

Approved 3-20-90  
Date

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES

The meeting was called to order by Sen. Bill Morris at  
Chairperson

9:02 a.m./p.m. on March 14, 19 90 in room 254-E of the Capitol.

~~All members were present except~~ Members present:

Senators Morris, Doyen, Francisco, Hayden, Kanan, F. Kerr, Martin, Sallee, Thiessen and Vidricksen.

Committee staff present:

Ben Barrett, Legislative Research Department  
Hank Avila, Legislative Research Department  
Bruce Kinzie, Revisor of Statutes  
Louise Cunningham, Committee Secretary

Conferees appearing before the committee:

Pam Somerville, Department of Transportation  
Steve Montgomery, Kansas Oil Marketers Association  
Jeanne Kutzley, Assistant Attorney General

Hearing and Action on H.B. 2599 - Removal, modification or relocation of utility structures or facilities by department of transportation.

Pam Somerville said this bill was the subject of an interim study and the bill would grant the Secretary of Transportation the authority under certain circumstances to provide loans to public utilities to finance the relocation of facilities due to a highway project. It would be limited to not more than \$20,000 per utility for any single project. This would be helpful to small utilities such as rural water districts. This would prevent delays in major projects. A copy of her statement is attached. (Attachment 1).

A motion was made by Sen. Hayden to recommend H.B. 2599 favorably for passage. Motion was seconded by Sen. Vidricksen. Motion carried. Sen. Hayden will carry the bill on the floor.

Hearing and Action on H.B. 2680 - Motor fuel taxes, confidentiality of certain information.

Steve Montgomery said Gallonage Reports have been published by the Department of Revenue and distributed to the public since the mid-1970's. Since statutes have been passed on confidentiality the Department of Revenue is concerned that this publication may be in violation. There is no cost to the Department of Revenue in the printing of these reports and they are very useful to motor fuel distributors. This bill would clarify that motor fuel gallonage reports may be published as an exception to the confidentiality statutes. A copy of his statement is attached. (Attachment 2).

A motion was made by Sen. Francisco to recommend H.B. 2680 favorably for passage. Motion was seconded by Sen. Sallee. Motion carried. Sen. Francisco will carry the bill on the floor.

Hearing and Action on H.B. 2681 - Requiring certain disclosures by vehicle dealers.

Jeanne Kutzley said this bill would stop a specific misleading practice by used car dealers. Ads are placed which do not disclose that they are placed by a dealer. Some people feel that they get a better car and a better deal from an individual. Placing these blind ads are called "curbstoning". A copy of her statement is attached. (Attachment 3).

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES,  
room 254-E, Statehouse, at 9:02 a.m. ~~p.m.~~ on March 14, 1990

A motion was made by Sen. Francisco to recommend H.B. 2681 favorably for passage. Motion was seconded by Sen. Kanan. Motion carried. Sen. Morris will carry the bill on the floor.

A motion was made by Sen. Thiessen and was seconded by Sen. Sallee to approve the Minutes of February 27, 1990. Motion carried.

Meeting was adjourned at 9:40 a.m.

SENATE TRANSPORTATION AND UTILITIES COMMITTEE

Date 3-14-90 Place 254-E Time 9:02

GUEST LIST

NAME	ADDRESS	ORGANIZATION
AND CUNNING	3605 SW 11th TOPEKA	AG'S OFFICE
James Kutsky	301 W 10th Topeka, KS	AG's office
Debra Poling	Topeka, KS	Dept. of Revenue
Joseph Krahn	Topeka	KDOT
GARY GRUBBS	TOPEKA	KDOT
Pam Somerville	TOPEKA	KDOT
Steve Montgomery	Topeka	KOMA
Tom Whitaker	Topeka	Ks Motor Carriers Assn
M. Hawver	"	Capital Journal
Roger W. BARR	"	T.C.U.
John L. Thurg	KANSAS CITY, KS	Russell's Express Inc
Jim Kasperski	KANSAS CITY, KS	ROADWAY EXPRESS

STATE OF KANSAS



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KANSAS DEPARTMENT OF TRANSPORTATION

