



Agenda Item Report

City Commission - Jan 05 2021

Department	Staff Contact
Finance	Jeremy Willmoth, Director

Recommendations

Consider adopting Resolution No. 7351 authorizing various public improvements and the issuance of general obligation bonds and/or temporary notes to finance all or a portion of the costs of certain improvements.

Executive Summary

There were a number of projects included in the 2021-2025 Capital Improvement Plan (CIP) that were identified to be paid for with general obligation bonds. The CIP was adopted as part of the budget process for 2021.

In order to use tax-exempt financing, the City must adopt a resolution and publish notice of the City's intent is to issue tax-exempt general obligation bonds to pay for said improvements. However, this action does not obligate the City to issue debt for the projects noted.

All projects that are anticipated to be financed using general obligation bonds in the upcoming 2021 general obligation bond issuance are identified in the attached resolution in Exhibit A. It should be noted that some of these projects have already received prior authorization by the City Commission.

Exhibit A identifies projects that have already received authorization and are remaining as initially presented, projects that have received authorization but an amendment is being requested, and projects that have not received prior authorization but were identified to be financed using general obligation bonds in the upcoming year.

It should also be noted that projects that span across multiple years, have the entire project budget included in Exhibit A. This helps with reporting and tracking of CIP projects.

Additionally, one project has been added to Exhibit A that was not presented during the 2021-2025 CIP discussion related to additional improvements of the Bowersock dam (construction of the retaining wall north of Abe & Jake's Landing). The item is being considered by the City Commission January 5, 2021 and if approved would use general obligation bonds to finance.

This is being presented at the beginning of 2021 to help ensure that debt funded projects identified in the Capital Improvement Plan, receive the proper authorization in a timely manner.

Strategic Plan Critical Success Factor

Effective Governance/Professional Administration
Innovative Infrastructure and Asset Management
Core Services
Sound Fiscal Stewardship

Fiscal Impact

Projects were identified throughout the budget process and adopted 2021-2025 CIP. The repayment of bonds was included in the 2021 budget.

Action Requested

Adopt Resolution No. 7351.

Attachments

[Resolution No. 7351](#)

RESOLUTION NO. 7351

A RESOLUTION AUTHORIZING VARIOUS PUBLIC IMPROVEMENTS AND THE ISSUANCE OF GENERAL OBLIGATION BONDS AND/OR TEMPORARY NOTES TO FINANCE ALL OR A PORTION OF THE COSTS OF CERTAIN IMPROVEMENTS.

WHEREAS, the City of Lawrence, 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, pursuant to Ordinance No. 9707, the City has previously approved the 2020-2024 Capital Improvement Plan (the “2020-2024 CIP”); and

WHEREAS, pursuant to Ordinance No. 9799, the City has previously approved the 2021-2025 Capital Improvement Plan (the “2021-2025 CIP”); and

WHEREAS, Charter Ordinance No. 46 was previously approved by the City and pursuant to Article 12, Section 5 of the Constitution of the State of Kansas (the “Home Rule Amendment”), and such Charter Ordinance authorizes the governing body of the City to make the following improvements and to issue its general obligation bonds and/or temporary notes to finance the costs of a variety of public improvements as further described therein; and

WHEREAS, the City now seeks to authorize certain improvements and the issuance of general obligation bonds or notes to finance the costs of such improvements previously included in the 2020-2024 CIP and/or the 2021-2025 CIP, all as set forth in **Exhibit A** attached hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LAWRENCE, KANSAS, AS FOLLOWS:

Section 1. Approval of the Projects. The governing body of the City hereby authorizes and orders the construction of the improvements described in **Exhibit A** attached hereto, or ratifies the prior authorization to construct improvements described in **Exhibit A** that have previously been authorized by ordinance or resolution of the governing body.

Section 2. Issuance of General Obligation Bonds and/or Temporary Notes. Pursuant to Charter Ordinance No. 46, the governing body of the City hereby authorizes (or ratifies prior authorization of) the issuance of general obligation bonds and/or general obligation temporary notes to fund the improvements authorized in Section 1 of this Resolution. Such general obligation bonds and/or general obligation temporary notes may be issued in the maximum principal amounts set forth in **Exhibit A** attached hereto. The City expects to make expenditures prior to the issuance of such general obligation bonds and/or general obligation temporary notes, and any such tax-exempt general obligation bonds and/or general obligation temporary notes issued under the authority of this Resolution may be used to reimburse expenditures made on or after the date that is 60 days before the date of passage of this Resolution pursuant to U.S. Treasury Regulation §1.150-2.

