

ORDINANCE NO. 3800

AN ORDINANCE OF THE CITY OF DODGE CITY, KANSAS, TERMINATING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY (WAGON WHEEL ADDITION UNIT ONE); AND DIRECTING THE CALL FOR REDEMPTION OF CERTAIN OUTSTANDING BONDS AND PROVIDING FOR NOTICE OF SAID REDEMPTION.

WHEREAS, K.S.A. 12-5241 *et seq.* (the “Act”) authorizes certain cities incorporated in accordance with the laws of the state of Kansas (the “State”) to designate rural housing incentive districts within such city; and

WHEREAS, the City of Dodge City, Kansas (the “City”) is a city under the Act, and pursuant to the Act and Ordinance No. 3512, passed on March 21, 2011, the City established a rural housing incentive district in Wagon Wheel Addition, Unit One (the “Wagon Wheel 1 RHID”) and approved the plan for the development or redevelopment of the housing and public facilities within the Wagon Wheel 1 RHID (the “Plan”), which included a description of the improvements to be made within the Wagon Wheel 1 RHID and eligible to be paid from the property tax increment created by the development of the Wagon Wheel 1 RHID (the “Project”); and

WHEREAS, the legal description of the Wagon Wheel 1 RHID is set forth on *Exhibit A* attached hereto; and

WHEREAS, the City has issued certain general obligation bonds to pay a portion of the costs of the Project, and the City has accumulated sufficient funds, and hereby finds and determines that it is in the best interests of the City, to redeem a portion of such bonds prior to their stated maturity in the amounts and on the redemption date hereinafter set forth (the “Bonds”):

<i>Description</i>	<i>Series</i>	<i>Dated Date</i>	<i>Years</i>	<i>Amount</i>	<i>Redemption Date</i>
G.O. Refunding and Improvement Bonds	2012-B	08/01/2012	2023 – 2027	\$200,000	08/03/2023

WHEREAS, the purposes and costs associated with the implementation of the Plan and the construction of the Project have been completed, and the City desires to terminate the Wagon Wheel 1 RHID and redeem the Bonds.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS:

Section 1. RHID Termination. The Governing Body hereby terminates the Wagon Wheel 1 RHID. The Clerk is hereby authorized and directed to send a copy of this Ordinance to the Ford County Clerk, the Ford County Treasurer, and the Ford County Appraiser to provide notice of the termination of the Wagon Wheel 1 RHID.

Section 2. Bond Redemption. The Bonds are hereby called for redemption prior to their stated maturity as set forth above, in accordance with the resolution which authorized the Bonds. The Clerk is hereby authorized and directed to notify the State Treasurer of such call for redemption by

disseminating a Notice of Call for Redemption. The Clerk is further authorized and directed to cause the Paying Agent to notify the Owners of the Bonds in the manner set forth in the resolution authorizing the same and to provide for notice to be made in accordance with the provisions of Rule 15c2-12 of the Securities and Exchange Commission.

Section 3. Effective Date. This Ordinance shall take effect and be in force from and after its passage by the governing body and publication of the Ordinance or a summary thereof once in the official City newspaper.

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PASSED by the City Commission on June 19, 2023 and **SIGNED** by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

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CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on June 19, 2023; that the record of the final vote on its passage is found on page ____ of journal ____; and that the Ordinance or a summary thereof was published in the *Dodge City Daily Globe* on June 23, 2023.

DATED: June 23, 2023.

Clerk

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EXHIBIT A

LEGAL DESCRIPTION OF RURAL HOUSING INCENTIVE DISTRICT

Lots 1, 2, 3, 4, 5 and 6, Block 1, and Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, Block 2, Wagon Wheel Addition, Unit One to the City of Dodge City, Ford County, Kansas.