*Docking State Office Building  
Topeka 66612-1568  
(913) 296-3566*

Horace B. Edwards  
*Secretary of Transportation*

March 14, 1990

Mike Hayden  
*Governor of Kansas*

MEMORANDUM TO:           The Honorable Bill Morris, Chairman  
                                  Senate Utilities and Transportation

REGARDING:                House Bill 2599  
                                  Relocation of Utilities

Good Morning Mr. Chairman and members of the Committee. Thank you for the opportunity to appear before you today in support of House Bill 2599. This bill, a result of the 1989 Interim Committee, addresses the removal, modification or relocation of public structures or facilities and would allow the Department of Transportation to advance funds for these purposes in limited situations.

It is generally understood that utility lines and structures are frequently located on public highway rights of way. This saves the utility the cost of obtaining its own easement. Therefore, the small

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utilities, such as rural water districts, are attracted to this procedure. There are times when problems arise when highway modification becomes necessary. At that time, the utility may have difficulty financing the relocation. They are not large enough to have budgeted for a possible relocation, and securing financing may be time consuming. It is at this point that HB 2599 would be helpful to permit KDOT to advance the funds necessary for the relocation. The bill provides that the advance would be repaid within sixty (60) months with interest.

Generally, if federal funding is involved in a project, the Federal Highway Administration requires all utility relocation arrangements be consummated prior to KDOT being permitted to let the construction contract. Thus, it is easily seen that the problems of one small utility seeking relocation financing can delay progress of a major project. It is anticipated that H.B. 2599 will help in alleviating this problem. The bill limits advancements to \$20,000 per project for any specific utility. As stated previously, it also provides for repayment of the loan within 60 months. The original bill provided repayment with interest at the same rate as court judgements. The House Committee amended the bill to set the rate of interest at the rate the Pooled Money Investment Board establishes for the state's inactive accounts. At the time the bill was amended,

and until May 1, 1990, the interest rate is 7.65%.

The bill also directs that the Secretary shall adopt regulations concerning the criteria and procedure to be followed in its implementation.

Thank you for your consideration of HB 2599.

ALDERSON, ALDERSON, MONTGOMERY & NEWBERY

ATTORNEYS AT LAW

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P.O. BOX 237  
TOPEKA, KANSAS 66612-1840

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C. DAVID NEWBERY  
JOSEPH M. WEILER  
JOHN E. JANDERA  
DANIEL B. BAILEY

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(913) 232-0753  
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(913) 232-1866

TESTIMONY IN SUPPORT OF HB NO. 2680

TO: Senate Transportation Committee  
FROM: Steve Montgomery, Kansas Oil Marketers Association (KOMA)  
DATE: March 14, 1990

I am Steve Montgomery, appearing on behalf of KOMA in support of HB No. 2680. This legislation is the offspring of a cooperative venture on behalf of KOMA and the Kansas Department of Revenue to clarify that the publication of Quarterly Gallonage Motor Fuel Reports may continue.

Background

Quarterly Gallonage Motor Fuel Reports have been published by the Kansas Department of Revenue and disseminated publicly at least since the mid-1970's, and probably much longer. The only information contained in the reports is the gross number of gallons that licensed motor fuel distributors have handled during the particular quarter. In 1985, a series of confidentiality statutes relating to tax return information became law. Although the passage of these confidentiality statutes was never intended to impede the publication of the motor fuel gallonage reports, the Department of Revenue has recently become sensitive to the possible application of criminal penalties in K.S.A. 75-5133 resulting from improper disclosure of tax information. The purpose of this legislation is

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to clarify that motor fuel gallonage reports may be published as an exception to the confidentiality statutes.

**The State Incurs no Costs to Publish the Reports**

In 1985, KOMA and the Department of Revenue entered into a written agreement, whereby KOMA agreed to pay to the Department of Revenue any costs associated with the gallonage reports. Since that time, KOMA has agreed to publish and disseminate the reports within certain guidelines and has assumed the responsibility for disseminating the reports to all interested parties without regard to their membership in KOMA. Consequently, the Department recoups all its costs relating to the reports.