Section 3. Further Authority. The Mayor, City Manager, City Clerk, and Finance Director and other appropriate officers and agents of the City are hereby authorized and directed to take such action, expend such funds and execute such documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 4. Effective Date. This Resolution shall take effect and be of force from and after its passage by the governing body of the City and approval by the Mayor.

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PASSED by the governing body of the City of Lawrence, Kansas, on January __, 2021 and **APPROVED AND SIGNED** by the Mayor.

APPROVED:

Bradley R. Finkeldei
Mayor

ATTEST:

Sherrí Riedemann
City Clerk

APPROVED AS TO FORM:

Toni R. Wheeler
City Attorney

EXHIBIT A

2021 FINANCING: PROJECT AUTHORIZATIONS

Projects with Prior City Commission Authorization (Changes Requested)

19th Street Reconstruction—Harper to O’Connell MS-21-0002 (Previously PW17E3CIP)

Prior Authorizing Resolution: Resolution No. 7280

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$3,625,000

General Obligation Bond Authorization Amount: \$2,200,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Reconstruction of 19th Street from Harper to O’Connell Street, including but not limited to construction, curbing, guttering, paving, sidewalk and pedestrian path construction, drainage improvements, pavement marking, signing, and all related design, engineering and inspection work, and all necessary and related improvements.

Summary of Changes: Resolution No. 7280 gave authorization to improve 19th Street from Harper to O’Connell in an amount not to exceed \$1,775,000 plus issuance costs and interest. The increased authorization includes the proportion of the project initially requested to be paid for by the County.

17th and Alabama Drainage Improvement MS-21-0009 (Previously PW19S1CIP)

Prior Authorizing Resolution: Resolution No. 7293

Anticipated Life Cycle: 50 years

Estimated Total Project Cost: \$3,000,000

General Obligation Bond Authorization Amount: \$3,000,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Improvements to the City’s storm sewer system, including design, alteration, repair, reconstruction, remodel, renovation, replacement or making additions to, the City’s storm sewer system, at the following locations:

- Alabama Street from 17th Street to 20th Street;
- Missouri Street from 18th Street to 19th Street;
- Maine Street from 19th Street to 20th Street; and
- 20th Street from Alabama Street to Naismith Drive.

Summary of Changes: Resolution No. 7293 gave authorization to improve 17th and Alabama

Drainage in an amount not to exceed \$2,500,000 plus issuance costs and interest. The increased authorization aligns with the current estimated project estimates.

Riverbank Stabilization PW17E9CIP

Prior Authorizing Resolution: Resolution No. 7280

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$1,800,000

General Obligation Bond Authorization Amount: \$1,800,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Resolution No. 7280 gave authorization to repair, renovate and reconstruct portions of the Kansas River riverbank located at 502 South Powerhouse Road and all related design, engineering and inspection work in an amount not to exceed \$1,000,000 plus issuance costs and interest. The increased authorization aligns with the current estimated project estimates for additional design, repair and construction of the retaining wall.

New Projects Requesting City Commission Authorization

23rd Street—Haskell Bridge to East City Limits MS-21-0005 & MS-22-0005

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$10,960,000

General Obligation Bond Authorization Amount: \$3,450,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Reconstruction of 23rd Street from Haskell Bridge to East City Limits, including but not limited to construction, curbing, guttering, paving, sidewalk and pedestrian path construction, drainage improvements, pavement marking, signing, traffic signs and signals, and all related design, engineering and inspection work, and all necessary and related improvements.

Wakarusa—Research Parkway to 23rd Street MS-21-0017, MS-22-0017, & MS-23-0017

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$7,400,000

General Obligation Bond Authorization Amount: \$5,500,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Reconstruction of Wakarusa Street from Research Parkway to 23rd Street, including but not limited to construction, curbing, guttering, paving, sidewalk and pedestrian path construction, drainage improvements, pavement marking, signing, traffic signs and signals, bicycle facilities and all related design, engineering and inspection work, and all necessary and related improvements.

