

1 (Published in the Topeka Metro News January 12, 2007 and January 17, 2007)

2
3 **RESOLUTION NO. 7905**

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5 A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr., setting
6 the public hearing for amending the project budget and
7 authorizing, as amended, Trafficway Impact Fee Improvement
8 Project No. 70183-00, which provides for the construction of S
9 Kansas Avenue from SW 37th Street to the Interstate 470 and
10 S Topeka Boulevard intersection as more specifically described
11 herein.
12

13 BE IT RESOLVED by the Council of the City of Topeka, Kansas, that a public
14 hearing shall be held by the Governing Body of the City of Topeka, Kansas, on the
15 advisability of the following: AMENDING THE PROJECT BUDGET AND AUTHORIZING,
16 AS AMENDED, TRAFICWAY IMPACT FEE IMPROVEMENT PROJECT NO. 70183-00;
17 said hearing to be held on February 13, 2007, in the City Council Chambers of City Hall,
18 214 E. 8th Street, at 6:00 p.m., as provided by City of Topeka Code § 130-761 *et seq.*, as
19 may be amended.

20 BE IT FURTHER RESOLVED that the City Clerk shall publish the following notice of
21 such public hearing in the official city newspaper in the manner provided by City of Topeka
22 Code § 130-761 *et seq.*, as may be amended.

23 NOTICE OF PUBLIC HEARING

24 Notice is hereby given that the Council of the City of Topeka, Kansas, will meet for
25 the purpose of holding a public hearing as provided by City of Topeka Code § 130-761 *et*
26 *seq.*, as may be amended, in the City Council Chambers of City Hall, 214 E. 8th Street, at
27 6:00 p.m. on February 13, 2007, to consider the advisability of the following:
28

29 A. GENERAL NATURE OF IMPROVEMENT:

30 This project is for the construction of S Kansas Avenue from SW 37th Street
31 to Interstate 470 and S Topeka Boulevard intersection. The proposed
32 improvement will include grading a surfacing for a four or five lane roadway
33 with concrete curb and gutter, sidewalks, and stormsewers. Other work
34 includes potential widening of SW 37th Street Bridge east of S Kansas
35 Avenue and traffic signals improvements.
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37 B. PROPOSED IMPROVEMENT DISTRICT:
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39 Begin at a point on the East right of way line of Topeka Avenue at a point 55
40 feet South of the north line of Section 19, Township 12 South, Range 16 East
41 of the Sixth P.M.; thence Northeasterly to a point 40 feet South of the North
42 line of Section 19 and 89.3 feet East of the West line of Section 19; thence
43 Easterly on a line parallel with and 40 feet South of the North line of Section
44 19 to the Northeast corner of Beck-LeDoux Subdivision; thence South 10 feet
45 to the Northwest corner of Lot 1, Adler Subdivision; thence Easterly 200 feet
46 to the Northeast corner of said Lot 1; thence Northerly 10 feet to the
47 Northwest corner of Lot A, Shakey Subdivision; thence Easterly 130.12 feet
48 to the Northeast corner of said Lot A; thence Southerly 10 feet to the
49 Northwest corner of Lot 1, Block "A", Grandmother's Subdivision; thence
50 Easterly 130 feet to the Northeast corner of said subdivision; thence North 10
51 feet to a point 40 feet South of the North line of Section 19; thence Easterly
52 parallel with and 40 feet South of the North line of Section 19, Township 12
53 South, Range 16 East of the Sixth P.M. to the Westerly right of way line of
54 Burlington Northern and Santa Fe Railroad right of way; thence
55 Southwesterly on the West line of said railroad right of way to the North line
56 of Vincent Subdivision; thence Westerly on the North line of Vincent
57 Subdivision for a distance of 458.93 feet to the Easterly right of way line of
58 Topeka Avenue; thence Northerly on said Easterly right of way line of Topeka
59 Avenue to the point of beginning.
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61 Less the right of way to be acquired for the proposed South Kansas Avenue
62 extension.
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64 C. ESTIMATED OR PROBABLE COST:
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66 \$5,317,197.00
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68 D. PROPOSED METHOD OF ASSESSMENT:
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70 On a square foot basis for all lots in the trafficway impact fee district.
71
72

73 E. APPORTIONMENT OF COSTS:

City of Topeka General Obligation Bonds	\$ 1,486,738.50
Trafficway Impact Fee District (GO Bonds to be repaid)	\$ 1,486,738.50
Kansas State Economic Development Funds	\$ 1,000,000.00
Federal Surface Transportation Program Funds	<u>\$ 1,343,720.00</u>
 TOTAL	 \$ 5,317,197.00

The hearing may be adjourned from time to time and until the City Council shall have made findings by resolution as to the advisability of the improvement, the nature of the improvement, the estimated cost, the boundaries of the improvement district, the method of assessment and the apportionment of costs between the improvement district and the City at Large, all as finally determined by the City Council.

All persons desiring to be heard with reference to the proposed improvement shall be heard at this hearing.

Upon adoption of this Resolution, the City Clerk is hereby directed to provide all publication and mailed notices in accordance with the provisions of City of Topeka Code § 130-761 *et seq.*, as may be amended and City of Topeka Code § 126-36 *et seq.*

ADOPTED and APPROVED by the City Council January 9, 2007.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, Interim City Clerk