

**EXCERPT OF MINUTES OF A MEETING
OF THE BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS
HELD ON JUNE 5, 2013**

The Board of County Commissioners (the "Board") of Sedgwick County, Kansas (the "County"), met in regular session at the usual meeting place in the County at 9:00 A.M. The Chairman, JAMES B. SKELTON, presided and the following members of the Board were present:

The following members were absent:

The Chairman opened a public hearing for the purpose of receiving written or oral objections and considering proposed assessments for the costs of certain internal improvements heretofore authorized by the Board of the County. It was determined by the Board that notice of the public hearing was duly published and mailed in accordance with K.S.A. 19-27,181 *et seq.*, as amended by Charter Resolution No. 62 of the County. Thereafter, the Chairman adjourned the public hearing.

Thereupon, a Resolution was presented entitled:

A RESOLUTION LEVYING AND ASSESSING SPECIAL ASSESSMENTS ON CERTAIN LOTS, PIECES AND PARCELS OF LAND LIABLE FOR SUCH SPECIAL ASSESSMENTS TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN SEDGWICK COUNTY, KANSAS, AS HERETOFORE AUTHORIZED BY RESOLUTION NO. 53-2012, AS AMENDED BY RESOLUTION NO. 152-2012 OF THE COUNTY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

The Resolution was considered and discussed; and on motion of Commissioner _____, seconded by Commissioner _____, the Resolution as a whole was adopted by the following roll call vote:

Aye: _____.

Nay: _____.

Thereupon, a majority of the members of the Board having voted in favor of the adoption of the Resolution, it was given No. 106-2013 (the "Resolution"), was signed by the Commissioners and attested by the County Clerk; and the County Clerk was ordered to cause the Resolution to be published one time in the official County newspaper and recorded with the County Register of Deeds, as required by law. The County Clerk was further ordered and directed to cause to be mailed a Notice of Assessment to each and all of the known property owners affected thereby on the same date that the Resolution is published.

(Seal)

County Clerk

(Published in *The Wichita Eagle*, on June 7, 2013.)

RESOLUTION NO. 106-2013

A RESOLUTION LEVYING AND ASSESSING SPECIAL ASSESSMENTS ON CERTAIN LOTS, PIECES AND PARCELS OF LAND LIABLE FOR SUCH SPECIAL ASSESSMENTS TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN SEDGWICK COUNTY, KANSAS, AS HERETOFORE AUTHORIZED BY RESOLUTION NO. 53-2012, AS AMENDED BY RESOLUTION NO. 152-2012 OF THE COUNTY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

WHEREAS, the Board of County Commissioners (the "Board") of Sedgwick County, Kansas (the "County") has heretofore authorized certain internal improvements (the "Improvements") to be constructed pursuant to K.S.A. 19-27,181 *et seq.*, as amended by Charter Resolution No. 62 of the County; and

WHEREAS, the Board has heretofore conducted a public hearing in accordance with K.S.A. 19-27,181 *et seq.*, as amended by Charter Resolution No. 62 of the County (the "Act") and desires to levy assessments on certain property benefited by the construction of the Improvements.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS:

SECTION 1. Levy of Assessments. For the purpose of paying the costs of the following described Improvements in the County:

Greenwich Plaza Addition – (Storm Water Drainage)

Resolution No. 53-2012, as amended by 152-2012

Construction of street and drainage improvements, consisting of reconstructing and widening Meridian Avenue (N. 24th St. W.) for 1,825 linear feet beginning approximately 412 feet north of the 93rd St N section line, and reconstructing Meridian Ave. drainage ditches to serve the property within the Benefit District, to be constructed in accordance with the plans and specifications of Sedgwick County Public Works;

there are hereby levied and assessed the amounts (with such clerical or administrative amendments thereto as may be approved by the County Counselor) against the property described on *Schedule I* attached hereto.

SECTION 2. Payment of Assessments. The amounts so levied and assessed as set forth on *Schedule I* of this Resolution shall be due and payable from and after the date of publication of this Resolution. Such amounts may be paid in whole or in part by July 8, 2013. If not so paid, the County will issue bonds to permanently finance the same.

SECTION 3. Notification. The County Clerk shall cause the notification to the owners of the properties described on *Schedule I* attached hereto insofar as known to said County Clerk, of the amounts of their respective assessments; and, said notice shall further state that unless such assessments are paid by July 8,

2013, 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 County Clerk in the same manner and at the same time as other taxes are certified and will be collected over a period of 15 years, 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 Resolution 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 Resolution shall take effect and be in force from and after its adoption and publication once in the official County newspaper.

