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**ORDINANCE NO. S-1084**

**OF**

**THE CITY OF PITTSBURG, KANSAS**

**PASSED**

**APRIL 26, 2022**

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**GENERAL OBLIGATION BONDS  
SERIES 2022-A**

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**ORDINANCE NO. S-1084**

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2022-A, OF THE CITY OF PITTSBURG, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

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**WHEREAS**, the City of Pittsburg, Kansas (the “City”) is a city of the first class, duly created, organized and existing under the Constitution and laws of the State; and

**WHEREAS**, the City has previously authorized certain improvements described as follows (the “Improvements”):

<u>Project Description</u>	<u>Ord./Res. No.</u>	<u>Authority (K.S.A.)</u>	<u>Amount</u>
Main Trafficway improvements – East Quincy	Ord. G-1311/ Res. 1232	12-685 <i>et seq.</i>	\$7,000,000

**WHEREAS**, the City desires to issue its general obligation bonds in order to permanently finance the costs of the Improvements and to retire the following temporary notes of the City, which were issued to temporarily finance a portion of the costs of the Improvements (the “Refunded Notes”):

<u>Series</u>	<u>Dated Date</u>	<u>Maturity Date</u>	<u>Original/ Outstanding Amount</u>
2021-1	05/27/2021	06/01/2022	\$3,590,000

**WHEREAS**, none of such general obligation bonds heretofore authorized have been issued and the City proposes to issue \$3,625,000 of its general obligation bonds, together with bid premium thereon, to pay a portion of the costs of the Improvements and refund the Refunded Notes; and

**WHEREAS**, the Governing Body has advertised the sale of the Bonds in accordance with the law and at a meeting held in the City on this date awarded the sale of such Bonds to the best bidder.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PITTSBURG, KANSAS, AS FOLLOWS:**

**Section 1. Definitions of Words and Terms.** In addition to words and terms defined elsewhere herein, the following words and terms in this Ordinance shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

“Act” means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-620 *et seq.*, and K.S.A. 12-685 *et seq.*, all as amended and supplemented from time to time.

**“Bond and Interest Fund”** means the Bond and Interest Fund of the City for its general obligation bonds.

**“Bond Resolution”** means the resolution to be adopted by the Governing Body prescribing the terms and details of the Bonds and making covenants with respect thereto.

**“Bonds”** means the City's General Obligation Bonds, Series 2022-A, dated May 19, 2022, authorized by this Ordinance.

**“City”** means the City of Pittsburg, Kansas.

**“Clerk”** means the duly appointed and acting Clerk of the City or, in the Clerk's absence, the duly appointed Deputy, Assistant or Acting Clerk.

**“Director of Finance”** means the duly appointed and acting Director of Finance of the City or, in the Director of Finance's absence, the duly appointed Deputy, Assistant or Acting Director of Finance of the City.

**“Governing Body”** means the City Commission of the City.

**“Mayor”** means the duly elected and acting Mayor of the City or, in the Mayor's absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the City.

**“Ordinance”** means this Ordinance authorizing the issuance of the Bonds.

**“Refunded Notes”** means the Series 2021-1 Notes maturing in the year 2022, in the aggregate principal amount of \$3,590,000.

**“Series 2021-1 Notes”** means the City's General Obligation Temporary Notes, Series 2021-1, dated May 27, 2021.

**“State”** means the State of Kansas.

**Section 2. Authorization of the Bonds.** There shall be issued and hereby are authorized and directed to be issued the General Obligation Bonds, Series 2022-A, of the City in the principal amount of \$3,625,000, for the purpose of providing funds to: (a) pay the costs of the Improvements, including retiring the Refunded Notes, and (b) pay costs of issuance of the Bonds.

**Section 3. Security for the Bonds.** The Bonds shall be general obligations of the City payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The full faith, credit and resources of the City are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Section 4. Terms, Details and Conditions of the Bonds.** The Bonds shall be dated and bear interest, shall mature and be payable at such times, shall be in such forms, shall be subject to redemption and payment prior to the maturity thereof, and shall be issued and delivered in the manner prescribed and subject to the provisions, covenants and agreements set forth in the Bond Resolution hereafter adopted by the Governing Body.

**Section 5. Levy and Collection of Annual Tax.** The Governing Body shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by levying and collecting the necessary taxes upon all of the taxable tangible property within the City in the manner provided by law.

The taxes above referred to shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the general ad valorem taxes of the City are levied and collected, shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due and the fees and expenses of the paying agent for the Bonds. The proceeds derived from said taxes shall be deposited in the Bond and Interest Fund.

