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City Council Agenda

City Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

December 8, 2009
6:00 PM

City Manager: Norton N. Bonaparte, Jr.

Mayor: William W. Bunten

Councilmembers

Karen A. Hiller	District No. 1	Deborah Swank	District No. 6
John Alcala	District No. 2	Robert E. Archer	District No. 7
Sylvia E. Ortiz	District No. 3	Jeff Preisner	District No. 8
Jack Woelfel	District No. 4	Richard Harmon	District No. 9
Larry Wolgast	District No. 5		

Addressing the Council: No person shall address the Council during a Council Meeting, unless they have notified the City Clerk by 5:00 P.M. on the day of any Council Meeting of their desire to speak on a specific matter on the published meeting agenda or during the public comment portion of the Council Meeting. This limitation shall not apply to items added during the course of a meeting. The Council does not take action with respect to any subject not on the agenda unless added to the agenda by a two-thirds vote of the Council

Persons addressing the City Council will be limited to four (4) minutes of public address on a particular agenda item. Debate, question/answer dialogue or discussion between Councilmembers will not be counted towards the four (4) minute time limitation. The Chair may extend time with the unanimous consent of the Council or the Council by affirmative vote of five (5) members may extend the four (4) minute limitation.

Persons will be limited to addressing the City Council one (1) time on a particular matter unless otherwise allowed by an affirmative vote of five (5) members of the City Council.

Citizens wishing to offer Public Comment may sign up by phoning the City Clerk's office at 368-3940.

To make arrangements for special accommodations please call 785-368-3940. A 48-hour advance notice is preferred.

The Federal Communications Commission (FCC) has adopted use of the 711 dialing code for access to Telecommunications Relay Services (TRS). TRS permits persons with a hearing or speech disability to use the telephone system via a text telephone (TTY) or other device to call persons with or without such disabilities. To reach the City Clerk's office using the TRS, please dial 711.

(Agendas are available on Thursday afternoon in the City Clerk's office, 215 SE 7th – Room 166 and on the City's web site at <http://www.topeka.org>)

INVOCATION:

PLEDGE OF ALLEGIANCE:

1. PROCLAMATIONS:

"None scheduled at this time."

2. PRESENTATIONS:

"None scheduled at this time."

3. ROLL CALL:

4. CONSENT AGENDA:

A. Board Appointment - Topeka Planning Commission

BOARD APPOINTMENT recommending the appointment of Dawn Wright to the Topeka Planning Commission for a term that would end December 8, 2012. *(Council District No. 8)*

B. MINUTES of the regular meeting of November 24, 2009 and December 1, 2009

C. APPLICATIONS:

5. PUBLIC HEARINGS:

A. Public Hearing - 2010 Neighborhood Revitalization Plan

A PUBLIC HEARING for the purpose of hearing and considering public comment on the neighborhood revitalization plan

(Approval would establish the City's Neighborhood Revitalization Plan for a three-year period ending December 31, 2012.)

6. UNFINISHED BUSINESS:

A. Project Budget and Ordinance - Parks and Recreation Improvement Project No. T-301012.00

A PROJECT BUDGET in the amount of \$444,000 and **AN ORDINANCE** introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301012.00 (HTE 302910), which provides for a new lighting system at Felker Park Softball Complex, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **Final Reading.** *(Council District No. 6) (Deferred from the meeting of September 8, 2009.)*

(Approval would allow for the current lighting system at the Felker Park Softball Complex to be upgraded to tournament level standards and to improve participant safety. The project budget would be funded through general obligation bonds. The total debt service cost spread over 20 years is estimated at \$727,736. The project was included in the approved 2009 CIB.)

B. Ordinance - Redevelopment Project Plan for Heartland Park Topeka

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., concerning the redevelopment project plan for Heartland Park Topeka amending the project plan as established by City of Topeka Ordinance No. 18541 as amended by City of Topeka Ordinance No. 18813 and repealing certain specified sections therein. **Final Reading.**

(Approval would authorize financing through general obligation bonds for the continued development of Heartland Park Topeka and payment of improvement expenses. It is necessary for the City Council to amend the project to include the additional improvements to the Heartland Park Topeka facilities.)

7. NEW BUSINESS:



[ATTACHMENTS](#)



[ATTACHMENTS](#)



[ATTACHMENTS](#)



[ATTACHMENTS](#)

A. Resolution - 2009 Entire Boundary of the City

 [ATTACHMENTS](#)

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr., declaring the entire boundary of the City of Topeka and rescinding City of Topeka Resolution No. 8132. *(All Council Districts)*

(Approval would declare the entire corporate boundary of the City of Topeka.)

B. Resolution - Citizens Government Review Committee

 [ATTACHMENTS](#)

A RESOLUTION introduced by Mayor William W. Bunten relating to the convening of a Citizens Government Review Committee pursuant to Ordinance No. 19320.

(Approval establishes the first meeting of the Citizens Government Review Committee to be scheduled the week of February 1, 2010.)

C. Ordinance - Weekly Expenditures - November 16-22, 2009

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., allowing and approving City expenditures for the period of November 16, 2009, through November 22, 2009, and enumerating said expenditures therein. First and Final Reading.

8. ZONING:

A. Resolution - Hope Street Academy (CU09/6)

 [ATTACHMENTS](#)

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr., in accordance with Section 48-4.02(c)(19) of the Code of the City of Topeka, approving a Conditional Use Permit to allow for a non-residential small wind energy system on property currently zoned "R-1" Single-Family Dwelling District on property located at 1900 SW Hope Street in the City of Topeka, Kansas. *(CU09/6) (Council District No. 9)*

Voting Requirement : Majority vote of the Governing Body, including the Mayor.

(Approval would allow use of the site for a non-residential small wind energy system.)

9. FIRST READINGS:

A. Ordinance - Bridge Improvement Project No. T-121000.00

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-121000.00 (HTE 120650), which provides for the first phase of construction of the bridge on 49th Street over the Shunga Creek, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. *(Council District No. 5)*

(Approval would authorize \$154,000 for the first phase of the construction of a bridge over the South Tributary Branch of the Shunganunga Creek on SW 49th Street to include design, right-of-way acquisition and utility relocation. The project would be funded by general obligation bonds with total debt service costs of \$252,462 spread over 20 years. The project is included in the 2010 and 2011 CIB.)

B. Ordinance - HVAC System Project No. T-131011.00 - City Hall and TPAC

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-131011.00 (HTE 131740), which provides for replacement of HVAC control system for the municipal building, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.

(Approval would authorize \$225,000 to provide for upgrades to the HVAC control system in the City Hall and TPAC building. The Johnson Control Building Management System is from the 1980's and utilizes outdated hardware. The project would be funded by general obligation bonds with a total debt service over 20 years is estimated at \$331,118. The project is included in the 2010 CIB.)

C. Ordinance - Traffic Signal Controllers Replacement Project No. T-141000.02

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing

Improvement Project No. T-141000.02 (HTE 141282), which provides for the replacement of traffic signal controllers city-wide, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (All Council Districts)

(Approval would authorize \$102,400 for the replacement of City owned traffic signal controllers, upgrading them to current technology. The project would be funded by general obligation bonds with a total estimated debt service of \$167,838 spread over 20 years. The project is included in the 2010 CIB.)

D. Ordinance - Traffic Signal Replacement Project No. T-141008.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-141008.00 (HTE 141360), which provides for traffic signal replacements at four intersections, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District Nos. 2, 4, 8 and 9)

(Approval would authorize \$715,000 for the replacement of the traffic signals at four intersections located at Seward and Freeman; 25th and Fairlawn; 10th and Gage; and 29th and California. The project would be funded from general obligation bonds with total estimated debt service of \$1,171,916 spread over 20 years. The project is included in the 2009 and 2010 CIB.)

E. Ordinance - 50/50 Sidewalk Repair Project No. T-241005.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241005.00 (HTE 241240), which provides for city-wide 50/50 sidewalk repairs, as more specifically described herein. First Reading. (All Council Districts)

(Approval would authorize funding for the repair of residential sidewalks with the City contributing \$125,000 from the Citywide Half Cent Special Purpose Retailers' Sales Tax and property owners funding a matching amount of \$125,000. The project is included in the 2010 CIB.)

F. Ordinance - Sidewalk Improvement Project No. T-241006.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241006.00 (HTE 241250), which provides for construction of a new sidewalk on the north side of SW 10th Avenue, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 9)

(Approval would authorize \$250,000 for the construction of a new sidewalk on the north side of SW 10th Avenue from east of SW Meadow Lane to SW Civitan Lane. The project would be funded from general obligation bonds with total debt service of \$367,906 spread over 20 years. The project is included in the 2010 CIB.)

G. Ordinance - City-Wide Infill Sidewalks Project No. T-241007.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241007.00 (HTE 241260), which provides for city-wide infill sidewalks, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (All Council Districts)

(Approval would authorize \$150,000 for construction of infill sidewalks in conjunction with street repair projects. The project would be funded by general obligation bonds with debt service of \$220,745 spread over 20 years. The project is included in the 2010 CIB.)

H. Ordinance - City-Wide Improvement and Maintenance on Existing Streets Project No. T-841010.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841010.00 (HTE 843600), which provides for city-wide maintenance and improvements on existing streets, as more specifically described herein, and authorizing Improvement Project No. T-841012.00 (HTE 843620), which provides for the design of the projects in the 2011 Street Maintenance Program. First

Reading. (All Council Districts)

(Approval would authorize \$11,431,000 for maintenance and improvements to existing city streets, curbs, gutters, sidewalks, alley, and street lighting, as well as, the design of projects in the 2011 Street Maintenance Program. The projects would be funded from the City-wide Half Cent Special Purpose Retailers' Sales Tax. The projects are included in the 2010 CIB.)

I. Ordinance - 2010 City-Wide ADA Accessible Sidewalk Ramp Project No. T-841011.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841011.00 (HTE 843610) which provides for ADA accessible sidewalk ramps throughout the City, as more specifically described herein. **First Reading.** (Council District Nos. 1, 3, 5, 6, 8 and 9)

(Approval would authorize \$500,000 for the construction of ADA accessible curb cuts and sidewalk ramps at selected intersections throughout the city. The project would be funded by the City-wide Half Cent Special Purpose Retailers' Sales Tax. The project is included in the 2010 CIB.)

J. Ordinance - 2010 City-Wide Curbs, Gutters and Street Repair Project No. T-841008.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841008.00 (HTE 843580), which provides for city-wide curbs, gutters and street repairs, as more specifically described herein. **First Reading.** (All Council Districts)

(Approval would authorize \$1,000,000 for city-wide curbs, gutters and street repairs. The project would be funded from the City-wide Half Cent Special Purpose Retailers' Sales Tax. The project is included in the 2010 CIB.)

K. Ordinance - 2010 City-Wide Alley Repair Project No. T-841009.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841009.00 (HTE 843590), which provides for city-wide alley repairs, as more specifically described herein. **First Reading.** (All Council Districts)

(Approval would authorize \$100,000 for city-wide maintenance and improvements to existing alleys in 2010. The project would be funded from the City-wide Half Cent Special Purpose Retailers' Sales Tax. The project is included 2010 CIB.)

L. Ordinance - Landon Trail Extension Project No. T-301005.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301005.00 (HTE 302840), which provides for the extension of Landon Trail, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** (Council District No. 3)

(Approval would authorize \$529,600 to extend the existing Landon Trail from SE 25th Street, just east of Kansas Avenue and progress to the south along the Missouri-Pacific Railroad tracks to SE 32nd Street. The project would be funded \$100,000 by general obligation bonds with total debt service costs of \$144,389 spread over 20 years; and \$429,600 from Federal Transportation Enhancement Funds. The project is included in the 2007 CIB.)

M. Ordinance - City-Wide Community Centers Improvement Project No. T-301009.01



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301009.01 (HTE 302881), which provides for building improvements to city-wide community centers, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** (Council District Nos. 2, 3, 7, 8 and 9)

(Approval would authorize \$242,250 for building improvements at Garfield, Oakland, Hillcrest, Central Park, Crestview and Rice community centers, as well as shelter houses in Gage Park and Crestview Park. The project would be funded by general obligation bonds with debt service of \$397,059 spread over 20 years. The project is included in the 2010 CIB.)

N. Ordinance - Cypress Ridge Golf Course Improvement Project No. T-301015.00



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301015.00 (HTE 302940), which provides for cart paths at Cypress Ridge Golf Course, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 8)

(Approval would authorize \$695,000 for the replacement of existing cart paths throughout the Cypress Ridge Golf Course located at 2533 SW Urish Road. The project would be funded by general obligation bonds with total debt service costs of \$1,139,255 spread over 20 years. The project is included in the 2010 CIB.)

O. Ordinance - Park Improvement Project No. T-301016.00 - Play Structures

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301016.00 (HTE 302950), which provides for playground structures at two parks, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District Nos. 2 and 7)

(Approval of the project budget in the amount of \$100,000 would provide for new play structures including rubber mats and sidewalks leading up to the play structures at Oakland Billard Park and Horne Park. The project is included in the 2010 CIB.)

P. Ordinance - Garfield Swimming Pool Project No. T-301017.00

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301017.00 (HTE 302960), which provides for a new swimming pool and bath house, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 2)

(Approval would authorize \$1,983,000 for construction of a new swimming pool and renovation of the existing bath house at Garfield Community Center located at 1600 NE Quincy. The project would be funded by general obligation bonds with total debt service costs of \$3,250,226 spread over 20 years. The project is included in the 2010 CIB.)

Q. Ordinance - Helen Hocker Office and Classroom Building Project No. T-301018.00

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301018.00 (HTE 302970), which provides for an office and classroom near Helen Hocker Theater, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 9)

(Approval would authorize \$520,200 to construct a new building in Gage Park near the Helen Hocker Theater for support of the theater operations. This project would be funded by general obligation bonds with total debt service costs of \$852,632 spread over 20 years. The project is included in the 2010 CIB.)

R. Ordinance - Park Improvement Project No. T-301019.00 - Gage Park Baseball Diamond

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301019.00 (HTE 302980), which provides for an accessible ball diamond at Gage Park, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 9)

(Approval would authorize \$399,700 for constructing an accessible ball diamond for persons with limited mobility at Gage Park. The project would be funded by general obligation bonds with total debt service costs of \$655,126 spread over 20 years. The project is included in the 2010 CIB.)

S. Ordinance - Zoo Improvement Project No. T-301020.00 - Creatures of Darkness

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301020.00 (HTE 302990), which provides for construction of a new facility at the Topeka Zoological Park, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.

(Approval would authorize \$1,518,909 to provide for the development of a new exhibit to present animals of darkness. Friends of the Topeka Zoo will fund \$1,334,534 of the project)

cost and the City will fund \$184,375 of the project cost through general obligation bonds with total debt service costs of \$248,743 spread over 20 years. The project is included in the 2010 CIB.)

T. Ordinance - Zoo Improvement Project No. T-301021.00 - Roof Replacement

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301021.00 (HTE 303000), which provides for roof replacement of a zoo building, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.

(Approval would authorize \$150,000 to provide for the roof replacement on the building. The project would be funded by general obligation bonds with total debt service costs of \$202,367 spread over 20 years. The project is included in the 2010 CIB.)

U. Ordinance - Trail Systems Improvement Project No. T-301022.00

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301022.00 (HTE 303010), which provides for improvements to the Shunga, Deer Creek, Soldier and Oakland-Billard trail systems, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. *(All Council Districts)*

(Approval would authorize \$100,000 to correct deficiencies in the Shunga, Deer Creek, Soldier and Oakland-Billard trails. The project would be funded by general obligation bonds with estimated debt service costs of \$144,389 spread over 20 years. The project is included in the 2008 CIB.)

V. Ordinance - Neighborhood Revitalization Plan 2010

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., adopting a neighborhood revitalization plan and designating a revitalization area, all as provided for in K.S.A. 12-17, 114 et. seq., Neighborhood Revitalization Act. First Reading.

Voting Requirement: Majority vote of the Governing Body, including the Mayor.

(Approval would establish the City's Neighborhood Revitalization Plan for a three-year period ending December 31, 2012.)

10. MISCELLANEOUS:

-

11. PRESENTATIONS BY THE CITY MANAGER, MAYOR AND MEMBERS OF THE COUNCIL:

-

12. PUBLIC COMMENT:

-

13. ADJOURNMENT:

-



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Council Action Form

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214 SE 8th Street
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October 23, 2009

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DATE: December 8, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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POLICY ISSUE:

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BACKGROUND:

BUDGETARY IMPACT:

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ATTACHMENTS:

No Attachments Available



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CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

"None scheduled at this time."

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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October 26, 2009

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DATE: December 8, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

"None scheduled at this time."

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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October 26, 2009

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CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

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STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 23, 2009

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DATE: December 8, 2009
CONTACT PERSON: Mayor Buntin **DOCUMENT #:**
SECOND PARTY/SUBJECT: Topeka Planning Commission **PROJECT #:**
CATEGORY/SUBCATEGORY 006 Communication / 003 Requests
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

BOARD APPOINTMENT recommending the appointment of Dawn Wright to the Topeka Planning Commission for a term that would end December 8, 2012. *(Council District No. 8)*

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

The Mayor is recommending the appointment of Dawn Wright to the Planning Commission for a three year term that will end December 8, 2012. Ms. Wright was nominated by Councilman Archer. A bio is attached for review.

BACKGROUND:

Ordinance 18442. The Topeka Planning Commission assumes all powers, duties, responsibilities and functions provided by the laws of the state and resolutions and ordinances of the city. All ordinances, to the greatest extent practical, including, but not limited to, ordinances adopting the comprehensive land use plan, subdivision regulations and comprehensive zoning codes, resolutions, policies, rules and regulations now in force and effect within the City of Topeka and its extraterritorial jurisdiction at the time of the ordinance, which are not inconsistent with the provisions of KSA 12-744 and amendments thereto.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Wright Bio](#)

Item #6

DAWN WRIGHT

Dawn Wright has been the President and CEO for Topeka Home Builders Association since 2006. Dawn spends much of her time serving the building industry and representing the interests of over 270 housing industry companies over a five county area. During her time at THBA, Dawn has been instrumental in developing a Professional Remodelers Council and a Green Building Council, as well as promoting the importance of educated and licensed contractors, builders, and tradesmen within the home building industry. Dawn's prior experience includes serving as the Executive Director for the Topeka City of Character Program and as the Director of Sales and Office Administrator for three small family owned companies.

Dawn obtained her Bachelor's degree in Organizational Management and Leadership and Masters of Business Administration degree from Friends University. Currently, Dawn is studying to take the Certified Association Executive exam to receive her CAE designation.

Dawn enjoys being involved in the community and has served in many various capacities in community organizations including Safe Streets Coalition, Shawnee County Extension Council, United Way Supportive Family Action Team, USD 501 District Citizens Advisory Committee, and Heartland Visioning Task Force. Dawn also belongs to Kansas Society of Association Executives, Sales and Marketing Executives of Topeka, and serves as an Ambassador for Topeka Chamber of Commerce and a board member for Cornerstone of Topeka, Inc.



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CIP PROJECT: No

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STAFF RECOMMENDATION:

BACKGROUND:

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November 30, 2009

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DATE: December 8, 2009

CONTACT PERSON: Bill Fiander/David Thurbon **DOCUMENT #:**

SECOND PARTY/SUBJECT: City of Topeka Neighborhood Revitalization Plan 2010 **PROJECT #:**

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: 12/8/09 First Reading **JOURNAL #:** 09

PAGE #:

DOCUMENT DESCRIPTION:

A PUBLIC HEARING for the purpose of hearing and considering public comment on the neighborhood revitalization plan

(Approval would establish the City's Neighborhood Revitalization Plan for a three-year period ending December 31, 2012.)

POLICY ISSUE:

No changes have been proposed. Refer to attached summary.

STAFF RECOMMENDATION:

Adopt the ordinance/plan and renew the program for another 3 years.

BACKGROUND:

- The Neighborhood Revitalization Plan was most recently adopted by all taxing entities through inter-local agreements in 2007 and 2008. The plan/program expires on December 31, 2009.
- Adopting the plan enables local taxing entities to offer a tax rebate to property owners who improve their property within a designated area of the city under certain conditions.
- See attached summary of plan.

BUDGETARY IMPACT:

The City would not lose any existing property tax revenue as a result of this program. Instead, the City would be deferring any increase in property taxes due to eligible new improvements for 10-15 years.

SOURCE OF FUNDING:

Rebates are issued by the Shawnee County Clerk's Office and are derived from the increased property tax revenue of all participating taxing entities within the eligible area (City of Topeka, Shawnee County, Washburn University, TSC

Item #9

Public Library, MTTA, and MTAA, USD 501 - Topeka, USD 345 - Seaman, and USD 450 - Shawnee Heights,).

ATTACHMENTS:

[summary of plan](#)

[Neighborhood Revitalization Plan](#)

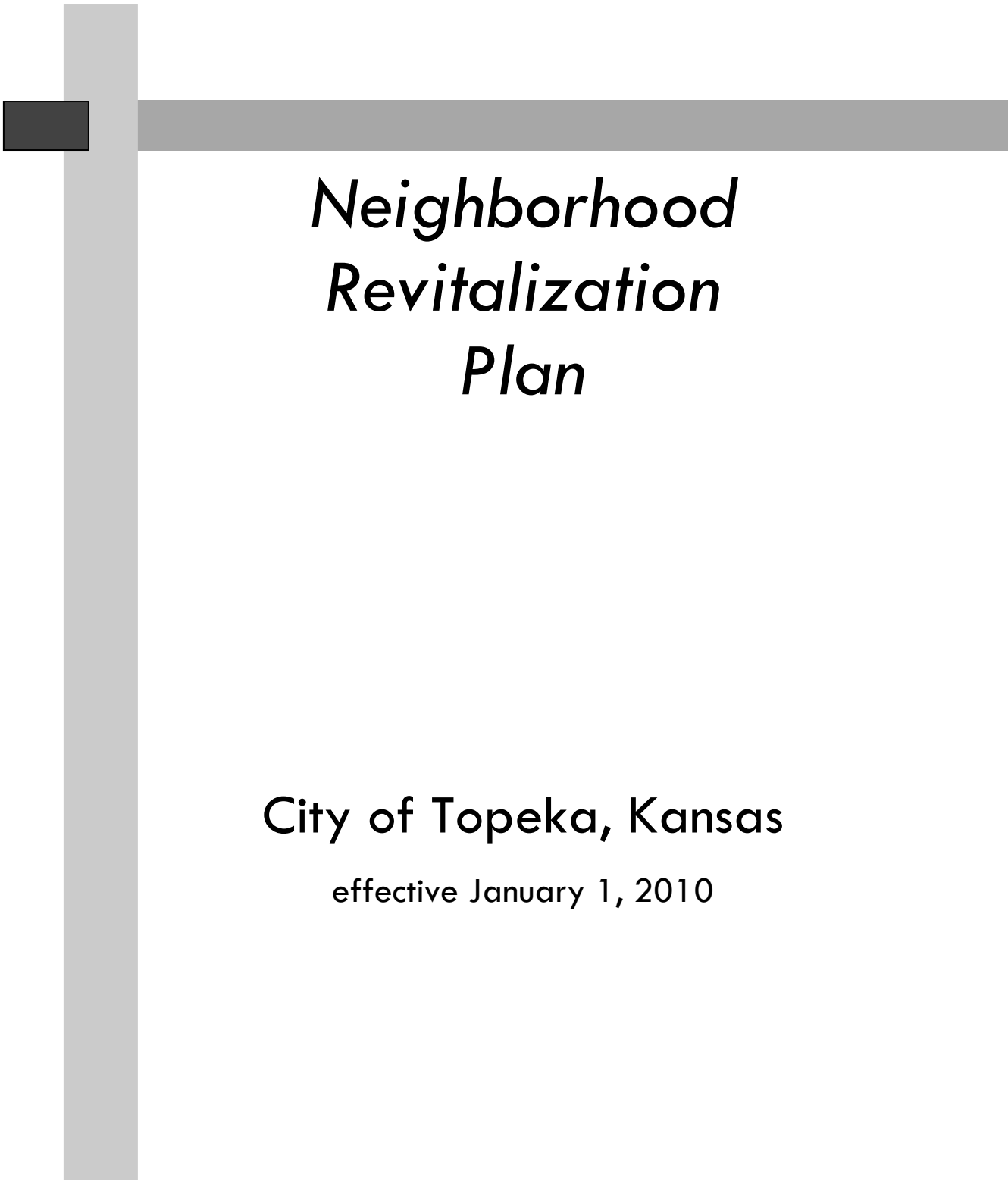
[map](#)

[Resolution](#)

Neighborhood Revitalization Program
2008 Program (existing) vs. 2010 Program (proposed)

Issue	EXISTING PLAN	PROPOSED PLAN
Neighborhood Revitalization Area	See map (attached)	No change
Boundaries	Properties outside the area that front a local street boundary are eligible.	No change
Eligibility	Any use permitted by zoning. However, new single-family dwellings must be owner-occupied	No change
Improvement Threshold	Residential improvements must increase appraised value by 10%. Commercial improvements must increase appraised value by 20%.	No change
Application Deadline	Applicant has 60 days after building permit to apply. Out-of-time applications may be accepted up to 1 year after building permit if evidence is presented they knew about the program at the time of building permit.	No change
Rebate Rate <i>(assumes all taxing entities participate)</i>	95% rebate on increase in taxes/10 years; or 100% rebate on increase in taxes/15 years (historic property)	No change
Timeliness	Eligible improvements must be completed within two (2) years after building permit	No change
Special Considerations	Taxes on all real property owned by the applicant must be current. Improvements must conform to all codes for the rebate period. New housing must conform to design guidelines in adopted Neighborhood Plans.	No change

Exhibit "A"



Neighborhood Revitalization Plan

City of Topeka, Kansas

effective January 1, 2010

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Purpose

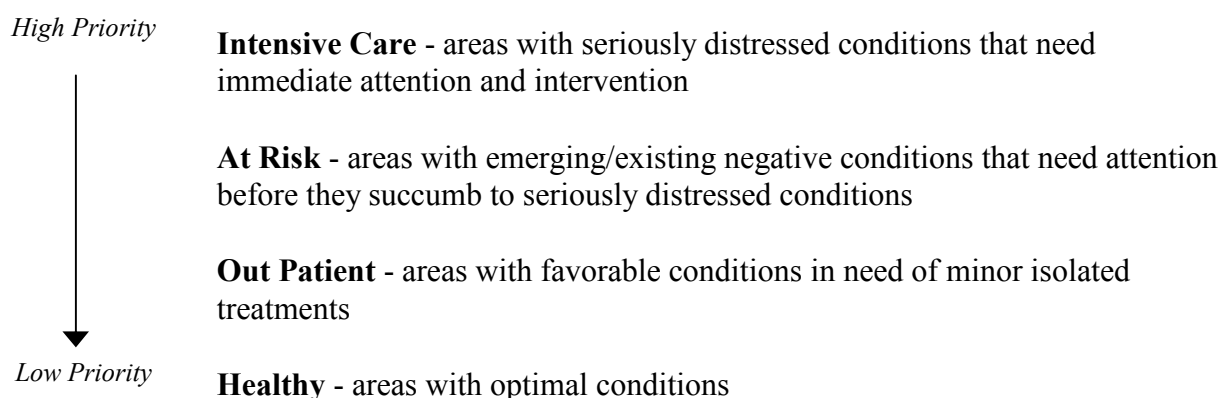
This Plan is intended to promote the revitalization of the inner urban area hereinafter described as the "Neighborhood Revitalization Area" of the City of Topeka through the rehabilitation, conservation and redevelopment of the area in order to protect the public health, safety welfare of the residents of the City. More specifically, in accordance with KSA 12-17, 118 (d), a tax rebate incentive will be available to property owners for certain improvements that raise the appraised value of residential property 10% and commercial property 20%.

In accordance KSA (2000 Supp.) 12-17, 114 et. seq., the City Council has held a public hearing and considered the existing conditions and alternatives with respect to the described area, the criteria and standards for a tax rebate and the necessity for interlocal cooperation among the other taxing units. Accordingly, the Council has reviewed, evaluated, and found that the described area meets one or more of the conditions contained in KSA (2000 Supp) 12-17,115 (c).

PART 1

DESCRIPTION OF NEIGHBORHOOD REVITALIZATION AREA

The Neighborhood Revitalization Area (Map #1) follows the boundaries of *Intensive Care* and *At Risk* neighborhoods as identified in the Neighborhood Element of the Comprehensive Plan. This element, originally approved in 2000, establishes four (4) health classifications for neighborhoods (intensive care, at risk, out patient, and healthy) to determine priorities for re-investment and planning assistance. They are described below in order of priority:



The four health classifications were based on five (5) vital signs that measured the relative health of all neighborhood areas in Topeka. This neighborhood health assessment was used to develop a “triage” approach to revitalization. Those areas that had more “life-threatening” or urgent needs as measured by the vital signs should receive higher priority for treatment over those areas with less urgent needs. These higher priority areas (*intensive care/at risk*) are the focus for neighborhood planning efforts and public re-investment. A summary of the vital signs include:

Poverty (2000 U.S Census) - High concentrations of poverty are one of the most reliable indicators of performance in school, crime rates, family fragmentation, job readiness, housing conditions, etc.

Public Safety (2001-2002, Topeka Police Dept.) – Public Safety, as measured by number of Part I crimes reported for the last three years, is a symptom indicating the local environmental conditions conducive to crime and how well a neighborhood is organized to prevent crime from occurring.

Residential Property Values (2002, Shawnee County Appraisers Office) – Property values are in part a reflection of the quality of housing supply and the image of a neighborhood. The median value of a house purchased in Shawnee County was \$79,000 in 1998.

Single Family Housing Tenure (2002 Shawnee County Appraisers Office)

The percentage of homeowners residing in a neighborhood can be an indication of the willingness (or confidence) to invest in the area. The most relevant measure of this is how many single-family dwellings are owner-occupied since these homes were built for individual ownership.

Boarded Houses (2001-2002, City of Topeka Code Compliance) - A boarded-up house is one of the most, if not most, evident physical displays that will undermine confidence in an area for investment and precipitates a downward spiral for the block and/or neighborhood.

Vital Sign Ranges

Neighborhood Condition Level	Number of Part 1 Crimes	% of Persons Below Poverty Level	% Owner Occupied Housing Units	Number of Boarded Houses	Average Residential Property Levels
Worst ↓ Best	High	25-100	0-33	6-12	\$14,700 - \$31,400
	Above Average	15-24	34-49	3-5	\$31,401 - \$53,400
	Below Average	8-14	50-69	1-2	\$53,401 - \$82,100
	Low	0-7	70-100	0	\$82,101 - \$234,622

Area Profile

Health rankings are determined by averaging all vital sign levels for each neighborhood area. *Intensive care* and *at risk* neighborhoods have the lowest vital sign measurements, and hence are being targeted as the Neighborhood Revitalization (NR) Area. Below is a comparison profile of the NR Area and non-NR Area:

Total Primary Neighborhood Revitalization Area

Neighborhood Health Rating	Number of Part 1 Crimes	% of Persons Below Poverty Level	% Owner Occupied Housing Units	Number of Boarded Houses (by Census Block Group)	Average Residential Property Levels
Intensive Care	High	30%	40%	5	\$22,122
At Risk	Above Average	25%	53%	2	\$32,738
Total Primary NR Area	High	26%	49%	3	\$29,313

Total Non-Neighborhood Revitalization Area

Neighborhood Health Rating	Number of Part 1 Crimes	% of Persons Below Poverty Level	% Owner Occupied Housing Units	Number of Boarded Houses (by Census Block Group)	Average Residential Property Levels
Out Patient	Above Average	12%	70%	1	\$65,277
Healthy	Below Average	5%	85%	0	\$101,791
Total Non-NR Area	Below Average	7%	81%	0	\$90,698

The following tables compare other general characteristics of the Primary Neighborhood Revitalization Area, Non-Neighborhood Revitalization Area, and areas added by amendment since 2004.

General Characteristics (2006)

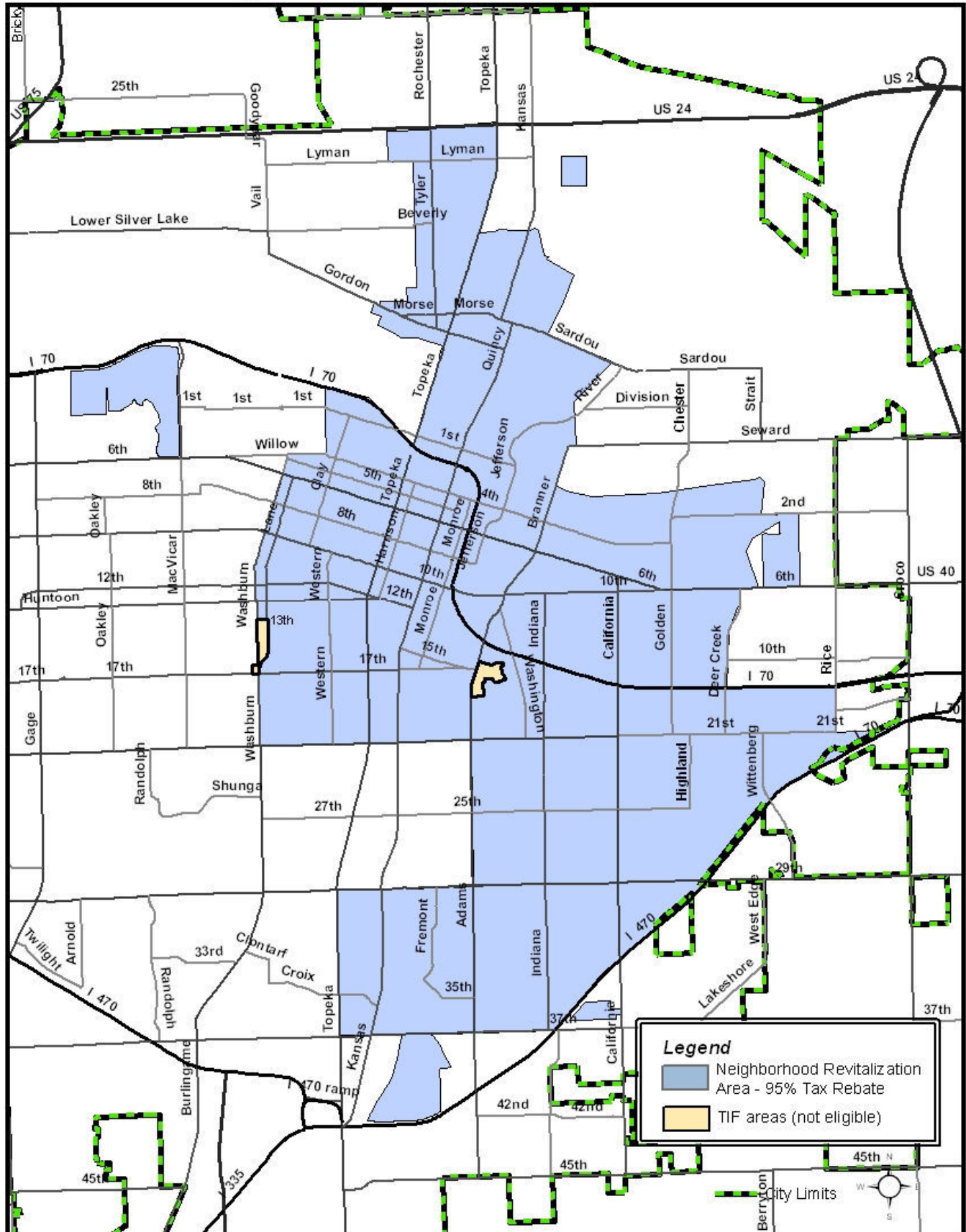
Area	Square Miles	# of Parcels	Estimated Population	Total Housing Units	Real Property Valuation	Vacant Parcels
NR Area (Primary)	8.9*	14,262	32,867 (2000 Census)	15,303 (2000 Census)	\$1,376,319,699	1,572
Non-NR Area	41.2*	34,841	89,510 (2000 Census)	41,715 (2000 Census)	\$5,361,769,123	1,458

* Excludes street rights-of-way and water bodies.

