

ORDINANCE NO. 3336

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF MCPHERSON, KANSAS, AS HERETOFORE AUTHORIZED BY RESOLUTION NOS. 18-20, 18-21, 19-05 AND 19-06 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

WHEREAS, the governing body of the City of McPherson, Kansas (the "City") has heretofore authorized certain internal improvements (the "Improvements") to be constructed pursuant to K.S.A. 12-6a01 *et seq.* (the "Act"); and

WHEREAS, the governing body has heretofore conducted a public hearing in accordance with the Act and desires to levy assessments on certain property benefited by the construction of the Improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MCPHERSON, KANSAS:

Section 1. Levy of Assessments. For the purpose of paying the costs of the following described Improvements:

Project No. 1 – Eagles Wings Estates Unit 2, Phase I - Street Improvements

Resolution No. 18-20

Construction of Sonora Drive from Northview Road to 517 feet north of Northview Road and associated drainage improvements, all in accordance with City standards and plans and specifications prepared or approved by the City Engineer;

Project No. 2 – Eagles Wings Estates Unit 2, Phase I – Sanitary Sewer Improvements

Resolution No. 18-21

Construction of a sanitary sewer collection system and appurtenances to serve the area described as the Improvement District, all in accordance with City standards and plans and specifications prepared or approved by the City Engineer;

Project No. 3 – Eagles Wings Estates Unit 2, Phase II – Street Improvements

Resolution No. 19-05

Construction of: (i) Sonora Drive from approximately 517 feet north of Northview Avenue to Wickersham Drive and associated drainage improvements; (ii) approximately 320.04 feet of Mackenzie Court with a 96 foot diameter Cul-De-Sac and associated drainage improvements; and (iii) approximately 118.65 feet extension of Kaiser Court with a 96 foot diameter Cul-De-Sac and associated drainage improvements; all in accordance with City standards and plans and specifications prepared or approved by the City Engineer; and

Project No. 4 – Eagles Wings Estates Unit 2, Phase II – Sanitary Sewer Improvements

Resolution No. 19-06

Construction of a sanitary sewer collection system and appurtenances to serve the area described as the Improvement District, all in accordance with City standards and plans and specifications prepared or approved by the City Engineer;

there are hereby levied and assessed the amounts (with such clerical or administrative amendments thereto as may be approved by the City Attorney) against the property described on *Exhibits A-1 through A-4* attached hereto.

Section 2. Payment of Assessments. The amounts so levied and assessed in *Section 1* hereof shall be due and payable from and after the date of publication of this Ordinance or a summary thereof. Such amounts may be paid in whole or in part within thirty (30) days from the date of publication of this Ordinance.

Section 3. Notification. The City Clerk shall notify the owners of the properties described in *Exhibits A-1 through A-4* attached hereto insofar as known to said City Clerk, of the amounts of their respective assessments; and, said notice shall further state that unless such assessments are paid within thirty (30) days from the date of publication of this Ordinance or a summary thereof, bonds will be issued therefor, and the amount of such assessment will be collected in installments with interest.

Section 4. Certification. Any amount of special assessments not paid within the time prescribed in *Section 2* hereof shall be certified by the City Clerk to the Clerk of McPherson County, Kansas, in the same manner and at the same time as other taxes are certified and will be collected in 20 annual installments, together with interest on such amounts at a rate not exceeding the maximum rate therefor as prescribed by the Act. Interest on the assessed amount remaining unpaid between the effective date of this Ordinance and the date the first installment is payable, but not less than the amount of interest due during the coming year on any outstanding bonds issued to finance the Improvements, shall be added to the first installment. The interest for one year on all unpaid installments shall be added to each subsequent installment until paid.

Section 5. Effective Date. This Ordinance shall take effect and be in force from and after its passage, approval and publication of the Ordinance or a summary thereof once in the official City newspaper.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

PASSED by the governing body of the City on June 8, 2020 and signed by the Mayor.



Thomas A. Brown
Mayor

Tamra K. Seely
City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on June 8, 2020; that the record of the final vote on its passage is found on page ____ of journal ____; and that the Ordinance or a summary thereof was published in *The McPherson Sentinel* on June 17, 2020.

DATED: June 17, 2020.

Tamra K. Seely
Tamra K. Seely, City Clerk