**The Reports are Useful to KOMA**

KOMA provides services to motor fuel distributors of all sizes. It has traditionally prorated membership dues based upon the size of the distributor. KOMA relies upon the gallonage reports to prorate membership dues. The members of KOMA feel that this method of computation is simple and equitable.

**The Reports are Useful to the Industry**

Motor fuel distributors, regardless of whether they are KOMA members, find the gallonage reports useful. The reports help distributors to better understand their own businesses in the context of other distributors' businesses. For example, if a distributor has experienced a decrease in the volume of motor fuel it is handling, the distributor may use the



reports to determine whether the business downturn is also being experienced industry-wide or regionally. At the same time, the disclosure of this information does not reveal any trade secrets or create competitive advantages

**The Reports are Useful to the General Public**

The information contained in the gallonage reports can be useful to members of the general public. Anyone interested in motor fuel distribution trends in a particular geographic area or particular business could utilize the reports. A non-industry member interested in purchasing a motor fuel distributorship could utilize the gallonage reports in evaluating the purchase of the business based upon volume history.

The passage of HB No. 2680 would be beneficial to all concerned. It would have no fiscal impact. We respectfully request that the Committee report the bill out favorably.

# Motor Fuel Gallonage Report



## SECOND QUARTER 1989

This motor fuel gallonage report is printed and distributed by the Kansas Oil Marketers Association based upon gallonage figures compiled by the Kansas Department of Revenue.

The data that follows is taken from the (monthly) tax reports as reported by licensed distributors. It will not show all corrections.

Tax-paid gallonage reflects motor fuel "received" and does not mean that all such gallonage has been sold at retail. Some of the gallonage could still be in storage of the distributor.

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GALLONS TAXED indicates gallonage on which the motor fuel tax was paid.

EXPORT column indicates gallonage exported into another state from Kansas licensed bulk plants and pipeline terminals.

NONE REPORTED indicates reports not available or complete at the date of compilation.

A list of LICENSED IMPORTERS immediately follows the distributor list.

For information on subscriptions, contact the Kansas Oil Marketers Association, Suite 804, Merchants National Bank, Topeka, Kansas, 66612. Phone (913)233-9655.

