

**RESOLUTION 2015-02**

RESOLUTION OF THE GOVERNING BODY OF THE CITY OF BURLINGTON, COFFEY COUNTY, KANSAS, AUTHORIZING AND DIRECTING STREET IMPROVEMENTS OF MOHAWK STREET LOCATED BETWEEN THE INTERSECTIONS OF 14<sup>TH</sup> STREET AND 15<sup>TH</sup> STREET, ALL IN THE CITY OF BURLINGTON, KANSAS, ALL IN ACCORDANCE WITH FINDINGS MADE BY THE GOVERNING BODY PURSUANT TO K.S.A. 12-6a01, ET SEQ., AND ANY AMENDMENTS THERETO, AND PROVIDING FOR THE PUBLICATION OF THIS RESOLUTION.

WHEREAS, the Governing Body of the City of Burlington, Coffey County, Kansas, deems it necessary to improve a certain street in said in said city.

NOW THEREFORE, BE IT RESOLVED AND ORDERED BY THE GOVERNING BODY OF THE CITY OF BURLINGTON, COFFEY COUNTY, KANSAS:

SECTION 1. That the Governing Body of said city makes the following findings.

(a) That petition received has been sufficient in that either a majority of the resident owners of record of property liable for assessment under the proposal or the owners of record of more than one-half of the area liable for assessment under the proposal have signed the petition.

(b) That in accordance with KSA 12-6a04(b) the city Governing Body considered the advisability of the following street improvement.

(c) That in accordance with KSA 12-6a04(c) the Governing Body deems it necessary to improve the following described street located in the City of Burlington, Coffey County, Kansas, to wit:

**Mohawk Street between intersections of 14<sup>th</sup> Street and 15<sup>th</sup> Street.**

(d) That the Governing Body finds the street improvement is advisable and feasible, and ought to be made, and is hereby ordered to be done.

(e) That said street set out in Section 1(c) above is hereby ordered to be cleaned and treated with oil; and that the expense thereof shall be charged against the abutting property on said street pursuant to KSA 12-6a09.

(f) That treating shall be done by bringing said street to grade for proper drainage, adding gravel or rock if necessary, wetting and rolling to provide a base and by applying one coat of penetrating oil and two coats of sealing oil with cover material applied after each seal coat. That said street shall be improved as set forth above to a maximum width of Twenty-six (26) feet.

(g) That the City of Burlington will be responsible for all expenses incurred during the construction for man-hours and equipment; and that the **property owners will be responsible for all materials purchased for the project.**

**ESTIMATED PROJECT COST**

ESTIMATED MATERIALS	<u>\$17,432.14</u>	(based on \$ <u>\$20.13</u> per linear foot)
EQUIPMENT & MANHOURS	<u>City Covers</u>	

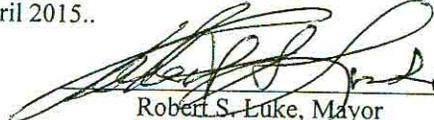
(h) That the City Clerk of the City of Burlington, Kansas, after the completion of the oiling and improving of said street shall render statement of assessment for the same to the owners of the property chargeable with service of oiling, and such bills shall be immediately due and payable, and if not paid within thirty (30) days of publication of assessing ordinance, the City Clerk shall certify the same as charges and assessments to the County Clerk, and such charges and assessments shall be levied and taxed against said property and collected as other taxes in not more than five (5) annual interest deferred installments.

(i) That this project shall be temporarily financed by and through the City/County Street Fund of the City of Burlington, Kansas and then reimbursed by the special assessment herein before authorized.

(j) That this resolution shall be published one time in the Coffey County Republican, the official Newspaper for the City of Burlington, Kansas.

SECTION 2. This Resolution 2015-02 is adopted and passed by the Governing Body of the City of Burlington, Coffey County, Kansas, pursuant to KSA 12-6a01, and any amendments thereto.

Dated at Burlington, Kansas this 15th day of April 2015..

  
Robert S. Luke, Mayor

(SEAL)

ATTEST:   
Regina R. Kewley, City Clerk

APPROVED AS TO FORM: \_\_\_\_\_  
Thomas F. Robrahn, City Attorney