General Characteristics of Amended Areas (2006)

Area	Health Rating	Square Miles	# of Parcels	Estimated Population	Total Housing Units	Real Property Valuation	Vacant Parcels
Kanza Business Park	Healthy	0.29	8	0	0	\$177,207,710	4
Belmont Addition	Out-Patient	0.10	190	398	168	\$6,660,590	19
Southern Hills Sub "B" & "C"	Healthy	0.11	218	419	179	\$15,350,895	38
Cowdin Sub	Healthy	0.04	35	47	20	\$2,230,260	15
Drakes Farm Sub	Healthy	0.03	19	38	16	\$2,028,120	3
S. Topeka Blvd./ Southern Hills Sub "A" (proposed)	Out-patient/ Healthy	0.36	426	728	307	\$42,645,895	51
Total Amended Areas		0.93	896	1630	690	\$246,123,470	130

Map #1 Neighborhood Revitalization Area - 2010



Legal Description of Neighborhood Revitalization Area

Primary Area

Beginning at the intersection of the Centerline of US Highway 24 with the Centerline of NW Clay Street; thence easterly, on the Centerline of US Highway 24, to an intersection with the Centerline of NW Topeka Boulevard; thence southerly, on the Centerline of NW Topeka Boulevard, to an intersection with the Centerline of Old Soldier Creek; thence easterly and southerly, down the Centerline of Old Soldier Creek, to an intersection with the Centerline of the Mainline Track of the Union Pacific Railroad; thence southerly, on the centerline of said mainline track, to an intersection with the Centerline of the West Approach to the Sardou Bridge over the Kansas River; thence east-southeasterly, on the centerline of said approach and the Centerline of the Sardou Bridge, to an intersection with the Centerline of the Kansas River; thence southwesterly, up the Centerline of the Kansas River, to an intersection with an extension of the Centerline of NE Chandler Street; thence southerly, on the Centerline of NE Chandler Street, to an intersection with the Centerline of NE Seward Avenue; thence westerly, on the Centerline of NE Seward Avenue, to an intersection with the Centerline of NE Branner Street; thence south-southwesterly, on the Centerline of Branner Street, to an intersection with the Centerline of the Mainline Track of the Burlington Northern – Santa Fe Railway; thence easterly, on the centerline of said mainline track, to an intersection with the East line of the Northeast Quarter of Section 33, Township 11 South, Range 16 east of the 6th P.M.; thence southerly, on said East line, to the Southeast corner of said Northeast Quarter; thence easterly, on the North line of the Southwest Quarter of Section 34, Township 11 South, Range 16 east of the 6th P.M., to an intersection with the Centerline of Deer Creek; thence southwesterly and southerly, up the Centerline of Deer Creek, to an intersection with the Centerline of SE 6th Avenue; thence westerly, on the Centerline of SE 6th Avenue, to an intersection with the Centerline of SE Deer Creek Parkway; thence southerly, on the Centerline of SE Deer Creek Parkway, to an intersection with the Centerline of Interstate Highway 70; thence easterly, on the Centerline of Interstate Highway 70, to an intersection with the East line of the Southwest Quarter of Section 3, Township 12 South, Range 16 east of the 6th P.M.; thence southerly, on said East line, to the Southeast corner of said Southwest Quarter; thence easterly, on the North line of the Northeast Quarter of Section 10, Township 12 South, Range 16 east of the 6th P.M., to the Northeast corner of the West Half of said Northeast Quarter; thence on an assumed bearing of South 00°48'00" West, on the East line of the West Half of said Northeast Quarter, 158.83 feet, to the North line of the Kansas Turnpike Right of Way, thence South 63°15'40" West, on said right of way line, 790.86 feet; thence South 69°36'00" West, continuing on said right of way line, 452.77 feet; thence North 70°46'40" West, continuing on said right of way line, 337.69 feet, to the Easterly Right of Way line of Service Road "L" of the Kansas Turnpike Authority; thence southwesterly, to the intersection of the Westerly Right of Way line of said Service Road "L" with the Northerly Right of Way line of the Kansas Turnpike; thence southwesterly, on the Northerly Right of Way line of the Kansas Turnpike, to an intersection with the Centerline of SE 37th Street; thence westerly, on the Centerline of 37th Street, to an intersection with the Centerline of SW Topeka Boulevard; thence northerly, on the Centerline of SW Topeka Boulevard, to an intersection with the Centerline of SW 29th Street; thence easterly, on the Centerline of 29th Street, to an intersection with the Centerline of SE Adams Street; thence northerly, on the Centerline of SE Adams Street, to an intersection with the Centerline of SE 21st Street; thence westerly, on the Centerline of 21st Street, to an intersection with the Centerline of Washburn Avenue; thence northerly, and north-northeasterly, on the Centerline of Washburn Avenue, to an intersection with the Centerline of SW Willow Avenue; thence easterly, on the Centerline of SW Willow Avenue, to an intersection with the Centerline of Quinton Avenue; thence northerly, on the Centerline of Quinton Avenue, and its extension, to an intersection with the Centerline of Interstate Highway 70; thence southeasterly, on the Centerline of Interstate Highway 70, to an intersection with the Centerline of SW Topeka Boulevard; thence north-northeasterly, on the Centerline of Topeka Boulevard, to an intersection with the Centerline of NW Laurent Street; thence west-northwesterly, on the Centerline of NW Laurent Street, to an intersection with the Centerline of NW Norris Street; thence west-northwesterly, on the Centerline of NW Norris Street, to an intersection with the Centerline of NW Lane Street; thence north-northeasterly, on the Centerline of NW Lane Street, to an intersection with the Centerline of NW Gordon Street; thence east-southeasterly, on the Centerline of NW Gordon Street, to an intersection with the Centerline of NW Buchanan Street; thence northerly, on the

Centerline of NW Buchanan Street, to an intersection with the Centerline of NW Grant Street; thence easterly, on the Centerline of NW Grant Street, to an intersection with the Centerline of NW Western Avenue; thence northerly, on the Centerline of NW Western Avenue, to an intersection with the Centerline of NW St. John Street; thence easterly, on the Centerline of NW St. John Street, to an intersection with the Centerline of NW Taylor Street; thence northerly, on the Centerline of NW Taylor Street, to an intersection with the Centerline of NW Lyman Road; thence westerly, on the Centerline of NW Lyman Road, to an intersection with the Centerline of NW Clay Street; thence northerly, on the Centerline of NW Clay Street, to the point of beginning. Contains 12.77 square miles.

SOUTHERN HILLS

Southern Hills Subdivision "A", Southern Hills Subdivision "B", and Southern Hills Subdivision "C". Contains approximately 110.8 acres.

BELMONT ADDITION

Beginning at the Southwest corner of Lot 574 on Sixth Avenue, in Belmont Addition to the City of Topeka, Shawnee County, Kansas; thence northerly, on the West line of Belmont Addition, to the Northwest corner of Lot 447 on Rogers Street; thence easterly, on the North line of Lot 447 and on the North line of East Third Street, formerly House Street, to the Southwest corner of Lot 181 on Fairfax Street in Belmont Addition; thence northerly, on a West line of Belmont Addition, to an intersection with the Centerline of Deer Creek; thence northeasterly, down the Centerline of Deer Creek, to an intersection with the North line of the Southwest Quarter of Section 34, Township 11 South, Range 16 east of the 6th P.M.; thence easterly, on the North line of said Southwest Quarter, to the Northeast corner of Belmont Addition; thence southerly, on the East line of Belmont Addition, to the Southeast corner of Lot 658 on sixth Avenue; thence westerly, on the platted North line of Sixth Avenue, to the point of beginning. Contains 0.10 square mile, more or less.

(AND IN ADDITION)

COWDIN SUBDIVISION NO. 3 PRELIMINARY PLAT AREA

Commencing at the Northeast Corner of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 17, Township 12 South, Range 16 East of the 6th P.M., in the City of Topeka, Shawnee County, Kansas; thence South along the East line of said SE $\frac{1}{4}$ a distance of 299.87 feet to the point of beginning; thence continuing South along said East line, a distance of 210.00 feet; thence S 89° 49' W a distance of 215.0 feet; thence S 00° 13' E a distance of 150.00 feet to a point on the North line of Cowdin Subdivision; thence S 90° 00' W along the North line of said Subdivision 1402.1 feet to the NW corner of Lot 9, Block A, Cowdin Subdivision, said point also being on the easterly right-of-way of the Kansas Turnpike; thence N 41° 19' E along the easterly right-of-way of the Kansas Turnpike, a distance of 880.0 feet; thence N 89° 54' E a distance of 630.0 feet to a point on the West right-of-way of SE Colorado Avenue, said point also being a common center with Parnell Subdivision; thence S 00° 13' E along said right-of-way a distance of 300.0 feet to the SW corner of Noble Subdivision; thence N 89° 54' E along the South line of said Subdivision and said South line extended a distance of 400.0 feet to the point of beginning containing 16.62 acres more or less.

DRAKES FARM SUBDIVISION AREA

Drakes Farm Subdivision. Contains approximately 21.01 acres.

KANZA BUSINESS AND TECHNOLOGY PARK (OVERALL PUD BOUNDARY)

A TRACT OF LAND IN THE SOUTHEAST QUARTER, THE EAST HALF OF THE SOUTHWEST QUARTER, LOT 3 OF THE NORTHWEST QUARTER, AND THE NORTHEAST QUARTER, ALL IN SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE ON AN ASSUMED BEARING OF NORTH 00°00'22" EAST, 30.00 FEET, ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89°36'04" WEST, 23.50 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89°36'04" WEST, 2611.74 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHEAST QUARTER, 30.00 FEET NORTH OF THE

SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER; THENCE NORTH 00°06'23" WEST, 1118.90 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 86°16'38" EAST, 130.48 FEET; THENCE NORTH 42°55'39" EAST, 233.28 FEET; THENCE NORTH 01°25'17" WEST, 497.95 FEET; THENCE SOUTH 88°46'41" WEST, 278.01 FEET TO THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 00°06'23" EAST, 120.24 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER TO THE NORTH LINE OF ARLINGTON HEIGHTS SUBDIVISION; THENCE SOUTH 89°54'32" WEST, 1309.28 FEET ALONG THE NORTH LINE OF SAID SUBDIVISION TO THE WEST LINE OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 00°11'27" EAST, 953.94 FEET ALONG THE WEST LINE OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 00°18'11" EAST, 663.92 FEET ALONG THE WEST LINE OF SAID LOT 3 TO THE SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY NO. 70; THENCE NORTH 88°53'30" EAST, 883.63 FEET ALONG SAID RIGHT-OF-WAY LINE; THENCE ON A CURVE TO THE LEFT, ALONG SAID RIGHT-OF-WAY LINE, A RADIUS OF 1579.22 FEET, AN ARC DISTANCE OF 683.95 FEET, WITH A CHORD WHICH BEARS NORTH 76°29'04" EAST, 678.62 FEET; THENCE NORTH 64°04'38" EAST, 1046.28 FEET, ALONG SAID RIGHT-OF-WAY LINE; THENCE SOUTH 00°08'08" WEST, 213.32 FEET; THENCE SOUTH 78°48'28" EAST, 1483.53 FEET TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTH 00°08'53" EAST, 87.25 FEET ALONG THE EAST LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 16°33'51" WEST, 156.49 FEET; THENCE SOUTH 00°08'53" EAST, 539.57 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER, 45.00 FEET WEST OF THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH 00°00'22" WEST, 35.43 FEET; THENCE SOUTH 89°59'38" EAST, 21.50 FEET; THENCE SOUTH 00°00'22" WEST, 2570.01 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT CONTAINS 258.943 ACRES, MORE OR LESS.

A TRACT OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 26; THENCE ALONG THE SOUTH LINE OF SAID QUARTER ON AN ASSUMED BEARING OF SOUTH 89°35'38" WEST, A DISTANCE OF 825.36 FEET; THENCE ON A BEARING OF NORTH 00°24'22" WEST, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE PARALLEL WITH THE SOUTH LINE OF SAID QUARTER ON A BEARING OF SOUTH 89°35'38" WEST, A DISTANCE OF 515.96 FEET; THENCE ON A BEARING NORTH 00°25'19" WEST, A DISTANCE OF 2033.61 FEET; THENCE ON A BEARING OF NORTH 44°27'37" EAST, A DISTANCE OF 68.73 FEET; THENCE ON A BEARING OF SOUTH 63°56'06" EAST, A DISTANCE OF 18.56 FEET; THENCE ON A BEARING OF NORTH 19°56'13" EAST, A DISTANCE OF 44.30 FEET; THENCE ON A BEARING OF NORTH 34°34'08" EAST, A DISTANCE OF 25.22 FEET; THENCE ON A BEARING OF NORTH 72°13'53" EAST, A DISTANCE OF 27.65 FEET; THENCE ON A BEARING OF SOUTH 37°05'32" EAST, A DISTANCE OF 14.75 FEET; THENCE ON A BEARING OF SOUTH 54°25'19" EAST, A DISTANCE OF 16.30 FEET; THENCE ON A BEARING OF SOUTH 80°46'21" EAST, A DISTANCE OF 23.15 FEET; THENCE ON A BEARING OF SOUTH 87°13'11" EAST, A DISTANCE OF 11.70 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 75.00 FEET, A CHORD BEARING OF SOUTH 74°03'00" EAST, AND A CHORD DISTANCE OF 34.18 FEET) A DISTANCE OF 34.48 FEET; THENCE ON A BEARING OF SOUTH 60°52'49" EAST, A DISTANCE OF 42.96 FEET; THENCE ON A BEARING OF SOUTH 53°28'55" EAST, A DISTANCE OF 108.90 FEET; THENCE ON A BEARING OF SOUTH 31°54'18" EAST, A DISTANCE OF 87.45 FEET; THENCE ON A BEARING OF SOUTH 26°44'08" EAST, A DISTANCE OF 158.72 FEET; THENCE ON A BEARING OF SOUTH 28°30'48" EAST, A DISTANCE OF 137.12 FEET; THENCE ON A BEARING OF SOUTH 35°51'47" EAST, A DISTANCE OF 63.86 FEET; THENCE ON A BEARING OF SOUTH 44°53'50" EAST, A DISTANCE OF 71.01 FEET; THENCE ON A BEARING OF SOUTH 00°10'26" EAST, A DISTANCE OF 305.26 FEET; THENCE ON A BEARING OF SOUTH 41°48'53" WEST, A DISTANCE OF 216.94 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG SAID CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 75.00 FEET, A CHORD BEARING OF SOUTH 19°54'50" EAST, AND A CHORD DISTANCE OF 97.23 FEET) A DISTANCE OF 105.78 FEET; THENCE ON A BEARING OF SOUTH 00°01'58" EAST, A DISTANCE OF 78.63

FEET; THENCE ON A BEARING OF SOUTH 34°02'36" EAST, A DISTANCE OF 118.96 FEET; THENCE ON A BEARING OF SOUTH 00°17'22" WEST, A DISTANCE OF 227.41 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 60.00 FEET, A CHORD BEARING OF SOUTH 45°46'21" WEST, AND A CHORD DISTANCE OF 77.15 FEET) A DISTANCE OF 83.79 FEET; THENCE ON A BEARING OF SOUTH 00°06'58" EAST, A DISTANCE OF 142.97 FEET; THENCE ON A BEARING OF SOUTH 86°22'32" WEST, A DISTANCE OF 30.69 FEET; THENCE ON A BEARING OF SOUTH 01°46'13" EAST, A DISTANCE OF 80.18 FEET; THENCE ON A BEARING OF SOUTH 89°57'22" WEST, A DISTANCE OF 20.82 FEET; THENCE ON A BEARING OF SOUTH 00°15'55" WEST, A DISTANCE OF 130.86 FEET; THENCE ON A BEARING OF SOUTH 89°40'17" EAST, A DISTANCE OF 21.15 FEET; THENCE ON A BEARING OF SOUTH 00°20'17" WEST, A DISTANCE OF 28.30 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG SAID CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 118.49 FEET, A CHORD BEARING OF SOUTH 21°22'45" EAST, A CHORD DISTANCE OF 60.15 FEET) A DISTANCE OF 60.82 FEET; THENCE ON A BEARING OF SOUTH 32°29'33" EAST, A DISTANCE OF 24.43 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 194.67 FEET, A CHORD BEARING OF SOUTH 12°51'45" EAST, AND A CHORD DISTANCE OF 80.56 FEET) A DISTANCE OF 81.15 FEET; THENCE ON A BEARING OF SOUTH 01°52'31" EAST, A DISTANCE OF 26.20 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT OF LAND CONTAINS 24.081 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL RIGHTS-OF-WAY, EASEMENTS, RESTRICTIONS, AND COVENANTS OF RECORD, IF ANY.

(AND IN ADDITION)

KANZA BUSINESS AND TECHNOLOGY PARK SUBDIVISION. CONTAINS APPROXIMATELY 10.39-ACRES, MORE OR LESS.

EXCEPT

The property commonly known as the 501 Sports Complex and legally described as follows: A tract of land in the Southeast Quarter of Section 26, Township 11 South, Range 15 East of the Sixth Principal Meridian, described as follows: Beginning at a point on the West line, 30.00-foot North of the Southwest Corner of said Quarter Section (said point being on the North right-of-way line of West Sixth Street); thence North 00 degrees, 06 minutes, 40 seconds West, along said West Line, 1,118.79-feet; thence South 86 degrees, 14 minutes, 23 seconds East, 130.46-feet; thence North 42 degrees, 56 minutes, 08 seconds East, 233.28-feet; thence North 01 degrees, 24 minutes, 28 seconds West, 497.95-feet; thence North 88 degrees, 48 minutes, 04 seconds East, 120.98-feet; thence on a 302.50-foot radius curve to the left, with a 170.62-foot chord bearing North 72 degrees, 25 minutes, 13 seconds East, an arc distance of 172.97-feet; thence North 56 degrees, 02 minutes, 21 seconds East, 399.91-feet; thence South 20 degrees, 26 minutes, 15 seconds East 750.52-feet; thence South 00 degrees, 24 minutes, 53 seconds East, 1,344.97-feet to the North right-of-way line of West Sixth Street; thence South 89 degrees, 36 minutes, 04 seconds West, along said North right-of-way line, 1,162.82-feet to the Point of Beginning. The above contains 44.001-acres, more or less, all in the City of Topeka, Shawnee County, Kansas.

PART 2

APPRAISED VALUATION OF REAL PROPERTY

The appraised valuation of the real estate contained in the Neighborhood Revitalization Area as of May 1, 2006 for each parcel by land and building values is on file in the Topeka Planning Department. The 2006 appraised valuation for the 14,943 parcels contained in the area is:

	<u>Existing</u>	<u>Proposed</u>
Land	\$211,349,980	\$7,109,690
<u>Improvements</u>	<u>\$1,104,773,358</u>	<u>\$20,671,600</u>
Total Appraised Valuation	\$1,316,123,338	\$27,781,290

PART 3

LISTING OF OWNERS OF RECORD IN AREA

Each owner of record of each parcel of land is listed together with the corresponding address on file in the Topeka Planning Department.

PART 4

EXISTING ZONING BOUNDARIES & EXISTING/PROPOSED LAND USES

Descriptions of zoning districts, current boundaries, existing land uses, and future land use maps within the Neighborhood Revitalization Area are all found on file in the Topeka Planning Department.

PART 5
MAJOR IMPROVEMENTS
PROPOSED FOR NEIGHBORHOOD REVITALIZATION AREA

A list of the proposed major improvements within the Neighborhood Revitalization Area are identified within the City Council-adopted neighborhood and area plans of the Comprehensive Plan. Copies of those plans are on file with the Topeka Planning Department and to date include:

- Central Park Neighborhood Plan (1998/2008)
- Chesney Park Neighborhood Plan (1998/2009)
- Holliday Park Neighborhood Plan (1998/2008)
- Historic North Topeka Revitalization Plan (1999)
- Elmhurst Neighborhood Plan (2001)
- Tennessee Town (2001)
- Downtown Topeka Redevelopment Plan (2001)
- Ward-Meade Neighborhood Plan (2001)
- Wasburn-Lane Parkway Plan (2001)
- East Topeka Neighborhood Revitalization Plan (2002)
- Old Town Neighborhood Plan (2003)
- Hi-Crest Neighborhood Plan (2003)
- Oakland Neighborhood Plan (2004)

Proposed housing, infrastructure, and public facility improvements within these plans are intended to guide the City's future resource allocation as targeted within the Neighborhood Revitalization Area. Actual approved resource allocations are found with the City's Capital Improvement Budget and Consolidated Plan.

PART 6
STATEMENT SPECIFYING THE ELIGIBILITY REQUIREMENTS
FOR A TAX REBATE

Residential New Construction/Rehabilitation

All residential improvements legally permitted by applicable zoning regulations and building codes within the Neighborhood Revitalization Area are eligible for the specified tax rebate provided the new appraised valuation is increased by a minimum of 10%. Improvement projects that are **not** eligible without City Council approval include:

- New construction renter-occupied single-family dwellings.
- Conversion of single-family dwellings to two (2) or more dwelling units.

Commercial New Construction/Rehabilitation

Commercial, office and institutional, and industrial projects legally permitted by applicable zoning regulations and building codes within the Neighborhood Revitalization Area are eligible for the specified tax rebate provided the new appraised valuation is increased by a minimum of 20%.

PART 7

CRITERIA FOR DETERMINATION OF ELIGIBILITY

- (a) Construction of an improvement must have begun on or after January 1, 2007 the date of designation of the neighborhood revitalization area by the City under Ordinance No. 18847. Such improvement project shall remain eligible in the event of any re-adoption of the 2007 Neighborhood Revitalization Program by a subsequent ordinance. An improvement project constructed pursuant to a building permit and an application for tax rebate filed before January 1, 2007, may be eligible for a rebate under the Neighborhood Revitalization Program created by City ordinance No. 18222.
- (b) A rebate application must be filed within sixty (60) days of the issuance of a building permit or initiation of work (if no building permit is required) as determined by the Planning Director. An application determined to be “out-of-time” shall be accepted by the Planning Director if the applicant can demonstrate that prior to commencing the improvements, he or she intended to use the program’s benefits for the specific improvement proposed in the application. Some factors that may be used to determine the intent and prior knowledge of the program include previous written or verbal communication with city staff, contractors, or other interested parties in the project. The fact that the applicant was not made aware of the program by city staff shall not be used as a factor in this determination. An application shall not be accepted “out-of-time if the building permit was issued to correct a past zoning or building code violation. The applicant must submit all evidence in writing that supports the above criteria to the Planning Department within one (1) year of the issuance of the building permit. The applicant may appeal the Planning Director’s decision to the City Manager who has final authority over the matter.
- (c) The improvements must conform with the Comprehensive Plan, including design guidelines within applicable Neighborhood Plans, and Zoning Regulations in effect at the time the improvements are made.
- (d) New and existing improvements on property must conform with all other applicable codes, rules, and regulations in effect at the time the improvements are made, and for the length of the rebate or the rebate may be terminated.
- (e) Any property that is delinquent in any real property tax payment or special assessment shall not be eligible for any rebate or future rebate until such time as all real property taxes and special assessments have been paid. Additionally, taxes on all real property owned by the applicant must be current.
- (f) Commercial or industrial property eligible for tax incentives under any adopted Neighborhood Revitalization Plan and Topeka's existing tax abatement program pursuant

to Article 11, Section 13 of the Kansas Constitution and Topeka Ordinance 17270, may receive one exemption/rebate per project from the City as a tax incentive.

- (g) Any property that fronts a public street boundary of the Neighborhood Revitalization Area shall be eligible for the rebate, except those properties that front a public highway.
- (h) Projects completed or eligible to be approved after two (2) years from the issuance of a building permit or initiation of eligible work items shall not be eligible for a tax rebate.

PART 8

CONTENTS OF APPLICATION FOR TAX REBATE

Part 1 - General Information

- (a) Owner's Name
- (b) Owner's Mailing Address.
- (c) School District No.
- (d) Parcel I.D. No.
- (e) Building Permit No.
- (f) Address of Property.
- (g) Legal Description of Property
- (h) Day Phone Number.
- (i) Proposed Property Use.
- (j) Improvements
- (k) Estimated Cost of Improvements.
- (l) Proof of Historical Register Listing.
- (m) List of Buildings proposed to be or actually demolished.
- (n) Date of commencement of construction.
- (o) Estimated date of completion of construction.

Part 2 - Status of Construction/Completion

- (a) County Appraiser's Statement of Percentage Test.
- (b) County Clerk's Statement of Tax Status.
- (c) Planning's Statement of Application Conformance for Tax Rebate.

PART 9

APPLICATION PROCEDURE

- (a) The applicant shall obtain an Application for Tax Rebate from Topeka Planning Department (Planning) or the City's Development Services Office concurrent with obtaining a building permit application.
- (b) The applicant shall complete and sign the application and file the original with Planning, within sixty (60) days of issuance of the building permit or as permitted under Part 7(b).
- (c) Planning shall forward the application to the Shawnee County Appraiser's Office for determination of the appraised valuation of the improvements and when necessary, shall indicate the base tax year in order to determine the property's pre-demolition value for historic resources or landmarks that were demolished to make way for the improvements.
- (d) On or about January 1, the County Appraiser shall conduct an on-site inspection of the construction project, determine the new valuation of the real-estate, complete his portion of the application, and report the new valuation to the Shawnee County Clerk by June 1 of that same year. The tax records on the project shall be revised by the County Clerk's Office.
- (e) Upon determination by the Appraiser's office that the improvements meet the percentage test for rebate and the Clerk's office has determined the status of the taxes on the property, Planning shall certify to the County Clerk the project and application does or does not meet the requirements for a tax rebate and shall notify the applicant.
- (f) Upon the payment of the real estate tax for the subject property for the initial and each succeeding tax year period extending through the specified rebate period, and within a thirty (30) day period following the date of tax distribution by Shawnee County to the other taxing units, a tax rebate in the amount of the tax increment (less any fees as specified in the Interlocal Agreement) shall be made to the applicant.

The tax rebate amount will be based on the appraised property value increment between the application year and the completion year directly attributable to the improvement itself. The actual rebate may vary year to year depending upon the approved mill levy for all participating taxing jurisdictions. The tax rebate shall be made by Audit and Finance, Shawnee County through the Neighborhood Revitalization Fund established in conjunction with the City of Topeka and the other taxing units participating in an Interlocal Agreement.

PART 10
STANDARDS AND CRITERIA FOR APPROVAL

- (a) Project improvements shall be 100% complete.
- (b) The appraised value of residential property must be increased by a minimum of 10%.
- (c) The appraised value of commercial and industrial property must be increased by a minimum of 20%.
- (d) New improvements must conform with all applicable codes, rules, and regulations in effect at the time the improvements are made, including design guidelines of the Comprehensive Plan, for the length of the rebate.
- (e) Any property that is delinquent in any real property tax payment or special assessment shall not be eligible for any rebate or future rebate until such time as all real property taxes and special assessments have been paid. Additionally, taxes on all real property owned by the applicant must be current.

PART 11

STATEMENT SPECIFYING REBATE FORMULA

Program Period:

The Neighborhood Revitalization Fund and tax rebate incentive program shall expire on December 31, 2009.

Rebate Period:

All Eligible Uses	10 years
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Properties on National/State Register, or properties designated as Historic Landmarks by the City of Topeka	15 years
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Rebate Amount:

All Eligible Uses	95%*
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Properties on National/State Register, or properties designated as Historic Landmarks by the City of Topeka	100%
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*5 % to remain in Neighborhood Revitalization Fund for administrative costs.

Part 12

OTHER MATTERS

1. A comprehensive marketing effort shall be initiated to introduce and reinforce this program to the general public. Potential actions include, but are not limited to:
 - Notice of the program included in pre-development applications by Planning, Housing and Neighborhood Development, and Development Services.
 - Informational packet distributed annually to realtors, builders, financial institutions, and neighborhood groups.
 - Recurring advertisements on Government Access Cable Channel.

2. The governing body may declare a structure outside of a neighborhood revitalization area eligible if it satisfies the conditions set forth in subsection (a) of KSA 12-17, 115 as a “dilapidated structure” due to its deteriorated conditions and/or is worthy of preservation. As a matter of course, the governing body shall forward said declaration to the participating taxing entities for their approval as well.

SHAWNEE COUNTY TAX LEVY SCHEDULE 2009

Tax Levies per \$1,000 Assessed Valuation

	<u>Taxing Jurisdiction (within USD 501 area)</u>	<u>Mill Levy</u>	<u>% of Total Levy</u>
1.	Shawnee County	40.965	28.1%
2.	City of Topeka	32.592	22.3%
3.	USD 501 (Topeka)	54.429	37.3%
4.	Washburn University	3.316	2.3%
5.	Topeka-Shawnee County Public Library	9.018	6.2%
6.	MTTA (Transit)	4.404	3.0%
7.	MTAA (Airport)	1.293	0.9%
	Total	146.017	100%

	<u>Taxing Jurisdiction (within USD 345 area)</u>	<u>Mill Levy</u>	<u>% of Total Levy</u>
1.	Shawnee County	40.965	28.7%
2.	City of Topeka	32.592	22.8%
3.	USD 345 (Seaman)	51.320	35.9%
4.	Washburn University	3.316	2.3%
5.	Topeka-Shawnee County Public Library	9.018	6.3%
6.	MTTA (Transit)	4.404	3.1%
7.	MTAA (Airport)	1.293	0.9%
	Total	142.908	100%

Note: State of Kansas mill levy = 1.500

Source: Shawnee County Clerk's Office

Attachment number 3
Page 1 of 1



(Published in the Topeka Metro News November 16, 2009 and November 23, 2009)

RESOLUTION NO. 8216

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr. establishing a date for a public hearing concerning the adoption of a plan pursuant to the Neighborhood Revitalization Act, K.S.A. 12-17,114 *et seq.*

WHEREAS, the City of Topeka, Kansas, may pursuant to K.S.A. 12-17,114 *et seq.* adopt a plan to assist in the rehabilitation, conservation or redevelopment of any area within the City of Topeka which meets the conditions provided in said law; and

WHEREAS, the City of Topeka is desirous of exercising the authority provided in K.S.A. 12-17,114 *et seq.* in order to rehabilitate, conserve or redevelop certain designated areas in the City of Topeka.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Topeka, Kansas, in accordance with K.S.A. 12-17,114 *et seq.* the following notice is hereby given:

NOTICE

The City Council will consider the adoption of a Neighborhood Revitalization Plan, pursuant to K.S.A. 12-17,114 *et seq.*, at a public hearing at 6:00 p.m. on December 8, 2009, in the City Council Chambers, 214 E 8th Street, Topeka, Kansas.

The proposed Neighborhood Revitalization Plan and a description of the boundaries of the proposed Neighborhood Revitalization Area are available for inspection during the hours of 8:00 a.m. to 5:00 p.m. in the office of City Clerk, 215 E 7th Street, Room 166, Topeka, Kansas.

At the conclusion of the hearing, the Council of the City of Topeka will consider findings necessary for the adoption of the proposed Neighborhood Revitalization Plan and

the establishment of the proposed Neighborhood Revitalization Area, all as provided for in K.S.A. 12-17,114 *et seq.*

BE IT RESOLVED that the City Clerk shall cause a copy of this Resolution to be delivered to the other taxing entities within Shawnee County, Kansas.

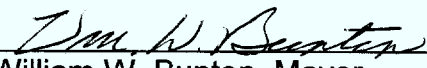
BE IT FURTHER RESOLVED that the City Clerk shall cause this Resolution to be published in the official City newspaper at least once a week for two (2) consecutive weeks prior to the hearing.

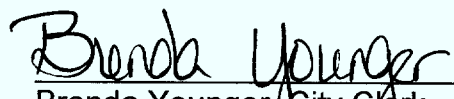
ADOPTED and APPROVED by City Council November 10, 2009.

CITY OF TOPEKA, KANSAS



ATTEST:


William W. Bunten, Mayor


Brenda Younger, City Clerk



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www.topeka.org

Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 9, 2009

+ Back Print

DATE:	December 8, 2009		
CONTACT PERSON:	Mark Schreiner/Bill Riphahn	DOCUMENT #:	
SECOND PARTY/SUBJECT:	Parks and Recreation Improvement	PROJECT #:	T-301012.00 (HTE #302910)
CATEGORY/SUBCATEGORY	014 Ordinances – Non-Codified / 004 Public Improvements		
CIP PROJECT:	Yes		
ACTION OF COUNCIL:	08/25/09 First Reading. 9/08/09 Deferred for 3 months.	JOURNAL #:	09
PAGE #:			

DOCUMENT DESCRIPTION:

A PROJECT BUDGET in the amount of \$444,000 and **AN ORDINANCE** introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301012.00 (HTE 302910), which provides for a new lighting system at Felker Park Softball Complex, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. Final Reading. (Council District No. 6) (Deferred from the meeting of September 8, 2009.)

(Approval would allow for the current lighting system at the Felker Park Softball Complex to be upgraded to tournament level standards and to improve participant safety. The project budget would be funded through general obligation bonds. The total debt service cost spread over 20 years is estimated at \$727,736. The project was included in the approved 2009 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project is approved in the 2009 CIB. The existing 30 year old lighting system light levels have diminished over time causing a potential safety hazard for the ball players and an increase in annual maintenance costs. The Felker Park Softball Complex supplements the Rueger Park Softball Complex as a host site for state, regional and national softball tournaments. Currently, tournament games can only be played during the daytime hours because the lighting quality is not sufficient to meet tournament quality standards. This project consists of the design and construction of a new tournament level lighting system to allow the Topeka community to bid on and hopefully attract larger softball tournaments which will have a positive economic impact on the community.

BUDGETARY IMPACT:

Project Budget: \$444,000.00

This project was included in the Approved 2009 Capital Improvement Budget. The project cost is the same as the \$444,000.00 in the adopted budget. The total debt service spread over 20 years will be \$727,736.00.

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Vicinity Map](#)

[Fact Sheet](#)

[Ordinance](#)

[Debt Service](#)

PROJECT BUDGET

Project No. T-301012.00, HTE# 302910

LOCATION:

Parks and Recreation
Felker Park Softball Complex
2540 SW Gage Blvd.

Contact Person: Bill Riphahn

DESCRIPTION OF PROJECT:

This project consists of the design and construction of a new tournament level lighting system located at Felker Park Softball Complex. The current lighting system will be upgraded to provide tournament level athletic design standards and improve participant safety.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	329,328		329,328
Design:	29,640		29,640
Construction Services Fees:	16,466		16,466
Administrative Fees:	6,587		6,587
Right-of Way Acquisition:	0		0
Contingency Amount:	32,932		32,932
Interim Interest and Cost of Issuance	29,047		29,047
Total:	444,000		\$444,000

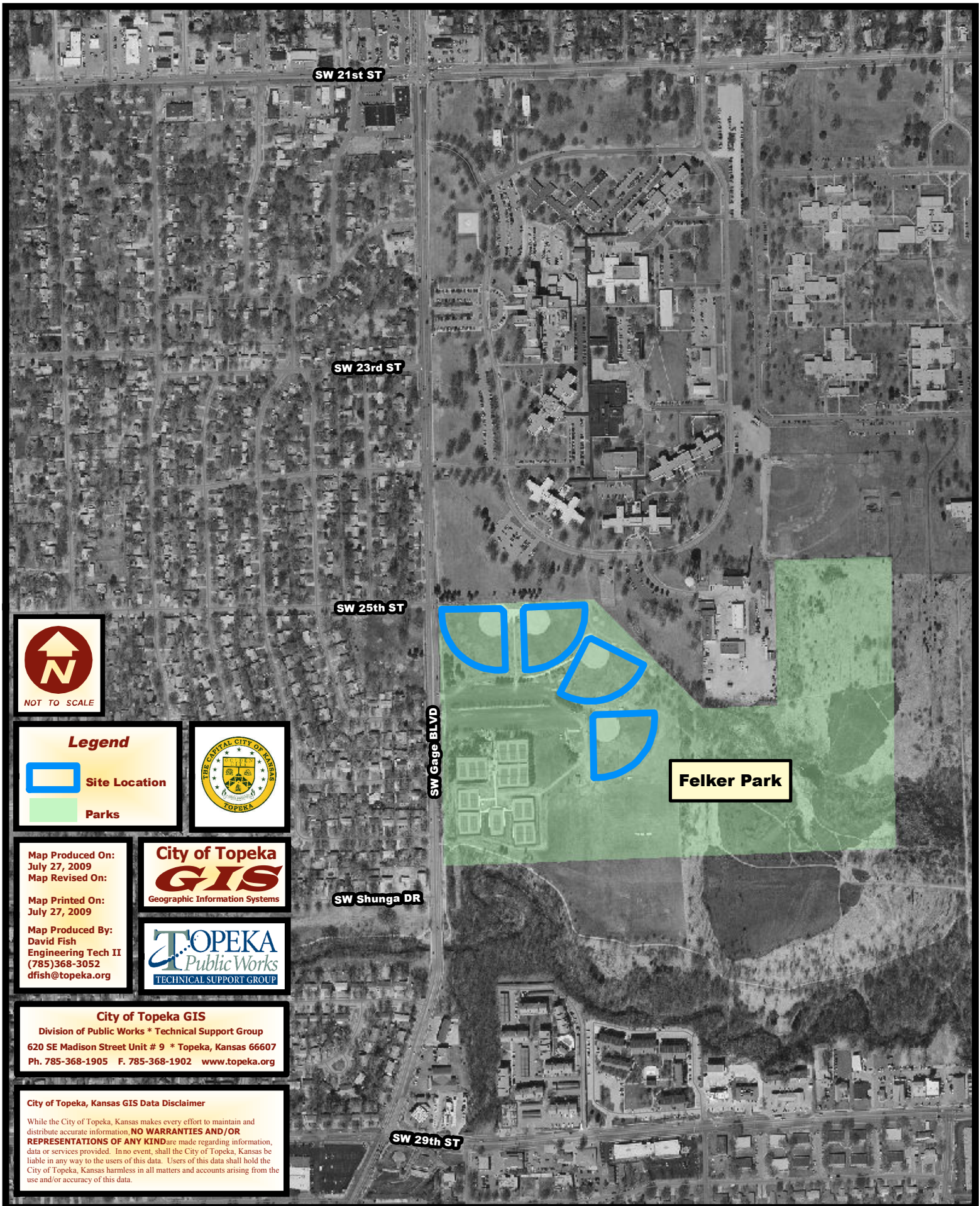
PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER:

Mark B. Schreiner



FACT SHEET

Parks and Recreation Improvement Project No. T-301012.00, HTE#302910

General Nature of Improvements:

This project consists of the design and construction of a new tournament level lighting system located at Felker Park Softball Complex. The current lighting system will be upgraded to provide tournament level athletic design standards and improve participant safety.

Project Engineer: Mark B. Schreiner, P.E

Project Manager at Zoo: Bill Riphahn

Construction Inspection: Project Engineer and Parks and Recreation Project Manager, Bill Riphahn. Discipline inspections by appropriate City of Topeka Inspection department personnel. (Not yet assigned)

Main Parks and Recreation contact person: Terry Bertels

Construction Staking: N/A

Design Engineer: TBD-This project will be a design build project.

Cost: Project Budget \$444,000 General Obligation Bonds (GOB)

This project was approved in the adopted 2009 CIP/CIB. The project cost is the same as the \$444,000 in the adopted budget. The total debt service cost for the project, spread over 20 years, will be \$727,736 for the \$444,000 in General Obligation Bonds.

Financing: \$444,000 by General Obligation Bonds

Project Schedule: To Be Determined as per selection of design build team

Remarks: This project was adopted in the 2009 CIB and is the same cost as the adopted budget. The existing 30 year old lighting system light levels have diminished over time causing a potential safety hazard for the ball players and an increase in annual maintenance costs. The Felker Park Softball Complex supplements the Rueger Park Softball Complex as a host site for state, regional and national softball tournaments. Currently, tournament games can only be played during the daytime hours because the lighting quality is not sufficient to meet tournament quality standards. This project consists of the design and construction of a new tournament level lighting system and allow the Topeka community to bid on and hopefully attract larger softball tournaments which will have a positive economic impact on the community.