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ADOPTED by the Board of County Commissioners of Sedgwick County, Kansas, on June 5, 2013.

Commissioners present and voting were:

DAVID M. UNRUH _____
TIM R. NORTON _____
KARL PETERJOHN _____
RICHARD RANZAU _____
JAMES B. SKELTON _____

**BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS**

(Seal)

JAMES B. SKELTON, Chairman
Commissioner, Fifth District

ATTEST:


DAVID M. UNRUH, Chair Pro Tem
Commissioner, First District

KELLY B. ARNOLD, County Clerk

TIM R. NORTON, Chairman
Commissioner, Second District

APPROVED AS TO FORM:

KARL PETERJOHN
Commissioner, Third District



RICHARD A. EUSON
County Counselor

RICHARD RANZAU
Commissioner, Fourth District

SCHEDULE I

**GREENWICH PLAZA ADDITION (STORM WATER DRAINAGE)
Resolution No. 53-2012, as amended by 152-2012**

Description of Property **Amount of Assessment**

Greenwich Plaza Addition:

<u>Lot</u>	<u>Block</u>	
1	1	\$34,309.12
2	1	8,570.17
3	1	<u>13,989.80</u>
Total		\$56,869.09

NOTICE OF ASSESSMENT

June 7, 2013

To: Property Owner

From: Kelly B. Arnold
County Clerk

You are hereby notified, as owner of record of the property described on *Schedule I* attached hereto, that pursuant to Resolution No. 106-2013 (the "Resolution") of Sedgwick County, Kansas (the "County") there has been assessed against said property, the costs of certain internal improvements described on *Schedule I* attached hereto (the "Improvements").

You may pay this assessment in whole or in part to Sedgwick County at the address shown below by July 8, 2013:

Sedgwick County
Bureau of Finance
525 North Main
Suite 823
Wichita, KS 67203

If the amount is not paid by July 8, 2013, the balance of such assessment will be collected in annual installments over a period of 15 years, together with interest at a rate not exceeding the maximum rate prescribed by law.

Questions concerning the assessment or the procedure for payment may be directed to the following persons:

James Weber, P.E., Deputy Director
Lynn T. Packer, Staff Engineer
1144 South Seneca
Wichita, KS 67213
Telephone: (316) 660-1773 or (316) 660-1766

Ms. Virginia Radley
Principal Accountant
Sedgwick County Courthouse
525 North Main, Suite 823
Wichita, KS 67203
Telephone: (316) 660-7127

SCHEDULE I

**GREENWICH PLAZA ADDITION (STORM WATER DRAINAGE)
RESOLUTION NO. 53-2012, AS AMENDED BY 152-2012**

<u>Description of Property</u>		<u>Amount of Assessment</u>
Greenwich Plaza Addition:		
<u>Lot</u>	<u>Block</u>	
1	1	\$34,309.12
2	1	8,570.17
3	1	<u>13,989.80</u>
Total		\$56,869.09

CERTIFICATE OF MAILING

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

I, the undersigned, County Clerk of Sedgwick County, Kansas, do hereby certify that on June 7, 2013, the date on which Resolution No. 106-2013 of the County was published, I caused to be mailed by and through Sedgwick County Public Works, to each and all of the owners of property affected thereby, at their last known post office address, a Notice of Assessment showing the respective assessments levied against their properties and stating the manner in which said assessments will be collected.

A sample copy of the form of such Notice of Assessment is attached hereto.

WITNESS my hand and seal on June 7, 2013.

SEDGWICK COUNTY, KANSAS

(Seal)

County Clerk

[attach sample copies of forms]

CERTIFICATE OF DIRECTOR OF ACCOUNTING

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

I, the undersigned, Director of Accounting of Sedgwick County, Kansas (the "County"), do hereby certify that within the time allowed by law for the payment of special assessments levied by Resolution No. 106-2013 of the County, property owners have paid in cash the following amounts:

Project Name	Authorizing Resolution	Amount
Greenwich Plaza Addition (Storm Water Drainage)	53-2012/152-2012	\$ _____
Total		\$ _____

WITNESS my hand on July 8, 2013.

Director of Accounting
Sedgwick County, Kansas