		SEC QUARTER OF 1980 SEC		QUARTER OF	
		EXPORTS	GAL TAXED	EXPORTS	GAL TAXED
1170	ALBERS OIL CO	CA ASHLAND	KS		
1965	ASHLAND COOP EXCHANGE	CA ASHLAND	KS		44,397
1360	JERRYS SERVICE	CA ENGLEWOOD	KS	17,516	41,614
0510	MINNEOLA COOP INC	CA MINNEOLA	KS		94,637
1388	PREISNER BROTHERS PHILLIPS 66	CA ASHLAND	KS		
0239	PREISNER INC	CA ASHLAND	KS		
1948	BEGNOCHE OIL CO	CD MILTONVALE	KS		25,236
1525	BOYDS INC	CD CONCORDIA	KS		319,402
1663	CHRISTENSEN OIL CO INC	CD CONCORDIA	KS		
0501	CLYDE COOPERATIVE ELEV ASSN	CD CLYDE	KS		
1706	COOPERATIVE SERVICE ASSN	CD CONCORDIA	KS		
0304	DOUBLE CIRCLE FARM SUPPLY CO	CD CONCORDIA	KS		
1997	HENDERSON TRUCK STOP INC	CD CONCORDIA	KS	280,739	222,788
1451	LARSON HINI GAS & MIX SHOP	CD GLASCO	KS	103,837	89,488
0938	MURK AUTOMOTIVE	CD CONCORDIA	KS	77,870	54,348
0420	TAYLOR OIL CO	CD CONCORDIA	KS		
		CD MILTONVALE	KS	48,202	43,134
0855	BOLTON OIL COMPANY	CF BURLINGTON	KS		24,961
1797	DEAN KNIGHT OIL CO INC	CF LEBO	KS	53,142	126,809
0463	GRANGER OIL COMPANY INC	CF LEBO	KS	130,284	
1624	KISTNER, RUSSELL	CF WAVERLY	KS		48,696
0554	KISTNER, RUSSELL	CF WAVERLY	KS	51,912	157,965
0738	LE ROY COOP ASSOCIATION	CF LE ROY	KS	146,984	
1037	LEBO IMPLEMENT CO INC	CF LEBO	KS		41,353
0036	LEWIS OIL CO INC	CF BURLINGTON	KS	140,955	88,465
0381	RODGERS OIL CO INC	CF GRIDLEY	KS		
1714	RODGERS OIL COMPANY	CF GRIDLEY	KS	94,015	
1447	UNITED OIL CO INC	CF BURLINGTON	KS	136,907	
1908	FARMERS COOPERATIVE ASSOCIATION	CK COLUMBUS	KS	551,666	56,910
0794	HALE PETROLEUM CO	CK COLUMBUS	KS	243,147	1,344,292
1666	HAMM OIL CO	CK COLUMBUS	KS		
0380	LOPP OIL CO INC	CK COLUMBUS	KS		336,859
1428	LOPP OIL COMPANY	CK COLUMBUS	KS	250,805	
0568	RANDALL OIL CO	CK BAXTER SPGS	SKS		29,696
1115	ROBISON OIL COMPANY INC	CK COLUMBUS	KS		
0495	SIMPSON OIL COMPANY	CK COLUMBUS	KS		
1721	BURDEN OIL COMPANY	CL BURDEN	KS		
0975	DECOUDRES OIL CO	CL WINFIELD	KS		129,856
0016	DUNGEYS OIL CO	CL WINFIELD	KS	63,971	151,912
0623	FELTS OIL COMPANY INC	CL WINFIELD	KS	177,799	527,192
0681	HACKNEY FARMERS U COOP ASSN	CL WINFIELD	KS	500,490	
1913	HITTLE SERVICE INC	CL WINFIELD	KS	16,801	16,835
0350	HOPKINS OIL INC	CL WINFIELD	KS	68,389	49,212
0151	JIMS TOTAL SERVICE	CL ARKANSAS CITY	KS	249,758	299,096
0260	KISTLER SERVICE STATION	CL ARKANSAS CITY	KS	86,058	105,168
0179	MASON OIL INC	CL UDALL	KS		150,486
1308	MIKE GROVES OIL INC	CL ARKANSAS CITY	KS	317,351	290,633
1637	MILLER OIL CO	CL ARKANSAS CITY	KS	215,289	208,794
0119	RAKIES OIL COMPANY	CL ARKANSAS CITY	KS	62,196	62,279
1152	SCOTTS OIL COMPANY	CL ARKANSAS CITY	KS	114,244	113,723
1979	SHRIVER TIRE & OIL CO	CL ARKANSAS CITY	KS	34,805	40,054
0618	SMITH OIL CO	CL ARKANSAS CITY	KS	123,695	126,730
0646	TREDWAY FUEL CO	CL WINFIELD	KS		
0732	TWO RIVERS CONSUMERS COOP ASSN	CL WINFIELD	KS		
1966	WALDECK OIL CO	CL ARKANSAS CITY	KS	66,842	67,612
0757	WILSON OIL CO INC	CL ARKANSAS CITY	KS	57,316	27,738
0244	WINFIELD FARMERS UNION COOP ASSN	CL WINFIELD	KS	708,611	697,734
0234	YOUNG OIL COMPANY	CL WINFIELD	KS	290,760	285,247
		CL DEXTER	KS		
1094	C & B SHORT SHOP	CM COLDWATER	KS		49,920
0194	HESS SERVICE	CM COLDWATER	KS	41,471	
0471	INDEPENDENT OIL CO INC	CM COLDWATER	KS		
0538	KROFF OIL COMPANY	CM COLDWATER	KS		
0419	LOUCKS SERVICE	CM PROTECTION	KS	49,447	48,203
1751	OLLER FARMS INC	CM COLDWATER	KS		
0364	PROTECTION COOP SUP CO	CM PROTECTION	KS	135,411	128,065
0238	WILMORE OIL CO	CM WILMORE	KS	190,908	232,106
0944	AMSBERRY OIL CO	CN BIRD CITY	KS		96,401
0651	BUDS BULK SERVICE INC	CN SAINT FRANCIS	KS	113,043	
0771	FOUR CIRCLE COOP	CN BIRD CITY	KS	118,891	98,854
0527	LEIBBRANDT OIL CO	CN SAINT FRANCIS	KS	106,749	92,801
0685	NIPPS, ROY	CN SAINT FRANCIS	KS		
0206	ST FRANCIS MERC EQUITY EXC	CN SAINT FRANCIS	KS	3,226	120,715
0776	CEDAR VALE COOP EXC	CQ CEDAR VALE	KS		52,666
1313	FADELY OIL COMPANY INC	CQ SEDAN	KS	56,510	
1846	SALSMAN OIL CO	CQ SEDAN	KS		
0371	SALSMAN OIL CO	CQ PERU	KS	153,096	213,542
0826	BO'S 1 STOP INC	CR PITTSBURG	KS		
1694	BURKE & SONS OIL CO	CR PITTSBURG	KS		
0221	BURKE OIL CO INC	CR PITTSBURG	KS	14,390	112,485
1725	DOBRAUC OIL COMPANY INC	CR FRONTENAC	KS		163,728
0663	DOUE OIL CO	CR ARMA	KS	47,449	71,377
1588	FLEMING PETROLEUM INC	CR PITTSBURG	KS	254,222	1,593,118
0628	LANGFORD OIL CO	CR PITTSBURG	KS		
0894	MCCUNE FAR UN COOP ASSN	CR PITTSBURG	KS		
0022	PEAK OIL COMPANY INC	CR MCCUNE	KS		86,841
0636	PRIDEAUX OIL CO INC	CR GIRARD	KS	104,115	69,837
		CR PITTSBURG	KS	70,181	9,335