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301012.00 (HTE #302910), which provides for a new lighting system at Felker Park Softball Complex, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That Improvement Project No. T-301012.00 (HTE #302910) with a project budget summarized herein and set forth fully in an attachment hereto, is hereby deemed advisable and necessary and is also hereby authorized, pursuant to Section A12-1 of the Code of the City of Topeka, that the following public improvement be made:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the design and construction of a new tournament level lighting system located at Felker Park Softball Complex. The current lighting system will be upgraded to provide tournament level athletic design standards and improve participant safety.

B. TOTAL PROJECT BUDGET COST:

\$444,000.00

C. SOURCE OF FUNDS:

General obligation bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

35 PASSED and APPROVED by the City Council_____.

36 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

41 ATTEST:

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45 _____
Brenda Younger, City Clerk

DEBT SERVICE

PROJECT: T-301012.00 (HTE 302910)
Bill Riphahn / Topeka Parks and Recreation

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal		\$414,953
Plus Temp Note Interest		\$20,748
Plus Cost of Issuance		<u>\$8,299</u>
Total Project Budget		\$444,000

Annual Debt Service	\$36,387
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$727,736
Difference Project Cost and Total Debt Service	\$312,783

GO Bonded Indebtedness as of December 2008		\$163,250,000
Heartland Park STAR Bonds		\$10,405,000
College Hill TIF		\$5,840,000
Bond projects		\$16,350,000
Approved, not Included in GO Bond Issue or		
Temporary Notes--City Projects		\$2,452,776
Approved, not Included in GO Bond Issue or		
Temporary Notes--Special Assessment Projects		<u>1,325,853</u>
Total Indebtedness		<u>\$199,623,629</u>
Plus Project		<u><u>\$200,067,629</u></u>



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

December 2, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: City Manager Norton N. Bonaparte, Jr. **DOCUMENT #:**

SECOND PARTY/SUBJECT: Heartland Park Topeka **PROJECT #:**

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: 12/01/09 First Reading. **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., concerning the redevelopment project plan for Heartland Park Topeka amending the project plan as established by City of Topeka Ordinance No. 18541 as amended by City of Topeka Ordinance No. 18813 and repealing certain specified sections therein. Final Reading.

(Approval would authorize financing through general obligation bonds for the continued development of Heartland Park Topeka and payment of improvement expenses. It is necessary for the City Council to amend the project to include the additional improvements to the Heartland Park Topeka facilities.)

POLICY ISSUE:

Whether the City Council approves the amendments to the redevelopment project plan for Heartland Park Topeka.

STAFF RECOMMENDATION:

BACKGROUND:

In 2007, the City Council did adopt Ordinance No. 18541 which established and adopted a redevelopment plan for Heartland Park Topeka and provided for a project budget. The City Council adopted as part of the City's 2007 capital improvements plan and budget the sum of \$750,000 in general obligation bonds to finance a part of the project previously adopted by the City Council, specifically the reconstruction of the drag racing strip portion of the Heartland Park Topeka racetrack. The reconstruction of the drag racing strip has been completed at a cost of \$590,718 and \$159,282 was expended on related improvements to Heartland Park Topeka facilities, paddock areas, race track surfaces and communications. In order to authorize the general obligation bond financing for the continued development of Heartland Park Topeka, and payment of improvement expenses, it is necessary for the City Council to amend the project to include the additional improvements to the Heartland Park Topeka facilities. Expansion of the scope of the project will further facilitate the redevelopment of Heartland Park of Topeka as a major motorsports complex within the Heartland Park Topeka Redevelopment District.

Item #11

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Ordinance](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., concerning the redevelopment project plan for Heartland Park Topeka amending the project plan as established by City of Topeka Ordinance No. 18541 as amended by City of Topeka Ordinance No. 18813 and repealing certain specified sections therein.

WHEREAS, the Council of the City of Topeka, Kansas did adopt Ordinance No. 18541 which established and adopted a redevelopment project plan ("the project") for Heartland Park Topeka and provided for a project budget in section 1 of that ordinance; and

WHEREAS, the Council of the City of Topeka, Kansas did adopt Ordinance No. 18813 which amended the project plan and project budget established by Ordinance No. 18541 and reapportioned the project costs and authorized \$750,000.00 of General Obligation Bonds for the improvements to the drag racing strip portion of the Heartland Park Topeka racetrack; and

WHEREAS, the sum of \$590,718 was expended on improvements to the drag racing strip and \$159,282 was expended on related improvements to Heartland Park Topeka facilities, paddock areas, race track surfaces and communications; and

WHEREAS, in order to authorize general obligation bond financing for the continued development of Heartland Park Topeka, and payment of improvement expenses, it is necessary for the Council of the City of Topeka, Kansas to amend the project to include the additional improvements to the Heartland Park Topeka facilities.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That section 1 of City of Topeka Ordinance No. 18541 as amended by City of Topeka Ordinance No. 18813 is hereby further amended to read as follows:

Pursuant to the provisions of 2005 Kan. Sess. Laws, ch. 132, it is hereby deemed necessary and advisable to approve and adopt the project plan to facilitate the redevelopment of Heartland Park Topeka Redevelopment District:

A. PROJECT PLAN IMPROVEMENTS:

The project plan involves capital improvements to the infrastructure and facilities at Heartland Park of Topeka that are directly related and necessary to the operation of the motorsports complex, including, but not limited to, racetracks, parking lots, grandstands, suites and viewing areas, concessions, souvenir facilities, catering facilities, visitor and retail centers, signage and temporary hospitality facilities. The project plan contemplates that the redevelopment project shall proceed in two (2) phases consisting of the following public improvements, the order of which may be subject to change: Phase I: Repairing and resurfacing the road course; resurfacing the drag strip shutdown area; repairing and resurfacing all paddock areas; constructing timing, scoring, race control and steward's facilities; constructing technical inspection and dressing/showering facilities, garages for competitors, and consolidated concession, souvenir and dining facilities; constructing a maintenance and credentials building; constructing a tire building; constructing a covered pavilion for patrons; reconfiguring, reconstructing and installing a system of street and area lighting; constructing, reconstructing and installing a modern public address system for racing and spectator areas; constructing buildings and related facilities, including water and electrical hookups, to support the SCCS National Solo Championships and other events utilizing the large asphalt pad each season; and

Phase II: Constructing additional seating for four thousand (4,000) spectators; constructing a credentials and security building at tunnel entrance; reconstructing and converting an existing building to a medical facility; repairing public access streets and roads on the premises; construction of spectator entrance walkover bridge and two (2) covered pavilions, with water and electrical hookups, for spectators behind the main grandstands; construction of a brick walkway with lighting behind the

main grandstands; improving water and waste disposal systems; constructing an area for camping and recreational vehicles with water and electrical hookups, playground and campfire facilities, security building, and restroom and concession or convenience facilities; constructing and installing perimeter fencing, parking lot lighting and public address system additions for parking lot facilities; constructing a second covered pavilion for patrons; constructing a Top Eliminator Club building; provision of landscaping, trees and green space in entry and viewing areas; constructing and installing additional electrical hookups for competitors in paddock area; constructing a covered pavilion in the staging area with misting, concession and buyback or event registration facilities; improvements to the tower, including an elevator for access by disabled persons and a separate walkway for ingress and egress; and constructing a multi-building complex for racing-related support activities in a commerce park environment.

B. ESTIMATED OR PROBABLE COST:

\$22,520,000.00 (Phase I: \$13,520,000.00; Phase II: \$9,000,000.00)

C. APPORTIONMENT OF COSTS/SOURCES OF FUNDING:

47% (\$10,520,000.00) Sales Tax Reimbursement Bonds;

28% (\$6,250,000.00) Private Sources; and

25% General Obligation Bonds (\$5,750,000)

\$2,500,000 (authorized by Ordinance No. 18318)

\$2,500,000 (authorized by Ordinance No. 18319)

\$ 590,718 (drag strip reconstruction)

\$ 159,282 (improvements to Heartland Park Topeka facilities including paddock areas, race track surfaces and communications)

D. PURSUIT AND COMPLETION OF PROJECT:

This redevelopment project shall be completed within twenty (20) years from the date of the approval of the project plan (as originally adopted by City of Topeka Ordinance No. 18541, as amended by City of Topeka Ordinance No. 18813) and Kansas resident employees shall be given priority consideration for employment in connection with the construction project herein.

Section 2. That the original of section 1 of City of Topeka Ordinance No.

18541 as amended by City of Topeka Ordinance No. 18813 is hereby specifically repealed

and all other sections of City of Topeka Ordinance No. 18541 shall remain in full force and effect.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the City Council this ____day of December, 2009.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

Summary of Expenses for
Drag Strip Renovation (&, Heartland Park Topeka

Total Project Cost: \$750,000 *

1. Drag strip concrete replacement and related work: \$470,000 Total
 - 660 feet by 20 feet wide, two lanes: \$215,000
 - Pour back strips along two lanes: \$20,000
 - 660 feet by 10 feet wide between lanes and area including
The burnout boxes and area up to the tower: \$90,000
 - Shot peening of surface: \$20,000
 - Engineering and inspection work for project: \$20,000
 - Removal of old concrete: \$35,000
 - Removal and level dirt on west side of drag strip: \$20,000
(Dirt is currently higher than track surface level)
 - Repair of asphalt roads leading to the drag strip area: \$50,000
2. Replacement of "Win lights": \$280,000
 - 2 LED light panels from Daktronics: \$200,000
 - Fiber optic cabling and panel installation: \$50,000
 - Installation of fiber optics timing system: \$30,000

* Note: Original engineering bids were based upon not removing the outside edge concrete (2 foot by 660 foot) sections; and the first section of the center lane (10 foot wide by 200 foot long). Excessive vertical differences between the old and new concrete surfaces necessitated removal of all the old concrete. Removal of the dirt surrounding the west side of the drag strip to stop drainage onto the track added more unexpected costs; and repair of the asphalt leading to the drag strip area resulted in an increase in total project cost of approximately \$200,000 from the original estimate of \$550,000.



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 17, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Joe Singer **DOCUMENT #:**

SECOND PARTY/SUBJECT: Entire Corporate Limits and Boundaries of the City **PROJECT #:**

CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr., declaring the entire boundary of the City of Topeka and rescinding City of Topeka Resolution No. 8132. *(All Council Districts)*

(Approval would declare the entire corporate boundary of the City of Topeka.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Resolution as presented.

BACKGROUND:

There has been one annexation to the City of Topeka in 2009, which has added 62.05 acres (.097 square mile) of territory. The area is Clearwater Crossings on SE 45th Street east of Adams Street. The area within the corporate boundaries of the City of Topeka at the end of year 2009 is 61.041 square miles.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

None

ATTACHMENTS:

[Resolution](#)

Item #12

RESOLUTION NO. _____

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr., declaring the entire boundary of the City of Topeka and rescinding City of Topeka Resolution No. 8132.

WHEREAS, K.S.A. 12-517 provides that municipalities shall by resolution declare the entire boundaries of the municipality.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Topeka, Kansas, that it hereby declares the following to be the entire boundary of the City:

A. Corporate Limits and Boundaries as Follows to Wit:

Beginning at the Northwest corner of the Northeast Quarter of Section 3, Township 12 south, Range 16 east of the 6th P.M.; thence easterly on the North line of said Section 3 to the West line of England Mobile Home Estates Subdivision extended north; thence southerly on said extension to the Northwest corner of Lot 1, Block "A" in said subdivision; thence easterly, 991.90 feet, to the Northeast corner of Lot 2, Block "A" in said subdivision; thence southerly, on the East line of said Lot 2, 477.03 feet; thence easterly, to a point which is 527.03 feet south of and 12.5 feet west of the Northeast corner of the Northeast quarter of said Section 3; thence on an assumed bearing of South 00°21'23" East, parallel with the East line of said Northeast Quarter, 1248.45 feet; thence South 88°38'12" West, 40 feet; thence southerly, on a line which is 52.50 feet west of the East line of the last said Northeast Quarter, 535.29 feet; thence easterly 2.50 feet; thence southerly, on the East line of the last said Lot 1, and its extension, 360.00 feet, to an intersection with the South line of the Northeast Quarter of Section 3, Township 12 south, Range 16 east; thence South 88°38'15" West, 25.89 feet; thence South 09°10'00" West, 156.20 feet; thence South 50°49'00" West, 907.50 feet; thence South 74°51'00" West, 547.39 feet to the East line of the West Half of the Southeast Quarter of said Section 3; thence southerly on said East line to the South Right-of-Way Line of U.S. Highway 40 as condemned in Case Number 91169; thence northeasterly on said South Right-of-Way Line and on a curve to the left that has a radius of 3969.83 feet, an arc distance of 443.15 feet; thence on an assumed bearing of North 83°34'24" East, on said South Right-of-Way Line, 820.00 feet to a point 80.00 feet west of the East line of said Southeast Quarter; thence south-southeasterly, 325.00 feet to a point that is 10.00 feet east of the Northeast corner of Lot 1, Altair Heights Subdivision; thence westerly 10.00 feet to the Northeast corner of Lot 1, Altair Heights Subdivision, being a point on the West Right-of-Way Line of Croco Road; thence southerly on the West line of Croco Road on an assumed bearing of South 02°34'12" West, 222.94 feet; thence west 300.00 feet; thence south 587.42 feet; thence South 32°26'30" West, 203.21 feet; thence South 61°42'24" West, 671.80 feet; thence South 74°32'18" West, 89.94 feet; thence South 88°25'06" West,

194.71 feet, to a point 30.00 feet north of the Southeast corner of the West Half of the Southeast Quarter of Section 3; thence south to the Northeast corner of the West Half of the Northeast Quarter of Section 10, Township 12 south, Range 16 east of the 6th P.M.; thence on an assumed bearing of South 00°48'00" West, on the East line of the West Half of the Northeast Quarter of said Section 10, 158.83 feet to the North line of the Kansas Turnpike Right-of-Way; thence South 63°15'40" West, on said right-of-way line, 790.86 feet; thence South 69°36'00" West, continuing on said right-of-way line, 452.77 feet; thence North 70°46'40" West, continuing on said right-of-way line, 337.69 feet to the Easterly Right-of-Way Line of Service Road "L" of the Kansas Turnpike Authority; thence southwesterly to the intersection of the Westerly Right-of-Way Line of Service Road "L" of the Kansas Turnpike Authority, and the Northerly Right-of-Way line of the Kansas Turnpike; thence southwesterly approximately 290 feet on the Northerly Right-of-Way line of the Kansas Turnpike to a point which intersects with a line bearing North 27°15'56" West, extended from the most Northerly corner of Lot 24, Block "N", Aquarian Acres Subdivision; thence South 27°15'56" East, 300 feet, more or less, to said most Northerly corner of Lot 24; thence easterly on the Southerly Right-of-Way Line of the Kansas Turnpike to its intersection with the East line of the West Half of Section 10, also being the Northeast corner of Aquarian Acres Subdivision; thence on an assumed bearing of North 62°16'17" East, on the north line of Capricorn Woods Subdivision No. 2, 308.09 feet, to the North corner of Lot 11, Block 'C' in said subdivision; thence North 08°05'50" West, on the West line of Capricorn Woods Subdivision No. 3, a record distance of 462.28 feet to the most westerly West corner of Lot 11, Block A in said subdivision; thence North 51°49'07" East, on a North line of Capricorn Woods Subdivision No. 3, 399.13 feet; thence North 64°31'42" East, on a North line of Capricorn Woods Subdivision No. 3, a record distance of 896.71 feet to a point on the East line of the West Half of the Northeast Quarter of Section 10, Township 12 South, Range 16 east of the 6th P.M.; thence South 00°19'45" West, on an East line of Capricorn Woods Subdivision No.3, 728.46 feet to the Northwest corner of Lot 1, Block "AA" in Shawnee Gardens Subdivision; thence North 89°29'35" East, 1283.60 feet, to the Northeast corner of Lot 6, Block "B" in said subdivision; thence easterly, on the North line of Shawnee Gardens Subdivision, to an intersection with a line which is 30 feet west of the East line of the Northeast Quarter of Section 10, Township 12 South, Range 16 east of the 6th P.M.; thence on an assumed bearing of North 00°29'01" East, parallel with the East line of said Northeast Quarter, to an intersection with a line which is an extension of the South line of the North 792.0 feet of the Northwest Quarter of Section 11, Township 12 South, Range 16 east of the 6th P.M.; thence North 89°47'56" East, parallel with the North line of said Northwest Quarter, 1356.93 feet, to a point which is 6.99 feet west of the East line of the Northwest Quarter of the Northwest Quarter of said Section 11; thence South 00°27'04" West, 537.79 feet, to a point on the South line of the Northwest Quarter of the Northwest Quarter of said Section 11, which is 5.50 feet west of the Southeast corner of the Northwest Quarter of the Northwest Quarter of said Section 11; thence South 89°58'08" West, on the South line of the Northwest Quarter of the Northwest Quarter of said Section

11, 1287.20 feet, to the Northwest corner of Lot 1, Block 'E' in Belhaze Subdivision No. 2; thence southerly, to the Northwest corner of Lot 8, Block 'D' in Belhaze Subdivision No. 2; thence westerly, to the Northeast corner of Lot 1, Block "D" in Shawnee Gardens Subdivision; thence on an assumed bearing of South 00°15'33" West, parallel with the East line of the Northeast Quarter of Section 10, Township 12 South, Range 16 east of the 6th P.M., to the Southeast corner of Lot 4, Block "D" in Shawnee Gardens Subdivision; thence North 89°44'27" West, 275.00 feet, to an East corner of Lot 15, Block "D" in said subdivision; thence South 00°15'33" West, 215.00 feet, to the most Easterly Southeast corner of Lot 16, Block "D" in said subdivision; thence South 89°44'27" East, 275.00 feet to the Northeast corner of Lot 27, Block "D" in said subdivision; thence South 00°15'33" West, 362.57 feet to the Southeast corner of Lot 12, Block "E" in said subdivision; thence North 89°26'55" East, on the North line of the Southeast Quarter of Section 10, to an intersection with a line which is 30 feet west of the East line of said Southeast quarter; thence southerly on the West line of Croco Road, 1432.51 feet; thence south on said West line of Croco Road 1176.40 feet to the North Right-of-Way Line of S.E. 29th Street; thence westerly on the North Right-of-Way Line of 29th Street to the East Right-of-Way Line of Wittenberg Road; thence northerly on the East Right-of-Way Line of Wittenberg Road to a point 1689.93 feet north of the South line of Section 10, Township 12 south, Range 16 east of the 6th P.M.; thence westerly parallel with and 1689.93 feet north of the South line of said Section 10 to the West line of Section 10; thence northerly on the West line of Section 10 to its intersection with the North Right-of-Way Line of the Kansas Turnpike; thence southwesterly on the Northerly Right-of-Way Line of the Kansas Turnpike to its intersection with the East line of the West Half of the West Half of Section 16, Township 12 South, Range 16 east of the 6th P.M.; thence south to the Northeast corner of the West Half of the Southwest Quarter of said Section 16; thence easterly, on the North line of said Southwest Quarter, 1324.26 feet, to the Northeast corner of said Southwest Quarter; thence on an assumed bearing of 00°05'54" East on the West line of the Northeast Quarter of said Section 16, 1771.63 feet to an intersection with the Southeast right of way line of United States Interstate Highway 470/335, also known as Kansas Turnpike Tract No. 27-70; thence on said Southeast right of way line, being a curve concave northwesterly, having a radius measure of 5879.58 feet and an arc length of 1005.83 feet, the chord of which bears North 45°01'09" East, 1004.60 feet; thence North 40°07'06" East on said Southeast right of way line, 5.75 feet to the Southwest corner of Kansas Turnpike Tract 27-20E; thence North 84°56'53" East on the South line of said Turnpike Tract 27-20E, 524.39 feet; thence North 60°49'13" East on a South line of said Turnpike Tract 27-20E, 80.71 feet to an intersection with the South right of way line of SE 29th Street; thence South 89°28'02" East on the South right of way line of SE 29th Street, being 50.00 feet south of the North line of the West Half of said Northeast Quarter, 28.16 feet to a point on the East line of said West Half; thence South 00°15'13" West on the East line of said West Half, to a point on a line which is 300.00 feet south of the North line of the Northeast Quarter of Section 16; thence easterly, parallel with the North line of said Northeast Quarter, to the Southwest corner of Franklin Subdivision; thence northerly on the West line of said subdivision to the Northwest corner of Lot 1, Block A in Franklin Subdivision;

thence easterly, to the Northeast corner of Lot 9, Block "J" in Shawnee Estates Subdivision; thence southerly, on the East line of Lot 9, to an intersection with a line which is 50 feet south of the North line of the Northeast Quarter of said Section 16, said line being the South line of Southeast 29th Street; thence easterly, parallel with the North line of said Northeast Quarter, to an intersection with a line which is 20 feet west of the East line of said Northeast Quarter, said line being the West line of West Edge Road; thence southerly, parallel with the East line of said Northeast Quarter, to an intersection with the North line of Lakeview Subdivision; thence westerly, on the North line of Lakeview Subdivision, to the Northeast corner of Lot 1 in said subdivision; thence southerly, to the Southeast corner of Lot 28 in Lakeview Subdivision; thence easterly, to an intersection with a line which is 20 feet west of the East line of the Northeast Quarter of said Section 16, said line also being the West line of West Edge Road; thence southerly, parallel with the East line of said Northeast Quarter, to an intersection with the South line of said Northeast Quarter; thence westerly, on the South line of said Northeast Quarter, to the Northeast corner of Lot 9, Block "D" in Lake Shawnee Subdivision "C"; thence southerly to the Southeast corner of Lot 19, Block "H" in Lake Shawnee Subdivision "C"; thence westerly, on the North line of S.E. 35th Street Terrace, and its extension, to an intersection with the West line of Shoreline Drive; thence southerly on the West line of Shoreline Drive to the Southeast corner of Lot 10, Block N in Shawnee Lake Subdivision 'C'; thence westerly to the Southwest corner of Block K in Shawnee Lake Subdivision 'C'; thence southerly on the East line of the Southwest Quarter of said Section 16 to an intersection with a line 30.00 feet north of the South line of said Southwest Quarter; thence westerly parallel with the South line of said Southwest Quarter to a point 100 feet easterly distant from the West line of the East Half of said Southwest Quarter; thence northerly to the Southeast corner of Lot 1 in Rolling Meadows Subdivision No.2; thence westerly to the Southwest corner of said Lot 1; thence southerly to the Southwest corner of the East Half of the Southwest Quarter of said Section 16; thence continuing southerly on the East line of the West Half of the West Half of Section 21, Township 12 south, Range 16 east of the 6th P.M. to a point 1650.00 feet south of the North line of said Section 21; thence west 1320.00 feet to an intersection with the East line of the Northeast Quarter of Section 20; thence on an assumed bearing of South 01°40'19" West, on the East line of said Northeast Quarter, to a point 660.00 feet north of the Southeast corner of said Northeast Quarter; thence South 88°21'14" West, 1648.96 feet; thence North 01°40'19" West 661.21 feet; thence South 88°21'35" West, on the South line of the North Half of the Northeast Quarter of said Section 20, to the Northeast corner of the Southeast Quarter of the Northwest Quarter of said Section 20; thence southerly, 1320.35 feet, to the Northeast corner of the Southwest Quarter of Section 20, Township 12 South, Range 16 east of the 6th P.M.; thence on an assumed bearing of North 88°21'37" East, 2186.81 feet, to the Southwest corner of Lot 1, Block 'A' KPL Substation Subdivision; thence northerly, to the Northwest corner of said Lot 1; thence easterly, to the Northeast corner of Lot 1; thence southerly, to the Southeast corner of Lot 1; thence North 88°21'37" East, on the South line of KPL Substation Subdivision, to the Northeast corner of the Southeast Quarter of Section 20, said point also being the Northwest corner of the Southwest Quarter of Section

21, Township 12 South, Range 16 east of the 6th P.M.; thence easterly on the North line of said Southwest Quarter, 275.30 feet; thence southerly, on a line which is 275.30 feet east of the West line of said Section 21, 516.00 feet; thence west 8.90 feet; thence southerly, on a line which is 266.40 feet east of the West line of Section 21, 553.00 feet; thence easterly 75.40 feet; thence southerly on a line which is 341.80 feet east of the West line of Section 21, 216.50 feet; thence westerly on the North line of the South Half of the Southwest Quarter of Section 21, Township 12 South, Range 16 east of the 6th P.M., to a point on a line which is 30 feet east of the West line of the Southwest Quarter of Section 21, ; thence southerly, parallel with the West line of said South Half, 210.00 feet; thence easterly on a north line of Stone Crest Subdivision, to the Northwest corner of Lot 4, Block 'E' in Stone Crest Subdivision; thence northerly to the Northwest corner of Lot 22, Block 'E' in Stone Crest Subdivision; thence easterly on the North line of the South Half of the Southwest Quarter of said Section 21, to the East corner of Lot 9, Block 'H' in Stone Crest Subdivision; thence southerly on the East line of the South Half of the Southwest Quarter of said Section 21, to the Southeast corner of Lot 1, Block 'I' in Stone Crest Subdivision; thence westerly on the North line of S.E. 45th Street and its extension, to the Southwest corner of Lot 9, Block 'D' in Stone Crest Subdivision; thence northerly at a right angle to the Northwest corner of Lot 4, Block 'D' in Stone Crest Subdivision; thence westerly parallel with the South line of the Southwest Quarter of said Section 21, to a corner of Stone Crest Subdivision on the East line of Lot 8, Block 'C' in said subdivision; thence southerly on the East line of Block 'C' and its extension, in Stone Crest Subdivision, to an intersection with a line which is 50 feet south of the North line of the Northwest Quarter of Section 28, Township 12 South, Range 16 east of the 6th P.M.; thence westerly parallel with the North line of the Northwest Quarter of said Section 28, to an intersection with a line which is 50 feet west of the East line of the Northeast Quarter of Section 29, Township 12 South, Range 16 east of the 6th P.M.; thence southerly parallel with the East line of said Section 29, to the South line of Marlatte Center Subdivision; thence westerly to the Southwest corner of said subdivision; thence northerly, on the Westerly line of said subdivision and its extension, to an intersection with a line which is 45 feet north of the North line of Section 29; thence westerly parallel with the South line of Section 20, to the West line of the East Half of said Section 20; thence on an assumed bearing of South 1°23'17" West, on the East line of the Southwest Quarter of said Section 20, 40.00 feet to the Northeast corner of the Northwest Quarter of Section 29, Township 12 South, Range 16 east of the 6th P.M.; thence South 1°52'43" East on the East line of said Northwest Quarter, 1650.18 feet; thence South 88°25'22" West, 1594.70 feet; thence North 2°08'17" West, 1692.12 feet to a point on a line which is 40.00 feet north of the South line of the Southwest Quarter of said Section 20; thence westerly on a line which is 40.00 north of the South line of the Southwest Quarter of said Section 20, to the East line of Section 19; thence continuing westerly to a point 30.00 feet west of the East line of Section 19, also being the West line of Adams Street; thence westerly parallel with and 40.00 feet north of the South line of Section 19, to a point that is 40.00 feet north of the Northeast corner of the West Half of the Northeast Quarter of Section 30, Township 12 South, Range 16 east of the 6th P.M.; thence southerly 2694.79 feet on the East

line of South Village Subdivision, to the Southeast corner of said subdivision; thence westerly, on the South line of said subdivision to the Northeast corner of the Southwest Quarter of Section 30, Township 12 South, Range 16 east of the 6th P.M.; thence southerly on an assumed bearing of South 02°24'27" East, on the East line of said Southwest Quarter, to a point which is 44.20 feet north of the Southeast corner of Terra Heights Subdivision, said point also being on the Southwesterly line of the right of way of the former Missouri Pacific Railroad Company; thence South 56°03'19" East on the Southwesterly line of said right of way, 1304.94 feet; thence southeasterly, southerly and southwesterly on said right of way line, on a curve concave westerly having a radius measure of 419.28 feet and an arc length of 1020.97 feet, the chord of which bears South 20°32'28" West, 786.78 feet; thence South 88°10'41" West on said right of way line, 132.83 feet; thence westerly on said right of way line, on a curve concave southerly having a radius measure of 613.69 feet and an arc length of 207.93 feet, the chord of which bears South 78°26'03" West, 206.93 feet, to a point on a line which is 45 feet north of the South line of said Southeast Quarter; thence South 88°10'41" West parallel with the South line of said Southeast Quarter, 407.12 feet; thence South 88°35'12" West on a line which is 45 feet north of the South line of said Southwest Quarter, 2224.75 feet to a point on the East line of Topeka Boulevard; thence North 02°07'29" West on the East line of Topeka Boulevard, 602.47 feet; thence North 01°34'34" West on the East line of Topeka Boulevard, 878.59 feet; thence northerly on the East line of Topeka Boulevard, to an intersection with the North line of the Southwest Quarter of said Section 30; thence westerly, on the South line of the Northwest Quarter of Section 30 to the Southeast corner of the Northeast Quarter of Section 25, Township 12 South, Range 15 east of the 6th P.M.; thence northerly, on the East line of said Northeast Quarter, 20.00 feet, to the North line of S.W. 49th Street, extended from the west; thence westerly, on a line which is 20.00 feet north of the South line of the Northeast Quarter of said Section 25, to an intersection with the West line of the right of way of the Burlington Northern Santa Fe Railway Company; thence southerly, on the West line of said right of way, to the Northeast corner of Lot 1, Block "A" in Laird Noller Subdivision; thence westerly, to the Northwest corner of said Lot 1; thence southerly, to the Southwest corner of said Lot 1; thence westerly, 33.00 feet, to a corner of Lot 1, Block "A" in S.W. 57th Street Distribution Center Subdivision; thence southerly on the most westerly East line of the last said Lot 1, and its extension, to an intersection with a line which is 30 feet south of the North line of the Southeast Quarter of said Section 36; thence westerly, on an assumed bearing of South 88°03'15" West, parallel with the North line of the Southeast Quarter of said Section 36, to an intersection with a line which is 40 feet west of the East line of the Northwest Quarter of the Southeast Quarter of said Section 36; thence southerly, parallel with the East line of the Northwest Quarter of the Southeast Quarter of said Section 36, to an intersection with a line which is 50 feet south of the North line of said Southeast Quarter; thence South 88°03'15" West, 280.00 feet; thence southerly, parallel with the East line of the Northwest Quarter of the Southeast Quarter of said Section 36, to an intersection with a line which is 60 feet south of the North line of said Southeast Quarter; thence South 88°03'15" West, to a point which is 535.10 feet east of the Northwest corner of the Southeast

Quarter of said Section 36, and 60.00 feet south of the North line of said Southeast Quarter, as measured on the North line of, and normal from the North line of said Southeast Quarter; thence South 76°44'39" West, 101.98 feet; thence South 88°03'15" West, 400.00 feet; thence South 61°29'21" West, 55.90 feet; thence South 88°03'13" West, 1535.10 feet; thence North 87°38'30" West, 199.78 feet; thence North 01°56'47" West, normal to the North line of the Southwest Quarter of said Section 36, 90.00 feet, to an intersection with said North line at a point which is 893.59 feet east of the Northwest corner of said Southwest Quarter; thence continuing North 01°56'47" West, 90.00 feet; thence South 88°03'13" West, parallel with the South line of the Northwest Quarter of said Section 36, 358.12 feet; thence North 07°53'08" East, 679.72 feet; thence North 23°43'11" East, 509.21 feet; thence North 14°17'25" East, 517.29 feet; thence North 00°04'32" West, 210.05 feet; thence northerly, on a curve which is concave westerly, having a radius measure of 5889.58 feet and an arc length of 719.40 feet, the chord of which bears North 06°17'43" East, 718.95 feet, to an intersection with the South line of the Southwest Quarter of said Section 25; thence northerly, on a curve which is concave westerly, having a radius measure of 5889.58 feet and an arc length of 547.79 feet, the chord of which bears North 00°16'44" West, 547.59 feet; thence North 01°48'09" West, 1517.06 feet; thence North 02°03'30" East, 514.28 feet; thence North 01°48'02" West, normal to the South line of the Northwest Quarter of said Section 25, 80.00 feet, to an intersection with said South line at a point which is 1149.74 feet east of the Southwest corner of said Northwest Quarter; thence continuing North 01°48'02" West, to an intersection with a line which is 20 feet north of the South line of the Northwest Quarter of said Section 25; thence westerly, on a line which is 20 feet north of the South line of the Northwest Quarter of said Section 25, to an intersection with the East line of Section 26, Township 12 South, Range 15 east of the 6th P.M.; thence continuing westerly, parallel with and 20.00 feet north of the South line of the North Half of said Section 26 to the East line of Burlingame Road; thence northerly on the East line of Burlingame Road to an intersection with the North line of S.W. 45th Street, extended from the west, said North line of S.W. 45th Street being 30.00 feet north of the South line of Section 23, Township 12 South, Range 15 east of the 6th P.M.; thence westerly, parallel with and 30.00 feet north of the South line of said Section 23 to an intersection with the West line of the East Half of the Southeast Quarter of Section 23; thence northerly on the West line of the East Half of the Southeast Quarter of Section 23, to an intersection with the North line of the Southeast Quarter of said Section 23; thence westerly, on the North line of said Southeast Quarter, to the Northeast corner of the Southwest Quarter of Section 23, Township 12 South, Range 15 east of the 6th P.M.; thence on an assumed bearing of South 87°44'36" West, on the North line of said Southwest Quarter, to the Northeast Quarter of Lot 4, Block 'B' in Misty Harbor Estates No. 2 Subdivision; thence South 08°11'25" West, 149.95 feet; thence on a curve concave southerly, having a radius measure of 537.50 feet and an arc length of 22.92 feet, the chord of which bears South 80°35'17" East, 22.92 feet; thence South 10°38'02" West, 250.08 feet; thence South 88°30'14" East, 53.58 feet; thence South 71°00'42" East, 57.83 feet; thence South 01°29'46" East, 281.87 feet; thence South

317 88°30'14" West, 75.00 feet; thence South 01°28'50" East, 522.53 feet; thence
318 South 88°30'14" West, 27.13 feet; thence South 01°29'46" East, 260.63 feet, to the
319 Southeast corner of Lot 1, Block 'E' in Misty Harbor Estates No. 2 Subdivision;
320 thence North 88°30'14" East, 30.00 feet; thence South 01°29'46" East, 160.00 feet;
321 thence North 88°30'14" East, 190.00 feet; thence southerly on a curve concave
322 easterly, having a radius measure of 297.20 feet and an arc length of 39.52 feet, the
323 chord of which bears South 5°18'16" East, 39.49 feet; thence North 88°30'14" East,
324 261.69 feet; thence South 7°36'14" East, 241.38 feet; thence South 88°30'14"
325 West, 150.00 feet; thence South 1°29'46" East, 320.00 feet; thence North 88°30'14"
326 East, 669.05 feet; thence South 1°28'50" East, on the East line of said Southwest
327 Quarter, 385.25 feet, to the Northeast corner of the Northwest Quarter of Section
328 26, Township 12 South, Range 15 east of the 6th P.M.; thence South 00°09'12"
329 East, on the East line of said Northwest Quarter, 1299.00 feet; thence South
330 56°16'49" West, 720.00 feet; thence South 00°09'12" East, parallel with the East
331 line of said Northwest Quarter, 919.99 feet; thence South 89°02'19" West, on a line
332 which is 45 feet north of the South line of said Northwest Quarter, 708.43 feet;
333 thence westerly, on a curve concave southerly, having a radius measure of 447.50
334 feet and an arc length of 35.26 feet, the chord of which bears South 86°46'54"
335 West, 35.25 feet, to a point which is 16.84 feet north of the Southeast corner of Lot
336 9 Block "A", in Colly Creek Subdivision No. 6; thence on an assumed bearing of
337 South 00°13'06" East, on the East line of the West Half of the Northwest Quarter of
338 Section 26, Township 12 South, Range 15 east of the 6th P.M., 16.84 feet, to the
339 Southeast corner of Lot 9, Block "G" in Colly Creek Subdivision No. 6; thence on a
340 460.00 foot radius curve to the right, 264.29 feet; thence North 79°51'05" West,
341 493.87 feet; thence on a 540.00 foot radius curve to the left, 410.24 feet; thence
342 South 56°37'15" West, 38.90 feet; thence on a 460.00 foot radius curve to the right,
343 206.79 feet; thence South 82°22'40" West, 261.54 feet; thence North 83°24'11"
344 West, 163.01 feet; thence westerly, 80 feet south of and parallel with the South line
345 of the Northeast Quarter of Section 27, Township 12 South, Range 15 east of the
346 6th P.M., 429.69 feet; thence North 73°38'13" West, 382.80 feet; thence North
347 00°20'44" West, 139.53 feet; thence North 89°44'11" East, 217.86 feet; thence
348 North 00°15'49" West, 400.00 feet; thence South 89°44'11" West, 85.12 feet;
349 thence North 00°15'49" West, 200.00 feet; thence South 89°44'11" West, 58.01
350 feet; thence North 00°15'49" West, 200.00 feet; thence South 89°44'11" West, to an
351 intersection with the East line of S.W. Gage Boulevard; thence North 00°39'50"
352 West, 860.02 feet; thence North 89°44'11" East, 250.39 feet; thence North
353 00°15'39" West, 200.00 feet; thence South 89°44'11" West, 251.79 feet; thence
354 North 00°39'50" West, 636.15 feet, to a point on the South line of Section 22,
355 Township 12 South, Range 15 east of the 6th P.M.; thence westerly, on said line
356 11.76 feet to the Southwest corner of Lot 4 in said Section 22; thence continuing
357 westerly on said South line, to an intersection with a line which is 30 feet west of the
358 East line of Lot 5 in said Section 22; thence northerly, on a line which is 30 feet west
359 of the East line of Lots 5, 6 and 7 in said Section 22, to a point which is 502.00 feet
360 north and 30 feet west of the Southeast corner of said Lot 7; thence westerly, on the
361 South line of S.W. 40th Street, and its extension, to the Southwest corner of

