereupon adjourned.

CERTIFICATE

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the governing body of the City of Basehor, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Clerk

b. Consider a resolution determining the advisability of the making of certain internal improvements in the city; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings (Basehor Boulevard Street, water and sewer improvements).

A motion was made by Councilmember Washington and seconded by President Dysart to adopt the Resolution as written and allow for negotiations of administrative fee to be collected by the City. A roll call vote was taken with all members voting in favor with the exception of Councilmember Sifford. Motion passed 4-1.

RES 2008-07. A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF BASEHOR; MAKING CERTAIN FINDINGS WITH RESPECT THEREFORE; AND IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (BASEHOR BOULEVARD, WATER AND SEWER IMPROVEMENTS).

c. Consider a resolution determining the advisability of the making of certain internal improvements in the city; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings (155th street improvements).

A motion was made by Councilmember Washington and seconded by President Dysart to approve the Resolution as written and allow for clause adding an administrative fee. Discussion. Mayor Garcia stated his concern was that the document did not specifically state that the developer would pay the special assessments for the properties on the west side of 155th Street.

Mr. Anderson reported the property owners that have not formally agreed to pay the benefit district and would not be included unless negotiations were made hereafter. President Dysart stated the developer on one occasion stated he would pay the assessments on the west side. Mr. Anderson stated there was no written agreement at this time noting the benefit district paperwork would come back at a later date and could include the wording at that time. He questioned if the Council wanted to proceed with the 155th Street project at this time. Councilmember Washington felt the school would generate traffic in 2009 and saw no reason to delay construction and felt staff should negotiate with the developer as soon as possible. Mayor Garcia stated he wanted to see it in writing before approval. Mr. Anderson stated the City was not legally obligated until the City adopts an ordinance creating the general obligation bonds. He suggested the City enter into a development agreement with respect to the west side of 155th Street.

Council members Washington and Dysart withdrew their motions. A motion was made by Councilmember Washington and seconded by President Dysart to approve the Resolution as written with the conditions that a clause be added requiring an administrative fee and that Affinity Development enter into a Development Agreement stipulating that the

developer pay special assessments for properties west of 155th Street. A roll call vote was taken with members Washington, Dysart, and McDowell voting yes. Members Hill and Sifford voted nay. Motion passed 3-2.

RES 2008-08. A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF BASEHOR; MAKING CERTAIN FINDINGS WITH RESPECT THEREFORE; AND IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (155TH STREET IMPROVEMENTS)

d. Consider an application for property tax abatement through the Neighborhood Revitalization Plan for The Medicine Store.

A motion was made by Councilmember Washington and seconded by Councilmember Sifford to approve the request for Neighborhood Revitalization Plan rebate for the Medicine Store as submitted. A roll call vote was taken with all members voting in favor. Motion passed 5-0.

e. Consider approval for an application to the Kansas Water Pollution Control Revolving Loan Fund for the Waste Water Treatment Facility expansion project

Mr. Slaugh reported the information provided to Council did not include resident inspection fees estimated at $269,000. He was in the process of negotiating with a contract inspector; however, it may be necessary to go out for bid. The loan that was being applied for was to authorize a spending limit and would pay interest only on the amount drawn from the loan. Total loan request would be $5,936,000. All forms have been digitally distributed to the Council.

Councilmember Washington was surprised to see the $1.2 million line rehabilitation amount shown on the loan documents. Mr. Slaugh stated that was an estimate based on the recent televising of the existing sewer lines. He reminded Council this was a potential amount and would not necessarily be borrowed. Mr. Myracle stated it was difficult to know what lines would need to be repaired or replaced five years down the road. Currently there are lines that need to be replaced at this time. Councilmember Washington felt the rehabilitation projects should be paid from maintenance fees.

Mr. Slaugh reported if the City does not have a reserve balance in the Sewer Fund, it would be necessary to wait for line repairs, or go back to KDHE and request an amendment to the loan.

Mr. Myracle stated Council chose to build a smaller sewer plant expansion and address the I & I problems rather than going with the original plant. Council discussed the age of the sewer lines and recent filming of 35,000 ft. of line.