

## RESOLUTION 16-17

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A RESOLUTION EXPRESSING THE AFFIRMATIVE ASSENT OF THE CITY OF LEE'S SUMMIT, MISSOURI ON THE QUESTION OF WHETHER THE LITTLE BLUE VALLEY SEWER DISTRICT SHOULD ISSUE REVENUE BONDS PAYABLE FROM REVENUES TO BE DERIVED FROM THE OPERATION OF THE LITTLE BLUE VALLEY SEWER SYSTEM IN AN AMOUNT NOT TO EXCEED \$20,000,000 FOR THE PURPOSE OF IMPROVING, EXTENDING OR REHABILITATING THE LITTLE BLUE VALLEY SEWER DISTRICT SYSTEM INCLUDING, BUT NOT LIMITED TO ADVANCED AIR EMISSIONS CONTROLS FOR THE ATHERTON WASTEWATER TREATMENT FACILITIES.

WHEREAS, the Little Blue Valley Sewer District (the "District") operates a sewer system (the "System") pursuant to Section 204.250 et seq. for the primary benefit of the customers within the District (the "Customers"); and,

WHEREAS, District has undertaken a review of the existing wastewater facilities of the System and has approved a Phase III Improvements Program for the improvement, extension and rehabilitation of the Little Blue Valley Sewer District System, including the provision of Advanced Air Emissions Controls for the Atherton Wastewater Treatment Facilities (the "Phase III Improvements") with an estimated project cost of \$20,000,000; and,

WHEREAS, the District has determined that it is in the best interests of the District to finance the Phase III Improvements through the issuance of revenue bonds payable from the revenues to be derived from the operation of the System; and,

WHEREAS, in accordance with Section 204.370 of the Revised Statutes of Missouri, the District has submitted to Customers, as defined therein, the question of whether the District shall issue revenue bonds in one or more series payable from the revenues to be derived from the operation of the System in the amount not to exceed \$20,000,000 for the purpose of the Phase III Improvements; and,

WHEREAS, the governing body of the City of Lee's Summit, Missouri does hereby find and determine that it is in the best interest of the safety, health and welfare of its constituents to give its affirmative assent to such question.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, AS FOLLOWS:

SECTION 1. That the City Council of the City of Lee's Summit, Missouri hereby expresses its affirmative assent to the following question submitted by the District:

Shall the Little Blue Valley Sewer District issue its revenue bonds in one or more series, payable from the revenues to be derived from the operation of the System in an amount not to exceed \$20,000,000 for the purpose of improving, extending or rehabilitating the Little Blue Valley Sewer District System including, but not limited to advanced air emissions controls for the Atherton Wastewater Treatment Facilities

SECTION 2. That the City Manager is hereby authorized to provide, on behalf of the City, in writing, the City's affirmative assent to the question submitted by the District and reproduced in Section 1, above.

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SECTION 3. That, in accordance with Section 204.370, RSMo., approval of the proposition shall require the written assent of three-quarters of the Customers as defined therein.

SECTION 4. That the City Manager is hereby authorized and directed to take any such further action, and to execute any documents, certificates, or instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

SECTION 5. That any resolutions or part thereof that conflict this Resolution or part thereof are hereby rescinded.

SECTION 6. That this Resolution shall be in full force and effect from the date of its passage, adoption, and approval by the Mayor.

PASSED and ADOPTED by the City Council for the City of Lee's Summit, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
*Mayor Randall L. Rhoads*

APPROVED by the Mayor of the City of Lee's Summit, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2016.

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*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Denise R. Chisum*

APPROVED AS TO FORM:

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Chief Counsel of Management & Operations  
Jackie McCormick Heanue