Terminal Building Rehabilitation and Americans with Disabilities Act Upgrades MS-21-0051

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 10 years

Estimated Total Project Cost: \$120,000

General Obligation Bond Authorization Amount: \$120,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Design, alteration, repair, reconstruction, remodel, renovation, replacement or making additions to, furnishing and equipping the Terminal Building, parking area and signage including but not limited to accessibility improvements.

Street Maintenance Program MS-21-8006

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 12-20 years

Estimated Total Project Cost: \$6,547,000

General Obligation Bond Authorization Amount: \$3,000,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Street construction, rehabilitation, reconstruction, curbing, guttering, paving, sidewalk and pedestrian path construction, drainage improvements, pavement marking, signing, and all related design, engineering and inspection work, at the following locations:

- Inverness Drive – Bob Billings Parkway to Clinton Parkway
- Lakeview Drive – Kasold Drive to North Iowa Street
- Noria Road – Railroad Tracks to East 23rd Street
- Greenway Circle, Greenway Drive, and East Hills Drive – East Hills Business Park

- Louisiana Street – 19th Street to 21st Street
- Brush Creek Drive – West 24th Street to Crossgate Drive
- Kresge Road – North Iowa Street to End of Street Right of Way
- Bluffs Drive – West 6th Street to McDonald Drive

Farmland Remedial Alternatives MS-21-9700 & MS-22-9700

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$5,500,000

General Obligation Bond Authorization Amount: \$5,500,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Design, construction and environmental remediation on property owned by the City at the City’s Lawrence Venture Park Business Park.

Lawrence Loop Trail—Routing, Design, Construction PR-21-2130 & PR-22-2520

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$1,820,000

General Obligation Bond Authorization Amount: \$750,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Design, alteration, repair, reconstruction, remodel, renovation, replacement or making additions to, furnishing and equipping the City’s trail system, including but not limited to any appurtenances related thereto, and associated engineering, design, inspection, removal, replacement, and construction costs:

- Santa Fe Depot to Constant Park
- Peterson Road to Sandra Shaw Trail

Water Spray Park—Burroughs Creek Park PR-21-2329

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 15 years

Estimated Total Project Cost: \$200,000

General Obligation Bond Authorization Amount: \$200,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Design, alteration, repair, reconstruction, remodel, renovation, replacement or making additions to, furnishing and equipping the City's parks and recreation areas and facilities located at Burroughs Creek Park, including any appurtenances related thereto, and associated engineering, design, inspection, removal, replacement, and construction costs thereto.

Field Operations Facility MS-21-0004

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 20 years

Estimated Total Project Cost: \$28,950,000

General Obligation Bond Authorization Amount: \$18,420,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Design, planning, construction, equipping and furnishing a new municipal services & operations department facility located at Lawrence Venture Park.

9th & Mississippi (Jayhawk Watershed Stormwater Improvements) MS-21-0030

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 50 years

Estimated Total Project Cost: \$6,300,000

General Obligation Bond Authorization Amount: \$6,300,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Improvements to the City's storm sewer system, including design, alteration, repair, reconstruction, remodel, renovation, replacement or making additions to, the City's storm sewer system located in the Jayhawk Watershed area between the Kansas River and 8th Street and Ohio Street.

Stormwater Replacement, Rehabilitation, Lining, & In House Construction MS-21-9801

Prior Authorizing Resolution: NONE.

Anticipated Life Cycle: 50 years

Estimated Total Project Cost: \$1,140,000

General Obligation Bond Authorization Amount: \$1,140,000 plus capitalized interest on any temporary financing and costs of issuance.

Statutory Authority: Charter Ordinance No. 46

Project Description: Improvements to the City's storm sewer system, including lining, design, alteration, repair, reconstruction, remodel, renovation, replacement or making additions to, the City's storm sewer system at various locations including, but not limited to:

- Sharon Drive
- 13th Street and Kentucky
- 24th Street & Rockland
- Jayhawk Watershed – Kansas River to 8th Street and Ohio Street