EXHIBIT B

Treasurer of the State of Kansas
Landon State Office Bldg.
900 Southwest Jackson, Suite 201
Topeka, Kansas 66612-1235

[CERTIFIED MAIL]

Stifel, Nicolaus & Company, Inc.
301 N. Main, Suite 800
Wichita, Kansas 67202

RE:

CALL FOR PARTIAL REDEMPTION

**CITY OF DODGE CITY, KANSAS
GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS
SERIES 2012-B, DATED AUGUST 1, 2012**

Notice is hereby given pursuant to K.S.A. 10-129, as amended, and pursuant to the provisions of Article III of Resolution No. 2012-25 (the "Bond Resolution") of the City of Dodge City, Kansas (the "Issuer"), that the above-mentioned bonds described in the attached Notice of Call for Redemption (the "Called Bonds"), have been irrevocably called for redemption and payment on August 3, 2023.

The Paying Agent is hereby requested to disseminate the attached Notice of Call for Redemption in accordance with K.S.A. 10-129 and the Bond Resolution. After redemption of the Called Bonds the Paying Agent is requested to complete the attached Paying Agent's Certification and forward a copy of same to the undersigned.

CITY OF DODGE CITY, KANSAS

By: _____
Clerk

NOTICE OF CALL FOR PARTIAL REDEMPTION

**CITY OF DODGE CITY, KANSAS
GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS
SERIES 2012-B, DATED AUGUST 1, 2012**

Notice is hereby given to the registered owners of the above-captioned bonds (the “Bonds”) that pursuant to the provisions of Article III of Resolution No. 2012-25 (the “Bond Resolution”) of the City of Dodge City, Kansas (the “Issuer”), that the portions of the above mentioned bonds described below (the “Called Bonds”), have been called for redemption and payment on August 3, 2023 (the “Redemption Date”), at the principal office of the Treasurer of the State of Kansas, Topeka, Kansas (the “Paying Agent”).

<u>Maturity Date</u>	<u>Principal Amount*</u>	<u>Interest Rate</u>	<u>CUSIP No. (Base: 256309)</u>
09/01/2023	\$40,000	3.000%	TX 3
09/01/2024	40,000	2.750%	TY 1
09/01/2025	40,000	3.000%	TZ 8
09/01/2026	40,000	3.125%	UA 1
09/01/2027	40,000	3.125%	UB 9

* Partial redemptions of the listed maturities

On the Redemption Date there shall become due and payable, upon the presentation and surrender of each such Called Bond, the redemption price thereof equal to 100% of the principal amount thereof together with interest accrued to the Redemption Date. Interest shall cease to accrue on the Called Bonds so called for redemption from and after the Redemption Date provided such funds for redemption are on deposit with the Paying Agent.

Neither the Issuer nor the Paying Agent shall be responsible for the selection or use of the CUSIP identification numbers shown above or printed on any of the Called Bonds. Said CUSIP identification numbers are included solely for the convenience of the owners of the Bonds.

Under the provisions of Section 3406(a)(1) of the Internal Revenue Code of 1986, as amended, paying agents making payments of principal on municipal securities may be obligated to withhold a 28% tax on the payment of principal to registered owners who have failed to provide the paying agent with a valid taxpayer identification number. Registered Owners of the Bonds who wish to avoid the imposition of the tax should provide a certified taxpayer identification number to the Paying Agent when presenting the Bonds for payment.

CITY OF DODGE CITY, KANSAS

By: _____
Treasurer of the State of Kansas
Topeka, Kansas, as Paying Agent

This Notice of Redemption shall be mailed by certified mail to the Treasurer of the State of Kansas, Topeka, Kansas, not less than 45 days prior to the Redemption Date and to Stifel, Nicolaus & Company, Inc., the original purchaser of the Called Bonds, not less than 30 days prior to the Redemption Date. Notice shall also be given to certain repositories in order to comply with the provisions of Rule 15c2-12 of the Securities and Exchange Commission. Notice may also be given in accordance with guidelines set forth in Securities and Exchange Commission Release No. 34-23856, but such notice is not required by law. The Paying Agent shall notify the registered owners of the Called Bonds as provided in K.S.A. 10-129 as amended, and the Bond Resolution.