Blackburn Subdivision; thence northerly, to the Northwest corner of Lot 1, Block 'A' in Blackburn Subdivision; thence easterly, on the North line of Blackburn Subdivision, and its extension, to an intersection with a line which is 30 feet west of the East line of said Lot 7; thence northerly, on a line which is 30 feet west of the East lines of Lots 7 and 8 in said Section 22 to an intersection with the North line of Section 22; thence west on the North line of Section 22 to a point 527.20 feet east of the Northeast corner of the Northwest Quarter of Section 22, Township 12 South, Range 15 east of the 6th P.M.; thence on an assumed bearing of South 00°47'14" West, 1321.98 feet; thence North 89°29'14" West, 527.19 feet; thence North 89°23'29" West, 2650.19 feet, to an intersection with the West line of Section 22; thence southerly on the West line of said section to the East Quarter corner of Section 21, Township 12 South, Range 15 east of the 6th P.M.; thence on an assumed bearing of South 88°46'43" West, on the North line of the Southeast Quarter of said Section 21, 464.91 feet; thence South 54°02'14" West, 363.09 feet; thence South 50°29'18" West, 44.16 feet; thence southwesterly, on a curve concave northwesterly, having a radius measure of 1030.00 feet and an arc length of 710.30 feet, the chord of which bears South 70°14'39" West, 696.31 feet; thence South 90°00'00" West, 8.57 feet; thence northwesterly, on a curve concave northeasterly, having a radius measure of 810.00 feet and an arc length of 272.67 feet, the chord of which bears North 80°21'22" West, 271.39 feet; thence North 70°42'44" West, 708.74 feet; thence northwesterly, on a curve concave southwesterly, having a radius measure of 966.50 feet and an arc length of 348.32 feet, the chord of which bears North 81°02'12" West, 346.44 feet; thence South 88°38'20" West, 332.17 feet; thence South 86°43'47" West, 180.10 feet; thence South 88°38'20" West, 35.22 feet; thence South 01°21'40" East, 51.49 feet; thence South 34°56'17" West, 344.26 feet; thence South 03°56'09" West, 122.53 feet; thence South 11°52'54" West, 231.70 feet; ; thence South 89°06'31" East, 71.26 feet; thence South 67°46'48" East, 126.07 feet; thence South 49°59'15" East, 218.99 feet; thence South 28°03'34" East, 130.00 feet; thence South 00°23'53" East, 154.39 feet; thence South 76°03'46" West, 147.76 feet; thence southerly, on a curve concave westerly, having a radius measure of 412.00 feet and an arc length of 155.03 feet, the chord of which bears South 00°28'07" West, 154.12 feet; thence South 70°02'14" East, 187.76 feet; thence South 86°46'44" East, 149.34 feet; ; thence South 67°24'25" East, 163.14 feet; thence South 42°41'52" East, 80.40 feet; thence South 24°46'56" East, 142.36 feet; thence South 68°32'44" East, 173.53 feet; thence South 32°54'02" East, 129.08 feet; thence South 00°32'09" East, 213.07 feet; thence South 16°50'03" West, 30.00 feet; thence westerly, on a curve concave southerly, having a radius measure of 530.00 feet and an arc length of 124.82 feet, the chord of which bears North 79°54'45" West 124.53 feet; thence South 03°20'26" West, 60.00 feet; thence westerly, on a curve concave southerly, having a radius measure of 470.00 feet and an arc length of 28.84 feet, the chord of which bears North 88°25'02" West, 28.83 feet; thence South 00°38'39" East, 149.80 feet; thence South 89°27'34" West, 645.28 feet; thence North 00°40'39" West, 224.59 feet; thence South 89°28'25" West, 896.92 feet; thence North 00°30'03" West, 462.09 feet; thence South 87°33'24" West, 826.16 feet; to the northeast corner of Elevation

Hill Subdivision; thence South 88°36'57" West, 227.50 feet; thence North 01°10'51" West, on a line which is 52.50 feet east of the west line of the southwest quarter of said Section 21, to an intersection with a line which is 30.00 feet north of the South line of the North Half of the Southeast Quarter of Section 20, Township 12 South, Range 15 east of the 6th P.M.; thence westerly, on said extension, to an intersection with the East line of said Southeast Quarter; thence westerly, on a line which is 30.00 feet north of the South line of the North Half of said Southeast Quarter, 100.00 feet; thence southerly, parallel with the East line of said Southeast Quarter, to an intersection with the South line of the North Half of said Southeast Quarter; thence on an assumed bearing of South 89°28'33" West, on the South line of the North Half of said Southeast Quarter, 726.34 feet, to the Northeast corner Lot 4, Block 'D' in Brian's Addition No. 3; thence South 25°50'40" East 202.34 feet to the East corner of Lot 5, Block 'D' in Brian's Addition No. 3; thence southwesterly on a curve concave southeasterly, having a radius measure of 280.00 feet and an arc length of 55.87 feet, the chord of which bears South 58°22'32" West, 55.78 feet; thence southwesterly on a curve concave northwesterly, having a radius measure of 220.00 feet and an arc length of 23.68 feet, the chord of which bears South 55°44'31" West, 23.67 feet; thence South 31°09'29" East, 312.31 feet to the most northerly East corner of Lot 1, Block 'E' in Brian's Addition No. 3; thence South 00°49'39" East 78.55 feet to the Southeast corner of Brian's Addition No. 3; thence North 89°28'53" East on the North line of Lauren's Bay Villas No.2, to the Northeast corner of Lot 15, Block A in said subdivision; thence South 0°54'31" East on a line which is 60.00 feet west of the East line of the Southeast Quarter of Section 20, Township 12 South, Range 15 east of the 6th P.M., to an intersection with the South line of said Southeast Quarter; thence South 0°18'18" East, on a line which is 60.00 feet west of the East line of the Northeast Quarter of Section 29, Township 12 South, Range 15 east of the 6th P.M., to the Southeast corner of Lot 30, Block B in Lauren's Bay Villas No. 2; thence North 89°45'29" West, 375.60 feet to the Southwest corner of Lot 29, Block B in said subdivision; thence South 0°18'18" East, 200.00 feet to the Southeast corner of Lot 7 in Block B in said subdivision; thence North 89°45'29" West on the South line of the Pottawatomie Reserve, 820.94 feet to the Northwest corner of Lot 1, Block E in Woodland Heights 2nd Subdivision; thence South 0°15'48" East on the West line of Woodland Height 2nd Subdivision, 405.65 feet; thence South 0°10'48" East on the West lines of Woodland Heights Subdivision No. 3 and Woodland Heights 2nd Subdivision, 220.00 feet; thence North 89°39'50" East on the South line of SW 46th Terrace, formerly SW 47th Street Terrace as platted in Woodland Heights 2nd Subdivision, 195.70 feet; thence South 0°17'38" East on the West line of Lot 2, Block "G" in Woodland Heights 2nd Subdivision, 155.00 feet; thence North 89°42'22" East on the South line of Lot 2, Block "G" in Woodland Heights 2nd Subdivision, 244.57 feet; thence South 0°18'26" East on a West line of Woodland Heights 2nd Subdivision, 214.07 feet; thence North 89°40'25" East on a South line of a public street platted in Woodland Heights 2nd Subdivision, 107.64 feet; thence northeasterly on a South line of a public street platted in Woodland Heights 2nd Subdivision, on a curve concave northwesterly, having a radius measure of 282.00 feet and an arc length of 168.26 feet, the chord of which bears North 72°34'49" East, 165.78 feet; thence

453 South 34°33'36" East on the Southwest line of Lot 5, Block "C" in Woodland Heights
454 2nd Subdivision, 261.85 feet; thence South 30°20'26" East, 182.33 feet; thence
455 North 89°45'39" East, 44.40 feet; thence South 30°23'44" East, 59.89 feet to a point
456 on the South line of Algonquin Trafficway as platted in Woodland Heights
457 Subdivision; thence North 59°44'00" East on the South line of Algonquin Trafficway,
458 31.97 feet; thence northeasterly on the South line of Algonquin Trafficway on a
459 curve concave southeasterly, having a radius measure of 222.00 feet and an arc
460 length of 116.20 feet, the chord of which bears North 75°02'50" East, 114.89 feet;
461 thence North 89°41'27" East on the South line of Algonquin Trafficway, 40.04 feet to
462 an intersection with a line which is 60 feet west of the East line of said Northeast
463 Quarter; thence South 0°19'43" East parallel with the East line of said Northeast
464 Quarter, 386.19 feet to a point on the North line of Algonquin Trafficway as platted
465 in Woodland Heights Subdivision; thence South 89°40'16" West on the North line of
466 said Algonquin Trafficway, 40.00 feet; thence westerly on the North line of said
467 Algonquin Trafficway, on a curve concave northerly, having a radius measure of
468 792.00 feet and an arc length of 142.16 feet, the chord of which bears North
469 84°50'50" West, 141.97 feet to an intersection with an extension of the West line of
470 Block D in Woodland Heights Subdivision; thence South 10°30'07" West on the
471 West line of said Block D and its extension, 636.35 feet to the Southwest corner of
472 Lot 3 in said Block D; thence South 89°16'56" West on the South line of said
473 Northeast Quarter, 398.96 feet; thence South 0°15'47" East parallel with the East
474 line of the Southeast Quarter of said Section 29, 1128.48 feet to a point 198.0 feet
475 north of the South line of the Northeast Quarter of said Southeast Quarter; thence
476 North 88°57'31" East, 99.94 feet; thence South 0°17'00" East, 198.12 feet to a point
477 on the South line of the Northeast Quarter of said Southeast Quarter which is
478 660.00 feet west of the Southeast corner of the Northeast Quarter of said Southeast
479 Quarter; thence North 89°11'00" East on the North line of the Southeast Quarter of
480 the Southeast Quarter of said Section 29, 620.00 feet to an intersection with a line
481 which is 40.00 feet west of the East line of said quarter-quarter section; thence
482 South 0°15'52" East, parallel with the East line of said quarter-quarter section,
483 1189.27 feet; thence South 16°46'48" West, 53.30 feet to a point which is 85.00 feet
484 north of the South line of the Southeast Quarter of the Southeast Quarter of said
485 Section 29 and 55.62 feet west of the East line of said quarter-quarter section;
486 thence South 77°37'36" West, 80.57 feet to a point which is 69.00 feet north of the
487 South line of said quarter-quarter section; thence South 0°57'05" East, 29.00 feet;
488 thence South 89°02'55" West on a line which is 40.00 feet north of the South line of
489 said quarter-quarter section, 335.89 feet; thence South 0°57'05" East, 15.00 feet;
490 thence South 89°02'55" West on a line which is 25.00 feet north of the South line of
491 the Southeast Quarter of the Southeast Quarter of said Section 29, 848.08 feet to
492 an intersection with the West line of said quarter-quarter section; thence North
493 0°19'05" West on the West line of said quarter-quarter section, 1303.00 feet to the
494 Northwest corner of the Southeast Quarter of the Southeast Quarter of said Section
495 29; thence South 89°11'00" West on the South line of the North Half of the
496 Southeast Quarter of said Section 29, 1319.04 feet to the Southwest corner of the
497 Northwest Quarter of the Southeast Quarter of said Section 29; thence North
498 0°30'27" West on the West line of the North Half of the Southeast Quarter of said

Section 29, 1329.04 feet to the Northwest corner of the Southeast Quarter of said Section 29; thence South 89°19'02" West, on the South line of the Southeast Quarter of the Northwest Quarter of said Section 29, 1319.13 feet; thence North 0°30'32" West on the West line of the Southeast Quarter of the Northwest Quarter of said Section 29 and on the West line of the East Half of Lot 2 in the Northwest Quarter of said Section 29, 1693.97 feet; thence North 89°49'59" East, 676.36 feet; thence North 0°32'21" West, 673.72 feet to a point on the North line of Lot 2 in the Northwest Quarter of said Section 29, also being the Southwest corner of Lot 3, Block C in Bridle Path Acres Subdivision; thence North 89°51'00" East on the North line of Lot 2 in the Northwest Quarter of said Section 29, 650.24 feet to the Northeast corner of said Lot 2; thence North 00°25'18" West, on the West line of the Northeast Quarter of Section 29, Township 12 South, Range 15 east of the 6th P.M., 308.95 feet, to the Southwest corner of the Southeast Quarter of said Section 20; thence North 00°39'49" West, 1314.81 feet, to the Northwest corner of the Southwest Quarter of said Southeast Quarter; thence northerly, on the West line of said Southeast Quarter, also being on the West line of Monarch Meadow Subdivision, 1320.79 feet, to the Northwest corner of said Southeast Quarter; thence on an assumed bearing of North 00°39'56" West, on the West line of the Northeast Quarter of said Section 20, 1321.86 feet, to the Northwest corner of Lot 8, Block "B" in South Branch Subdivision; thence on an assumed bearing of North 00°39'11" West, 376.40 feet; thence South 57°47'36" East, 129.93 feet; thence North 18°16'12" East, 45.99 feet; thence North 89°19'37" East, 91.26 feet; thence South 07°42'39" West, 111.46 feet to the front common lot corner of Lots 9 and 10, Block "A", Glenwood Subdivision also being on the North line of S.W. 38th Place; thence southerly and easterly on said North line and its extension across S.W. Arvonja Place to the Southwest corner of Lot 28, Block "B", Glenwood Subdivision; thence North 00°40'23" West, on the West lines of Lots 28 through 15, Block "B" to the Northwest corner of said Lot 15, being on the South line of S.W. 37th Street; thence easterly on said South line, to an intersection with the West line of Shadywood West Subdivision, when extended southerly; thence northerly on said extension to the North line of S.W. 37th Street; thence North 00°47'12" West, 1280.10 feet; thence North 00°13'15" East, 529.59 feet; thence South 89°20'15" West, 340.00 feet; thence North 00°13'15" East, 200.00 feet to the South line of S.W. 34th Terrace; thence South 89° 20'15" West, 100.00 feet; thence North 00°13'15" East, 270.02 feet; thence North 89°20'15" East, 100.00 feet; thence North 00°13'15" East, 321.13 feet, to the North line of the Southeast Quarter of Section 17, Township 12 South, Range 15 east of the 6th P.M.; thence easterly on the North line of said Southeast Quarter, 1424.63 feet; thence on an assumed bearing of South 00°17'23" East, 208.71 feet; thence North 89°20'50" East, to the West line of S.W. Wanamaker Road; thence northerly on the West line of Wanamaker Road to the South line of Crestridge Square Subdivision No. 2; thence on an assumed bearing of South 89°37'17" West, to the Southwest corner of Lot 9, Block "A" of said subdivision; thence westerly, on the South line of Mission Center Subdivision No. 1, to the Southwest corner of said subdivision also being on the West line of the Northeast Quarter of Section 17; thence northerly, on said West line to the

Southeast corner of the Southwest Quarter of Section 8, Township 12 South, Range 15 east of the 6th P.M.; thence northerly, on the East line of said Southwest Quarter, to the Southeast corner of Lot 19, Block "A", Southwest Meadows Subdivision; thence westerly, on the North line of S.W. 29th Street, and its extensions to the Southeast corner of Lot 1, Block "A", Mission Woods Subdivision No. 2; thence westerly on a line which is 50 feet north of the South line of the Southwest Quarter of Section 8, Township 12 South, Range 15 east of the 6th P.M. to a point which is 738.59 feet east of the Southwest corner of said Southwest Quarter; thence westerly on the North line of S.W. 29th Street, to an intersection with an extension of the East line of Sherwood Estates Subdivision No. 23; thence southerly on the East line of Sherwood Estates Subdivision No. 23, and its extension, to the Southeast corner of said subdivision; thence westerly on the South line of said subdivision to an intersection with the East line of S.W. Urish Road, being a line which is 40 feet east of the West line of the Northwest Quarter of Section 17, Township 12 South, Range 15 east of the 6th P.M.; thence northerly, parallel with the West line of the Northwest Quarter of said Section 17 to an intersection with the North Line of said Northwest Quarter; thence northerly on a line which is 40 feet east of the West line of the Southwest Quarter of Section 8, Township 12 South, Range 15 east of the 6th P.M., to an intersection with an extension of the North line of SW 29th Street from the East, also being a line which is 50 feet north of the South line of said Southwest Quarter; thence westerly parallel with the South line of the Southwest Quarter of said Section 8 to an intersection with the West line of said Southwest Quarter; thence west-southwesterly to the intersection of the West line of Urish Road and the North line of SW 29th Street, being an intersection of a line which is 40 feet west of the East line of the Southeast Quarter of Section 7, Township 12 South, Range 15 east of the 6th P.M. with a line which is 40 feet north of the South line of said Southeast Quarter; thence northerly on said West line of Urish Road to the Southeast corner of Lot 1, Block "A", Good Shepherd Lutheran Church Subdivision; thence westerly on the South line of said Lot 1, 458.98 feet, to the East line of Lot 2, Block "A", of said subdivision; thence southerly on the East line of said Lot 2 to the North line of S.W. 29th Street; thence westerly on said North line to the Southwest corner of Lot 1, Block "A", Tallgrass Subdivision; thence northerly on the West line of said Lot 1, 1268.94 feet, to an intersection with the South line of the North Half of the South Half of Section 7, Township 12 south, Range 15 East of the 6th P.M.; thence westerly on the South line of the North Half of said South Half to a point that is 694.00 feet easterly of the West line of the Southwest Quarter of said Section 7; thence northerly, parallel with said West line, 200.00 feet; thence westerly parallel with the South line of the North Half of the Southwest Quarter, 654.00 feet, more or less, to an intersection with a line which is 25 feet east of the West line of said Southwest Quarter; thence southerly, parallel with the West line of said Southwest Quarter, to an intersection with the South line of the North Half of said Southwest Quarter; thence westerly on the South line of the North Half of said Southwest Quarter, to the Northeast corner of the South Half of the Southeast Quarter of Section 12, Township 12 South, Range 14 east of the 6th P.M.; thence westerly on the North line of the South Half of said Southeast Quarter, to an intersection with a line which is 52.50 feet west of the

East line of said Southeast Quarter; thence on an assumed bearing of South 00°01'43" West, on a line which is parallel with the East line said Southeast Quarter, also being the West line of S.W. Indian Hills Road, to the most southerly Northeast corner of Lot 9, Block "D" in Sherwood Park Subdivision; thence South 05°44'27" West, 120.60 feet to an East corner of Lot 8, Block "D" in Sherwood Park Subdivision; thence South 00°01'43" West, 161.79 feet to an East corner of Lot 7, Block "D" in Sherwood Park Subdivision; thence South 45°31'42" West, 39.25 feet to a South corner of said Lot 7; thence North 88°58'19" West, 11.79 feet to a South corner of said Lot 7; thence South 87°12'50" West, 180.40 feet to a South corner of Lot 6, Block "D" in Sherwood Park Subdivision which is 50.50 feet east of the Southwest corner of said Lot 6; thence North 88°58'19" West, on a line which is 52.50 feet north of the South line of said Southeast Quarter, to an intersection with the West line of said Southeast Quarter; thence on an assumed bearing of North 88°58'19" West, on a line which is 52.50 feet north of the Southwest Quarter of said Section 12, 748.83 feet to the Southwest corner of Lot 4, Block 'A' in Sherwood Park Subdivision No. 8; thence North 01°01'41" East, 1290.30 feet to the Northwest corner of Lot 31, Block 'A' in said subdivision; thence North 88°58'19" West, 64.07 feet to the Southwest corner of S.W. 27th Street in Sherwood Park Subdivision No. 8; thence North 00°09'46" East, 227.81 feet to the Northwest corner of Lot 1, Block 'C' in said subdivision; thence North 89°50'11" West 291.66 Feet; thence North 61°14'14" West, 478.62 feet; thence North 00°09'49" East, 900.00 feet to an intersection with the North line of said Southwest Quarter; thence South 89°01'00" East on the North line of said Southwest Quarter, 1494.56 feet to the Northwest corner of the Southeast Quarter of said Section 12; thence easterly to the Northeast corner of said Southeast Quarter; thence easterly on the South line of the Northwest Quarter of Section 7, Township 12 South, Range 15 east of the 6th P.M., to an intersection with a line which is 40 feet east of the West line of said Northwest Quarter; thence on an assumed bearing of North 01°22'07" West, on a line which is 40 feet east of the West line of the last said Northwest Quarter, to an intersection with an extension of the South line of Miller's Glen Subdivision; thence South 88°37'53" West, 40.00 feet, to the Southeast corner of Miller's Glen Subdivision; thence continuing on South 88°37'53" West, 192.50 feet; thence North 84°56'23" West, 178.62 feet; thence South 88°37'53" West, 105.00 feet; thence North 01°22'07" West, 130.00 feet; thence South 88°37'53" West, 125.00 feet; thence South 70°02'33" West, 411.40 feet; thence South 43°37'53" West, 472.50 feet; thence North 01°19'36" West, on the West line of the East Half of the Northeast Quarter of Section 12, Township 12 South, Range 14 east of the 6th P.M., 1623.48 feet to a point on a line which is 52.50 feet south of the North line of said Northeast Quarter; thence North 89°33'47" East, parallel with the North line of said Northeast Quarter, 765.65 feet; thence South 00°26'13" East, 38.58 feet; thence southeasterly, on a curve concave northeasterly, having a radius measure of 100.00 feet and an arc length of 78.54 feet, the chord of which bears South 22°56'13" East, 76.54 feet; thence South 45°26'13" East, 193.72 feet; thence southeasterly, on a curve concave southwesterly, having a radius measure of 200.00 feet and an arc length of 107.09 feet, the chord of which bears South 30°05'49" East, 105.82 feet;

thence South 14°45'26" East, 41.00 feet; thence southeasterly, on a curve concave northeasterly, having a radius measure of 200.00 feet and an arc length of 110.34 feet, the chord of which bears South 30°33'47" East, 108.95 feet; thence South 46°22'07" East, 168.38 feet; thence North 88°37'53" East, 110.00 feet, to a point on a line which is 52.50 feet west of the East line of said Northeast Quarter, thence South 01°22'07" East, parallel with the East line of said Northeast Quarter, 329.06 feet; thence North 87°04'11" East, 52.52 feet, to the Southwest corner of the North 966.50 feet of the Northwest Quarter of Section 7, Township 12 South, Range 15 east of the 6th P.M.; thence on an assumed bearing of North 88°26'14" East, on the South line of said North 966.50 feet, to an intersection with the West line of the Northeast Quarter of Section 7, Township 12 South, Range 15 east of the 6th P.M.; thence northerly on the West line of the Northeast Quarter of said Section 7 to the Northwest corner of said Northeast Quarter; thence northerly to the Southwest corner of Tract 16 in Busby Subdivision; thence easterly to the Southwest corner of Tract 2 in Busby Subdivision; thence northerly to the Northwest corner of said Tract 2; thence easterly on the North line of Busby Subdivision, and its extension, to an intersection with a line which is 30 feet east of the West line of the Southwest Quarter of Section 5, Township 12 South, Range 15 east of the 6th P.M.; thence southerly parallel with the West line of said Southwest Quarter to the Southwest corner of Lot 45 in Broadview Acres; thence westerly on an extension of the South line of said Lot 45 to an intersection with a line which is 25 feet east of the West line of said Southwest Quarter; thence southerly parallel with the West line of said Southwest Quarter to an intersection with a line which is 30 feet north of the South line of said Southwest Quarter; thence easterly parallel with the South line of said Southwest Quarter to an intersection with an extension of the East line of Lot 4, Block "D" in Brookfield West Subdivision No. 3; thence southerly on said extension to the North line of the Northwest Quarter of Section 8, Township 12 South, Range 15 east of the 6th P.M.; thence southerly on said extension and on the East line of said Lot 4, 268.00 feet; thence east 163.00 feet; thence northerly on the West lines of Lots 10 and 11, Block "D" in Brookfield West Subdivision No. 3, to the Northwest corner of said Lot 11; thence easterly on a line which is 50 feet south of the North line of said Northwest Quarter to an intersection with an extension of the West line of the East Half of the East Half of the Southwest Quarter of Section 5, Township 12 South, Range 15 east of the 6th P.M.; thence northerly, to the Northwest corner of the East Half of the East Half of said Southwest Quarter; thence easterly to the Northeast corner of the East Half of the East Half of said Southwest Quarter; thence on an assumed bearing of North 88°03'39" East on the South line of the Northeast Quarter of Section 5, Township 12 South, Range 15 east of the 6th P.M., 342.81 feet; thence North 01°56'21" West on the West line of Lot 1, Block A in Shideler Plaza Subdivision and the extension of said West line, 796.08 feet; thence North 88°03'39" East, 149.83 feet; thence North 1°56'21" West, 501.23 feet; thence North 63°27'19" West, 117.10 feet; thence North 26°32'23" East, 85.92 feet to a point on the South line of Lot 1, Block A in West Hill Subdivision; thence North 89°40'08" West on the last said South line, 373.75 feet to the Southwest corner of said Lot 1, being a point on the West line of said Northeast Quarter described as 1150.05 feet south of the Northeast corner of the Northwest Quarter of said Section 5; thence on

an assumed bearing of South 00°32'58" East, on the East line of said Northwest Quarter, 498.97 feet; thence South 87°53'48" West, 970.07 feet; thence North 00°39'52" West, 1617.77 feet to a point on a line which is 30 feet south of the North line of said Northwest Quarter; thence South 87°53'48" West on a line which is 30 feet south of the North line of the Northwest Quarter of said Section 5, 1601.44 feet to a point on a line which is 25 feet east of the West line of said Northwest Quarter; thence North 00°53'14" East, parallel with the West line of said Northwest Quarter, 30.04 feet to a point on the North line of said Northwest Quarter; thence North 01°50'24" West, on a line which is 25 feet east of the West line of the Southwest Quarter of Section 32, Township 11 South, Range 15 east of the 6th P.M., 552.48 feet; thence North 87°53'51" East, 620.82 feet; thence north-northeasterly on a curve concave easterly, having a radius measure of 288.50 feet and an arc length of 236.75 feet, the chord of which bears North 22°25'24" East, 230.03 feet; thence North 37°31'27" East, 73.75 feet; thence North 87°53'51" East, 67.65 feet; thence South 61°37'24" East, 93.15 feet; thence North 87°18'00" East, 381.34 feet to a point on the West line of the Southeast Quarter of the Southwest Quarter of said Section 32; thence South 01°46'12" East on the West line of the Southeast Quarter of the Southwest Quarter of said Section 32, 111.59 feet to the Northwest corner of the South Half of the Southeast Quarter of the Southwest Quarter of said Section 32; thence North 87°54'38" East on the North line of said South Half, 1316.47 feet to a point on the West line of the Southeast Quarter of said Section 32; thence North 01°41'55" West on the West line of the Southeast Quarter of said Section 32, 666.05 feet, to the Northwest corner of the South Half of the Southeast Quarter of Section 32; thence easterly on the North line of the South Half of said Southeast Quarter, 186.92 feet, to the Westerly right-of-way line of U.S. Interstate Highway 470; thence northwesterly, on said Westerly right-of-way line, to a point on the North line of S.W. 10th Street; thence westerly on the North line of S.W. 10th Street, to an intersection with an extension of the East line of Red Oaks Place; thence on an assumed bearing of South 01°35'05" East, on the East line of Red Oaks Place, and its extension, 1367.31 feet, to the Southeast corner of Red Oaks Place; thence South 87°55'48" West, 1090.50 feet, to the East line of Urish Road; thence North 01°50'38" West, on the East line of Urish Road, and its extensions, 1327.96 feet, to an intersection with the North line of the Southwest Quarter of Section 32, Township 11 South, Range 15 east of the 6th P.M.; thence South 87°57'54" West, on the North line of said Southwest Quarter, to the Southeast corner of the Northeast Quarter of Section 31, Township 11 South, Range 15 east of the 6th P.M.; thence South 87°16'57" West on the South line of said Northeast Quarter, 40.01 feet; thence North 01°42'41" West parallel with the East line of said Northeast Quarter, 40.01 feet to the Southeast corner of Lot 1, Block 'A' in Gail Subdivision; thence South 87°16'57" West on the South line of Lot 1, 418.68 feet; thence South 89°11'01" West on the North line of SW 10th Street, 509.17 feet; thence North 70°28'23" West on the North line of SW 10th Street, 251.06 feet to the West corner of Lot 12, Block 'A' in Gail Subdivision; thence North 58°39'21" West, 60.29 feet to the South corner of Lot 2, Block 'A' in Gail Subdivision; thence northwesterly on the Southwest line of Lot 2 being a curve concave northeasterly, having a radius

measure of 527.96 feet and an arc length of 130.17 feet, the chord of which bears North 43°36'28" West, 129.84 feet; thence North 01°04'20" West on the West line of Gail Subdivision, 631.43 feet to the Northwest corner thereof; thence North 87°24'52" East on the North line of Gail Subdivision, 835.00 feet; thence South 89°30'42" East on the North line of Gail Subdivision, 375.50 feet to a point on the West line of SW Urish Road; thence South 11°48'27" East on the West line of Urish Road, 409.64 feet; thence North 88°17'19" East, 75.00 feet to an intersection with a line which is 25 feet east of the West line of the Northwest Quarter of Section 32, Township 11 South, Range 15 east of the 6th P.M.; thence North 01°42'41" West, parallel with the West line of said Northwest Quarter, to an intersection with the North line of said Northwest Quarter; thence North 87°45'17" East, 2613.78 feet, to the Northwest corner of the Northeast Quarter of Section 32, Township 11 South, Range 15 east of the 6th P.M.; thence easterly, on the South line of the Southeast Quarter of Section 29, Township 11 South, Range 15 east of the 6th P.M., 134.78 feet; thence northerly, at a right angle, 30.00 feet; thence westerly, parallel with the South line of said Southeast Quarter, 134.33 feet; thence Northerly, on the West line of said Southeast Quarter, to the Northwest corner of Lot 15, Block 'A' in River Hill Residential Subdivision; thence westerly on the North line of the South Half of the Southwest Quarter of said Section 29, to the most westerly Southwest corner of Lot 13, Block 'A' in River Hill Residential Subdivision; thence northerly to the Northwest corner of said Lot 13; thence easterly, to the Northeast corner of Lot 11, Block 'A' in River Hill Residential Subdivision; thence southerly, to the Northwest corner of Lot 10, Block 'A' in River Hill Residential Subdivision; thence on an assumed bearing of North 87°45'41" East, on a North line of River Hill Residential Subdivision, 996.42 feet; thence North 00°42'20" West, 39.40 feet; thence North 87°45'41" East, on a North line of River Hill Residential Subdivision, 330.00 feet, to an intersection with the West line of the Southwest Quarter of Section 28, Township 11 South, Range 15 east of the 6th P.M.; thence on an assumed bearing of North 01°23'09" East, on the West line of the last said Southwest Quarter, to the Southwest corner of the Northwest Quarter of said Section 28; thence North 00°27'26" East, on the West line of said Northwest Quarter, to the Northwest corner of Lot 1, Block A in Menninger Subdivision; thence easterly, on the North line of said Lot 1, to the Northeast corner of said Lot 1; thence northerly, on the West line of the Northeast Quarter of said Section 28, to the South bank of the Kansas River; thence continuing northerly on the West lines of the East Halves of Sections 28 and 21, Township 11 south, Range 15 east of the 6th P.M., to the North line of Lower Silver Lake Road; thence east on the North line of Lower Silver Lake Road to the East line of Menoken Road; thence northerly on the East line of Menoken Road, 1281.10 feet; thence easterly on the North line of Sun Valley Subdivision No. 2 to the Northeast corner thereof; thence southerly on the East line of said subdivision, 1279.38 feet, to the North line of Lower Silver Lake Road; thence easterly on said North line to the West line of Kaw Half-Breed Reserve No. 1; thence north on the West line of Kaw Half-Breed Reserve No. 1, to the Northwest corner of said Reserve No. 1; thence northeasterly to the intersection of the North right-of-way line of U.S. Highway No. 24 and the West line of the Southwest Quarter of Section 14, Township 11 South, Range 15 east of the 6th P.M. said point being 100.00 feet

north of the Centerline of U.S. Highway 24; thence on an assumed bearing of North 00°25'08" West, 1065.79 feet, to a point which is 287.2 feet south of the Northwest corner of said Southwest Quarter, being an intersection with the Northwest line of US Highway 75; thence South 52°13'52" West, on the Northwest line of US Highway 75, 25.16 feet; thence North 00°25'08" West, on a line which is 20 feet west of the East line of Lot 3 in Section 15, Township 11 South, Range 15 east of the 6th P.M., 302.19 feet, to a point on the North line of said Lot 3; thence North 01°18'04" East, on a line which is 20 feet west of the East line of Lot 2 in said Section 15, 18.96 feet; thence North 88°12'36" East, on a line which is 30 feet north of the Centerline of Northwest 25th Street, 1010.99 feet; thence North 01°47'24" West, 92.55 feet; thence North 37°59'36" East, 364.65 feet; thence South 01°46'48" West, 338.02 feet; thence North 85°43'36" East, 67.89 feet; thence South 04°20'53" East, 134.68 feet, to the Northeast corner of Lot 1, Block 'A' in BRB Subdivision; thence South 04°20'53" East, 375.00 feet; thence South 11°14'02" West, 519.20 feet; thence South 41°56'26" West, 471.70 feet, to the south corner of BRB Subdivision; thence easterly, on a line which is 150.00 feet north of the Centerline of US Highway 24 to the East right-of-way line of the Chicago Rock Island and Pacific Railroad; thence northerly on the East right-of-way line of said railroad to its intersection with the West line of Section 18, Township 11 south, Range 16 east of the 6th P.M.; thence north on the West line of said Section 18 to the South line of Menninger Road; thence west on the South line of Menninger Road to its intersection with the West line of Green Hills Road; thence north on said West line to its intersection with the South line of the Southeast Quarter of Section 12, Township 11 South, Range 15 East of the 6th P.M.; thence westerly on said South line to the East right-of-way line of the Chicago Rock Island and Pacific Railroad; thence northwesterly on said East line to the South line of N.W. 35th Street; thence easterly on said South line to the Northeast corner of Lot 1, Block "D", Forest Hills Estates Subdivision; thence southerly on the East lines of Lots 1 and 2, Block "D" in said subdivision to the Southeast corner of Lot 2, Block "D" in said subdivision; thence easterly, 242.00 feet south of and parallel with the North line of said Southeast Quarter, to an intersection with the East line of Green Hills Road; thence southerly on the said East line of Green Hills Road to an intersection with a line which is 20 feet north of the South line of the Southwest Quarter of Section 7, Township 11 South, Range 16 east of the 6th P.M.; thence easterly, parallel with the South line of the Southwest Quarter of said Section 7, to an intersection with an the West line of Daisy Brown Martin Subdivision; thence northerly, to the Southwest corner of Lot 11 in said subdivision; thence easterly, on the North line of Menninger Road, to the Southeast corner of Lot 36 in Daisy Brown Martin Subdivision; thence southerly, on an East line of Daisy Brown Martin Subdivision, to an intersection with a line which is 20 feet north of the South line of the Southwest Quarter of said Section 7; thence easterly, on an assumed bearing of North 88°20'01" East, parallel with the South line of the Southwest Quarter of said Section 7, to an intersection with the West line of Rochester Cemetery; thence North 00°51'36" West, 1467.73 feet; thence North 89°40'29" East, on the North line of Rochester Cemetery, 98.5 feet to the Southeast corner of Lot 49 in Daisy Brown Martin Subdivision; thence North 01°24'25" West, 323.50 feet, to the Northeast corner of said Lot 49; thence

South 86°51'36" West, 434.00 feet, to the Northwest corner of said Lot 49; thence North 01°24'25" West, parallel with the West line of the Southwest Quarter of said Section 7, 467.64 feet; thence South 88°05'43" West, parallel with the North line of the Southwest Quarter of said Section 7, 50.0 feet; thence North 01°24'25" West, parallel with the West line of the Southwest Quarter of said Section 7, 300.0 feet; thence North 88°05'43" East, parallel with the North line of the Southwest Quarter of said Section 7, 50.0 feet; thence North 01°24'25" West, 60.0 feet, to an intersection with a line which is 20 feet south of the North line of the Southwest Quarter of said Section 7; thence North 88°05'43" East, parallel with the North line of the Southwest Quarter of said Section 7, 970.09 feet; thence South 01°26'37" East, parallel with the East line of said Southeast Quarter, 580.0 feet; thence North 88°05'43" East, parallel with the North line of said Southwest Quarter, 179.50 feet, to an intersection with the West line of the Southeast Quarter of said Section 7; thence North 88°17'11" East, parallel with the North line of the Southeast Quarter of said Section 7, 200.0 feet; thence South 01°26'37" East, parallel with the West line of the Southeast Quarter of said Section 7, 1739.28 feet; thence South 88°01'54" West, parallel with the South line of said Southeast Quarter, 200 feet; thence South 01°26'37" West, on the West line of said Southeast Quarter, 289.97 feet, to an intersection with a line which is 20 feet north of the South line of the Southeast Quarter of said Section 7, also being the North line of Menninger Road; thence easterly, parallel with the South line of said Southeast Quarter, to an intersection with an extension of the West line of Lot 2A in Tolin Subdivision; thence northerly, to the Southwest corner of Lot 2A in Tolin Subdivision; thence easterly, to the Southeast corner of Lot 1A in Tolin Subdivision; thence southerly, on an extension of the East line of Lot 1A in Tolin Subdivision to an intersection with a line which is 20 feet north of the South line of the Southeast Quarter of said Section 7; thence easterly, parallel with the South line of said Southeast Quarter, to an intersection with the West line of Ward Lot Subdivision; thence northerly, to the Southwest corner of Ward Lot; thence easterly, to the Southeast corner of Ward Lot; thence southerly, on the East line of Ward Lot Subdivision, to an intersection with a line which is 20 feet north of the South line of the Southeast Quarter of said Section 7; thence easterly, parallel with the South line of said Southeast Quarter, to an intersection with the Centerline of Rochester Road; thence northerly on the Centerline of Rochester Road, to an intersection with a line which is 50 feet north of the South line of the Southeast Quarter of said Section 7; thence easterly parallel with the South line of said Southeast Quarter, to an intersection with the West line of the Southwest Quarter of Section 8, Township 11 South, Range 16 east of the 6th P.M.; thence northerly to the Southwest corner of Lot 1 in Dale Lots; thence easterly, to the Southeast corner of Lot 2 in Dale Lots; thence southerly, on an extension of the East line of Dale Lots subdivision, to an intersection with a line which is 50 feet north of the South line of the Southwest Quarter of said Section 8; thence easterly, parallel with the South line of said Southwest Quarter, to an intersection with the West line of the East Half of said Southwest Quarter; thence southerly, to an intersection with a line which is 8 feet north of the South line of said Southwest Quarter; thence easterly, parallel with the South line of said Southwest Quarter, to a point which is 496 feet east of the Southwest corner of the East Half of

the Southwest Quarter of said Section 8, as measured on and normal from said South line; thence east-northeasterly, to an intersection with a line which is 20 feet north of the South line of the East Half of said Southwest Quarter, at a point which is 678 feet east of the Southwest corner of the East Half of said Southeast Quarter, as measured on and normal from said South line; thence easterly, parallel with the South line of the East Half of said Southwest Quarter, to an intersection with the West line of the Southeast Quarter of said Section 8; thence easterly, on a line which is 20 feet north of the South line of said Southeast Quarter, to an intersection with a line which is 30 feet east of the West line of said Southeast Quarter; thence southerly, parallel with the West Line of said Southeast Quarter, to an intersection with the North line of Section 17, Township 11 south, Range 16 east of the 6th P.M.; thence easterly, on the North line of said Section 17, to the East Right-of-way line of Soldier Creek Cutoff and Channel Improvement; thence southerly and easterly on said right-of-way line to the East line of Kaw Half-Breed Reserve No. 5; thence southerly, 592.92 feet on said East line to its intersection with the Centerline of Indian Creek, the same being the Northwest corner of Hillyers Subdivision; thence in an easterly direction, following the meandering of said Indian Creek, to a point which is 17.00 chains west of the East line and 14.13 chains north of the Southeast corner of the Northeast Quarter of Kaw Half-Breed Reserve No. 6; thence southerly, parallel with the East line of said Kaw Reserve No. 6 about 51.50 chains distance to the North Bank of the Kansas River; thence northwesterly on the said Kansas River bank to the intersection with the East line of Oakland Addition when extended north; thence southerly, on said extension of the East line of Oakland Addition to the Northeast corner of said addition; thence continuing southerly on the East line of said addition, to a point 2657.77 feet north of the Southwest corner of Section 22; thence on an assumed bearing of North 88°34'44" East, 139.90 feet; thence South 47°09'21" East, 1915.20 feet; thence North 00°12'26" East, 2260.65 feet; thence South 61°49'02" East, 353.78 feet; thence South 53°47'05" East, 788.21 feet; thence South 74°58'05" East, 119.87 feet, to the West line of N.E. Lahr Avenue; thence South 00°06'44" East, on the West line of Lahr Avenue, 1569.01 feet, to the South line of the North Half of the Southwest Quarter of said Section 22; thence easterly on said South line, 30.00 feet, to the Northeast corner of the South Half of the Southwest Quarter of said Section 22; thence southerly, 1320 feet, more or less, to the Southeast corner of the Southwest Quarter of said Section 22; thence easterly, on the North line of Section 27, Township 11 South, Range 16 east, of the 6th P.M., to the Northeast corner of said section; thence southerly, on the East line of said Section 27, 2656.13 feet, to the Southwest corner of the Northwest Quarter of Section 26, Township 11 South, Range 16 east, of the 6th P.M.; thence easterly 35 rods to the East Bank of the Shunganunga Creek (old channel); thence northeasterly on said East Bank, 35 rods; thence northwesterly, at right angles to the East Bank, to the Centerline of said creek; thence northeasterly, easterly and southeasterly down the Centerline of said creek and along its meandering to its intersection with the North line of the South Half of the Southwest Quarter of said Section 26; thence east on the North line of the South Half of the Southwest Quarter to the West line of N.E. Kincaid Road; thence southerly, on the West line of N.E. Kincaid Road, 1279.71 feet to the North line of Seward Avenue; thence westerly on

the North line of Seward Avenue to the West line of Section 26, also being the East line of Section 27; thence on an assumed bearing of South 88°31'13" West, on a line which is 40.00 feet north of the South line of said Section 27, 195.00 feet; thence North 00°07'48" East, 869.29 feet; thence North 47°02'26" West, 599.73 feet, to a point on the North line of the South Half of the Southeast Quarter of Section 27; thence west on the North line of the South Half of the Southeast Quarter of Section 27, Township 11 South, Range 16 east of the 6th P.M., 97.87 feet; thence southerly 664.53 feet, to the North line of the South Half of the South Half of the Southeast Quarter of said Section 27; thence westerly 200.00 feet; thence southwesterly 640.00 feet, more or less, to a point 330 feet north of the South line of Section 27; thence westerly, on a line 330 feet north of and parallel with the South line of said Section 27, 750.00 feet, more or less; thence south to the North line of Section 34, Township 11 South, Range 16 east of the 6th P.M.; thence west 464.21 feet to the Northeast corner of the Northwest Quarter of said Section 34; thence southerly, to the Northeast corner of the Southwest Quarter of said Section 34; thence southerly, to the point of beginning.