STATE OF KANSAS

OFFICE OF THE ATTORNEY GENERAL

2ND FLOOR, KANSAS JUDICIAL CENTER, TOPEKA 66612-1597

ROBERT T. STEPHAN  
ATTORNEY GENERAL

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TESTIMONY OF  
ASSISTANT ATTORNEY GENERAL D. JEANNE KUTZLEY  
TO THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES

RE: H. B. 2681

March 14, 1990

Mr. Chairman and Members of the Committee:

My name is Jeanne Kutzley, Assistant Attorney General.

Attorney General Stephan offers this bill to stop a specific misleading practice by used car dealers.

Some people feel at a disadvantage dealing with car dealers' representatives. They feel they get a better car and a better deal from an individual. Some car dealers have figured out a way around that. It's called "curbstoning."

These car dealers place "blind ads". Those ads may have only a short description of the car and a phone number. One example is attached. The buyer is lead to believe the car belongs to an individual. Some dealers carry the scam further and never actually disclose that the car belongs to a dealer. In the case of the attached ad, an individual placed these ads, sold the car and never disclosed the dealership connection.

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Only if the buyer knew how to read the back of a car title could he or she figure out that the car belonged to a dealership. Since by law the seller has 30 days to provide a title, the buyer might not have any way to discover for 30 days that a dealer was the seller.

In addition, most buyers expect a warranty from a car dealership but not from an individual. If they never know the car belongs to a dealer, they may not know they are afforded the protections of an implied warranty.

The recommended language would make it a per se violation of the Kansas Consumer Protection Act if the dealer does not disclose that the car is sold by a dealer.

H.B. 2681.2

de Home, 2 BR, AC, 2 sheds, new excellent cond. 842-

erty, CA, shed, ve, good shape. 25/mo. plus \$95 nice park. 749-

**LOADMOOR HOME.** 12' x 65' 1-273-9282

ine. 2 BR. Price excellent cond. 1-237-4522

villa, extremely kept, 14'x70' icent model. 2th CA, W/D DW, garbage rome built-ins. 1841-3958, 6 p.m.-

le Home. 14x80. appreciate. 876-

**REACTION**

**motors 271**

er with Trailer ond. \$700 755-2424

ts Run About l with 110 Merard motor. Like 842-1426.

l, 165 hp, merc. \$3,600. 42-3099

ski boat, 140 in-m trailer includ- 8933.

wasaki 650 SX let ski 843-9030

ET SKIS HEAP dition. 841-5677.

