

(Ordinance published at www.cityofhillsboro.net on December 8, 2023)

ORDINANCE NO. 1381

AN ORDINANCE AMENDING ORDINANCE NO. 1374 OF THE CITY OF HILLSBORO, KANSAS.

WHEREAS the governing body of the City of Hillsboro (the “City”) previously adopted Ordinance No. 1374 (the “Original Ordinance”) on July 25, 2023 and published August 9, 2023, which Original Ordinance, authorized and provided for the execution of a Lease Purchase Agreement dated as of August 15, 2023 (the “Lease”), under K.S.A. 10-1116b and 10-1116c (the “Act”), by and between the City, as lessee, and Central National Bank, as lessor, for the purchase certain equipment; and

WHEREAS, the parties desire to correct the description of certain equipment in the Lease; and

WHEREAS, in connection with the foregoing, the governing body of the City finds and determines it advisable to amend the Lease.

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

SECTION 1. Authority for and Execution of Amendment of Lease. It is hereby found, determined and declared to be necessary, and it is hereby authorized, ordered and directed that the City amend the Equipment Lease Purchase Agreement dated as of August 15, 2023 (the “Original Lease”) that to correct the description of certain equipment; and that in connection therewith, the Mayor and City Clerk shall execute on behalf of the City an Amendment of Lease dated December 6, 2023 (the “Amendment of Lease”), between the City, as lessee, and Central National Bank (the “Lessor”), as lessor, for the purpose of providing for the amendment of the Original Lease; said Amendment of Lease to be in substantially the form as it is presented today with such minor corrections or amendments thereto as the Mayor of the City shall approve, which approval shall be evidenced by his execution thereof.

SECTION 2. Effect of Amendments. Except as specifically set forth herein, or as amended hereby, the Lease is hereby ratified and confirmed and shall continue to be in effect.

SECTION 3. Further Authority. The Mayor and City Clerk are hereby individually authorized, directed and empowered, acting jointly or singly, in the name of the City, to expend such funds and do or cause to be done all such further acts and things as they, acting jointly or singly, may deem necessary, advisable, convenient, or proper in connection with the execution and delivery of any such Amendment of Lease and in connection with or incidental to the carrying of the same into effect, including without limitation the execution, acknowledgment, and delivery of such certificates of authority, incumbency certificates, acceptance certificates, receipts, bills of sale, and any and all certificates, instruments and documents which may be required by Lessor under or in connection with the Amendment of Lease.

SECTION 4. Effective Date. This Ordinance shall be in force and take effect from and after its adoption and approval and publication hereof one time in the City's official newspaper.

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PASSED, ADOPTED AND APPROVED by the governing body of the City of Hillsboro, Kansas on the 6th day of December, 2023.



ATTEST:

CITY OF HILLSBORO, KANSAS

A handwritten signature in blue ink, appearing to read "Lou Thurston", is written over a horizontal line.

Lou Thurston, Mayor

A handwritten signature in blue ink, appearing to read "Danielle Bartel", is written over a horizontal line.

Danielle Bartel, City Clerk