EXCEPTION I:

Beginning at the intersection of the South line of the Northwest Quarter of Section 21, Township 12 South, Range 15 east with a line which is 25 feet east of the West line of said Northwest Quarter; thence North 88°38'20" East, on the South line of said Northwest quarter, 1947.07 feet, to the Northeast corner of Clarion Lakes Subdivision; thence South 01°21'40" East, on an East line of Clarion Lakes Subdivision, 81.00 feet; thence North 88°38'20" East, 34.88 feet; thence North 86°43'47" East, 180.10 feet; thence North 88°38'20" East, 332.51 feet; thence southeasterly, on a curve concave southwesterly, having a radius measure of 977.50 feet an arc length of 352.28 feet, the chord of which bears South 81°02'12" East, 350.38 feet; thence South 70°42'44" East, 708.74 feet; thence southeasterly, on a curve concave northeasterly, having a radius measure of 790.00 feet and an arc length of 265.94 feet, the chord of which bears South 80°21'22" East, 264.69 feet; thence South 90°00'00" East, 8.57 feet; thence northeasterly, on a curve concave northwesterly, having a radius measure of 1010.00 feet and an arc length of 696.50 feet, the chord of which bears North 70°14'39" East, 682.79 feet; thence North 50°29'18" East, 44.78 feet; thence North 50°29'18" East, 44.78 feet; thence North 54°02'14" East, 334.87 feet; thence South 88°46'43" West, on the South line of the Northeast quarter of said Section 21, to an intersection with a line which is 658.38 feet east of the West line of said Northeast Quarter; thence northerly, on a line which is 658.38 feet east of the West line of said Northeast Quarter, 1322.05 feet; thence westerly, on the South line of Clarion Woods Subdivision No.2, 658.38 feet to the Southeast corner of the North Half of the Northwest Quarter of said Section 21; thence westerly, on the South line of the North Half of said Northwest Quarter, to an intersection with a line which is 25 feet west of

the West line of said Northwest Quarter; thence southerly, parallel with the West line of said Northwest Quarter, to the point of beginning.

EXCEPTION II:

Beginning at the Northeast corner of Lot 22, Block A in Kankis Square Subdivision; thence southerly to the Southeast corner of Lot 17, Block A in said subdivision; thence westerly, to the Southwest corner of Lot 1, Block A in said subdivision; thence northerly, to the Northwest corner of Lot 4, Block A in said subdivision; thence easterly, to the point of beginning.

EXCEPTION III:

Beginning at the intersection of a line which is 260.00 feet north of the South line of North Half on the Southwest Quarter of Section 7, Township 12 South, Range 15 east of the 6th P.M. with a line which is 25 feet east of the West line of said Southwest Quarter; thence easterly, parallel with the South line of said North Half, to a point which is 694.00 feet easterly of the West line of said Southwest Quarter; thence northerly, parallel with said West line, 200.00 feet; thence westerly, parallel with the South line of said North Half, to an intersection with a line which is 25 feet east of the West line of said Southwest Quarter; thence southerly 200.00 feet to the point of beginning.

EXCEPTION IV:

Beginning at the intersection of an extension of the North line of S.W. 26th Street in West Indian Hills Subdivision with a line which is 25 feet east of the West line of the Southwest Quarter of Section 7, Township 12 South, Range 15 east of the 6th P.M.; thence easterly to the Southwest corner of Lot 8, Block B in West Indian Hills Subdivision; thence northerly to the Southeast corner of Lot 3, Block B in said subdivision; thence easterly, on the South lines of Lots 3, 2, 1 and the extension of the South line of Lot 1, to an intersection with a line which is 25 feet east of the west line of said Southwest Quarter; thence southerly to the point of beginning.

EXCEPTION V:

Beginning at a point 30 feet north and 465 feet west of the Southeast corner of the Southwest Quarter of Section 32, Township 11 South, Range 15 east of the 6th P.M.; thence west parallel with the South line of said Southwest Quarter, 175 feet; thence north at right angles 205 feet; thence east parallel with the South line of said Southwest Quarter 175 feet; thence south 205 feet to the point of beginning.

B. Outer Corporate Boundary:

Beginning at the Northeast corner of the Northwest Quarter of Section 1, Township 13 South, Range 15 east of the 6th P.M.; thence on an assumed bearing of South 00°16'44" East, on the East line of said Northwest Quarter, 2517.10 feet, to a point 81.00 feet north of the Southeast corner of said Northwest Quarter; thence South 88°25'05" West, 1319.37 feet, to a point on the West line of the East Half of said Northwest Quarter which is 53.50 feet north of the Southwest corner of the East Half of said Northwest Quarter; thence North 00°13'17" West, 2539.18 feet, to the Northwest corner of the East Half of said Northwest Quarter; thence North 89°22'35" East, 1316.51 feet, to the point of beginning. EXCEPT, a strip of land 20.00 feet in width, in the Northwest Quarter of Section 1, Township 13 south, Range 15 east of the 6th P.M. lying 10.00 feet on each side of the following described centerline: Beginning at a point on the North line of said Northwest Quarter of Section 1, which is 40.00 feet west of the Northeast corner of said Northwest Quarter; thence southerly parallel to the East line of said Northwest Quarter, 2097.40 feet; thence easterly parallel with the North line of said Northwest Quarter, 40.00 feet to the East line of said Northwest Quarter, containing 75.50 acres, more or less.

Also: Beginning at a point which is 40.00 feet south and 40.00 feet east of the Northwest corner of the Northwest Quarter of Section 14, Township 12 south, Range 16 east of the 6th P.M.; thence easterly, parallel with and 40.00 feet south of the North line of said section, 1290.45 feet to the Northwest corner of Lot 1, Block "A", Fair Meadows Subdivision; thence southerly, on the West line of said subdivision, 1278.42 feet to the Southeast corner of Lot 1, Block "D", Thunderbird Subdivision No. 2; thence westerly, on an assumed bearing of South 89°51'12" West, 9.34 feet; thence South 00°20'18" East, 439.60 feet; thence South 89°48'15" West, 1320.00 feet, to a point on the West line of said Northwest Quarter; thence North 00°23'05" West, on the West line of said Northwest Quarter, 440.65 feet; thence North 89°51'12" East, 40.00 feet; thence northerly, parallel with and 40.00 feet east of the West line of said Northwest Quarter, 1278.42 feet, to the point of beginning.

A tract of land in the Southwest Quarter and the Southeast Quarter of Section 7, and in the Southwest Quarter and the Southeast Quarter of Section 8, and the Northeast Quarter and the Southeast Quarter of Section 18, all in Township 13 south, Range 16 east of the 6th P.M., in Shawnee County, Kansas described as:

Commencing at the Northwest corner of said Southwest Quarter of Section 7, thence on an assumed bearing of North 88°07'18" East, on the North line of the Southwest Quarter of Section 7, 213.70 feet to a point on

1046 the Easterly Right of Way line of former U.S. Highway No. 75 and the
1047 point of beginning; thence continuing North 88°07'18"East, on the North
1048 line of said Southwest Quarter, said North line being coincident with the
1049 South line of Forbes Field Subdivision, 2268.55 feet, to the Northeast
1050 corner of said Southwest Quarter of Section 7; thence continuing North
1051 88°07'18"East, on the North line of said Southeast Quarter of Section 7,
1052 said North line being coincident with the South line of Forbes Field
1053 Subdivision, 1409.90 feet; thence South 02°04'31" East, parallel with the
1054 East line of said Southeast Quarter of Section 7 and on a boundary line of
1055 Forbes Field Subdivision, 650.00 feet; thence North 88°07'18" East,
1056 parallel with the North line of said Southeast Quarter of Section 7 and on
1057 a Southerly line of Forbes Field Subdivision, 1240.00 feet to a point on the
1058 East line of said Southeast Quarter of Section 7; thence North 88°27'18"
1059 East, parallel with the North line of said Southwest Quarter of Section 8,
1060 and on a Southerly line of Forbes Field Subdivision, 1147.85 feet; thence
1061 South 63°25'07" East, on said Southerly line of Forbes Field Subdivision,
1062 1670.29 feet, to a point on the East line of said Southwest Quarter of
1063 Section 8; thence continuing South 63°25'07"East, on said Southerly line
1064 of Forbes Field Subdivision, 900.22 feet; thence North 86°16'27" East, on
1065 said Southerly line of Forbes Field Subdivision, 1053.80 feet; thence
1066 North 55°11'33" East, on said Southerly line of Forbes Field Subdivision,
1067 910.15 feet to a point on the East line of said Southeast Quarter of
1068 Section 8; thence South 02°32'18" East, on the East line of said
1069 Southeast Quarter, 1318.30 feet to the Southeast corner of the Southeast
1070 Quarter of said Section 8; thence South 88°14'08" West, on the South line
1071 of said Southeast Quarter, 2612.01 feet to the Southwest corner of said
1072 Southeast Quarter; thence South 88°19'21" West, on the South line of
1073 said Southwest Quarter of Section 8, 2621.19 feet to the Southwest
1074 corner of said Southwest Quarter; thence South 02°22'39" East, on the
1075 East line of said Northeast Quarter of Section 18, 2638.05 feet to the
1076 Southeast corner of said Northeast Quarter of Section 18; thence South
1077 02°22'27" East, on the East line of said Southeast Quarter of Section 18,
1078 1318.96 feet, to the Southeast corner of the North Half of said Southeast
1079 Quarter of Section 18; thence South 88°00'15" West on said South line of
1080 the North Half of said Southeast Quarter of Section 18, 2638.04 feet to
1081 the Southwest corner of said North Half of the Southeast Quarter of
1082 Section 18; thence North 02°18'32" West, on the West line of said
1083 Southeast Quarter of Section 18, 1319.82 feet to the Northwest corner of
1084 said Southeast Quarter; thence North 02°18'22" West, on the West line of
1085 said Northeast Quarter of Section 18, 2629.66 feet to the Northwest
1086 corner of said Northeast Quarter; thence South 88°23'32" West, on the
1087 South line of the Southwest Quarter of Section 7, 2146.71 feet, thence on
1088 a bearing of North 01°52'44" West, parallel with the West line of said
1089 Southwest Quarter of Section 7, 361.50 feet; thence South 88°23'32"
1090 West, parallel with the South line of said Southwest Quarter of Section 7,

216.30 feet, to the Southeast corner of Quality Oil Subdivision No. 3; thence North 01°52'44" West, on the East line of said Quality Oil Subdivision No. 3, and parallel with the West line of said Southwest Quarter of Section 7, 299.83 feet (300.00 feet plat) to the Northeast corner of said Quality Oil Subdivision No. 3; thence South 88°23'32" West, on the North line of said Quality Oil Subdivision No. 3, and parallel with the South line of said Southwest Quarter of Section 7, 94.74 feet, to the Northwest corner of said Quality Oil Subdivision No. 3; thence North 01°55'59" West, on the Easterly Right of Way line of former US Highway 75, 906.14 feet; thence North 88°07'18" East, on the Easterly Right of Way line of said highway and parallel with the North line of said Southwest Quarter of Section 7, 9.90 feet; thence North 04°18'42" East, on said Easterly Right of Way line, 288.60 feet; thence North 06°49'42" East, on said Easterly Right of Way line, 813.00 feet to the point of beginning. Contains 689.944 acres, more or less.

A tract of land in the North Half of the Southwest Quarter of Section 9, Township 13 south, Range 16 east of the 6th P.M., in Shawnee County, Kansas, described as:

Beginning at the Southwest corner of said North Half of said Southwest Quarter; thence on an assumed bearing of North 33°02'55" East, on the Southerly line of Forbes Field Subdivision, 484.30 feet; thence North 26°33'23" East, on said Southerly line, 580.54 feet; thence North 02°21'27" East, on said Southerly line, 412.03 feet to a point on the North line of the North Half of said Southwest Quarter; thence North 88°27'10" East, on said North line, 2064.05 feet to the Northeast corner of the North Half of said Southwest Quarter; thence South 00°19'58" East, on the East line of the North Half of said Southwest Quarter, 1325.13 feet to the Southeast corner of the North Half of said Southwest Quarter; thence South 88°31'16" West, on the South line of the North Half of said Southwest Quarter, 2658.73 feet to the point of beginning. Contains 69.093 acres, more or less.

A tract of land in the Southwest Quarter of Section 10, Township 12 south, Range 16 east of the 6th P.M., in Shawnee County, Kansas, described as:

Beginning at a point which is 250.00 feet east and 50.00 feet north of the Southwest corner of said Southwest quarter, thence on an assumed bearing of North 89°04'15" East, on the North line of 29th Street, 365.00 feet; thence North 00°00'00" East, 32.64 feet measured (35.00 feet described); thence on a curve to the left, having a radius measure of 146.09 feet measured (146.11 described) an arc distance of 229.48 feet measured (229.51 feet described); thence South 00°00'00" East, 35.28 feet; thence North 56°00'00" West, 264.00 feet; thence South 00°00'00" West, 297.00 feet to the point of beginning. Contains 1.62 acres.

A tract in the South Half of Section 22, Township 12 South, Range 16 east of the 6th P.M., in Shawnee County, Kansas, described as: Beginning at the Southeast corner of the Southeast Quarter of said Section 22; thence on an assumed bearing of North 89°52'00" West on the South line of said Southeast Quarter, 2643.81 feet, to the Southwest corner thereof; thence South 89°54'30" West, on the South line of the East Half of the Southeast Quarter of the Southwest Quarter of said Section 22, 660.93 feet, to the Southwest corner of said East Half; thence North 00°11'08" West on the West line of said East Half, 1319.23 feet, to the Northwest corner of said East Half; thence North 89°55'34" East, on the North line of said East Half, 661.52 feet, to the Northeast corner of said East Half; thence North 00°09'36" West, on the West line of the Southeast Quarter of said Section 22, 185.85 feet; thence North 14°08'29" East, 588.22 feet; thence North 29°50'56" East, 179.74 feet; thence North 45°33'23" East, 581.97 feet, to a point on the North line of the Southeast Quarter of said Section 22; thence North 89°56'57" East, on the North line of the last said Southeast Quarter, 1998.36 feet, to the Northeast corner of said Southeast Quarter; thence South 00°01'17" East, on the East line of said Southeast Quarter, 2646.58 feet, to the point of beginning.
Contains 174.81 acres, more or less.
The area within the corporate limits is 61.041 square miles, more or less.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed, in accordance with the provisions of K.S.A. 12-518 to file a certified copy of this resolution with the County Clerk, the Register of Deeds office, the State Transportation Engineer and Election Commissioner.

BE IT FURTHER RESOLVED that City of Topeka Resolution No. 8132 is hereby specifically repealed.

ADOPTED and APPROVED by City Council _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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www.topeka.org

Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 13, 2009

+ Back Print

DATE: December 8, 2009
CONTACT PERSON: Mayor Bunten **DOCUMENT #:**
SECOND PARTY/SUBJECT: Citizens Government **PROJECT #:**
Review Committee
CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Mayor William W. Bunten relating to the convening of a Citizens Government Review Committee pursuant to Ordinance No. 19320.

(Approval establishes the first meeting of the Citizens Government Review Committee to be scheduled the week of February 1, 2010.)

POLICY ISSUE:

Whether or not the Council desires to adopt and approve the resolution.

STAFF RECOMMENDATION:

BACKGROUND:

On October 13, 2009, the City Council passed Ordinance No. 19320 to establish a Citizen's Government Review Committee to review the form of government of the City of Topeka and to make recommendations to the Governing Body relative to the City's form of government. The ordinance outlines the composition, appointment and qualifications of members, as well as the matter of convening; the duties, meetings, and staff support. The Governing Body will make the necessary appointments to the committee, with the first meeting of the committee to be held the week of February 1, 2010.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

Item #13

RESOLUTION NO. _____

A RESOLUTION introduced by Mayor William W. Bunten relating to the convening of a Citizens Government Review Committee pursuant to Ordinance No. 19320.

WHEREAS, City of Topeka Ordinance No. 19320 approved by the City Council on October 13, 2009, established a process where a committee of citizens from Topeka, representing as widely diverse backgrounds as possible, shall be impaneled to study and review the form of government of the City of Topeka and make recommendations to the City's Governing Body for amendment or modification, and

WHEREAS, the composition, appointment, and qualifications of members, the manner of convening; the duties, meetings, and staff support are all set forth in City of Topeka Ordinance No. 19320, and

WHEREAS, Ordinance No. 19320 requires the committee be convened on or before July 1, 2015, and

WHEREAS, the mayor of the City of Topeka has raised questions about the current form of government and expressed concerns about certain provisions of the charter ordinance establishing our current form of government; and

WHEREAS, the mayor of the City of Topeka is ready to convene the committee.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS, that the Citizens Government Review Committee is convened. The governing body shall make the necessary appointments. The first meeting of the committee will be the week of February 1, 2010.

25 ADOPTED and APPROVED by the City Council _____.

26 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

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33 ATTEST:

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Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 23, 2009

+ Back Print

DATE: December 8, 2009
CONTACT PERSON: JIM LANGFORD/KEJ **DOCUMENT #:**
SECOND PARTY/SUBJECT: WEEKLY EXPENDITURES **PROJECT #:**
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., allowing and approving City expenditures for the period of November 16, 2009, through November 22, 2009, and enumerating said expenditures therein. First and Final Reading.

POLICY ISSUE:

Approve and allow weekly payments of valid operating expenditures, pursuant to Resolution No. 7607.

STAFF RECOMMENDATION:

Adopt as presented.

BACKGROUND:

Pursuant to Resolution No. 7607, adopted on April 12, 2005, which provides authorization to pay for certain expenditures prior to approval by the Council in an expenditure ordinance, the expenditures being authorized by this ordinance have been previously paid, in accordance with established procedures and policies for such payments.

BUDGETARY IMPACT:

Approves expenditures for the period November 16, 2009 through November 22, 2009, in the amount of \$4,391,062.18.

SOURCE OF FUNDING:

Appropriated funds and fees-for-service revenues of various City departments.

ATTACHMENTS:

[Ordinance](#)

[Weekly Expenditures](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte Jr., allowing and approving City expenditures for the period of November 16, 2009, through November 22, 2009, and enumerating said expenditures herein.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS:

Section 1. All expenditures made or authorized to be made by issuance of checks or electronic transfers as enumerated herein, are in accordance with City of Topeka Resolution No. 7607.

Section 2. The claims and expenditures listed in Exhibit A, which is on file in the City Council Office and the City Clerk's Office and incorporated herein by said reference, are hereby allowed and approved for payment.

<u>Section 3.</u>	Total for 181 vendor checks written in this period	\$1,045,740.45
	Total vendor checks voided in this period (net)	(00.00)
	Total electronic transfers to vendors in this period	786,966.43
	Total net payroll to employees this period	1,645,655.29
	Total payroll related electronic transfers this period	<u>912,700.01</u>
	Total for expenditures in this period	<u>\$4,391,062.18</u>

Section 4. This ordinance shall take effect and be in force after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk

RECEIVED
CITY CLERK

2009 NOV 23 P 3: 34

TOPEKA, KANSAS

PREPARED 11/23/2009, 10:35:36 PROGRAM: GM350LSPCL City of Topeka				A/P CHECKS BY PERIOD AND YEAR FROM 11/16/2009 TO 11/22/2009				PAGE 1			
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*	CHECK AMOUNT	TRN AMOUNT
11/20/2009	668077	A B CREATIVE INC		1310543							
830-8030-590.30-10		11/02/2009		PARK, PLAYGROUND, SWIMMING	35013	557779	11/2009			5,299.00	5,299.00
11/20/2009	668078	A 1 LOCK & KEY LLC		1014500							
621-3610-571.56-00		10/21/2009		HARDWARE, AND ALLIED ITEMS	60038	556934	11/2009			66.32	66.32
621-3610-571.56-00		11/04/2009		HARDWARE, AND ALLIED ITEMS	60163	556934	11/2009			7.47	7.47
										58.85	58.85
11/20/2009	668086	AAA ALLIED GROUP INC		1115210							
101-1820-520.29-00		11/06/2009		MISCELLANEOUS SERVICES	151 1109	555082	11/2009			2,359.00	2,359.00
614-0435-510.99-99		11/06/2009		AUTO & TRUCK MAINT. ITEMS	258145	555086	11/2009			650.00	650.00
101-1820-520.29-00		11/01/2009		MISCELLANEOUS SERVICES	257749	555081	11/2009			38.50	38.50
101-1820-520.29-00		10/28/2009		MISCELLANEOUS SERVICES	258269	555081	11/2009			38.50	38.50
101-1820-520.29-00		10/29/2009		MISCELLANEOUS SERVICES	258270	555081	11/2009			38.50	38.50
101-1820-520.29-00		10/29/2009		MISCELLANEOUS SERVICES	258350	555081	11/2009			38.50	38.50
101-1820-520.29-00		10/30/2009		MISCELLANEOUS SERVICES	256431	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/01/2009		MISCELLANEOUS SERVICES	257991	555081	11/2009			38.50	38.50
101-1820-520.29-00		10/31/2009		MISCELLANEOUS SERVICES	257795	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/01/2009		MISCELLANEOUS SERVICES	258271	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/01/2009		MISCELLANEOUS SERVICES	258500	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/01/2009		MISCELLANEOUS SERVICES	258501	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/02/2009		MISCELLANEOUS SERVICES	258502	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/02/2009		MISCELLANEOUS SERVICES	257443	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/02/2009		MISCELLANEOUS SERVICES	257797	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	257992	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	257939	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	258023	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	258063	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	258142	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	258274	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	258327	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/03/2009		MISCELLANEOUS SERVICES	258351	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/04/2009		MISCELLANEOUS SERVICES	258352	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/05/2009		MISCELLANEOUS SERVICES	258277	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/05/2009		MISCELLANEOUS SERVICES	258278	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/05/2009		MISCELLANEOUS SERVICES	258280	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/06/2009		MISCELLANEOUS SERVICES	258325	555081	11/2009			92.00	92.00
101-1820-520.29-00		11/06/2009		MISCELLANEOUS SERVICES	256434	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/06/2009		MISCELLANEOUS SERVICES	257614	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/06/2009		MISCELLANEOUS SERVICES	257615	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/08/2009		MISCELLANEOUS SERVICES	258281	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/09/2009		MISCELLANEOUS SERVICES	258026	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/09/2009		MISCELLANEOUS SERVICES	256697	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/09/2009		MISCELLANEOUS SERVICES	257942	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/09/2009		MISCELLANEOUS SERVICES	257943	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/09/2009		MISCELLANEOUS SERVICES	258067	555081	11/2009			38.50	38.50
101-1820-520.29-00		11/09/2009		MISCELLANEOUS SERVICES	258506	555081	11/2009			38.50	38.50
101-1820-520.29-00		10/30/2009		MISCELLANEOUS SERVICES	258320	555081	11/2009			38.50	38.50

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614-0435-510.99-99	11/05/2009	AUTO & TRUCK MAINT. ITEMS	258279	555086	11/2009	38.50					
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	38.50					
11/20/2009 668085	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668084	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668083	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668082	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668081	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668080	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668079	AAA ALLIED GROUP INC	1115210									
614-0435-510.99-99	11/08/2009	AUTO & TRUCK MAINT. ITEMS	258505	555086	11/2009	.00					
11/20/2009 668087	ACTION SIGNS TO GO	1303998									
621-3610-571.56-00	10/27/2009	NO SMOKING SIGNS	39942								
11/20/2009 668088	AIR COMPRESSOR ENGINEERING LLC	1000964									
621-3610-571.27-00	10/20/2009	ELECTRONIC COMPONENTS	0008436 IN								
621-3610-571.27-00	10/30/2009	ELECTRONIC COMPONENTS	0008528 IN								
11/20/2009 668089	ALIDA MOORE APPRAISAL SERVICES	1007731									
623-2714-570.30-10	10/01/2009	FINANCIAL SERVICES	10 1 09								
11/20/2009 668090	ALLIANCRONE RECEIVABLES MANAGE	1004046									
101-0510-510.29-47	11/05/2009	OCT 09 COLL-EVERETT	F36607								
101-0510-510.29-47	11/05/2009	OCT 09 COLL-ONTIVEROS	F36607								
11/20/2009 668091	AMERICAN MESSAGING SERVICES	1304623									
101-1820-520.21-00	11/01/2009	SERVICE 11/1-30/09	F1050996JK								
11/20/2009 668092	AMERICAN PRESORT	1308474									
621-3802-571.22-00	11/01/2009	COMMUNICATIONS/MEDIA SERV	556897 04								
11/20/2009 668093	APPLIED INDUSTRIAL TECHNOLOGIE	1115281									
621-3610-571.48-00	10/28/2009	BEARINGS (EXCEPT WHEEL)	47154648								
621-3610-571.48-00	10/29/2009	BEARINGS (EXCEPT WHEEL)	47154721								
621-3610-571.48-00	10/30/2009	BEARINGS (EXCEPT WHEEL)	47154794								
621-3610-571.48-00	11/04/2009	BEARINGS (EXCEPT WHEEL)	47154801								

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621-3610-571.48-00		11/04/2009		BEARINGS (EXCEPT WHEEL)	47154958	556938	11/2009	
11/20/2009 668094		AT&T CAPITAL SERVICES	1007614					
613-0000-226.00-00		11/01/2009		FIBER REMOTE PKG	2676620		11/2009	13,191.48
613-0710-510.32-57		11/01/2009		FIBER REMOTE PKG	2676620		11/2009	889.53
613-0000-226.00-00		11/01/2009		NORTEL MERIDIAN OPTION	2676619		11/2009	120.14
613-0710-510.32-57		11/01/2009		NORTEL MERIDIAN OPTION	2676619		11/2009	10,466.27
								1,715.54
11/20/2009 668095		AZTECA SYSTEMS	1003557					
101-3015-510.29-05		10/28/2009		COMPUTERS,DP & WORD PROC.	5097	557998	11/2009	24,995.00
11/20/2009 668096		BERRY TRACTOR & EQUIPMENT	1107838					24,995.00
614-0435-510.99-99		11/04/2009		AUTO & TRUCK MAINT. ITEMS	03002941	555092	11/2009	1,822.23
								1,822.23
11/20/2009 668097		BERRYS ARCTIC ICE	1310670					
101-2010-520.44-01		10/26/2009		FOODS EDIBLE	100343	555687	11/2009	90.00
								90.00
11/20/2009 668098		BERTHA MUNOZ	44					
265-0000-227.40-00		11/09/2009		SHELTER HOUSE DEPOSIT	MUNOZ BERTHA		11/2009	50.00
								50.00
11/20/2009 668099		BNSF RAILWAY COMPANY INC	1005650					
686-2430-572.28-00		11/06/2009		# 67108238 12/09-11/10	09111238	F36637	11/2009	1,311.27
								1,311.27
11/20/2009 668100		BRATWEAR	1310482					
101-1840-520.46-00		10/30/2009		CLOTHING & APPAREL	315693	557560	11/2009	1,206.00
101-1840-520.46-00		10/30/2009		SHIPPING AND HANDLING	315693	557560	11/2009	1,176.00
								30.00
11/20/2009 668187		KENNEDY, BRIAN	2002266					
265-4164-540.22-03		11/09/2009		PAY PERIOD ENDING 11/8/09	11 08 09		11/2009	153.00
								153.00
11/20/2009 668101		BROWNS SHOE FIT	1005362					
101-2030-520.46-01		10/26/2009		CLOTHING & APPAREL	1912495	555858	11/2009	269.85
								269.85
11/20/2009 668102		BROWNS SUPER SERVICE INC	1111449					
614-0435-510.99-99		11/02/2009		AUTO & TRUCK MAINT. ITEMS	71069	555098	11/2009	200.00
								200.00
11/20/2009 668103		C ALTON BARNHILL TRUST	3333327					
686-1629-570.28-40		10/27/2009		TEMP EASEMENT T-3	F36631	F36631	11/2009	490.00
								490.00
11/20/2009 668104		CALIFORNIA STATE DISBURSEMENT	1009067					
501-0000-227.75-00		11/20/2009		PAYROLL SUMMARY	20091120		11/2009	86.54
								86.54
11/20/2009 668105		CAPITAL BELT & SUPPLY INC	1104907					
614-0435-510.99-99		10/27/2009		AUTO & TRUCK MAINT. ITEMS	33276	555099	11/2009	251.80
621-3610-571.48-00		10/31/2009		ELECTRONIC COMPONENTS	33240	556941	11/2009	10.96
								240.84
11/20/2009 668196		LOBB, CAREY	2002444					
265-4164-540.22-03		11/09/2009		PAY PERIOD ENDING 11/8/09	11 08 09		11/2009	81.00
								81.00
11/20/2009 668115		COMITER, CARLA J	1312756					
621-3802-571.22-00		11/10/2009		MISCELLANEOUS SERVICES	W11	556791	11/2009	900.00
								900.00

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11/20/2009 668107 530-0000-227.00-00	11/04/2009	CONFIDENTIAL-HIPAA REG	13	MUNI COURT OVERPMT (BOND)	HIPAA REG		11/2009		87.00 87.00
11/20/2009 668108 236-0930-510.22-07	11/12/2009	CHARLES D WILSON	11	EEOC COMPLAINT SETTLEMENT	WILSON CHARLES	F36638	11/2009		14,500.00 14,500.00
11/20/2009 668202 101-1840-520.29-00	10/29/2009	MCCRAY III, CHARLES	1006298	CT CASE 392-08	555887 6	555887	11/2009		69.62 69.62
11/20/2009 668110 530-0000-227.00-00	11/09/2009	CONFIDENTIAL-HIPAA REG	13	MUNI COURT OVERPMT (BOND)	HIPAA REG		11/2009		96.00 96.00
11/20/2009 668111 621-3430-571.43-05	10/27/2009	CIBA SPECIALTY CHEMICALS CORP	1308557	WATER TREATING CHEMICALS	91142088	556932	11/2009		12,488.00 12,488.00
11/20/2009 668112 621-3610-571.43-00	10/30/2009	CINTAS FIRST AID & SAFETY	1304166	FIRST AID & SAFETY EQUIP.	0479354616	556942	11/2009		79.55 79.55
11/20/2009 668114 614-0435-510.49-00	11/03/2009	CLAYTON PAPER & DISTRIBUTION I	1310436	PAPER & PLASTIC-DISPOSABL	002232	558006	11/2009		324.94 324.94
11/20/2009 668116 621-1510-570.22-99	07/28/2009	COMMERCIAL BONDING LLC	1002144	NOTARY PUBLIC-S MILLER	F36620	F36620	11/2009		80.00 80.00
11/20/2009 668117 101-2030-520.41-01	10/06/2009	CONRAD FIRE EQUIPMENT INC	1032742	PLUMBING EQUIPMENT	461791	555863	11/2009		772.61 528.49
101-2030-520.41-01	10/14/2009	PLUMBING EQUIPMENT	461907			555863	11/2009		8.23
614-0435-510.99-99	10/29/2009	AUTO & TRUCK MAINT. ITEMS	462051			555102	11/2009		152.83
614-0435-510.99-99	10/29/2009	AUTO & TRUCK MAINT. ITEMS	462054			555102	11/2009		83.06
11/20/2009 668118 101-1840-520.27-00	10/30/2009	COPWERKS	1002190	POLICE EQUIPMENT & SUPPLY	1070	557715	11/2009		599.00 599.00
11/20/2009 668119 860-8060-590.30-10	10/26/2009	COX COMMUNICATIONS	1301733	PUBLIC WORKS/RELATED SERV	82	558026	11/2009		16,294.35 16,294.35
11/20/2009 668121 614-0435-510.99-99	10/17/2009	CUSTOM TRUCK SALES LLC	1001224	AUTO & TRUCK MAINT. ITEMS	KC292900016	555106	11/2009		565.62 85.82
614-0435-510.99-99	10/28/2009	AUTO & TRUCK MAINT. ITEMS	KC293010077			555106	11/2009		145.26
614-0435-510.99-99	10/20/2009	AUTO & TRUCK MAINT. ITEMS	KC292930139			555106	11/2009		334.54
11/20/2009 668122 614-0435-510.99-99	11/02/2009	CW MILL EQUIPMENT INC	1005846	AUTO & TRUCK MAINT. ITEMS	36647	555107	11/2009		82.16 82.16
11/20/2009 668123 265-0000-227.40-00	11/09/2009	CYNTHIA ROCHA	44	SHELTER HOUSE DEPOSIT	ROCHA CYNTHIA		11/2009		50.00 50.00

