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ORDINANCE NO. 671

AN ORDINANCE OF THE CITY OF LINCOLN CENTER, KANSAS, LEVYING SPECIAL ASSESSMENT TAXES ON CERTAIN REAL PROPERTIES IN THE CITY, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF CERTAIN INTERNAL IMPROVEMENTS BENEFITING SUCH REAL PROPERTIES; PROVIDING FOR THE GIVING OF NOTICE OF SAID SPECIAL ASSESSMENT TAXES BY PUBLICATION AND MAILING; AND PROVIDING FOR THE COLLECTION OF SAID SPECIAL ASSESSMENT TAXES (STREET AND GAS UTILITY IMPROVEMENTS).

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LINCOLN CENTER, KANSAS:

SECTION 1. For the purpose of paying the benefit district's \$380,000.00 portion of the \$380,000.00 total local share of the costs of the following described improvements:

The construction of Street and Gas Utility Improvements, as authorized by Resolution No. 04-06 adopted on November 8, 2004 and published November 18, 2004;

to the City of Lincoln Center, Kansas (the "City"), there are hereby levied and assessed against the properties liable therefor, the several amounts set forth below following the description of each lot, piece or parcel of land situated in the City of Lincoln Center, Lincoln County, Kansas, which are liable for assessment for said costs:

<u>Legal Description</u>	<u>Street</u>	<u>Gas Utility</u>
The Sheppard Addition:		
Block 1, Lot 1	16,587.45	483.70
Block 1, Lot 2	20,734.31	604.63
Block 1, Lot 3	18,397.49	536.48
Block 1, Lot 4	26,706.01	778.77
Block 1, Lot 5	31,013.44	904.37
Block 1, Lot 6	14,466.75	421.86
Block 1, Lot 7	14,514.01	423.24
Block 1, Lot 8	14,514.01	423.24
Block 1, Lot 9	14,514.01	423.24
Block 1, Lot 10	14,514.01	423.24
Block 1, Lot 11	14,558.20	424.53
Block 1, Lot 12	22,560.03	657.87
Block 1, Lot 13	28,598.60	833.96
Block 1, Lot 14	18,117.66	528.32

Block 1, Lot 15	29,882.39	871.39
Block 2, Lot 1	11,251.14	328.09
Block 2, Lot 2	10,334.13	301.35
Block 2, Lot 3	12,913.55	376.57
Block 2, Lot 4	N/A	651.36
Block 2, Lot 5	13,966.21	407.26
Block 2, Lot 6	20,456.57	596.53

SECTION 2. The amounts so levied and assessed as set forth above shall be due and payable from and after the date of adoption of this Ordinance; and the City Clerk shall notify each and all of the owners of the above described properties, insofar as known to her and at their last known post office address, of the amounts of their respective special assessments; and said notice shall further state that the owners of the properties will be given a period until Noon on Thursday, September 4, 2008, during which the special assessments may be paid in full at the Lincoln Center City Hall, 153 W. Lincoln, Lincoln Center, Kansas, and the lien against any property for which the special assessment is paid shall thereupon be discharged and satisfied. Said notice shall further state that for any assessments not paid by the specified date and time, general obligation bonds of the City, payable in installments over a period of Fifteen years, will be issued, and the principal amount of the unpaid assessments, together with interest of the unpaid principal balance thereof at a rate equal to the average annual interest rate on such general obligation bonds (such rate not to exceed the maximum rate allowed on such general obligation bonds by the laws of the State of Kansas) will be certified to the County Clerk of Lincoln County, Kansas for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made in November 2009.

SECTION 3. The Mayor and City Clerk are hereby authorized and directed to take all such other actions not inconsistent herewith as may be appropriate or desirable to accomplish the purposes contemplated by this Ordinance.

SECTION 4. This Ordinance shall be in force and take effect from and after its passage, approval and publication one time in the City's official newspaper.

ADOPTED, PASSED AND APPROVED by the governing body of the City of Lincoln Center, Kansas, on August 11, 2008.

CITY OF LINCOLN CENTER, KANSAS

[seal]

By /s/ Del Vignery _____

Del Vignery, Mayor

ATTEST:

By /s/ Rose M. Gourley _____

Rose M. Gourley, City Clerk