



City of Lexington

CERTIFICATION

The undersigned officer of the City of Lexington, Missouri, does hereby certify that the attached Ordinance Calling a Special Election document is a true and accurate record of Resolution Determining the Results for the City of Lexington, Missouri as it appears on file in the records maintained by the City Clerk for the City of Lexington, County of Lafayette, State of Missouri.

Dated this 28th day of July, 20 10.

City of Lexington

By: [Signature]
Mayor

Subscribed and Sworn to before me this 28th day of July, 20 10.

[Signature]
Notary Public

My Commission Expires:

08-04-2011

CARLA GHISALBERTI
NOTARY PUBLIC-NOTARY SEAL
LAFAYETTE COUNTY- STATE OF MISSOURI
COMMISSION EXPIRES: 8-4-2011
Commission # 07456846

EXHIBIT "A"

BILL NO. 2010-13



ORDINANCE NO. 2010-13

AN ORDINANCE CALLING A SPECIAL ELECTION ON A REVENUE BOND QUESTION IN THE CITY OF LEXINGTON, MISSOURI.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, MISSOURI, AS FOLLOWS:

Section 1. The City Council finds it necessary and hereby declares its intent to borrow \$ 5,000,000 for the purpose of acquiring, extending and improving the waterworks system serving the City (the "Project") and to evidence such borrowing by the issuance of waterworks system revenue bonds (the "Bonds") of the City in the amount of \$ 5,000,000.

Section 2. A special bond election is hereby ordered to be held in the City of Lexington, Missouri, on Tuesday, June 8, 2010, on the following question:

QUESTION

Shall the City of Lexington, Missouri, issue its waterworks system revenue bonds in the amount of \$ 5,000,000 for the purpose of acquiring, extending and improving the waterworks system serving the City, the cost of operation and maintenance of said waterworks system and the principal of and interest on said revenue bonds to be payable solely from the revenues derived by the City from the operation of its waterworks system, including all future improvements and extensions thereto?

The authorization of the Bonds will authorize the City to fix, establish, maintain and collect rates and charges for the services provided by the City through its waterworks system, including all extensions and improvements thereto hereafter constructed or acquired by the City, in addition to the other rates and charges for such services provided by law, as will produce income and revenues sufficient to provide funds to pay the costs of operation and maintenance of said waterworks system and the principal of and interest on the Bonds as they become due and to provide for the establishment of reasonable reserves therefor.

Section 3. The form of Notice of Special Election showing said question, a copy of which is attached hereto and made a part hereof, is hereby approved.

Section 4. The City Clerk is hereby authorized and directed to notify the County Clerk of Lafayette County, Missouri, of the passage of this Ordinance no later than 5:00 P.M. on Tuesday, March 30, 2010, and to include in said notification all of the terms and provisions required by Chapter 115, RSMo, as amended.

Section 5. The City expects to make expenditures on and after the date of passage of this Ordinance in connection with the Project, and the City intends to reimburse itself for such expenditures with the proceeds of the Bonds. The maximum principal amount of Bonds expected to be issued for the Project is \$ 5,000,000.

Section 6. The City hereby engages the firm of Gilmore & Bell, P.C., Kansas City, Missouri, as bond counsel with respect to the Bonds.

Section 7. This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the City Council and **APPROVED** by the Mayor this 24th day of March, 2010.

CITY OF LEXINGTON, MISSOURI:

(SEAL)

By: *Tom Hayes*
TOM HAYES, Mayor

ATTEST:

Carla Ghisalberti
CARLA GHISALBERTI, City Clerk

Resolution No. R-2010-05

A RESOLUTION TO DETERMINE THE RESULTS OF THE SPECIAL ELECTION FOR A REVENUE BOND QUESTION AND A PROPOSITION FOR A PROPERTY TAX RATE INCREASE IN LEXINGTON, LAFAYETTE COUNTY, MISSOURI, ON TUESDAY, JUNE 8, 2010.

BE IT RESOLVED, by the City Council of the City of Lexington as follows:

Section 1. That at the election held in the City of Lexington, Lafayette County, Missouri on Tuesday, June 8, 2010, the returns of said election showed the following:

Shall the City of Lexington, Missouri, issue its waterworks system revenue bonds in the amount of \$5,000,000 for the purpose of acquiring , extending and improving the waterworks system serving the City, the cost of operation and maintenance of said waterworks system and the principal of and interest on said revenue bonds to be payable solely from the revenues derived by the City from the operation of its waterworks system, including all future improvements and extensions thereto?

YES 447 NO 258

Section 2. That the above named issue is hereby declared to have passed as per the returns of the election as certified by the Judges and by Linda Niendick, Election Authority, Lafayette County, Missouri.

Section 3. That at the election held in the City of Lexington, Lafayette County, Missouri on Tuesday, June 8, 2010, the returns of said election showed the following:


PROPOSITION #1 – Are you in favor of a property tax rate increase of \$.1908 (per \$100 assessed valuation) by the election officials in Lexington, Missouri to spend \$920,000 to renovate the Lexington Auditorium?

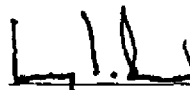
YES 291 NO 414

Section 4. That the above named issue is hereby declared to have failed as per the returns of the election as certified by the Judges and by Linda Niendick, Election Authority, Lafayette County, Missouri.

READ AND ADOPTED by the City Council this 10th day of June, 2010.

ATTESTED:


Carla Ghisalberti
City Clerk


Jerry E. Brown
Mayor

**CERTIFICATION OF ELECTION RESULTS
BY COUNTY CLERK
(FOR PROPOSITIONS AND QUESTIONS)**

To: City Clerk of Lexington: The following is an Official Certificate of Election Results of the June 8, 2010 Election held at Lafayette County, Missouri, on June 8, 2010 upon the following: Shall the City Lexington, Missouri, issue its waterworks system revenue bonds in the amount of \$5,000,000 for the purpose of acquiring, extending and improving the waterworks system serving the City, the cost of operation and maintenance of said waterworks system and the principal of and interest on said revenue bonds to be payable solely from the revenues derived by the City from the operation of its waterworks system, including all future improvements and extensions thereto?

and having compared the record of the return and Tally Sheets made by the Election Judges and having corrected any discrepancies, do hereby certify the following:

PRECINCT NAME	VOTES RECEIVED	
	YES	NO
BATES CITY/FERG SCHOOL		
NAPOLEON		
N. ODESSA/ E. ODESSA		
ELLINGTON		
HIGGINSVILLE		
JKV		
CORDER		
DOVER		
CONCORDIA		
LEXINGTON	411	238
ALMA		
WAVERLY		
S ODESSA/LAKE LAFAYETTE		
MAYVIEW		
ABSENTEE	36	20
TOTAL	447	258

CERTIFICATE OF ELECTION RESULTS

I, Linda Niendick County Clerk/ Election Authority of Lafayette County, Missouri, do hereby certify that the foregoing is a full and accurate return of all votes cast at the above named polling place for all PROPOSITIONS AND QUESTIONS at said election as certified to me by the duly qualified and acting judges of said election.

Certified this 14th day of June 2010


 County Clerk/ Election Authority

Lafayette
 County, Missouri

 Deputy