If at any time said taxes are not collected in time to pay the principal of or interest on the Bonds when due, the City Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the City and to reimburse said general funds for money so expended when said taxes are collected.

**Section 6. Further Authority.** The Mayor, Director of Finance, Clerk and other City officials are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 7. Governing Law.** This Ordinance and the Bonds shall be governed exclusively by and construed in accordance with the applicable laws of the State.

**Section 8. Effective Date.** This Ordinance shall take effect and be in full force from and after its passage by the Governing Body and publication of the Ordinance or a summary thereof in the official City newspaper.

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**PASSED** by the City Commission on April 26, 2022 and **SIGNED** by the Mayor.

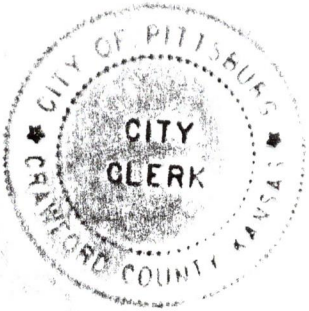
(SEAL)

Cheryl L. Brooks  
Mayor

ATTEST:

Dammy Nagel  
Clerk

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***EXHIBIT A***  
**BID TABULATION**

**CITY OF PITTSBURG, KANSAS**  
**GENERAL OBLIGATION BONDS**

Dated: May 19, 2022  
Series 2022-A  
Good Faith Deposit: \$74,100

Sale Date: April 26, 2022  
11:00 A.M., Central Time  
Max Interest Rate: 5.906%

**BIDDERS**

<b><u>Bidder</u></b>	<b><u>TIC</u></b>
UMB Bank, N.A.	2.6615%
Country Club Bank	2.6668%
Piper Sandler & Co.	2.7438%
First Bankers' Banc Securities Inc.	2.7644%
Robert W. Baird & Co., Incorporated	2.7868%
Raymond James & Associates, Inc.	2.8036%
Commerce Bank	2.8742%
D.A. Davidson & Co.	2.9077%
BOK Financial Securities, Inc.	2.9634%
Bernardi Securities, Inc.	2.9817%

EXHIBIT B

(BID OF PURCHASER)

UMB Bank N.A. - Kansas City, MO's Bid



City of Pittsburg, Kansas

~~\$3,705,000~~ \$3,625,000

General Obligation Bonds, Series 2022-A

For the aggregate principal amount of ~~\$3,705,000.00~~ \$3,625,000.00, we will pay you ~~\$3,772,166.05~~ \$3,691,268.50, plus accrued interest from the date of issue to the date of delivery. The Bonds are to bear interest at the following rate(s):

Maturity Date	<del>Amount \$</del>	Amount \$	Coupon %	Yield %	Dollar Price	Bond Insurance
09/01/2023	<del>325M</del>	290M	3.0000	2.0500	101.195	
09/01/2024	<del>350M</del>	330M	3.0000	2.2500	101.658	
09/01/2025	<del>355M</del>	335M	3.0000	2.4000	101.881	
09/01/2026	<del>360M</del>	350M	3.0000	2.4500	102.221	
09/01/2027	<del>370M</del>	360M	3.0000	2.5000	102.457	
09/01/2028	<del>375M</del>	370M	3.0000	2.5500	102.595	
09/01/2029	<del>380M</del>	380M	3.0000	2.6000	102.636	
09/01/2030	<del>390M</del>	390M	3.0000	2.6250	102.773	
09/01/2031	<del>405M</del>	405M	3.0000	2.6500	102.585	
09/01/2032	<del>405M</del>	415M	3.0000	2.7000	102.210	

Total Interest Cost:	<del>\$661,942.50</del>	\$659,312.50
Premium:	<del>\$67,166.05</del>	\$66,268.50
Net Interest Cost:	<del>\$594,776.55</del>	\$593,044.00
TIC:	<del>2.661544</del>	2.664410

Total Insurance Premium: \$0.00

Time Last Bid Received On: 04/26/2022 10:42:47 CDST

This proposal is made subject to all of the terms and conditions of the Official Bid Form, the Official Notice of Sale, and the Preliminary Official Statement, all of which are made a part hereof.

Bidder: UMB Bank N.A., Kansas City, MO  
Contact: Kristin Koziol  
Title: VP  
Telephone: 816-860-7223  
Fax: 816-843-4325

Issuer  
Name: City of Pittsburg

Company  
Name: UMB Bank, N.A.

Accepted  
By:

Cheryl L. Brooks

Accepted By:

Kristin Koziol

Date: April 26, 2022

Date: April 26, 2022