PAYING AGENT'S CERTIFICATION

**CITY OF DODGE CITY, KANSAS
GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS
SERIES 2012-B, DATED AUGUST 1, 2012**

The State Treasurer, in its capacity as Paying Agent for the above-captioned Bonds, does hereby certify as follows:

1. Capitalized terms not defined herein, shall have the meanings ascribed thereto in the attached Notice of Call for Redemption or the Bond Resolution defined therein.
2. The Called Bonds have been called for redemption and payment on August 3, 2023 (the "Redemption Date").
3. The full redemption price of the Called Bonds as determined pursuant to the Bond Resolution is calculated as follows:

Principal Amount of Called Bonds	\$200,000.00
Accrued Interest to Redemption Date	<u>2,533.33</u>
Total	\$202,533.33

4. There was deposited with the Paying Agent the sum set forth above, which has been irrevocably pledged for the payment of the principal of, redemption premium, if any, and interest on the Called Bonds to the Redemption Date. In addition, sufficient funds have been deposited to provide for additional costs associated with such redemption.
5. The Notice of Call for Redemption, a copy of which is attached hereto, was disseminated in accordance with K.S.A. 10-129, as amended, and the Bond Resolution.

DATED as of August 3, 2023.

**TREASURER OF THE STATE OF KANSAS,
TOPEKA, KANSAS**

By: _____
Director of Fiscal Services

EXHIBIT C

EVENT NOTICE PURSUANT TO SEC RULE 15c2-12(b)(5)(C)

TO: The Municipal Securities Rulemaking Board via the Electronic Municipal Market Access system for municipal securities disclosures (www.emma.msrb.org)

Issuer/Obligated Person: City of Dodge City, Kansas (the “Obligated Person”)

Issue(s) to which this Report Relates and CUSIP Base Numbers for said Issues:

Description	Series	Dated Date	Maturities	Base CUSIP No.
G.O. Refunding and Improvement Bonds	2012-B	August 1, 2012	2023 – 2027 (Partial maturities)	256309

Event Reported: Redemption of above-referenced Bonds on August 3, 2023; see attached *Exhibit A*

The information contained in this Notice has been submitted by the Obligated Person pursuant to contractual undertakings the Obligated Person made in accordance with SEC Rule 15c2-12. Nothing contained in the undertaking or this Notice is, or should be construed as, a representation by the Obligated Person that the information included in this Notice constitutes all of the information that may be material to a decision to invest in, hold or dispose of any of the securities listed above, or any other securities of the Obligated Person.

For additional information, contact:

City of Dodge City, Kansas
City Hall
806 2nd Avenue
P.O. Box 880
Dodge City, Kansas 67801

CITY OF DODGE CITY, KANSAS

(PUBLISHED IN *DODGE CITY DAILY GLOBE* ON JUNE 23, 2023)

SUMMARY OF ORDINANCE NO. [____]

On June 19, 2023, the governing body of the City of Dodge City, Kansas passed an ordinance entitled:

AN ORDINANCE OF THE CITY OF DODGE CITY, KANSAS, TERMINATING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY (WAGON WHEEL ADDITION UNIT ONE); AND DIRECTING THE CALL FOR REDEMPTION OF CERTAIN OUTSTANDING BONDS AND PROVIDING FOR NOTICE OF SAID REDEMPTION.

The Ordinance provides for the termination of the Rural Housing Incentive District described therein, and for the redemption of a portion of the City's outstanding General Obligation Refunding and Improvement Bonds, Series 2012-B. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, City Hall, 806 2nd Avenue, P.O. Box 880, Dodge City, Kansas 67801. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at www.dodgecity.org.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: June 19, 2023.

City Attorney