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11/20/2009 101-1810-520.22-00	668139 10/27/2009	FORENSIC PSYCHOLOGY ASSOCIATES HEALTH RELATED SERVICES	1006015	556390 6	11/2009	240.00 240.00
11/20/2009 501-0000-227.19-00	668140 11/20/2009	FRATERNAL ORDER OF POLICEMEN PAYROLL SUMMARY	1060866	20091120	11/2009	8,375.52 8,375.52
11/20/2009 621-3430-571.43-05	668141 10/28/2009	GENERAL CHEMICAL PERFORMANCE CHEMICAL, COMMERCIAL, BULK	1113474	556929	11/2009	11,895.24 11,895.24
11/20/2009 265-4133-540.22-02	668113 11/05/2009	CLARK, GEORGIA MISCELLANEOUS SERVICES	2006129	557541	11/2009	156.00 156.00
11/20/2009 101-0510-510.22-56	668142 11/02/2009	GLENN CORNISH HANSON & KARN'S MISCELLANEOUS SERVICES	9001483	555773	11/2009	815.77 320.00
11/20/2009 640-0320-510.22-42	668143 11/06/2009	GO TOPEKA MISCELLANEOUS SERVICES	555420 11	555420	11/2009	495.77 495.77
11/20/2009 740-6259-560.34-85	668144 10/26/2009	FIRST STEP SCHOLARSHIPS	MBD 218	558060	11/2009	15,715.00 4,500.00
11/20/2009 740-6259-560.34-85	668145 10/26/2009	FIRST STEP SCHOLARSHIPS	MBD 219	558060	11/2009	4,500.00 4,500.00
11/20/2009 740-6259-560.34-85	668146 10/27/2009	TRADE SHOW GRANT APPS	MBD 220	558060	11/2009	6,715.00 6,715.00
11/20/2009 621-3610-571.46-00	668147 10/27/2009	GRAINGER BLANKET ORDERS	1071403	556948	11/2009	225.71 205.47
11/20/2009 621-3610-571.46-00	668148 11/04/2009	BLANKET ORDERS	9115170186	556948	11/2009	20.24 20.24
11/20/2009 870-8070-590.30-10	668145 10/29/2009	GRAYBEAL CONSTRUCTION CO INC PUBLIC WORKS/RELATED SERV	1102869	556821 3	11/2009	184,731.25 184,731.25
11/20/2009 101-3070-510.22-17	668146 10/29/2009	GREEN TOUCH LAWN SERVICE GROUNDS & PARK SERVICES	1002179	27344	11/2009	74.00 74.00
11/20/2009 285-0930-510.22-18	668147 11/06/2009	GRIST TRUCKING LLC 1185 SW LINCOLN-DEMO	1300892	CCI	11/2009	3,600.00 3,600.00
11/20/2009 614-0435-510.99-99	668148 11/06/2009	H D INDUSTRIES AUTO & TRUCK MAINT. ITEMS	1300997	555131	11/2009	193.58 193.58
11/20/2009 291-3130-530.70-10	668149 11/03/2009	HALCO INCORPORATED 2009 BOMAG ASPHALT PAVER	1115486	557905	11/2009	107,994.00 107,994.00
11/20/2009 760-1171-520.22-00	668239 10/22/2009	SPARKS, HARLEY E PP 9/18-10/16/09	1003781	555457 28	11/2009	9,027.20 6,601.65
11/20/2009 760-1171-520.22-00	668150 10/29/2009	PPE 10/30 & OCT FUEL	555457 29	555457	11/2009	2,200.55 2,200.55
11/20/2009 760-1171-520.50-01	668151 10/29/2009	PPE 10/30 & OCT FUEL	555457 29	555457	11/2009	225.00 225.00
11/20/2009 880-8080-590.30-10	668150 11/04/2009	HERMAN'S EXCAVATING INC PUBLIC WORKS/RELATED SERV	1081884	555903 6	11/2009	49,851.00 49,851.00
11/20/2009 621-3610-571.48-00	668151 10/26/2009	HILL & COMPANY INC REPAIR PARTS	1082187	F36329	11/2009	36.44 17.46

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ACCOUNT #	TRN DATE	TRN DATE	TRN DATE	SHIPPING AND HANDLING	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
101-1850-520.48-00	10/30/2009				9201801 1	557897	11/2009	313.20	
11/20/2009 668166	KA-COMM INC								706.50
230-0930-510.70-10	09/30/2009			1005038	84295	557994	11/2009	706.50	
11/20/2009 668167	KANSAS BAR ASSN			1110205					300.00
101-0510-510.22-45	11/05/2009			2010 DUES-S EBBERTS	F36608	F36608	11/2009	150.00	
101-0510-510.22-45	11/05/2009			2010 DUES-L SWARTZ	F36608	F36608	11/2009	150.00	
11/20/2009 668168	KANSAS DEPT OF HEALTH & ENVIRO			1300246					50.00
740-6229-560.23-10	11/04/2009			RISK ASSES EXAM-R HOLM	F36606	F36606	11/2009	50.00	
11/20/2009 668169	KANSAS DEPT OF LABOR			1110383					30.00
265-4195-540.25-16	11/02/2009			BOILER INSP-KS53810H	415707	F36605	11/2009	30.00	
11/20/2009 668170	KANSAS DEPT OF REVENUE			1110407					2,154.08
268-4046-540.32-01	10/31/2009			KS RETAILERS SALES TAX	OCT 2009	F36600	11/2009	2,154.08	
11/20/2009 668176	KANSAS GAS SERVICE INC			1114963					7,898.56
101-3070-510.20-02	11/02/2009			KANSAS GAS OCTOBER 2009	145209500 OCT09		11/2009	254.98	
686-2170-571.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	164679945 OCT09		11/2009	596.86	
686-2170-571.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	164679945 OCT09		11/2009	227.42	
686-2180-571.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144745545 OCT09		11/2009	1,183.87	
265-4002-540.20-02	11/02/2009			KANSAS GAS OCTOBER 2009	144746336 OCT09		11/2009	43.23	
291-3131-530.20-02	11/02/2009			KANSAS GAS OCTOBER 2009	144746336 OCT09		11/2009	43.23	
614-0435-510.20-02	11/02/2009			KANSAS GAS OCTOBER 2009	144746336 OCT09		11/2009	43.24	
621-3430-571.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144746564 OCT09		11/2009	1,462.41	
621-3430-571.20-02	11/02/2009			KANSAS GAS OCTOBER 2009	144747064 OCT09		11/2009	51.76	
101-3070-510.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	145210518 OCT09		11/2009	462.75	
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101-3070-510.20-30	11/09/2009			KANSAS GAS OCTOBER 2009	145210518 OCT09		11/2009	32.47	
101-3070-510.20-30	11/09/2009			KANSAS GAS OCTOBER 2009	145210518 OCT09		11/2009	219.20	
268-4045-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	471.98	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	363.91	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	419.96	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	67.79	
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265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	37.77	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	57.79	
268-4045-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	63.80	
268-4045-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	59.80	
268-4045-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	35.78	
268-4045-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	43.78	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	33.77	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	33.77	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	43.78	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	31.76	
265-4002-540.20-02	11/09/2009			KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009	37.77	
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CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	CHECK AMOUNT	TRN AMOUNT	
ACCOUNT #	TRN DATE										
265-4181-540.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009		31.76		
268-4045-540.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009		233.87		
268-4045-540.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	144747818 OCT09		11/2009		179.84		
101-3070-510.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		883.50		
11/20/2009 668175	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
101-3070-510.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
11/20/2009 668174	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
101-3070-510.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
11/20/2009 668173	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
101-3070-510.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
11/20/2009 668172	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
101-3070-510.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
11/20/2009 668171	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
101-3070-510.20-02	11/09/2009	KANSAS GAS SERVICE INC	1114963	KANSAS GAS OCTOBER 2009	142366182 OCT09		11/2009		.00		
11/20/2009 668177	10/31/2009	KANSAS ONE CALL SYSTEM INC	1001746	BLANKET ORDERS	9108404	556902	11/2009		1,510.80		
621-3802-571.22-00	10/31/2009	KANSAS ONE CALL SYSTEM INC	1001746	BLANKET ORDERS	9108404	556902	11/2009		1,510.80		
11/20/2009 668178	11/01/2009	KANSAS RIVER WATER ASSURANCE	1301110	BLANKET ORDERS	2009 152	556839	11/2009		3,184.61		
621-3410-571.22-50	11/01/2009	KANSAS RIVER WATER ASSURANCE	1301110	BLANKET ORDERS	2009 152	556839	11/2009		3,184.61		
11/20/2009 668183	10/02/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165507	556911	11/2009		12,375.83		
621-3680-571.56-00	10/02/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165507	556911	11/2009		290.50		
621-3680-571.56-00	10/05/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165559	556911	11/2009		207.50		
621-3680-571.56-00	10/05/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165560	556911	11/2009		332.00		
621-3680-571.56-00	10/12/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165756	556911	11/2009		249.00		
621-3680-571.56-00	10/13/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165790	556911	11/2009		373.50		
621-3680-571.56-00	10/13/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165791	556911	11/2009		249.00		
621-3680-571.56-00	10/13/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165792	556911	11/2009		664.00		
621-3680-571.56-00	10/15/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165852	556911	11/2009		415.00		
621-3680-571.56-00	10/15/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165853	556911	11/2009		415.00		
621-3680-571.56-00	10/15/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165854	556911	11/2009		332.00		
621-3610-571.56-00	10/16/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165909	556911	11/2009		415.00		
621-3680-571.56-00	10/16/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165910	556911	11/2009		391.30		
621-3680-571.56-00	10/16/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165911	556911	11/2009		1,826.00		
621-3680-571.56-00	10/16/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165912	556911	11/2009		228.25		
621-3680-571.56-00	10/19/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165963	556911	11/2009		207.50		
621-3680-571.56-00	10/19/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165964	556911	11/2009		207.50		
621-3680-571.56-00	10/19/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	165965	556911	11/2009		290.50		
621-3680-571.56-00	10/20/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	166015	556911	11/2009		373.50		
621-3680-571.56-00	10/21/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	166065	556911	11/2009		830.00		
621-3680-571.56-00	10/21/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	166066	556911	11/2009		439.03		
621-3680-571.56-00	10/22/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	166101	556911	11/2009		207.50		
621-3680-571.56-00	10/22/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	166102	556911	11/2009		249.00		
621-3680-571.56-00	10/27/2009	KANSAS SAND & CONCRETE	1110849	BUILDER'S SUPPLIES	166192	556911	11/2009		415.00		

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CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*	CHECK AMOUNT	TRN AMOUNT
621-3680-571.56-00			10/27/2009	BUILDER'S SUPPLIES	166193	556911	11/2009			415.00	
621-3680-571.56-00			10/27/2009	BUILDER'S SUPPLIES	166194	556911	11/2009			415.00	
621-3680-571.56-00			10/27/2009	BUILDER'S SUPPLIES	166195	556911	11/2009			373.50	
621-3680-571.56-00			10/28/2009	BUILDER'S SUPPLIES	166242	556911	11/2009			207.50	
621-3680-571.56-00			10/28/2009	BUILDER'S SUPPLIES	166243	556911	11/2009			776.25	
621-3680-571.56-00			10/30/2009	BUILDER'S SUPPLIES	166319	556911	11/2009			581.00	
11/20/2009 668182		KANSAS SAND & CONCRETE		1110849						.00	
621-3680-571.56-00		10/30/2009		BUILDER'S SUPPLIES	166319	556911	11/2009			.00	
11/20/2009 668181		KANSAS SAND & CONCRETE		1110849						.00	
621-3680-571.56-00		10/30/2009		BUILDER'S SUPPLIES	166319	556911	11/2009			.00	
11/20/2009 668180		KANSAS SAND & CONCRETE		1110849						.00	
621-3680-571.56-00		10/30/2009		BUILDER'S SUPPLIES	166319	556911	11/2009			.00	
11/20/2009 668179		KANSAS SAND & CONCRETE		1110849						.00	
621-3680-571.56-00		10/30/2009		BUILDER'S SUPPLIES	166319	556911	11/2009			.00	
11/20/2009 668184		KANSAS STATE NURSES ASSOC		88						2,717.16	
621-0000-221.10-10		11/16/2009		OVERPAYMENT REFUND						2,717.16	
11/20/2009 668185		KANSAS STATE TREASURER		1102503						28,857.13	
562-0000-227.00-00		11/09/2009		MV REINSTATEMENT FEES COL	F36626		11/2009			10,907.14	
562-0000-227.01-00		11/09/2009		JUDICIAL BRANCH SURCHARGE	F36626		11/2009			998.21	
564-0000-227.00-00		11/09/2009		JUDGES TRAINING FEES COLL	F36626		11/2009			599.12	
566-0000-227.00-00		11/09/2009		LOCAL LAW TRAINING FEES C	F36626		11/2009			13,468.90	
566-0000-227.91-00		11/09/2009		COMM PEACE OFFICER TRN FE	F36626		11/2009			2,065.26	
567-0000-227.00-00		11/09/2009		KANSAS TRAUMA FUND FEES C	F36626		11/2009			818.50	
11/20/2009 668186		KANSAS UNIVERSITY		1111975						65.00	
101-0460-510.23-00		10/13/2009		ASSET MGT REG-P SIMECKA	F36642		11/2009			65.00	
11/20/2009 668254		THEIS, KENNY		2107924						108.00	
265-4164-540.22-03		11/09/2009		PAY PERIOD ENDING 11/8/09	11 08 09		11/2009			108.00	
11/20/2009 668188		KENT FENCE COMPANY		1104166						1,517.10	
621-3610-571.29-00		08/25/2009		GROUNDS & PARK SERVICES	0007848	554903	11/2009			101.10	
621-3610-571.29-00		09/09/2009		GROUNDS & PARK SERVICES	0007864	554903	11/2009			250.00	
621-3610-571.29-00		10/14/2009		GROUNDS & PARK SERVICES	0007888	554903	11/2009			715.00	
621-3610-571.29-00		10/20/2009		GROUNDS & PARK SERVICES	0007894	554903	11/2009			451.00	
11/20/2009 668189		KNAAK PIANO SERVICE		1305131						80.00	
265-4191-540.27-00		11/04/2009		MISCELLANEOUS SERVICES	782542	555527	11/2009			80.00	
11/20/2009 668193		LEWIS, KYLE N		2005879						204.00	
265-4164-540.22-03		11/09/2009		PAY PERIOD ENDING 11/8/09	11 08 09		11/2009			204.00	
11/20/2009 668190		LANGLEY RECYCLING OF TOPEKA IN		1111308						167.31	
614-0435-510.99-99		11/02/2009		AUTO & TRUCK MAINT. ITEMS	IVC303119	555148	11/2009			122.88	

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CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*	CHECK AMOUNT	TRN AMOUNT
ACCOUNT #	TRN DATE										
11/20/2009 668206	MOTOROLA			1108870						3,317.35	3,317.35
561-1081-520.48-10	10/09/2009			RADIO & TELECOMMUNICATION	41137592	557786	11/2009			3,317.35	
11/20/2009 668207	MUELLER COMPANY			1002064						1,978.03	1,978.03
621-3680-571.56-00	10/30/2009			BLANKET ORDERS	1886401	557049	11/2009			1,978.03	
11/20/2009 668208	MULLARKEY ASSOCIATES INC			1000868						6,340.72	6,340.72
621-3610-571.48-00	10/19/2009			EQUIPMENT MAINT & REPAIR	0042546 IN	557861	11/2009			6,300.00	6,300.00
621-3610-571.48-00	10/19/2009			SHIPPING AND HANDLING	0042546 IN	557861	11/2009			40.72	40.72
11/20/2009 668209	MURT MCKINNEY			44						40.00	40.00
265-0000-444.20-07	11/09/2009			HOLIDAY CRAFTS BOOTH	MCKINNEY MURT		11/2009			40.00	40.00
11/20/2009 668210	MWH LABORATORIES			1311360						930.00	930.00
621-3410-571.22-99	11/03/2009			MISCELLANEOUS SERVICES	L0015614	556925	11/2009			800.00	800.00
621-3410-571.22-99	11/05/2009			MISCELLANEOUS SERVICES	L0015604	556925	11/2009			130.00	130.00
11/20/2009 668197	LUNA, NARCISO			2004199						60.00	60.00
265-4164-540.22-03	11/09/2009			PAY PERIOD ENDING 11/8/09	11 08 09		11/2009			60.00	60.00
11/20/2009 668211	NEKAN WEATHERPROOFING INC			1115408						7,000.00	7,000.00
740-6224-560.34-08	11/10/2009			1109 SW HUNTOON-TENERINK	557924 1	557924	11/2009			7,000.00	7,000.00
11/20/2009 668212	NEPTUNE TECHNOLOGY GROUP INC			1302818						35,694.76	35,694.76
621-3680-571.56-00	10/01/2009			BLANKET ORDERS	N228742	557057	11/2009			3,612.00	3,612.00
621-3680-571.56-00	10/07/2009			BLANKET ORDERS	N229196	557057	11/2009			20,800.00	20,800.00
621-3610-571.56-00	10/08/2009			BLANKET ORDERS	N229464	557057	11/2009			1,032.76	1,032.76
621-3680-571.56-00	10/08/2009			BLANKET ORDERS	N229464	557057	11/2009			10,250.00	10,250.00
11/20/2009 668221	QUARLES II, NORMAN W			2002747						40.00	40.00
265-4164-540.22-03	11/09/2009			PAY PERIOD ENDING 11/8/09	11 08 09		11/2009			40.00	40.00
11/20/2009 668213	NORTHEAST KANSAS HYDRAULICS IN			1302034						1,552.99	1,552.99
614-0435-510.99-99	11/03/2009			AUTO & TRUCK MAINT. ITEMS	24634	555157	11/2009			457.41	457.41
614-0435-510.99-99	11/04/2009			AUTO & TRUCK MAINT. ITEMS	24645	555157	11/2009			1,095.58	1,095.58
11/20/2009 668214	OFFICE DEPOT			1005017						69.99	69.99
623-2711-570.40-00	10/28/2009			COMPUTERS, DP & WORD PROC.	495077660001	558000	11/2009			69.99	69.99
11/20/2009 668215	PAIN & WELLNESS CLINIC			1001052						59.70	59.70
640-0320-510.22-26	10/06/2009			MISCELLANEOUS SERVICES	SEVIGN0000 10/6	555394	11/2009			59.70	59.70
11/20/2009 668216	PAM BESSER			44						2.50	2.50
265-0000-444.26-01	11/04/2009			GAME CRAZY DAY	BESSER PAM		11/2009			2.50	2.50
11/20/2009 668225	RUTTER, PAM			2003642						48.00	48.00
265-4164-540.22-03	11/09/2009			PAY PERIOD ENDING 11/8/09	11 08 09		11/2009			48.00	48.00
11/20/2009 668273	WOBUS, PAUL			2101819						60.00	60.00
265-4164-540.22-03	11/09/2009			PAY PERIOD ENDING 11/8/09	11 08 09		11/2009			60.00	60.00

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City of Topeka				BANK CODE					
CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
11/20/2009	668250	TFM COMM INC	11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	337.65	337.65
623-2713-570.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	22.36	22.36
623-2716-570.27-02			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	11.18	11.18
686-1785-570.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	8.95	8.95
686-2101-570.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	2.24	2.24
686-2170-572.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	33.55	33.55
686-2180-572.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	33.55	33.55
686-2185-572.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	22.36	22.36
686-2430-572.27-00			11/01/2009	RADIO & TELECOMMUNICATION	85150	555285	12/2009	89.46	89.46
621-3610-571.29-00			10/30/2009	RADIO & TELECOMMUNICATION	84908	556963	11/2009	114.00	114.00
11/20/2009	668249	TFM COMM INC	10/30/2009	RADIO & TELECOMMUNICATION	84908	556963	11/2009	.00	.00
621-3610-571.29-00			10/30/2009	RADIO & TELECOMMUNICATION	84908	556963	11/2009	1,341.78	1,341.78
11/20/2009	668251	THE COMPTCH GROUP LLC	11/04/2009	MISCELLANEOUS SERVICES	00354	555475	11/2009	1,341.78	1,341.78
640-0320-510.22-42			11/04/2009	MISCELLANEOUS SERVICES	00354	555475	11/2009	2,091.10	2,091.10
11/20/2009	668252	THE HON COMPANY	10/26/2009	FURNITURE, OFFICE	826264	557841	11/2009	1,754.69	1,754.69
101-3110-520.40-10			10/26/2009	MISCELLANEOUS SERVICES	826264	557841	11/2009	336.41	336.41
101-3110-520.40-10			10/26/2009	MISCELLANEOUS SERVICES	826264	557841	11/2009	184.85	184.85
11/20/2009	668253	THE UPS STORE	10/29/2009	COMMUNICATIONS/MEDIA SERV	45858291	556919	11/2009	63.14	63.14
621-3802-571.21-01			11/05/2009	COMMUNICATIONS/MEDIA SERV	45860180	556919	11/2009	121.71	121.71
621-3802-571.21-01			11/05/2009	COMMUNICATIONS/MEDIA SERV	45860180	556919	11/2009	50.00	50.00
11/20/2009	668255	TINA ALONSO-HERNANDEZ	11/09/2009	SHELTER HOUSE DEPOSIT	ALONSO-HERNANDE		11/2009	50.00	50.00
265-0000-227.40-00			11/09/2009	SHELTER HOUSE DEPOSIT	ALONSO-HERNANDE		11/2009	176.00	176.00
11/20/2009	668256	TOPEKA BLUE PRINT INC	10/12/2009	ENGINEERING EQUIPMENT	150151	557804	11/2009	176.00	176.00
860-8060-590.30-10			10/12/2009	ENGINEERING EQUIPMENT	150151	557804	11/2009	35.07	35.07
11/20/2009	668257	TOPEKA HARLEY DAVIDSON	10/22/2009	AUTO & TRUCK MAINT. ITEMS	469237	555176	11/2009	29.07	29.07
614-0435-510.99-99			10/28/2009	AUTO & TRUCK MAINT. ITEMS	469630	555176	11/2009	6.00	6.00
614-0435-510.99-99			10/28/2009	AUTO & TRUCK MAINT. ITEMS	469630	555176	11/2009	12,188.85	12,188.85
11/20/2009	668258	U S LIME COMPANY - ST CLAIR	10/23/2009	WATER TREATING CHEMICALS	122307	556928	11/2009	2,891.10	2,891.10
621-3430-571.43-05			10/28/2009	WATER TREATING CHEMICALS	122363	556928	11/2009	3,151.00	3,151.00
621-3430-571.43-05			10/28/2009	WATER TREATING CHEMICALS	122398	556928	11/2009	2,996.90	2,996.90
621-3430-571.43-05			10/30/2009	WATER TREATING CHEMICALS	122467	556928	11/2009	3,149.85	3,149.85
621-3430-571.43-05			11/04/2009	WATER TREATING CHEMICALS	122467	556928	11/2009	92.31	92.31
11/20/2009	668260	UNITED STATES TREASURY	11/20/2009	PAYROLL SUMMARY	20091120		11/2009	92.31	92.31
501-0000-227.73-00			11/20/2009	PAYROLL SUMMARY	20091120		11/2009	1,189.19	1,189.19
11/20/2009	668259	UNITED STATES TREASURY	11/20/2009	PAYROLL SUMMARY	20091120		11/2009	1,189.19	1,189.19
501-0000-227.73-00			11/20/2009	PAYROLL SUMMARY	20091120		11/2009	387.77	387.77
11/20/2009	668261	USA BLUE BOOK	10/20/2009	CHEMICAL LAB EQUIP & SUPP	920734	556926	11/2009	238.73	238.73
621-3430-571.43-20			10/20/2009	CHEMICAL LAB EQUIP & SUPP	920734	556926	11/2009		

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CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	CHECK AMOUNT
ACCOUNT #	TRN DATE							TRN AMOUNT
621-3430-571.43-20	10/30/2009	CHEMICAL LAB EQUIP & SUPP		928364		556926	11/2009	149.04
11/20/2009 668262	UTLTIWORKS CONSULTING LLC	1006010						9,495.00
621-3210-571.22-25	10/25/2009	MISCELLANEOUS SERVICES		TOP 013		554505	11/2009	9,495.00
11/20/2009 668263	VERENICE CHEVEZ	44						50.00
265-0000-227.40-00	11/09/2009	SHELTER HOUSE DEPOSIT		CHEVEZ VERENICE			11/2009	50.00
11/20/2009 668264	VETERINARY MEDICAL & SURGICAL	1000107						82.60
101-1850-520.22-00	10/28/2009	ANIMAL FEED & BEDDING		41527		555432	11/2009	82.60
11/20/2009 668265	VISIT TOPEKA INC	1003484						507.04
265-4161-540.23-00	11/02/2009	AIRFARE-NANCY SHARPLES		F36602		F36602	11/2009	507.04
11/20/2009 668266	VS VISUAL STATEMENT INC	1007490						395.00
760-1171-520.29-05	10/23/2009	COMPUTERS,DP & WORD PROC.		20237		557855	11/2009	395.00
11/20/2009 668267	WEATHER OR NOT INC	1313712						1,184.00
291-3131-530.29-30	10/16/2009	COMMUNICATIONS/MEDIA SERV		4514		557964	11/2009	1,184.00
11/20/2009 668268	WHELEN ENGINEERING COMPANY INC	1313162						1,281.60
614-0435-510.99-99	11/03/2009	AUTO & TRUCK MAINT. ITEMS		732324		555182	11/2009	1,152.00
614-0435-510.99-99	11/03/2009	AUTO & TRUCK MAINT. ITEMS		732651		555182	11/2009	129.60
11/20/2009 668269	WHITE STAR MACHINERY & SUPPLY	1308742						182.20
614-0435-510.99-99	11/05/2009	AUTO & TRUCK MAINT. ITEMS		06031902		555183	11/2009	114.26
623-2713-570.46-00	10/29/2009	EQUIPMENT MAINT & REPAIR		06031450		555788	11/2009	53.96
623-2713-570.48-00	10/30/2009	EQUIPMENT MAINT & REPAIR		06031536		555788	11/2009	13.98
11/20/2009 668270	WILLIAM GRIFFIN CHAPTER 13 TRU	1008384						885.69
501-0000-227.49-00	11/20/2009	PAYROLL SUMMARY		20091120			11/2009	885.69
11/20/2009 668271	WINGFOOT COMMERCIAL TIRE SYSTE	1003144						1,601.44
614-0435-510.99-98	11/05/2009	AUTO & TRUCK MAINT. ITEMS		123 1033935		555235	11/2009	1,601.44
11/20/2009 668272	WISCONSIN SUPPORT COLLECTIONS	1002598						87.69
501-0000-227.75-00	11/20/2009	PAYROLL SUMMARY		20091120			11/2009	87.69
NUMBER OF CHECKS- 181				DATE RANGE TOTAL *				1,045,740.45 *



A Capital City Government Working For You...

www.topeka.org

Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 17, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Bill Hoover/David Thurbon **DOCUMENT #:**

SECOND PARTY/SUBJECT: Unified School District 501 **PROJECT #:** CU09/6

CATEGORY/SUBCATEGORY 020 Resolutions / 001 Special Permits

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr., in accordance with Section 48-4.02(c)(19) of the Code of the City of Topeka, approving a Conditional Use Permit to allow for a non-residential small wind energy system on property currently zoned "R-1" Single-Family Dwelling District on property located at 1900 SW Hope Street in the City of Topeka, Kansas. (CU09/6) (Council District No. 9)

Voting Requirement : Majority vote of the Governing Body, including the Mayor.

(Approval would allow use of the site for a non-residential small wind energy system.)

POLICY ISSUE:

Request is consistent with the land use principles of the Comprehensive Plan. See attached Planning Commission minutes for a detailed discussion of the issues.

STAFF RECOMMENDATION:

The Planning Commission recommended this proposal be conditionally **APPROVED** by a vote of **6-0-0** at their **November 16, 2009** meeting as referenced in their attached minutes. The Planning Department recommended that this request be conditionally **APPROVED** as referenced in the attached staff report dated November 16, 2009.

BACKGROUND:

- See Staff Report.
- Governing Body options:
 - **Adopt** the recommendation of the Planning Commission by Resolution (6 votes);
 - **Override** the Planning Commission's recommendation by a two-thirds majority (7 votes) of the Governing Body membership; or,

Item #15

- **Return** such recommendation to the Planning Commission with a statement specifying the basis for the Governing Body's failure to approve or disapprove.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Resolution](#)

[Staff Report](#)

[Photo](#)

[Aerial](#)

[Zoning Map](#)

[Future Land Use Map](#)

[Application 5 pages](#)

[Site Plan](#)

[Planning Commission Minutes](#)

RESOLUTION _____

CONDITIONAL USE PERMIT

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr. in accordance with Section 48-4.02(c)(19) of the Code of the City of Topeka, approving a Conditional Use Permit to allow for a non-residential small wind energy system on property currently zoned "R-1" Single-Family Dwelling District on property located at 1900 SW Hope Street in the City of Topeka, Kansas. **(CU09/6)**
(Council District No. 9)

BE IT RESOLVED by the Governing Body of the City of Topeka, Kansas, that the application of City of Topeka under the provisions of Section 48-4.02(c)(19) of the Code of the City of Topeka, approving a Conditional Use Permit to allow for a non-residential small wind energy system on property currently zoned "R-1" Single-Family Dwelling District and located at 1900 SW Hope Street in the City of Topeka, Kansas and legally described as follows:

Beginning at the SW corner of James Street and 19th Street; thence south 601 feet; thence west 255 feet; thence south 161 feet; thence west 255 feet; thence north 767 feet; thence east 510 feet to the point of beginning.

be, and the same is hereby approved, **subject to:**

- 1. Use and development of the site in accordance with the approved Conditional Use Permit site plan for the site.**

ADOPTED AND APPROVED by the Governing Body of the City of Topeka,

_____, 2009.

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

November 16, 2009
Agenda Item #E-1

CONDITIONAL USE PERMIT REPORT

TOPEKA PLANNING DEPARTMENT

CASE NO: CU09/6

by: Hope Street Academy

PROPOSAL: Requesting a Conditional Use Permit "CUP" to establish a *small wind energy system*, on property currently zoned "R-1" Single-Family Dwelling District.

LOCATION: 1900 SW Hope Street.

PRESENT USE: The 7.97 acre site is the location of the Unified School District "USD" No. - 501 Hope Street Academy School which has occupied the site since 1954.

PROPOSED USE: In accordance with Section 48-4.02(c)(19) of the Comprehensive Zoning Regulations, the applicant requests a "CUP" to erect a 2.4 Kw Wind Turbine having a rotor diameter of 12' on a 45' monopole tower to be located 33' off the southeast corner of the school building.

CHARACTER OF NEIGHBORHOOD: The neighborhood is comprised of residential land uses with the predominant land use in the immediate area being that of the school.

ZONING CLASSIFICATION AND USE OF SURROUNDING PROPERTIES:

	ZONING CLASSIFICATION	PRESENT LAND USE
North:	"R-1" Single-Family Dwelling District	Residential
South:	"R-1" Single-Family Dwelling District	Residential
East:	"R-1" Single-Family Dwelling District	Residential/Church
West:	"R-1" Single-Family Dwelling District	Residential

GUIDELINES FOR EVALUATION: In considering an application for a conditional use permit, the Planning Commission and Governing Body will give consideration to the following criteria in order to protect the integrity and character of the zoning district in which the proposed use is located; and to minimize adverse effects on surrounding properties and neighborhood, all conditional use permit applications shall be evaluated in accordance with the guidelines established in Section 48-25 of the City of Topeka, Comprehensive Zoning Regulations.

November 16, 2009
Agenda Item #E-1

1. **The conformance of the proposed use to the Comprehensive Plan and other adopted planning policies:** The *Comprehensive Plan* designates this area as *Urban/Suburban Low Density Residential* land use. The site's present classification is consistent with the established pattern of zoning and land use in this area and the proposed wind energy system is permitted by conditional use permit under the current "R-1" Single-Family Dwelling District zoning classification of the property. Therefore, the proposal is viewed as being consistent with the *Comprehensive Plan*.
2. **The character of the neighborhood including but not limited to: land use, zoning, density, architectural style, building materials, height, structural mass, siting, open space and floor-to area ratio:** The site's present classification is consistent with the established pattern of zoning and land use in this area. The *Comprehensive Plan* designates this area for *Urban/Suburban Low Density Residential* land use. The site has been occupied by the Hope Street Academy School facility since 1954. The use as proposed will meet all the requirements set forth in the regulations for a non-residential small wind energy system, otherwise known as a "wind turbine". As proposed the use will not produce any objectionable odor or smoke, noise is limited by the conditional use provisions. The wind turbine will be placed interior to the property off the southeast corner of the existing school building approximately 185' east of the sidewalk on Hope Street. Therefore, the use is not anticipated to have any detrimental effect on the character of the existing neighborhood.
3. **The zoning and uses of nearby properties, and the extent to which the proposed use would be in harmony with such zoning and uses:** The main function of the site as an educational institution is not changing. The present use has been very compatible to date with all existing uses surrounding it. Providing the operation of the wind energy system "wind turbine" does not produce objectionable noise there is no reason to believe that the proposed use as conditioned could not exist in harmony with surrounding zoning and land uses.
4. **The suitability of the property for the uses to which it has been restricted under the applicable zoning district regulations:** The site's present classification is consistent with the established pattern of zoning and land use in the area and is therefore viewed as being suitable for the uses to which it has been restricted.
5. **The length of time the property has remained vacant as zoned:** As previously indicated the Hope Street Academy School facility has occupied the site since 1954. The location selected for the placement of the mono-pole tower upon which the wind turbine generator is to be mounted has been a vacant portion of the school yard since the school was established.
6. **The extent to which the approval of the application would detrimentally affect nearby properties:** As conditioned there is anticipated to be no detrimental affects on any surrounding properties.
7. **The extent to which the proposed use would substantially harm the value of nearby properties:** Staff is unaware of any harm erection of the proposed small wind energy system would create on any of the nearby properties.

November 16, 2009
Agenda Item #E-1

8. **The extent to which the proposed use would adversely affect the capacity or safety of that portion of the road network influenced by the use, or present parking problems in the vicinity of the property:** None anticipated.
9. **The extent to which the proposed use would create excessive air pollution, water pollution, noise pollution or other environmental harm:** None anticipated.
10. **The economic impact of the proposed use on the community:** None anticipated.
11. **The gain, if any, to the public health, safety and welfare due to denial of the application as compared to the hardship imposed upon the landowner, if any, as a result of denial of the application:** There appears to be no particular public gain in respect to health, safety and welfare by denying the requested application providing staff recommendations are implemented.

COMPLIANCE WITH ZONING AND SUBDIVISION REGULATIONS:

Application: **Complete.**

Minimum Lot Area: **Compliant.**

Setbacks: **Compliant.**

Platting: **Compliant.**

CONCERNS OF STAFF AND REVIEWING AGENCIES: All essential public utilities, services and facilities are presently available to the site and will not be overburdened by this proposal. This request has been submitted to all applicable reviewing agency staff for consideration and comment. No significant issues or concerns were expressed by reviewing staff relative to code compliance or the provisions of public services.

ADDITIONAL FACTORS:

1. Neighborhood Improvement Association: Not Applicable.
 2. Capitol Plaza Area: Not Applicable.
 3. Flood Hazard Area: Not Applicable.
 4. Airport Hazard Area: Not Applicable.
 5. Historic Properties: No Registered Properties within 500-feet.
-

November 16, 2009
Agenda Item #E-1

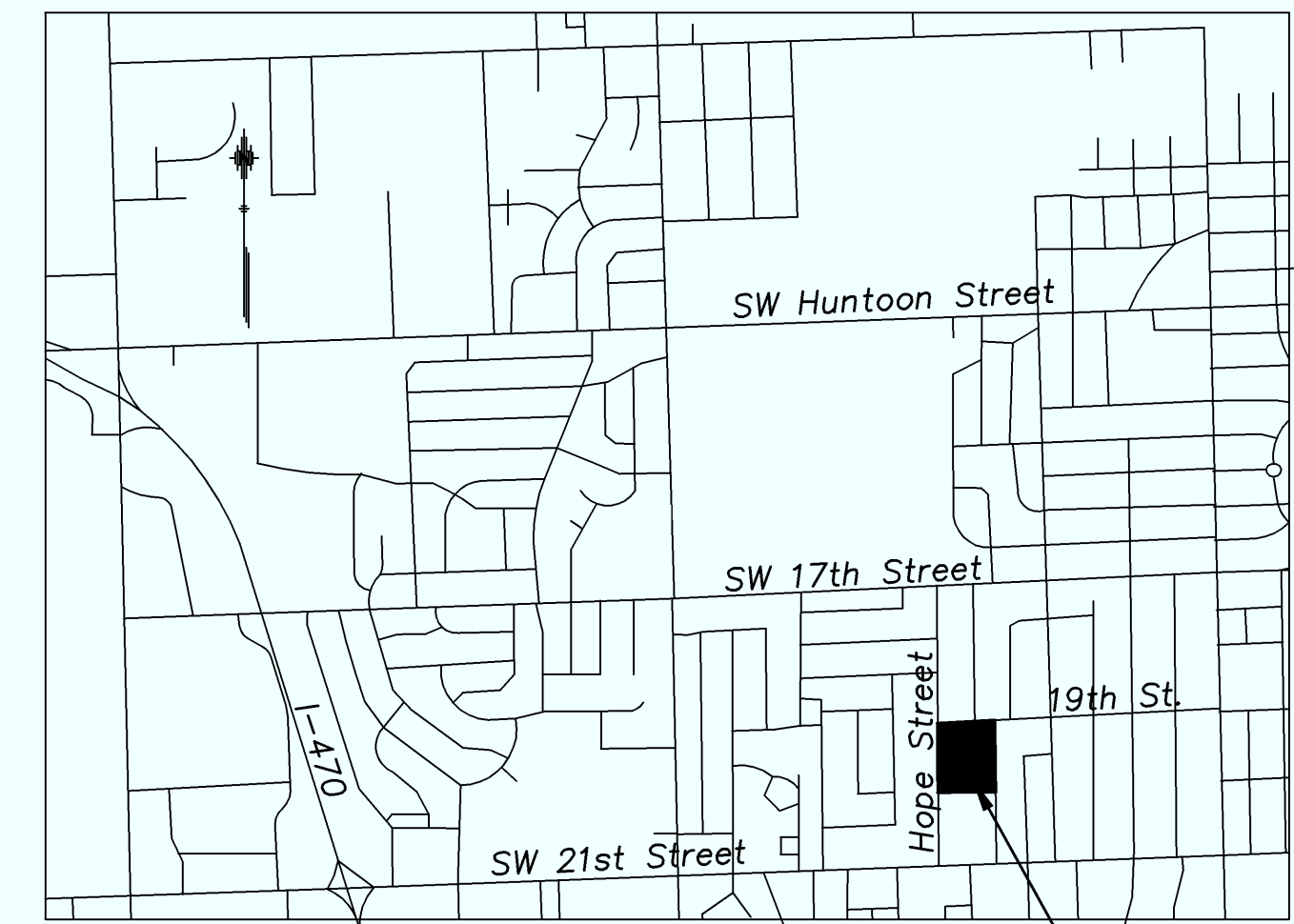
STAFF RECOMMENDATION:

Based upon the above findings and analysis Planning Staff recommends **APPROVAL** of this proposal, subject to the following conditions:

1. Use and development of the site in accordance with the Conditional Use Permit site development plan approved by the Planning Commission and the provisions of Division 3 of Article 26 of Chapter 48 of the Topeka City Code.

