

ORDINANCE NO. 3828

AN ORDINANCE OF THE CITY OF DODGE CITY, KANSAS, TERMINATING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY (SUMMERLON PHASE II RHID); AND ACKNOWLEDGING AND AUTHORIZING THE DISCHARGE OF THE BOND TRUST INDENTURE RELATED THERETO.

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. 3515, passed on April 18, 2011, the City established a rural housing incentive district in Summerlon Phase II, an addition to the City (the “Summerlon Phase II RHID”) and approved the plan for the development or redevelopment of the housing and public facilities within the Summerlon Phase II RHID (the “Plan”), which included a description of the improvements to be made within the Summerlon Phase II RHID and eligible to be paid from the property tax increment created by the development of the Summerlon Phase II RHID (the “Project”); and

WHEREAS, the legal description of the Summerlon Phase II RHID is set forth on *Exhibit A* attached hereto; and

WHEREAS, the City entered into a Bond Trust Indenture, dated as of September 1, 2011 (the “Indenture”), between the City and Security Bank of Kansas City, as successor trustee to UMB Bank, N.A. (the “Trustee”), and issued its \$550,000 original principal amount of Special Obligation Revenue Bonds, Series 2011 (Summerlon Phase II Project), dated September 15, 2011 (the “Series 2011 Bonds”), pursuant to the Indenture to pay all or a portion of the costs of the Project; and

WHEREAS, the purposes and costs associated with the implementation of the Plan and the construction of the Improvements have been completed, and the principal of and interest on the Series 2011 Bonds have been fully paid, and therefore the City desires to terminate the Summerlon Phase II RHID and discharge the Indenture.

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 Summerlon Phase II 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 Summerlon Phase II RHID.

Section 2. Satisfaction and Discharge of the Indenture. The City hereby acknowledges that the principal of and interest on the Series 2011 Bonds has been fully paid pursuant to the terms of the Indenture, and all other sums payable under the Indenture with respect to the Series 2011 Bonds have been paid. Therefore, pursuant to *Section 1102* of the Indenture, the City authorizes the execution of the certificate acknowledging discharge of the Indenture.

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 May 19, 2025 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 May 19, 2025; 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 May 22, 2025.

DATED: May 22, 2025.

Clerk

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EXHIBIT A

LEGAL DESCRIPTION OF RURAL HOUSING INCENTIVE DISTRICT

Lots One (1), Two (2), Three (3), Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twelve (12), Thirteen (13) and Fourteen (14), in Block Two (2); and Lots One (1), Two (2) and Three (3), in Block Three (3); and Lots Two (2), Three (3), Four (4), Five (5) and Six (6) in Block 4 (4), Summerlon Phase II, an Addition to the City of Dodge City, Ford County, Kansas, according to the Plat recorded in Plat Book "E" at page 62.

(PUBLISHED IN *DODGE CITY DAILY GLOBE* ON MAY 22, 2025)

SUMMARY OF ORDINANCE NO. _____

On May 19, 2025, 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 (SUMMERLON PHASE II RHID); AND ACKNOWLEDGING AND AUTHORIZING THE DISCHARGE OF THE BOND TRUST INDENTURE RELATED THERETO.

The Ordinance provides for the termination of the Rural Housing Incentive District described therein. 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: May 19, 2025.

City Attorney