**Goods 274**

**ns/Longarms**

aimed shotguns, als & revolvers. choose from. d. Buy, sell, & Credit cards Jayhawk Pawn & 804 W. 6th. 749-

**PORTATION**

**- Classic 281**

rd Victoria. paint & chrome. \$3,000 or best 7014 after 5:30

**- Mopeds 282**

**mondale**

l 12 spd. racing pd. touring bike. cond. Credit 7014 after 5:30

silver white interior, must sell. Best offer, call Bud after 6 p.m., 842-8689.

1980 CHEVY CHEVETTE 83,000 miles. \$800. 841-3648

1980 Dodge Omni 4 dr., AC, auto. Runs great. Under \$2,000. Contact Craig, Tony's Nissan, 842-0444.

1980 Mercury Monarch - Low miles, 4 door, 6 cyl automatic, air, good tires. Call Brad Hunt at Laird Noller Motors, 843-3500.

1981 Ford Escort GLX Wagon. Loaded, 4 spd., AC, low miles, excellent cond. Must sell. \$1,250 or best offer. 841-2131.

1981 Mercury Zephyr Wagon. 6 cyl., AT, AC, FM, cruise, clean. Call DOUG FRANCO at 843-3500. Laird Noller Motors.

1982 Ford Escort 4 dr. wagon, runs great, \$2,000. 1979 Mercury Monarch, interior & exterior good condition, \$1,500. 841-3691.

1983 Buick Century 4 dr., V6, AT, many extras, excellent cond. Call after 6 p.m. 841-2375.

1983 Chrysler E class, 4 dr., PS, PB, AT, AM/FM, PW, 70,000 miles, no rust, no damage, very clean. \$3,350. 841-0207.

1983 FORD ESCORT 4 dr., stick, good tires, excellent cond. \$1,175 or best offer. 841-2131.

1983 Mercury Capri, clean, AT, sunroof. Great student car, can finance. Chuck at Tony's Nissan, 842-0444.

1984 Lincoln Mark VII This one has everything including a sunroof. Local trade-in. Call Don Payne at 843-3500. Laird Noller Ford.

1984 Mercury Lynx - Low miles - 4 spd. Rear defrost, stereo, \$3,900. Call Brad Hunt at Laird Noller Motors, 843-3500.

1985 Escort GL wagon. Auto, AC, cruise, stereo, great family car. Call Craig, Tony's Nissan, 842-0444.

1985 Ford Tempo GL. Clean, 4 dr., blue, AC, PS, PB, \$3,300/best offer. 842-8653.

1985 Plymouth Horizon, only \$2,995! No kidding! Don't wait. Come see. Bowe at Tony's Nissan today.

1985 Pontiac 6000, AT, AC, AM/FM cass., PL, 6 cyl., only 39,000 miles, clean car. Call 843-3500, ask for Pat McNeil or come down to Laird Noller Used Cars & see me.

1986 Buick Somerset, dark grey, loaded. Very pretty car. Call Chuck at Tony's Nissan, 842-0444.

down to Laird Noller Used Cars & see me.

1987 Nissan Stanza, air, auto, save a bunch off new car price. Call Chuck at Tony's Nissan, 842-0444.

1988 Honda Accord LX. Dark blue, low miles, \$11,000, 842-1034.

1988 Nissan Sentra HB, perfect economy car. Call or see Bowe at Tony's Nissan, 842-0444.

1989 Nissan Sentra, 5 spd., AC, 2 dr., only 2,600 miles! See Mike Knight today at Tony's Nissan, 842-0444.

**Motorcycles 285**

Must sell. 1981 Yamaha Special, excellent shape, 1,300 miles, new battery & tires, \$900 or best offer. 887-6156.

Ninja 750 1987, 10,000 miles, 1 yr warranty, \$3,350. Rick, 749-2340 after 6 p.m.