Prepared by: Dean W. Diediker
Planner II

C:\USD 501\HOPE STREET PERMIT WITH AERIAL.dwg 11/18/2009 - 8:04am lmartin

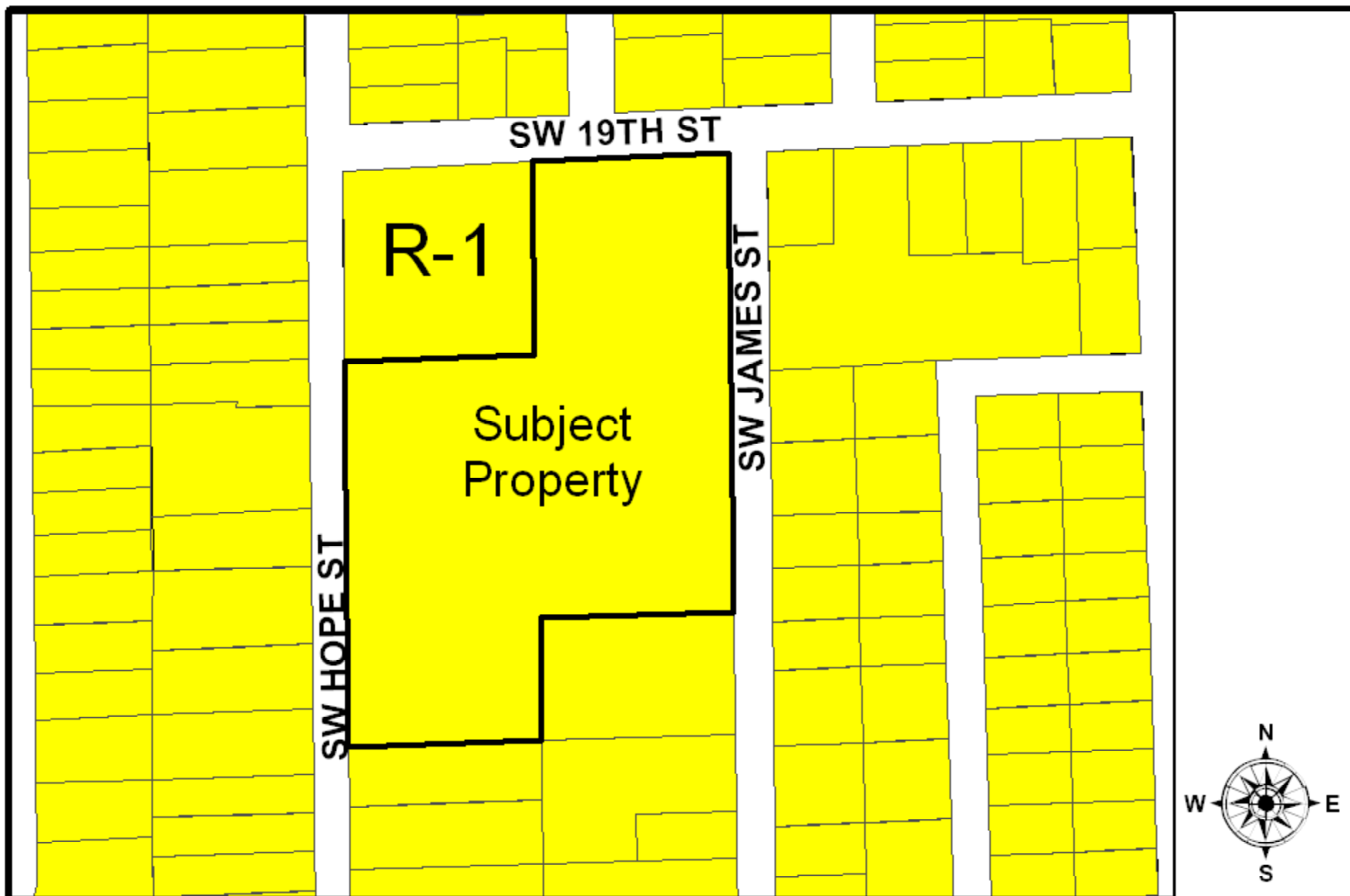


Book, 3550 Page 177

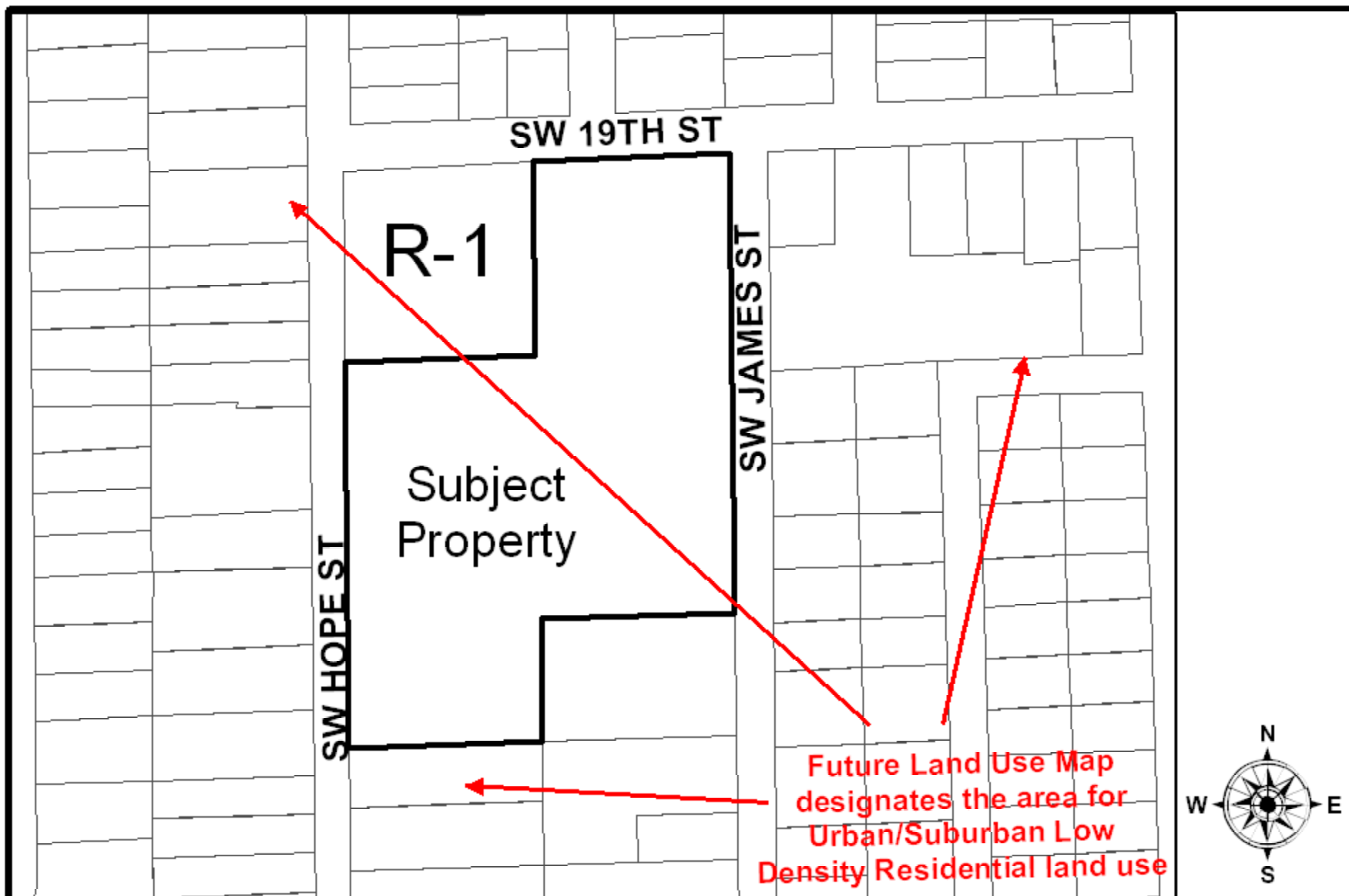




CU09/6 Hope Street Academy



CU09/6 Hope Street Academy



Future Land Use Map Designation

CU09/6 Hope Street Academy

Caution
1900 SW
Hope



Zoning Application Form

(including PUDs and CUPs)

City of Topeka Planning Department
620 SE Madison, 3rd Floor (Unit #11)
Topeka, KS 66607-1118
Phone 785-368-3728 Fax 785-368-2535
www.topeka.org/planning

Applicant Information

Property Owner(s): Unified School District No. 501, Shawnee County, Kansas

Street Address: 624 SW 24th Street

City: Kansas State: Kansas Zip: 66614 E-mail: _____

Work phone: 295-3936 Home phone: _____ Fax: _____

Authorized Owner Representative (if any): Chris Albert, General Director Facilities Planning

Street Address: 125 SE 27th Street

City: Topeka State: Kansas Zip: 66605 E-mail: calbert@topeka.k12.ks.us

Work phone: 295-3936 Home phone: _____ Fax: _____

Authorized Professional Agent (Engineer, Architect, Attorney, etc.) – If different from above

Cook, Flatt & Strobel Engineers, P.A.

Street Address: 2930 SW Woodside Drive

City: Topeka State: Kansas Zip: 66614 E-mail: lmartin@cfse.com

Work phone: 785-272-4706 Home phone: _____ Fax: 785-272-4736

Authorization

I (we) am (are) the owner(s) of record for the subject property and hereby authorize filing of this application and any agent listed in this application to represent the owner(s). I (we) allow posting of signage on the property by the City of Topeka for the requested zoning change. I (we) declare that all submitted information is complete and accurate. I (we) hereby acknowledge that all zoning application procedures have been reviewed and understood as part of this submittal.

Owner 1 Name: Unified School District No. 501, Shawnee County, Kansas

Owner 1 Signature: *Chris Albert*

Date: 10/2/09

Owner 2 Name: _____

Owner 2 Signature: _____

Date: _____

Requested Action and Site InformationAddress or Location of Property to be Re-Zoned: 1900 SW Hope Street, Topeka, Kansas 66611Legal Description of Property*: lot(s) block subdivisionlot(s) block subdivision

*if unplatted, attach metes and bounds description

Total Area (acres/square feet): 7.97 Ac.**Type of Application:**

1. Re-zoning from: _____ to: _____

2. Planned Unit Development (PUD) zoning use group(s): _____

3. Conditional Use Permit (CUP) proposed use: Wind TurbineExisting Use(s) on the property: SchoolHow long has the existing use been active on the property? Since 1954Proposed Use(s), if known (please describe to ensure conformity to the proposed zoning):

_____Was a Pre-Application Meeting or Zoning Inquiry completed with Staff? Yes If Yes, when? 10/1/2009**FOR OFFICE USE ONLY**Date submitted: 10/2/09Date notice sent: 10/23/09Application no.: CU09/6Date advertised: 10/26/09Filing fee: 700⁰⁰ Receipt no.: 11969Date of hearing: 11/16/09Council district: #9NIA/NA: none

Items Missing? Yes ___ No ___ List any incomplete items:

Applicant Justification

This section is intended to provide you with the opportunity to present information in support of your request. It is important to bear in mind that the presumption of validity rests with the present zoning and use of the property. It is the burden of the applicant to demonstrate that the proposed change in zoning or proposed conditional use is appropriate. Please attach additional sheets if necessary.

1. **How is the land more suitable for the uses allowed under your proposed zoning vs. the uses allowed under the current zoning?**

No Zoning Change

2. **What effect would the proposed zoning have on the character of the neighborhood and surrounding properties?**

No Zoning Change

3. **If known, how does the proposed zoning conform to the City's Comprehensive Plan?**

NA

Real Property Tax Status

As part of the official application for a zoning amendment, the Zoning Regulations of the City of Topeka require:

"Proof that all real property taxes are paid to date and are current for the subject property. In the event real property taxes including any special assessments are delinquent, the application shall not be scheduled for public hearing until such time all taxes are paid or satisfactory escrow arrangements for the payment of such taxes or special assessment have been made and presented to the City Attorney's Office for approval."

There are two ways to provide proof with this application:

1. Submit a copy of the property's tax status found on-line at the Shawnee County Appraiser's web-site (<http://www.co.shawnee.ks.us/Ap/>). Click on "residential search" or "commercial search", input the address, and follow the links to the property's tax information. Print off the Shawnee County Treasurer's page indicating the amount of any unpaid property tax.

OR

2. Complete the information below at the Shawnee County Register of Deeds and the Shawnee County Treasurer for verification of real property tax/special assessment status. Both offices must sign the form below for it to be complete. The Register of Deeds and Treasurer of Shawnee County, Kansas, are located in the Shawnee County Courthouse, 200 S.E. 7th Street, Topeka, Kansas, Rooms 108 and 101, respectively

Applicant

Property Address: 1900 SW Hope Street, Topeka, Kansas 66611

Owner of Record Name(s): Unified School District No. 501, Shawnee County, Kansas

Legal Description: See Attached Sheet

STATUS TAX EXEMPT

Shawnee County Register of Deeds

Property Identification Number (PIN): _____

X _____
Shawnee County Register of Deeds Date

Shawnee County Treasurer

As of this date, I hereby certify that the real property tax liabilities and special assessments applicable to the property described and identified above, to be of the following status:

Paid in Full _____ Current _____ Delinquent _____ In Dispute _____ Exempt _____

X _____
Shawnee County Treasurer Date

Infrastructure Availability (optional)

Please consult the Engineering Division of Topeka Public Works Department for information below (368-3842)

1. Water

- a. Location and size of water main serving site:
NA
- b. Does the current system have adequate capacity?
NA

2. Sanitary Sewer

- a. Location and size of sewer main serving site:
NA
- b. Does the current system have adequate capacity? If not, are improvements anticipated?
NA

3. Storm Drainage

- a. How will storm water run-off be handled on site?
NA
- b. Does the current storm sewer system have adequate capacity for proposed use?
NA

4. Traffic Circulation

- a. What are the site's existing and proposed access points?
NA
- b. Are any street or traffic control improvements proposed?
NA

DRAFT

**Minutes of the
Topeka Planning Commission
November 16, 2009**

CU09/6 Hope Street Academy by Unified School District No. 501 requesting a Conditional Use Permit to allow for a non-residential small wind energy system on property currently zoned "R-1" Single Family Dwelling District and located at 1900 SW Hope Street. **(Diediker)** Dean Diediker summarized the staff report.

Proponents:

Quincy McCord, student at Hope Street Academy, spoke in favor of the proposal. He said we are hoping this is approved. As soon as the turbine is up we will learn even more. We will be monitoring various aspects of the wind turbine. We will also be brining in other schools for field trips to teach what we have learned.

Mary Rice, student at Hope Street Academy, spoke in favor of the proposal. She said the turbine is a 3.7 Sky Stream and is safe and reliable. She said it is a solid company that has installed turbines in more 10 schools in Kansas. She said it is a maintenance free model with a 5 year warranty. She said this is a learning experience for Hope Street as well as the youth in Topeka.

Evan Wheeler, student at Hope Street Academy, spoke in favor of the proposal. She said students of Hope Street collected 311 signatures of people in the area in support of the turbine. She said the technology covers many fields of study and will be an asset to future generations. She said this could also generate additional jobs. She said we want to give back to our community and let other students know it can be done.

Michelle Hoferer asked if Hope Street is a two story building. Ms. Wheeler replied yes.

John Federico stated you are learning science but you have also been learning about the government process?

Several students said the process has been long but a learning experience. Ms. Wheeler said we kept on task and didn't give up on what we wanted. She said there are more students involved than are here tonight. She said this process will looked good on our college applications. We look forward to teaching younger students about the wind turbines. She added, I think, a lot of kids will have fun learning about this technology.

Mike Lackey asked what are you going to do with the energy generated?

Dale Knoll, Principal, Hope Street Academy, spoke in favor of the proposal. He said the actual amount will generate \$400-\$500 per year and it will be put into the building.

Ms. Hoferer asked if any of the students are going into the engineering field due to their experience with this.

Scott Schwartz, Science Teacher, Hope Street Academy, spoke in favor of the proposal. He said student this year made table top generators. We have made mini wind turbine models and have had a competition on this. He said we have several students wanting to go into the field because of this experience.

Ms. Hoferer said this is a great experience for the students.

Mark Boyd said he is glad the school kept up with the process and this has broken new ground for the City of Topeka.

No one spoke in opposition to the proposal.

Exparte communications - none

Michelle Hoferer moved approval, seconded by Lee Williams. **APPROVAL. (6-0-0)**



A Capital City Government Working For You...

www.topeka.org

Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 23, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Bernie Cosby **DOCUMENT #:**

SECOND PARTY/SUBJECT: Bridge over South Tributary South Branch of the Shunganunga Creek on SW 49th Street **PROJECT #:** T-121000.00 HTE 120650

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-121000.00 (HTE 120650), which provides for the first phase of construction of the bridge on 49th Street over the Shunga Creek, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** (Council District No. 5)

(Approval would authorize \$154,000 for the first phase of the construction of a bridge over the South Tributary Branch of the Shunganunga Creek on SW 49th Street to include design, right-of-way acquisition and utility relocation. The project would be funded by general obligation bonds with total debt service costs of \$252,462 spread over 20 years. The project is included in the 2010 and 2011 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve Project Budget and Ordinance as presented.

BACKGROUND:

The existing bridge is 51 years old with a timber deck on steel stringers. This structure is not capable of carrying legal loads, and commercial traffic is projected to increase with the construction of SW Wenger Drive to the West that serves the Target and Home Depot Distribution Centers. The new structure will also improve the channel flow characteristics. The budget will allow for the design, right-of-way acquisition and utility relocation.

The project is included in the CIP, Years 2009-2011.

BUDGETARY IMPACT:

Item #16

Project Budget (Design, Right-of-Way,
and Utility Relocation): \$154,000.00

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

2009 Adopted CIB: \$ 84,000.00

2010 Adopted CIB: \$ 70,000.00

The City will be responsible for 100% of Design, Right-of Way; and interim interest. State participation will be included in the construction budget for the bridge construction and inspection.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Ordinance](#)

PROJECT BUDGET
Project No. T-121000.00
HTE No. 120650
Design & Right-of-Way Budget
SW 49th Street over Trib. S. Branch Shunga

LOCATION:

A bridge over the South Tributary Branch of the Shunganunga Creek on SW 49th Street

DESCRIPTION OF PROJECT:

This project will provide for the first phase of the construction of a bridge over the South Tributary Branch of the Shunganunga Creek on SW 49th Street. The City obligation of \$154,000.00; \$84,000.00 for this design (2009 C.I.B.) & \$70,000.00 right-of-way budget (2010 C.I.B.) will be financed with General Obligation Bonds.

The existing structure is 51 years old with a timber deck on steel stringers. This structure is not capable of carrying legal loads, and commercial traffic is projected to increase with the construction of SW Wenger Drive to the West that serves the Target and Home Depot Distribution Centers. The new structure will also improve channel flow characteristics.

This budget will allow for the design and right-of-way acquisition of the project.

SOURCE OF FUNDS:

General Obligation Bonds: \$154,000.00.

<u>COST ESTIMATE:</u>	Design Budget City of Topeka	Federal STP Funds	Total
Construction:	\$0.00	\$0.00	\$0.00
Design (Consultant):	\$84,000.00	\$0.00	\$84,000.00
Construction Service Fees:			
<i>Construction Inspection</i>	\$0.00	\$0.00	\$0.00
Administrative Fees:			
<i>Engineering Admin.</i>	\$0.00	\$0.00	\$0.00
Right-of Way Acquisition:	\$56,000.00	\$0.00	\$56,000.00
Contingency Amount:	\$0.00	\$0.00	\$0.00
Temporary Notes:	\$14,000.00	\$0.00	\$14,000.00
Total:	\$154,000.00	\$0.00	\$154,000.00

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

Date: _____

PROJECT ENGINEER:

Bernie Cosby

GO Bond Cost of Project

PROJECT: T-121000.00, (HTE #120650)

Bridge Replacement SW 49th Street over Trib. S. Shunga Creek

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	<u>\$146,000</u>
Plus Temp Note Interest	\$5,110
Plus Cost of Issuance	<u>\$2,920</u>
Total Project Budget	\$154,030

Annual Debt Service	\$12,623
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$252,462
---	-----------

Difference Project Cost and Total Debt Service	\$106,462
--	-----------

GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,384,030

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-121000.00 (HTE #120650), which provides for the first phase of construction of the bridge on 49th Street over the Shunga Creek, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-121000.00 (HTE #120650) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the first phase of the construction of a bridge over the South Tributary Branch of the Shunganunga Creek on SW 49th Street. This phase will include the design, right-of-way acquisition and utility relocation.

B. TOTAL PROJECT BUDGET COST:

\$154,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

CITY OF TOPEKA, KS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 19, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Mike McGee and/or Bill Kroll **DOCUMENT #:**

SECOND PARTY/SUBJECT: Johnson Control System at City Hall / TPAC **PROJECT #:** T-131011.00 (H.T.E. 131740)

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: Approve **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-131011.00 (HTE 131740), which provides for replacement of HVAC control system for the municipal building, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.

(Approval would authorize \$225,000 to provide for upgrades to the HVAC control system in the City Hall and TPAC building. The Johnson Control Building Management System is from the 1980's and utilizes outdated hardware. The project would be funded by general obligation bonds with a total debt service over 20 years is estimated at \$331,118. The project is included in the 2010 CIB.)

POLICY ISSUE:

2010 CIP Project

STAFF RECOMMENDATION:

Approve

BACKGROUND:

The . This will seriously compromise the operation of the system, and the control of the HVAC components should any of the existing DSC8500 controllers fail.

Target Construction Start Date: March 22, 2010

1. Remove eight (8) existing DSC8500 controllers.
2. Furnish and install Johnson Controls Metasys 4 generation controllers and interface components including relays. These controllers will interface with the existing pneumatic end devices.
3. Remove existing NCM supervisory controllers and NIE network integration devices.
4. Furnish and install Johnson Controls Metasys 4 generation supervisory controllers. Program new supervisory controllers to provide sequence of operations for HVAC systems.
5. Provide on-site owner training for technical representatives. Purpose of training is for staff to best utilize energy

savings features of programs, and to enable practical use of alarming to minimize downtime.
6. Low voltage control wiring for new devices has been included.

BUDGETARY IMPACT:

\$225,000. The estimated annual debt service is \$16,556 for 20 years.

SOURCE OF FUNDING:

General Obligation (G.O.) Bonds - 2010 CIP Program

ATTACHMENTS:

[Ordinance](#)

[Debt Service Estimate](#)

[Fact Sheet](#)

[Project Budget](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-131011.00 (HTE #131740), which provides for replacement of HVAC control system for the municipal building, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-131011.00 (HTE #131740) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the improvement of the municipal building which contains City Hall, Municipal Court and the Topeka Performing Arts Center (TPAC). The project includes the replacement of the municipal building's original, obsolete heating, ventilation and air conditioning (HVAC) control system with a new control system complete with new network integration devices and pneumatic to electronic control relays.

B. TOTAL PROJECT BUDGET COST:

\$225,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

35 PASSED and APPROVED by the City Council _____.

36 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

42 ATTEST:

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47 _____
Brenda Younger, City Clerk

GO Bond Cost of Project

PROJECT: HVAC Control System City Hall/TPAC

Interest rate	4.00%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	\$213,270
Plus Temp Note Interest	\$7,464
Plus Cost of Issuance	<u>\$4,265</u>
Total Project Budget	\$225,000

Annual Debt Service	\$16,556
Annual Debt Service as Percent of Total	7.4%

Total Debt Service (principal and interest)	\$331,118
---	-----------

Difference Project Cost and Total Debt Service	\$117,848
--	-----------

GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,455,000

FACT SHEET

Public Works No. T-131-011-00, HTE#131740
Municipal Building HVAC Control Upgrades

General Nature of Improvements:

This project is for the replacement of the eight existing obsolete DSC8500 Building HVAC control systems to a Johnson Controls Metasys 4 Generation digital control system complete with new network integration devices and pneumatic to electronic relay controls.

Project Engineer: Not yet assigned

Project Manager at Public Works: Bill Kroll

Construction Inspection: Project Engineer and Public Works Project Manager, Bill Kroll. Discipline inspections by appropriate City of Topeka building inspection department personnel. (Not yet assigned)

Main Public Works Contact : Mike McGee

Construction Staking: N/A

Design Engineer: TBD-This project will be a design build project.

Cost: Project Budget . \$225,000 General Obligation Bonds (GOB)

This project was adopted in 2009 of the 2009-2010 Capital Improvement Budget. The project cost is the same as the \$225,000 in the adopted budget. The total debt service spread over 20 years will be \$ 331,087 for the \$ 225,000 in General Obligation Bonds.

Financing: \$ 225,000 by General Obligation Bonds

Project Schedule: TBD; projected construction date is spring 2010 with an approved budget.

Remarks: This project is approved in the 2010 CIB. The current HVAC control system for the entire Municipal Building is an obsolete DSC8500. Due to the systems age, any failure would seriously compromise the operations of HVAC systems throughout the entire Municipal Building. (City Hall, Municipal Court and TPAC) Upgrades will improve the comfort level of the building occupants, improve efficiencies and extend operational life of HVAC equipment.

PROJECT BUDGET

Project # T-131-011-00, HTE# 131740

LOCATION:

Municipal Building 215 SE 7th Street
Includes all of City Hall, Municipal Court & TPAC

Contact Person: Bill Kroll

DESCRIPTION OF PROJECT:

This project is for the replacement of the original, obsolete 1980's building management HVAC control system to a new Johnson Controls Metasys 4 control system complete with new network integration devices and pneumatic to electronic control relays.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	199,271		199,271
Design:	4,000		4,000
Construction Services Fees:	0		0
Administrative Fees:	0		0
Right-of Way Acquisition:	0		0
Contingency Amount:	10,000		10,000
Interim Interest and Cost of Issuance	11,729		11,729
Total:	\$225,000		\$225,000

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER Yet to be named



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 12, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Linda Voss **DOCUMENT #:**

SECOND PARTY/SUBJECT: Citywide Traffic Signal Controllers Replacement **PROJECT #:** T-141000.02 (HTE 141282)

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-141000.02 (HTE 141282), which provides for the replacement of traffic signal controllers city-wide, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** *(All Council Districts)*

(Approval would authorize \$102,400 for the replacement of City owned traffic signal controllers, upgrading them to current technology. The project would be funded by general obligation bonds with a total estimated debt service of \$167,838 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve Project Budget and Ordinance as presented.

BACKGROUND:

This project is part of an ongoing replacement program to replace all city-owned traffic signal controllers. They need to be updated to current technology. Some of our controllers date back to 1974. They are difficult to repair and in some cases replacement equipment is no longer available.

This project is included in the 2010 CIB under "Traffic Controller Upgrade" - \$102,400.

BUDGETARY IMPACT:

Project Budget: \$102,400.00

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

Item #18

The Total Debt Service cost for the project, principle and interest, spread over 20 years is estimated to be \$167,838.00.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Ordinance](#)

PROJECT BUDGET
Project No. T-141000.02
City Wide Replacement - Controllers

LOCATION:

30 locations, city wide

DESCRIPTION OF PROJECT:

This project will procure approximately 30 new traffic signal controllers model 2070. This project is part of an ongoing replacement program to replace all city-owned traffic signal controllers, upgrading them to current technology. The existing traffic signal controllers being replaced are outdated equipment for which part and repairs are no longer available, some being as old as 1974 vintage.

SOURCE OF FUNDS:

General Obligation Bonds

COST ESTIMATE:

	City of Topeka	Other	Total
Construction:	\$95,701.00	\$0.00	\$95,701.00
Design:	\$0.00	\$0.00	\$0.00
Construction Service Fees:			
<i>Construction Inspection</i>	\$0.00	\$0.00	\$0.00
<i>Construction Staking</i>	\$0.00	\$0.00	\$0.00
Administrative Fees:			
<i>Legal Dept. Admin.</i>	\$0.00	\$0.00	\$0.00
<i>Engineering Admin.</i>	\$0.00	\$0.00	\$0.00
Right-of Way Acquisition:	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$0.00	\$0.00	\$0.00
Temporary Notes:	\$6,699.00	\$0.00	\$6,699.00
Total:	\$102,400.00	\$0.00	\$102,400.00

PUBLIC HEARING:**PROJECT AUTHORITY:**

- a. Statutes: _____
b. Ord./Res. No.: _____
c. Improvement District: _____
d. City at Large: _____
e. Method of Assessment: _____

Date: _____

PROJECT MANAGER:

Carlos Salazar

GO Bond Cost of Project

PROJECT: T-141000.02

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal	\$95,701
Plus Temp Note Interest	\$4,785
Plus Cost of Issuance	<u>\$1,914</u>
Total Project Budget	\$102,400

Annual Debt Service	\$8,392
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$167,838
---	-----------

Difference Project Cost and Total Debt Service	\$72,137
--	----------

GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
2008 Temporary Notes that Finance Future GO Bond projects	\$16,350,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$2,677,776
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>1,325,853</u>
Total Indebtedness	<u><u>\$199,848,629</u></u>
Plus Project	\$199,951,029

Fact Sheet

(November 10, 2009)

Project Number T-141000.02

Replacement of Traffic Signal Controllers

This is the sixth year of a six year program to replace all city-owned traffic signal controllers. The controllers will be purchased through normal city procurement processes and replaced by city staff at locations city wide.

There is a need to upgrade all of the city controllers to current technology. Some of our controllers date back to 1974. They are difficult to repair and in some cases replacement equipment is no longer available. In addition the older controllers have limited communication capabilities and the hardware can not be upgraded to meet the current minimum communication or functionality of the 2070 controllers. The software in these older controllers is no longer supported and can not be upgraded.

With this project all traffic signal controllers in the city will be updated to model 2070. This upgrade is essential. Maintenance is a key, parts for old controllers are not always available, and they are at the end of their useful life. These controllers operate 24/7/365 in extreme temperature and humidity environments and proper operation is essential to the efficient operation of the traffic signals. As the controllers age, they become less reliable and have more breakdowns which leads to an increase in maintenance and overtime costs to repair or replace controllers in the field. It also increases the number of times and length time a signal is in flashing mode which can greatly decrease the efficiency of the intersection as well as increase risks to the public.

Once they are upgraded, they will have faster communication and more ability to expand communications and functionality. Once we complete this final year we will have one set of software for technicians to be proficient at which is upgradeable to support new functionality in the future. It will also increase the efficiency of the signal department as they will require fewer spare parts to maintain and repair the 2070 controllers.

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-141000.02 (HTE #141282), which provides for the replacement of traffic signal controllers city-wide, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-141000.02 (HTE #141282) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will procure approximately 30 new traffic signal controllers model 2070. The project is part of an ongoing replacement program to replace all city-owned traffic signal controllers, upgrading them to current technology.

B. TOTAL PROJECT BUDGET COST:

\$102,400.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 10, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Linda Voss **DOCUMENT #:**

SECOND PARTY/SUBJECT: Traffic Signal Replacement **PROJECT #:** T-141008.00 (HTE 141360)

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-141008.00 (HTE 141360), which provides for traffic signal replacements at four intersections, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.
(Council District Nos. 2, 4, 8 and 9)

(Approval would authorize \$715,000 for the replacement of the traffic signals at four intersections located at Seward and Freeman; 25th and Fairlawn; 10th and Gage; and 29th and California. The project would be funded from general obligation bonds with total estimated debt service of \$1,171,916 spread over 20 years. The project is included in the 2009 and 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve Project Budget and Ordinance as presented.

BACKGROUND:

Each year the city sets aside an amount of money in the CIP/CIB for traffic signal replacement. It is covered under "Signals-Signals Replacement". In general the oldest traffic signals are replaced first. This can vary if there are signals with operational, maintenance or safety issues.

The four traffic signals replaced with this project are located at Seward and Freeman, 25th and Fairlawn, 10th and Gage, and 29th and California. Funding for signal replacement in the 2010 CIB is shown at \$640,000.00 and \$75,000.00 remains from the 2009 CIB.

BUDGETARY IMPACT:

Project Budget: \$715,000.00

Item #19

SOURCE OF FUNDING:

General Obligation Bonds

Total debt service cost for this project, spread over 20 years is estimated to be \$1,171,916.00.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Vicinity Map](#)

[Fact Sheet](#)

[Ordinance](#)

PROJECT BUDGET

Project No. T-141008.00

Traffic Signal Project

LOCATION:

This project will replace traffic signals at four intersections - Seward and Freeman, 25th and Fairlawn, 10th and Gage, and 29th and California

DESCRIPTION OF PROJECT:

Replace traffic signals.

SOURCE OF FUNDS:

CIP 2009 - General Obligation Bonds - \$75,000

CIP 2010 - General Obligation Bonds - \$640,000

COST ESTIMATE:

	City of Topeka	Other	Total
Construction:	\$639,000.00	\$0.00	\$639,000.00
Design:	\$10,725.00	\$0.00	\$10,725.00
Construction Service Fees:			
<i>Construction Inspection</i>	\$10,725.00	\$0.00	\$10,725.00
<i>Construction Staking</i>	\$5,362.00	\$0.00	\$5,362.00
Administrative Fees:			
<i>Legal Dept. Admin.</i>	\$500.00	\$0.00	\$500.00
<i>Engineering Admin.</i>	\$500.00	\$0.00	\$500.00
Right-of Way Acquisition:	\$1,000.00	\$0.00	\$1,000.00
Contingency Amount:	\$413.00	\$0.00	\$413.00
Temporary Notes:	\$46,775.00	\$0.00	\$46,775.00
Total:	\$715,000.00	\$0.00	\$715,000.00

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

Date: _____

PROJECT ENGINEER:

GO Bond Cost of Project

PROJECT: T-141008.00

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

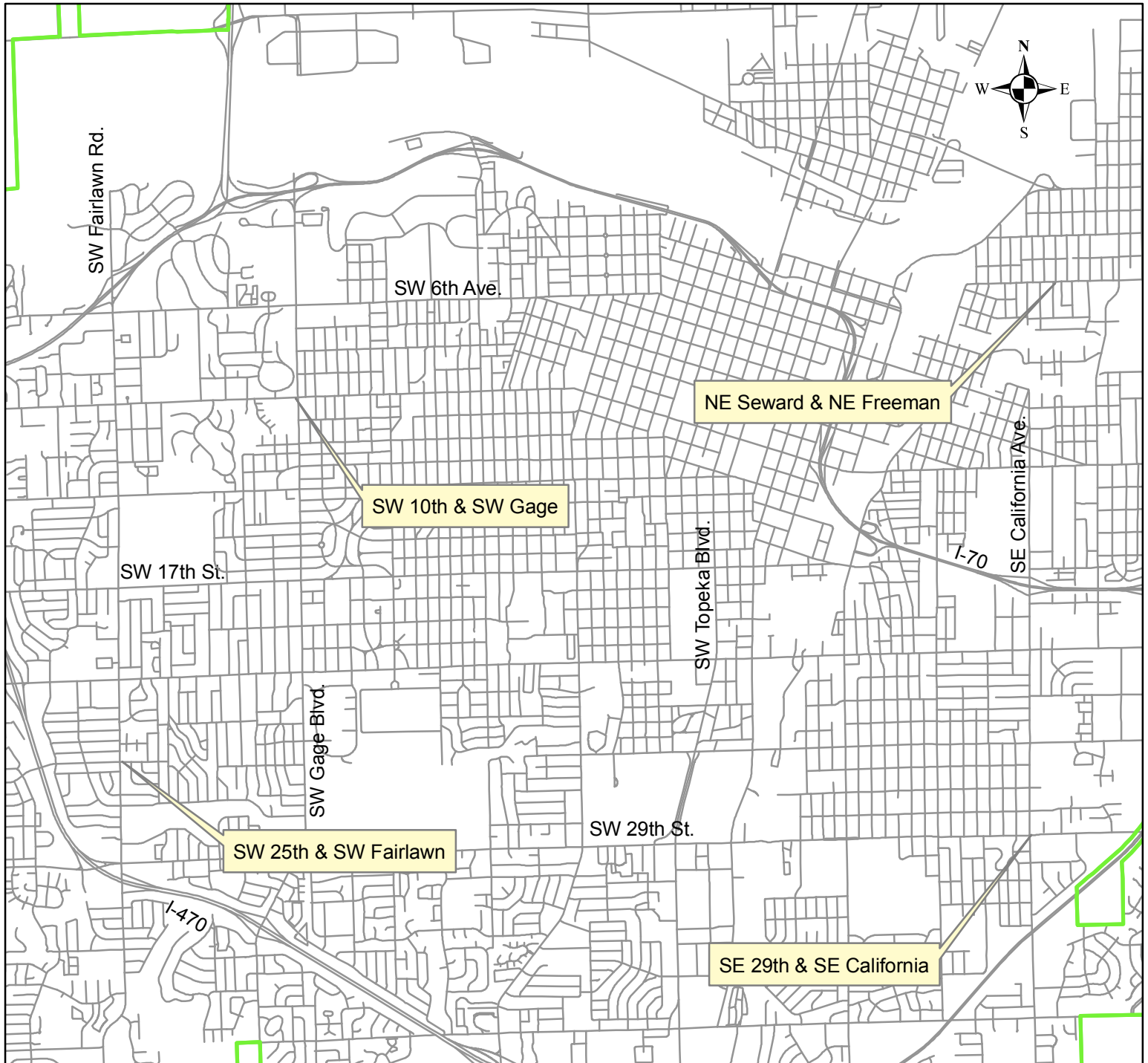
Principal	\$668,224
Plus Temp Note Interest	\$33,411
Plus Cost of Issuance	<u>\$13,364</u>
Total Project Budget	\$714,999

Annual Debt Service	\$58,596
Annual Debt Service as Percent of Total	8.2%

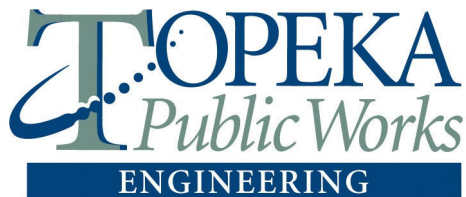
Total Debt Service (principal and interest)	\$1,171,916
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Difference Project Cost and Total Debt Service	\$503,692
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GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
2008 Temporary Notes that Finance Future GO Bond projects	\$16,350,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$2,677,776
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>1,325,853</u>
Total Indebtedness	<u><u>\$199,848,629</u></u>
Plus Project	\$200,563,628



T-141008.00 Project Location Map



FACT SHEET
Project No. T- 141008.00
HTE # 141360
Seward & Freeman
25th & Fairlawn
10th & Gage
29th & California

Scope: Replace Existing Traffic Signals

Design Engineer: City of Topeka

Construction Inspection: City of Topeka

Construction Staking: City of Topeka or Contractor

Cost and Financing: \$715,000 General Obligation Bonds

Project Schedule: Construction 2010 and 2011

History: Each year the city sets aside an amount of money in the CIP/CIB for traffic signal replacement. It is covered under “Signals – Signals Replacement”. In general the oldest traffic signals are replaced first. This can vary if there are signals with operational, maintenance or safety issues.

