

MINUTES OF GOVERNING BODY OF CITY OF Sun City, KANSAS

A regular meeting of the Governing Body of the City of Sun City Kansas was held on the 18th day of Feb., 1952 at 8:00 o'clock P. M.

There were present: F.E. Nichols, Geo Wilshire, Harry Louderman and

E. Bullock.

Absent: A. Brown

Mr. A.J. Keller, Mayor, acted as Chairman of the meeting.

Mr. Joe S. Sutor, City Clerk, recorded the proceedings of the meeting.

The Mayor announced that a quorum was present for the transaction of business.

Thereupon the Mayor announced that this meeting had been called for the purpose of granting a hearing on the petition filed by certain residents for the construction of a special and additional street lighting system.

The City Clerk was requested to produce evidence showing that notice of the date and place of this hearing had been given by publication in the official city paper.

Thereupon the City Clerk produced an affidavit of the publisher showing that notice of the time and place of this hearing had been given by publication in the official city paper for at least five (5) days prior to the meeting. The Clerk was directed to file said affidavit of publication as a part of the minutes of this meeting.

Thereupon, on motion duly made, seconded and carried, the following resolution was adopted:

BE IT RESOLVED, that the Governing Body of the City of Sun City, Kansas hereby declares and finds as a fact that notice of the time and place of this hearing as provided by law, has been duly published in the official city paper by the City Clerk.

The Mayor thereupon presented the petition to the meeting and stated that the purpose of this hearing was to hear all persons who were in favor of granting the prayer of said petition, and of all persons who were opposed to granting the prayer of said petition and such other evidence as the Governing Body might require. The following persons appeared in favor of granting the prayer of the petition:

F.E. Nichols aye, Geo Wilshire aye, Harry Louderman aye, E. Bullock aye,

Joe Sutor aye, Art Humeston aye, A.J. Keller aye.

The following persons appeared opposed to the granting of the prayer of the

ing the prayer of said petition and such other evidence as the Governing Body might require. The following persons appeared in favor of granting the prayer of the petition:

F.E. Nichols aye, Geo Wilshire aye, Harry Louderman aye, E. Bullock aye,

Joe Sutor aye, Art Humeston aye, A.J. Keller aye.

The following persons appeared opposed to the granting of the prayer of the petition: none

After all parties had produced all of the evidence which they desired to present and made such statements as they desired to make, either for or against granting the prayer of the said petition, and after the Governing Body of the City had requested all evidence which they desired, on motion duly made, sec-

orded and carried, the following resolution was adopted:

BE IT RESOLVED, that after hearing, the Governing Body of the City of Sun City, Kansas finds that the petition filed by resident owners of the City of Sun City, Kansas for the construction, installation, equipping and maintaining of an additional system of street lighting in the City of Sun City, Kansas is in conformity to the requirements of Section 14-532, G.S. of Kansas, 1935, and that the allegations of said petition are true and that it is advisable to so illuminate the streets and portions of streets set out in said petition and that the cost thereof will not be too burdensome upon the persons to be directly benefited;

BE IT FURTHER RESOLVED, that the Governing Body of the City of Sun City, Kansas hereby declares that the construction, installation, equipping and maintaining of such additional system of street lighting as may be required to comply with the prayer of said petition is necessary to be done.

Thereupon the Mayor stated that the Western Light & Telephone Company, Inc. was willing to undertake the construction of the additional street lighting system hereinabove authorized and had submitted a form or ordinance authorizing a contract for the construction of said additional street lighting system and the supplying of electric current through same and for the construction, maintenance and operation of streetlighting in the residential area of said city.

After full discussion, Councilman F. E. Nichols introduced Ordinance No. 40 and moved that the same be placed on first reading. Said motion was seconded by Councilman Geo Wilshire and on vote was carried. Thereupon, Ordinance No. 40 was passed on first reading.

Thereupon, Councilman E. Bullock moved that Ordinance No. 40 be placed on second reading. Said motion was seconded by Councilman H. Louderman. On vote the motion carried. Ordinance No. 40 was read and passed on second reading.

Thereupon, Councilman F. E. Nichols moved that Ordinance No. 40 be placed on third reading. Councilman E. Bullock seconded the motion and on vote the motion carried. Thereupon, Ordinance No. 40 was read section by section and as a whole. The Mayor then asked shall Ordinance No. 40 be passed. On vote Councilmen: F. E. Nichols ave, Geo Wilshire ave, H. Louderman ave, and E. Bullock ave. voted in favor of the passage of the said ordinance. Councilmen: none

voted against the passage of the said ordinance. The Mayor announced that Ordinance No. 40 had been duly passed.

Thereupon the Mayor approved the said ordinance and the City Clerk attested the same.

On the motion duly made, seconded and carried, the City Clerk was directed to cause the said ordinance to be published in the manner provided by law.

There being no further business to come before the meeting, on motion duly made, seconded and carried, the meeting was adjourned.

Thereupon, Councilman F. E. Nichols moved that Ordinance No. 40 be placed on third reading. Councilman E. Bullock seconded the motion and on vote the motion carried. Thereupon, Ordinance No. 40 was read section by section and as a whole. The Mayor then asked shall Ordinance No. 40 be passed. On vote Councilmen: F. E. Nichols ave, Geo Wilshire ave, H. Louderman ave, and E. Bullock ave.

voted in favor of the passage of the said ordinance. Councilmen: none
voted against the passage of the said ordinance. The Mayor announced that Ordinance No. 40 had been duly passed.

Thereupon the Mayor approved the said ordinance and the City Clerk attested the same.

On the motion duly made, seconded and carried, the City Clerk was directed to cause the said ordinance to be published in the manner provided by law.

There being no further business to come before the meeting, on motion duly made, seconded and carried, the meeting was adjourned.

Joe S. Sooter
City Clerk

CERTIFICATE

State of Kansas)
) ss
Barber County)

I, Joe S. Sooter, City Clerk in and for the City of Sun City, Kansas, do hereby certify that the above is a true and complete copy of the

proceedings of the Governing Body of Sun City, Kansas, relating to the passage and adoption of Ordinance No. 40.

I further certify that the attached copy is a true, complete and correct copy of Ordinance No. 40, passed by the Governing Body on the 18th day of Feb., 1952, and approved by the Mayor on the 18th day of Feb., 1952 and as first published in Barber County Index, the official newspaper of said city on the 21 day of Feb., 1952.

IN WITNESS WHEREOF, I hereby subscribe my name and affix the official seal of said city this 18th day of Feb., 1952.

Joseph S. Sooter
City Clerk

SEAL

Western Light & Telephone Company, Inc. hereby accepts the terms and provisions of Franchise Ordinance No. 40 passed and adopted by the governing body of the City of Sun City, Barber County, Kansas, on the 14th day of February, 19 52, granting unto Western Light & Telephone Company, Inc., a franchise to operate an electric transmission & distribution system in said city.

In witness whereof, Western Light & Telephone Company, Inc., has caused these presents to be signed in its name by its proper officers and has caused the corporate seal of said corporation to be hereto affixed and attested this 27th day of February, 19 52.

Western Light & Telephone Company, Inc.


ATTEST: BY E. O. Denmark
President

Agnes J. Garris
Secretary

CERTIFICATE

The undersigned, City Clerk of the City of Sun City, Barber County, Kansas, hereby certifies that the foregoing acceptance of franchise has been duly filed in his office as such City Clerk on this 5th day of March 19 52.

In witness whereof, he has hereunto set his hand as such City Clerk and has caused the corporate seal of said City to be impressed hereon the day and year last above written.



City Clerk