1974 Suzuki, runs great, \$200 negotiable. Fully functional. 843-8219.

1975 Honda 550/4 with Wind-jammer 3 fairing. \$500. Must see to appreciate. 1-594-3957

1979 Kawasaki KZ 1000 Good cond., good tires. \$800 or best offer. 542-3472.

1979 1100XS Yamaha. Custom paint, new tires, seat, oil & filter, road ready, smooth, fast shaft drive. \$2,400 or best offer. 841-1842 after 3:30 p.m. weekdays.

1981 Honda CX500. Water cooled, shaft drive, only 6,000 miles, never wrecked. \$750 or best offer. 841-2131.

1981 Honda Goldwing 16,000 miles, make offer. 242-5723

1982 Kawasaki 750 LTD Asking \$750. 542-2633 or 542-2269 after 5 p.m.

1983 HONDA GOLDWING 18,000 miles. \$3,000 or best offer. Possible trade. 843-5803 before 6. 842-5279 after 6.

1988 Harley Davidson 883 Sportster, only 4,000 miles, all extras, Candy Apple Red, perfect cond. 843-1056.

1986 Honda Shadow 1100. Leather saddle bags, hwy pegs, custom grips, cruise, removable sport shield, top cond., 5,500 miles, \$3,350. 1-845-3975.

1987 RAZZ MOPED Low miles. \$375. 749-4405

**Parts - Services 286**



(c) Certain traffic sign equipment for the City fire dep

WHEREAS, all legal req Improvements have been con ing body of the City now finds a cost of the Improvements at least \$1,810,000, with \$1,363,248 the owners of the property with Improvements and with \$446,7 by the City at large; and

WHEREAS, the governing ed by law to issue general obl pay the costs of the Improve

WHEREAS, the governing tised the sale of its general obl with the law and at a meeting awarded the sale of such bonds

WHEREAS, the governing finds and determines that it authorize the issuance and del tion bonds in the principal amounts, the costs of the Improvements.

NOW, THEREFORE, BE GOVERNING BODY OF THE KANSAS, AS FOLLOWS:

**ARTICLE DEFINIT**

Section 101. Definitions of W "Act" means the Constituti of Kansas including K.S.A. 1 K.S.A. 10-620, et seq., and K.S.A. 685 to 12-690, inclusive and K.S. 12-110c, all as amend

"Authorized Investments" vestments authorized by K.S.A thereto; (b) direct obligat Government or any agency th porary notes issued pursuant t ments thereto; (d) interest-bea mercial banks or trust compan counties in which the City is loc the Federal Deposit Insuranc Savings and Loan Insurance Co

by securities described in (b) ab federal national mortgage asso banks or the federal home loani repurchase agreements collu described in (b) or (c) above; (f or other obligations of a finan tions of which at the time of inve of the three highest rating ce vestors Service or Standard & P vestments and shares or units of trust the portfolio of which l securities described in (b) or evidencing ownership interests thereof described in (b) or (c) al or other obligations issued by an of Kansas as defined in K.S.A. l obligations of the municipality; bonds of any municipality of thel in K.S.A. 10-1101 which have be their maturity and are fully secu clpal and interest thereon by escrow agreement with a bank, (b) or (c) above.

"Bond and Interest Fund" terest Fund of the City for its gen "Bond Counsel" means thel any other attorney or firm of ath matters relating to the issuanc and their political subdivisions and acceptable to the City.

"Bondowner" shall have u term Owner.

"Bond Registrar" means the Kansas, Topeka, Kansas, and its "Bonds" means the Series I the Ordinance in the aggreg \$1,810,000, and dated June 1, 1989.

"City" means the City of La "City Clerk" means the duly ty Clerk or, in the City Clerk's ab and/or elected Deputy City Cler the City.

"Code" means the Internal amended, and the applicable reg mulgated thereunder of the Uni the Treasury.

"Costs of Issuance" means Bonds, including all publicatla mailing expenses in connectio fees, all legal fees and expenses legal counsel, and any expense with determining Yield on the B proceeds of the Bonds and in