Seward and Freeman as well as 25th and Fairlawn were selected based on age. Our records show that they were installed in 1967 and 1971 respectively.

The service life of a traffic signal varies but most engineers strive to replace them every 20 to 30 years. As a traffic signal ages there are more maintenance and operational issues.

Once these two traffic signals are complete there are 18 traffic signal about the same age – they were installed in the 1976 to 1980 time frame. The traffic signal technicians recommended that the next two be 10th and Gage and 29th and California.

29th and California is the old stove type pole design – which we would like to replace and 10th and Gage was selected as there is a pole leaning and the underground wiring is a maintenance concern.

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-141008.00 (HTE #141360), which provides for traffic signal replacements at 4 intersections, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-141008.00 (HTE #141360) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide the replacement of traffic signals at the following four intersections: Seward and Freeman; 25th and Fairlawn; 10th and Gage; and 29th and California.

B. TOTAL PROJECT BUDGET COST:

\$715,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

CITY OF TOPEKA, KS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk



A Capital City Government Working For You...

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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 17, 2009

+ Back Print

DATE: December 8, 2009
CONTACT PERSON: Shawn Bruns **DOCUMENT #:**
SECOND PARTY/SUBJECT: 50/50 Sidewalk Repairs **PROJECT #:** T-241005.00 HTE 241240
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements
CIP PROJECT: Yes
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241005.00 (HTE 241240), which provides for city-wide 50/50 sidewalk repairs, as more specifically described herein. **First Reading.** (All Council Districts)

(Approval would authorize funding for the repair of residential sidewalks with the City contributing \$125,000 from the Citywide Half Cent Special Purpose Retailers' Sales Tax and property owners funding a matching amount of \$125,000. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project involves the removal and replacement of damaged or hazardous concrete/brick sidewalks throughout the City with the City funding 50% of the costs and the adjacent property owners funding the remaining 50% of the costs. After receiving a call from a property owner, an inspector reviews the location, determines the cost of the repair and provides the cost to the property owner. Property owners must pay their share of the repair cost prior to the start of construction. The City hires a contractor to complete the repair work.

2010 will be the fifth year for funding of the 50/50 Sidewalk Program. The number of property owners participating in the program from 2006-2009 is 388.

BUDGETARY IMPACT:

Project Budget: \$250,000.00
(\$125,000.00 from the City and \$125,000.00 from Property Owners)

SOURCE OF FUNDING:

Item #20

Citywide Half Cent Special Purpose Retailers' Sales Tax:	\$125,000.00
--	--------------

Matching funds provided by property owners adjacent to the repaired sidewalks:	<u>\$125,000.00</u>
--	---------------------

TOTAL:	\$250,000.00
--------	--------------

ATTACHMENTS:

[Fact Sheet](#)

[Project Budget](#)

[Ordinance](#)

FACT SHEET

SIDEWALK PROJECT NO. T-241005.00

General Nature of Improvement:

This project will remove and replace damaged or hazardous concrete/brick sidewalks throughout the City. The City assists in the funding of repairs for residential sidewalks by providing funding for 50% of the repair costs. Property owners must pay their 50% share of the repair costs before construction is scheduled.

Background: The 50/50 sidewalk repair program started in 2006. From 2006 through 2008, 388 property owners have participated in the shared cost of sidewalk repairs. After receiving a call from a property owner, an inspector reviews the location, determines the costs of the repair and provides the cost to the property owner. The property owner must pay their share of the repair costs prior to the scheduling of the repairs.

CIB Year: 2010

Project Budget Cost: The project budget is \$250,000. The costs of sidewalk repairs are paid 50% by the property owners (\$125,000) and 50% by the City of Topeka (\$125,000).

Source of Funding:

Citywide ½ Cent Special Purpose Retailers' Sales Tax and Matching funds provided by property owners adjacent to the repaired sidewalks.

Council District: Citywide

City Project Administration:

City Engineering Division, Construction Inspection Section

Project Schedule:

Construction: 2010

PROJECT BUDGET
Sidewalk Project No. T-241005.00 (HTE # 241240)
2010 City-Wide 50/50 sidewalk Repairs

LOCATION:

City-Wide

DESCRIPTION OF PROJECT:

This project involves the removal and replacement of damaged or hazardous concrete/brick sidewalks throughout the City. The project assists in the funding of repairs for residential sidewalks by funding 50% of the repair costs. Property owners must pay their 50% share of the repair costs before construction is scheduled.

The project is listed in the 2010 CIB for \$125,000 to be funded by the 1/2 Cent Retailers' Sales Tax.

SOURCE OF FUNDS:

1. 1/2 Cent Retailers' Sales Tax
2. Matching funds provided by property owners adjacent to the repaired sidewalks.

<u>COST ESTIMATE:</u>	1/2 Cent Retailers' Sales Tax	Property Owner Matching Fund	Total
Construction:	\$125,000.00	\$125,000.00	\$250,000.00
Design:	\$0.00	\$0.00	\$0.00
Construction Service Fees:			
<i>Construction Inspection:</i>	\$0.00	\$0.00	\$0.00
<i>Construction Staking:</i>	\$0.00	\$0.00	\$0.00
Administrative Fees:			
<i>Legal Dept. Admin.</i>	\$0.00	\$0.00	\$0.00
<i>Engineering Admin.</i>	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$0.00	\$0.00	\$0.00
Temporary Notes & Cost of Issuance:	\$0.00	\$0.00	\$0.00
Total:	\$125,000.00	\$125,000.00	\$250,000.00

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

Date: _____

PROJECT ENGINEER:

Shawn P. Bruns

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241005.00 (HTE #241240), which provides for city wide 50/50 sidewalk repairs, as more specifically described herein.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-241005.00 (HTE #241240) and also hereby authorizes that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project involves the removal and replacement of damaged or hazardous concrete/brick sidewalks throughout the City. The project assists in the funding of repairs for residential sidewalks by funding 50% of the repair costs. Property owners must pay their 50% share of the repair costs before construction is scheduled.

B. TOTAL PROJECT BUDGET COST:

\$250,000.00

C. SOURCE OF FUNDS:

Citywide Half Cent Special Purpose Retailers' Sales Tax	\$125,000.00
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Matching funds provided by property owners adjacent to the repaired sidewalks	<u>\$125,000.00</u>
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TOTAL:	\$250,000.00
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Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

38 PASSED and APPROVED by the City Council _____.

39 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

44 ATTEST:

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Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 17, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Shawn Bruns **DOCUMENT #:**

SECOND PARTY/SUBJECT: New Sidewalk Improvement on North Side of SW 10th Avenue **PROJECT #:** T-241006.00 HTE 241250

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241006.00 (HTE 241250), which provides for construction of a new sidewalk on the north side of SW 10th Avenue, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** (Council District No. 9)

(Approval would authorize \$250,000 for the construction of a new sidewalk on the north side of SW 10th Avenue from east of SW Meadow Lane to SW Civitan Lane. The project would be funded from general obligation bonds with total debt service of \$367,906 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will construct new sidewalk on the north side of SW 10th Avenue from east of SW Meadow Lane to SW Civitan Lane. The project will provide access to Gage Park from the west and fill in a missing link of sidewalk. The project is included in the 2010 CIB.

BUDGETARY IMPACT:

Project Budget: \$250,000.00
Annual debt service is estimated at \$18,395.

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

Item #21

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Vicinity Map](#)

[Ordinance](#)

PROJECT BUDGET
Sidewalk Project No. T-241006.00 (HTE# 241250)
S.W. 10th Avenue from East of S.W. Meadow Lane to S.W. Civitan Lane

LOCATION:

S.W. 10th Street from East of S.W. Meadow Lane to S.W. Civitan Lane

DESCRIPTION OF PROJECT:

This project will construct a new sidewalk on the north side of S.W. 10th Avenue from East of S.W. Meadow Lane to S.W. Civitan Lane.

The project is included in the City's 2010 Capital Improvement Budget.

SOURCE OF FUNDS:

General Obligation Bonds and Any
Other Legally Available Funds

COST ESTIMATE:

Construction:	<u>\$175,000.00</u>
Design (Consultant):	<u>\$20,000.00</u>
Construction Service Fees:	
<i>Construction Inspection</i>	<u>\$6,000.00</u>
<i>Construction Staking</i>	<u>\$4,000.00</u>
Administrative Fees:	
<i>Legal Dept. Admin.</i>	<u>\$5,000.00</u>
<i>Engineering Admin.</i>	<u>\$3,500.00</u>
Cost of Bond Issuance	<u>\$4,700.00</u>
Right-of Way Acquisition:	<u>\$13,500.00</u>
Contingency Amount:	<u>\$10,000.00</u>
Temporary Notes:	<u>\$8,300.00</u>
Total:	<u>\$250,000.00</u>

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
b. Ord./Res. No.: _____
c. Improvement District: _____
d. City at Large: _____
e. Method of Assessment: _____

Date: _____

PROJECT ENGINEER:

Shawn P. Bruns

GO Bond Cost of Project

PROJECT: T-241006.00

Interest rate	4.00%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	\$236,965
Plus Temp Note Interest	\$8,294
Plus Cost of Issuance	<u>\$4,739</u>
Total Project Budget	\$249,998

Annual Debt Service	\$18,395
Annual Debt Service as Percent of Total	7.4%

Total Debt Service (principal and interest)	\$367,906
---	-----------

Difference Project Cost and Total Debt Service	\$130,941
--	-----------

GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,479,998

FACT SHEET

SIDEWALK PROJECT NO. T-241006.00

General Nature of Improvement:

This project will construct new sidewalk on the north side of SW 10th Avenue from east of SW Meadow Lane to SW Civitan Lane.

Background: There is currently a gap in sidewalk on SW 10th Avenue east of SW Meadow Lane to Civitan Lane. Constructing this missing link of sidewalk will allow pedestrian access to Gage Park from the west.

CIB Year: 2010

Project Budget Cost: The project budget is \$250,000.

Source of Funding:

General Obligation Bonds or any other lawfully available funds provided by the City.

Council District: 9

City Project Administration:

Shawn Bruns, City Engineer

Project Schedule:

Construction: Fall 2010



CITY OF TOPEKA, KS
Data Disclaimer

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Sidewalk Improvement Project No. T-241006.00 SW 10th Avenue



1 inch = 400 feet

(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241006.00 (HTE #241250), which provides for construction of a new sidewalk on the north side of SW 10th Avenue, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-241006.00 (HTE #241250) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide the construction of a new sidewalk on the north side of SW 10th Avenue from the east of SW Meadow Lane to SW Civitan Lane.

B. TOTAL PROJECT BUDGET COST:

\$250,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council_____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 23, 2009

[Back](#) [Print](#)

DATE: December 8, 2009
CONTACT PERSON: Michael J. Morrissey **DOCUMENT #:**
SECOND PARTY/SUBJECT: Citywide Infill Sidewalks **PROJECT #:** T-241007.00 HTE 241260
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements
CIP PROJECT: Yes
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241007.00 (HTE 241260), which provides for city-wide infill sidewalks, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** *(All Council Districts)*

(Approval would authorize \$150,000 for construction of infill sidewalks in conjunction with street repair projects. The project would be funded by general obligation bonds with debt service of \$220,745 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will provide sidewalk elements to locations within the City of Topeka where interconnectivity between exiting sidewalks is needed. Locations will be tied to selected projects identified in Street Improvement Project No. T-841010.00. Extent of construction is dependant upon the existing status of adjacent sidewalks, and suitability of the existing infrastructure, as determined by the Engineer.

This project is included in the 2010 CIB.

BUDGETARY IMPACT:

Project Budget: \$150,000.00
The annual debt service is estimated at \$11,037 over 20 years.

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

Item #22

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Ordinance](#)

[Fact Sheet](#)

PROJECT BUDGET
Project No. T-241007.00
Infill Sidewalks

LOCATION:

City-Wide.

DESCRIPTION OF PROJECT:

This project will provide sidewalk elements to locations within the City of Topeka where interconnectivity between exiting sidewalks is needed. Locations will be tied to selected projects identified in Street Repair Project No. T-841010. Extent of construction is dependent upon the existing status of adjacent sidewalks, and suitability of the existing infrastructure, as determined by the engineer.

SOURCE OF FUNDS:

CIP 2010 - General Obligation Bonds - \$150,000

	City of Topeka		
	G.O. Bonds	Other	Total
<u>COST ESTIMATE:</u>			
Construction:	\$122,680.00	\$0.00	\$122,680.00
Design:	\$8,000.00	\$0.00	\$8,000.00
Construction Service Fees:			\$0.00
<i>Construction Inspection:</i>	\$2,000.00	\$0.00	\$2,000.00
<i>Construction Staking:</i>	\$3,000.00	\$0.00	\$3,000.00
Administrative Fees:			\$0.00
<i>Legal Dept. Admin.</i>	\$1,000.00	\$0.00	\$1,000.00
<i>Engineering Admin.</i>	\$3,000.00	\$0.00	\$3,000.00
Right-of-Way	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$2,500.00	\$0.00	\$2,500.00
Temp. Notes & Cost of Issuance:	\$7,820.00	\$0.00	\$7,820.00
Total:	\$150,000.00	\$0.00	\$150,000.00

GO Bond Cost of Project

PROJECT: T-241007.00

Interest rate	4.00%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	<u>\$142,180</u>
Plus Temp Note Interest	\$4,976
Plus Cost of Issuance	<u>\$2,844</u>
Total Project Budget	\$150,000

Annual Debt Service	\$11,037
Annual Debt Service as Percent of Total	7.4%

Total Debt Service (principal and interest)	\$220,745
---	-----------

Difference Project Cost and Total Debt Service	\$78,565
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GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,380,000

(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-241007.00 (HTE #241260), which provides for city wide infill sidewalks, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-241007.00 (HTE #241260) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide sidewalk elements to locations within the City of Topeka where interconnectivity between exiting sidewalks is needed. Locations will be tied to selected projects identified in Street Improvement Project No. T-841010.00. Extent of construction is dependant upon the existing status of adjacent sidewalks, and suitability of the existing infrastructure, as determined by the engineer.

B. TOTAL PROJECT BUDGET COST:

\$150,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

35 PASSED and APPROVED by the City Council_____.

36 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

40 ATTEST:

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Brenda Younger, City Clerk

FACT SHEET

INFILL SIDEWALKS PROJECT NO. T-241007.00

General Nature of Improvement:

This project will provide sidewalk elements to locations within the City of Topeka where interconnectivity between exiting sidewalks is needed. Locations will be tied to selected projects identified in Street Repair Project No. T-841010. Extent of construction is dependent upon the existing status of adjacent sidewalks, and suitability of the existing infrastructure, as determined by the engineer.

CIP Years: 2010

Total Project Budget Cost: The Project Budget is \$150,000. Projects will be constructed as funding becomes available.

Source of Funding:

CIP 2010 – General Obligation Bonds.

Council District: Citywide

City Project Administration:

City Engineering Division
Michael J. Morrissey, P.E.

Project Schedule:

Design: 2009-2010
Right-of-Way Acquisition: 2010
Construction: 2010-2011



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 19, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Michael J. Morrissey **DOCUMENT #:**

SECOND PARTY/SUBJECT: Improvement and Maintenance on Existing Streets **PROJECT #:** T-841010.00 HTE 843600,
T-841012.00 HTE 843620

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841010.00 (HTE 843600), which provides for city-wide maintenance and improvements on existing streets, as more specifically described herein, and authorizing Improvement Project No. T-841012.00 (HTE 843620), which provides for the design of the projects in the 2011 Street Maintenance Program. First Reading. (All Council Districts)

(Approval would authorize \$11,431,000 for maintenance and improvements to existing city streets, curbs, gutters, sidewalks, alley, and street lighting, as well as, the design of projects in the 2011 Street Maintenance Program. The projects would be funded from the City-wide Half Cent Special Purpose Retailers' Sales Tax. The projects are included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

The projects will provide maintenance and improvements to existing city streets, curbs, gutters, sidewalks, alleys, and street lighting. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the Engineer.

The projects are included in the 2010 CIB - both under the title "Maintain & Improve Existing Streets".

BUDGETARY IMPACT:

Project Budget:
2010 Project Construction:

Item #23

Project No. T-841010.00	\$10,736,000.00
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2011 Project Design:	
Project No. T-841012.00	\$ 695,000.00
TOTAL:	\$11,431,000.00

SOURCE OF FUNDING:

City Half-Cent Sales Tax Street Repair Fund appropriation.

ATTACHMENTS:

[Fact Sheet](#)

[Vicinity Map](#)

[Project Location](#)

[Ordinance](#)

[Project Budget](#)

[Project Budget](#)

FACT SHEET

CITYWIDE STREET MAINTENANCE AND IMPROVEMENT PROJECT NO. T-841010.00

General Nature of Improvement:

This project will provide maintenance and improvements to existing city streets, curbs, gutters, sidewalks, alleys, and street lighting. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the engineer. See attached project location listing.

CIP Years: 2010

Total Project Budget Cost: The Project Budget is \$11,431,000. Projects will be constructed as funding becomes available.

Source of Funding:

Special ½ cent retailers' sales tax revenue.

Council District: Citywide

City Project Administration:

City Engineering Division
Michael J. Morrissey, P.E.

Project Schedule:

Design: 2009-2010
Right-of-Way Acquisition: 2010
Construction: 2010-2011

Legend

TENTATIVE STREETS TO REHAB

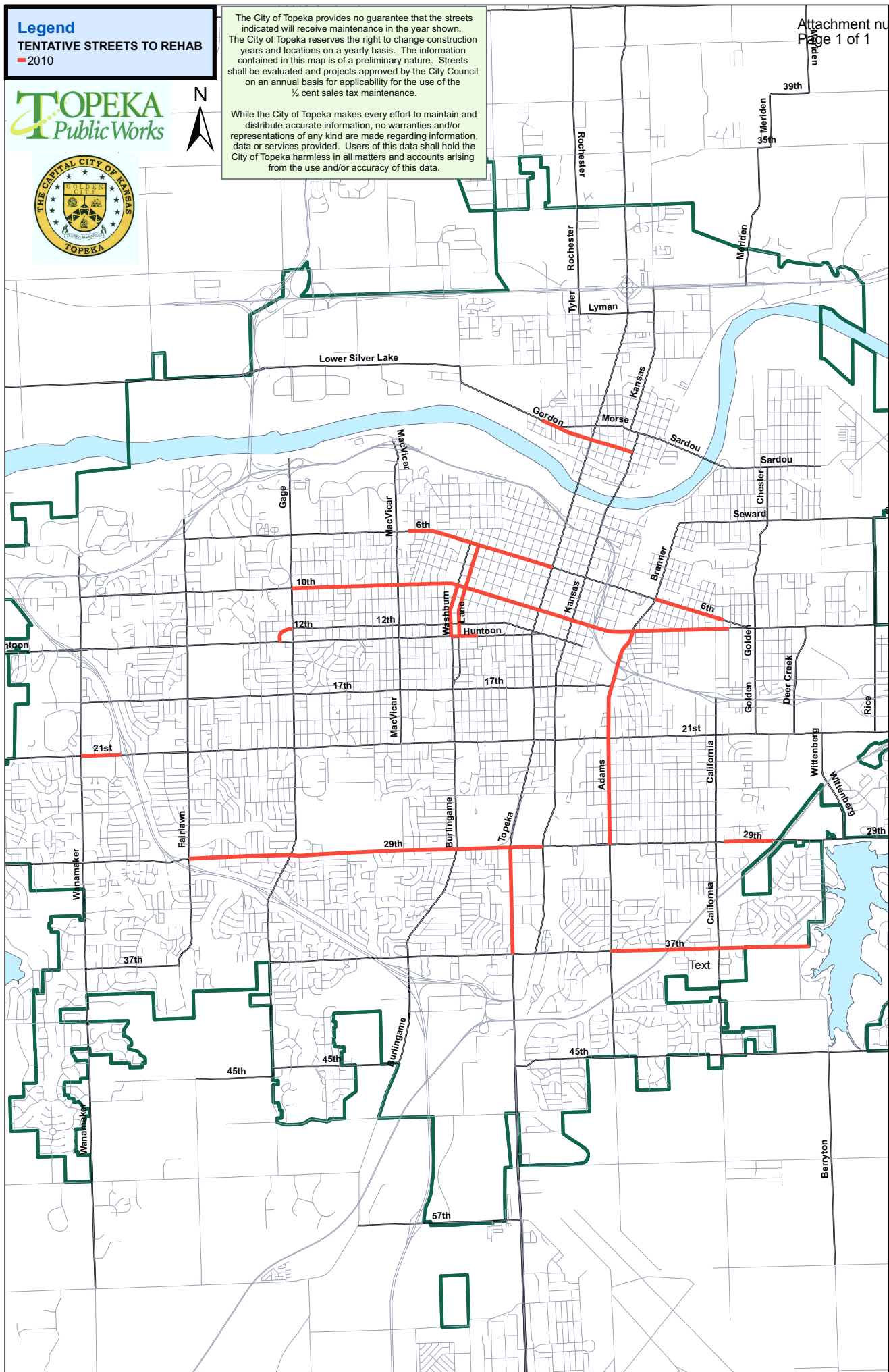
2010

TOPEKA
Public Works



The City of Topeka provides no guarantee that the streets indicated will receive maintenance in the year shown. The City of Topeka reserves the right to change construction years and locations on a yearly basis. The information contained in this map is of a preliminary nature. Streets shall be evaluated and projects approved by the City Council on an annual basis for applicability for the use of the ½ cent sales tax maintenance.

While the City of Topeka makes every effort to maintain and distribute accurate information, no warranties and/or representations of any kind are made regarding information, data or services provided. Users of this data shall hold the City of Topeka harmless in all matters and accounts arising from the use and/or accuracy of this data.



2010 CITYWIDE STREET MAINTENANCE PROGRAM

	<u>Length in Miles</u>
Gordon from Buchanan to Quincy	1.0
12th St. from Gage to Huntoon (Seabrook Ave.)	0.3
37th St. from Adams to West Edge Road	1.9
6th St. from Branner Trwy. To Swygart St.	0.7
10th St. from Gage to Republican (just East of California)	4.2
Branner Trwy. & Adams St. from 10th St. to 29th St.	2.0
SW Lane St. from Huntoon to 6th St.	0.9
Washburn from Huntoon to 10th St.	0.5
Huntoon from Washburn to Buchanan	0.3
29th St. from Fairlawn to Burlingame	2.5
29th St. from Swygart to KTA Bridge	0.5
6th St. from Orchard to Topeka Blvd.	1.4
21st St. from Wanamaker to I-470	0.5
Topeka Blvd. from 29th to 37th & 29th St. from Topeka Blvd to Kansas Ave.	1.3
Existing Asphalt Top Sealing - Locations to be Determined	2.0
Engineering & Design for 2011 Projects	

* Note: Project numbers for 2011 Projects will be assigned in 2010.

(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841010.00 (HTE #843600), which provides for city wide maintenance and improvements on existing streets, as more specifically described herein, and authorizing Improvement Project No. T-841012.00 (HTE #843620), which provides for the design of the projects in the 2011 Street Maintenance Program.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-841010.00 (HTE #843600) and also hereby authorizes that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENTS:

1. 2010 Project Construction, Project No. T-841010.00:

This project will provide maintenance and improvements to existing city streets, curbs, gutters, sidewalks, alleys, and street lighting. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the engineer. The project locations include the following:

- Gordon from Buchanan to Quincy
- 12th St. from Gage to Huntoon (Seabrook Ave.)
- 37th St. from Adams to West Edge Road
- 6th St. from Branner Trwy. To Swygart St.
- 10th St. from Gage to Republican (just East of California)
- Branner Trwy. & Adams St. from 10th St. to 29th St.
- SW Lane St. from Huntoon to 6th St.
- Washburn from Huntoon to 10th St.
- Huntoon from Washburn to Buchanan
- 29th St. from Fairlawn to Burlingame
- 29th St. from Swygart to KTA Bridge
- 6th St. from Orchard to Topeka Blvd.
- 21st St. from Wanamaker to I-470
- Topeka Blvd. from 29th to 37th
- 29th St. from Topeka Blvd to Kansas Ave.

2. 2011 Project Design, Project No. T-841012.00

This project will provide for the design of the projects in the 2011 Street Maintenance Program which are to be funded from the Citywide Half Cent Special Purpose Retailers' Sales Tax.

B. TOTAL PROJECT BUDGETS COSTS:

1. 2010 Project Construction: \$10,736,000.00
Project No. T-841010.00

2. 2011 Project Design: \$ 695,000.00
Project No. T-841012.00:

TOTAL: \$11,431,000.00

C. SOURCE OF FUNDS:

Citywide Half Cent Special Purpose Retailers' Sales Tax

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

PROJECT BUDGET
Project No. T-841012.00
Maintain & Improve Existing Streets

LOCATION:

City-Wide.

DESCRIPTION OF PROJECT:

This project will provide for the design of the projects in the 2011 Street Maintenance Program which are to be funded from the Citywide Half Cent Special Purpose Retailers' Sales Tax.

SOURCE OF FUNDS:

CIP 2010 - Special 1/2 Cent Retailers' Sales Tax

COST ESTIMATE:

	<u>1/2 Cent Sales Tax</u>	<u>Other</u>	<u>Total</u>
Construction:	\$0.00	\$0.00	\$0.00
Design:	\$695,000.00	\$0.00	\$695,000.00
Construction Service Fees:			\$0.00
<i>Construction Inspection:</i>	\$0.00	\$0.00	\$0.00
<i>Construction Staking:</i>	\$0.00	\$0.00	\$0.00
Administrative Fees:			\$0.00
<i>Legal Dept. Admin.</i>	\$0.00	\$0.00	\$0.00
<i>Engineering Admin.</i>	\$0.00	\$0.00	\$0.00
Right-of-Way	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$0.00	\$0.00	\$0.00
Temp. Notes & Cost of Issuance:	\$0.00	\$0.00	\$0.00
Total:	\$695,000.00	\$0.00	\$695,000.00

PROJECT BUDGET
Project No. T-841010.00
Maintain & Improve Existing Streets

LOCATION:

City-Wide.

DESCRIPTION OF PROJECT:

This project will provide maintenance and improvements to existing city streets, curbs, gutters, sidewalks, alleys, and street lighting. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the engineer. See attached project location listing.

Design (2010) budget is under separate, previous project. (Project No. T-841005.00)

SOURCE OF FUNDS:

CIP 2010 - Special 1/2 Cent Retailers' Sales Tax

COST ESTIMATE:

	<u>1/2 Cent Sales Tax</u>	<u>Other</u>	<u>Total</u>
Construction:	\$9,986,200.00	\$0.00	\$9,986,200.00
Design:	\$0.00	\$0.00	\$0.00
Construction Service Fees:			\$0.00
<i>Construction Inspection:</i>	\$452,500.00	\$0.00	\$452,500.00
<i>Construction Staking:</i>	\$14,000.00	\$0.00	\$14,000.00
Administrative Fees:			\$0.00
<i>Legal Dept. Admin.</i>	\$7,500.00	\$0.00	\$7,500.00
<i>Engineering Admin.</i>	\$67,000.00	\$0.00	\$67,000.00
Right-of-Way	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$208,800.00	\$0.00	\$208,800.00
Temp. Notes & Cost of Issuance:	\$0.00	\$0.00	\$0.00
Total:	\$10,736,000.00	\$0.00	\$10,736,000.00



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 23, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Bernie Cosby **DOCUMENT #:**

SECOND PARTY/SUBJECT: 2010 Citywide ADA Accessible Sidewalk Ramp **PROJECT #:** T-841011.00 HTE 843610

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841011.00 (HTE 843610) which provides for ADA accessible sidewalk ramps throughout the City, as more specifically described herein. **First Reading.** (Council District Nos. 1, 3, 5, 6, 8 and 9)

(Approval would authorize \$500,000 for the construction of ADA accessible curb cuts and sidewalk ramps at selected intersections throughout the city. The project would be funded by the City-wide Half Cent Special Purpose Retailers' Sales Tax. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will provide for the construction of ADA accessible curb cuts and sidewalk ramps at selected intersections in the area bounded by SW Arvonía to SW Topeka Boulevard and from SW 41st Street to SW Huntoon and at other selected intersections throughout the City, to meet requirements of the Americans with Disabilities Act (ADA) in accordance with the City's sidewalk ramp transition plan.

The project is included in the 2010 CIB.

BUDGETARY IMPACT:

Project Budget: \$500,000.00 included in year 2010 of the 2010-2011 Capital Improvement Budget.

SOURCE OF FUNDING:

Citywide Half Cent Sales Tax Street Repairs Fund

Item #24

ATTACHMENTS:

[Project Budget](#)

[Ordinance](#)

PROJECT BUDGET

STREET REPAIR PROJECT NO. T-841011.00 (HTE 843610)

HANDICAPPED ACCESSIBLE SIDEWALK RAMP PROJECT

LOCATION:

The general vicinity of these projects will be from SW Arvon to SW Topeka Boulevard and from SW 41st Street to SW Huntoon, and at selected locations throughout the City.

SOURCE OF FUNDS:

2010 Capital Budget – Citywide Half Cent Special Purpose Retailer's Sales Tax

DESCRIPTION:

Construct handicapped accessible curb cuts and sidewalk ramps at selected intersections throughout the City, to meet requirements of the Americans with Disabilities Act in accordance with the City's sidewalk ramp - transition plan.

COST ESTIMATE:

Construction	\$ 415,000.00
Design	\$ 30,000.00
Engineering Fee	\$ -
Proj. Serv. Fee	
Proj. Engr.	\$ 10,000.00
CIP Coordinator	\$ -
Proj. Admin.	\$ 8,000.00
Contingencies	\$ 37,000.00
Right-of-Way	\$ -
Interim Interest	\$ -
Total	\$ 500,000.00

CONTACT PERSON:

Bernie Cosby, City Engineering

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841011.00 (HTE #843610) which provides for ADA accessible sidewalk ramps throughout the City, as more specifically described herein.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-841011.00 (HTE #843610) and also hereby authorizes that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the construction of handicapped accessible curb cuts and sidewalk ramps at selected intersections throughout the City, to meet requirements of the Americans with Disabilities Act (ADA) in accordance with the City's sidewalk ramp transition plan. The general vicinity of these projects will be from SW Arvonla to SW Topeka Boulevard and from SW 41st Street to SW Huntoon and at selected locations throughout the City.

B. TOTAL PROJECT BUDGET COST:

\$500,000.00

C. SOURCE OF FUNDS:

Citywide Half Cent Special Purpose Retailers' Sales Tax

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

36 PASSED and APPROVED by the City Council _____.

37 CITY OF TOPEKA, KANSAS

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42 William W. Bunten, Mayor

43 ATTEST:

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46 _____

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 19, 2009

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DATE: December 8, 2009

CONTACT PERSON: Michael J. Morrissey **DOCUMENT #:**

SECOND PARTY/SUBJECT: 2010 Citywide Curbs, Gutters and Street Repair **PROJECT #:** T-841008.00 HTE 843580

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841008.00 (HTE 843580), which provides for city-wide curbs, gutters and street repairs, as more specifically described herein. **First Reading.** *(All Council Districts)*

(Approval would authorize \$1,000,000 for city-wide curbs, gutters and street repairs. The project would be funded from the City-wide Half Cent Special Purpose Retailers' Sales Tax. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will provide for maintenance and repairs to existing city streets, curbs, and gutters. Maintenance and repairs will be limited to elements which are already in place and in need of maintenance, and/or repair as determined by the Transportation Operations Division. The project was approved for 2010 Capital Improvements Budget.

BUDGETARY IMPACT:

Project Budget: \$1,000,000.00

SOURCE OF FUNDING:

City Half-Cent Sales Tax Street Repairs Fund

ATTACHMENTS:

[Project Budget](#)

[Fact Sheet](#)

Item #25

PROJECT BUDGET
Project No. T-841008.00
Curbs, Gutters, and Street Repair

LOCATION:

City-Wide.

DESCRIPTION OF PROJECT:

This project will provide for maintenance and repairs to existing city streets, curbs, and gutters. Maintenance and repairs will be limited to elements which are already in place and in need of maintenance, and/or repair as determined by the Transportation Operations Division.

SOURCE OF FUNDS:

CIP 2010 - Special 1/2 Cent Retailers' Sales Tax

COST ESTIMATE:

	<u>1/2 Cent Sales Tax</u>	<u>Other</u>	<u>Total</u>
Construction:	\$1,000,000.00	\$0.00	\$1,000,000.00
Design:	\$0.00	\$0.00	\$0.00
Design (Future Projects):	\$0.00	\$0.00	\$0.00
Construction Service Fees:			\$0.00
<i>Construction Inspection:</i>	\$0.00	\$0.00	\$0.00
<i>Construction Staking:</i>	\$0.00	\$0.00	\$0.00
Administrative Fees:			\$0.00
<i>Legal Dept. Admin.</i>	\$0.00	\$0.00	\$0.00
<i>Engineering Admin.</i>	\$0.00	\$0.00	\$0.00
Right-of-Way	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$0.00	\$0.00	\$0.00
Temp. Notes & Cost of Issuance:	\$0.00	\$0.00	\$0.00
Total:	\$1,000,000.00	\$0.00	\$1,000,000.00

FACT SHEET

CITYWIDE CURBS, GUTTERS AND STREET REPAIR PROJECT NO. T-841008.00

General Nature of Improvement:

This project will provide for maintenance and repairs to existing city streets, curbs, and gutters. Maintenance and repairs will be limited to elements which are already in place and in need of maintenance, and/or repair as determined by the Transportation Operations Division.

CIP Years: 2010

Total Project Budget Cost: The Project Budget is \$1,000,000.

Source of Funding:

Special ½ cent Retailers' Sales Tax Revenue.

Council District: Citywide

City Project Administration:

City Transportation Operations Division
Ed Winton

Project Schedule:

Design: 2009-2010

Right-of-Way Acquisition: none anticipated

Construction: 2010-2011

(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841008.00 (HTE #843580), which provides for city wide curbs, gutters and street repairs, as more specifically described herein.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-841008.00 (HTE #843580) and also hereby authorizes that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for maintenance and repairs to existing city streets, curbs, and gutters. Maintenance and repairs will be limited to elements which are already in place and in need of maintenance, and/or repair as determined by the Transportation Operations Division.

B. TOTAL PROJECT BUDGET COST:

\$1,000,000.00

C. SOURCE OF FUNDS:

Citywide Half Cent Special Purpose Retailers' Sales Tax

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council_____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 19, 2009

[Back](#) [Print](#)

DATE: December 8, 2009

CONTACT PERSON: Michael J. Morrissey **DOCUMENT #:**

SECOND PARTY/SUBJECT: 2010 City-wide Alley Repair **PROJECT #:** T-841009.00 HTE 843590

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841009.00 (HTE 843590), which provides for city-wide alley repairs, as more specifically described herein. **First Reading.** *(All Council Districts)*

(Approval would authorize \$100,000 for city-wide maintenance and improvements to existing alleys in 2010. The project would be funded from the City-wide Half Cent Special Purpose Retailers' Sales Tax. The project is included 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will provide maintenance and improvements to existing alleys. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the Engineer. Locations and scope of construction to be determined by the Engineer. The project is included for 2010 Capital Improvement Budget.

BUDGETARY IMPACT:

Project Budget: \$100,000.00

SOURCE OF FUNDING:

City Half-Cent Sales Tax Street Repairs Fund.

ATTACHMENTS:

Item #26

[Fact Sheet](#)

[Project Budget](#)

[Ordinance](#)

FACT SHEET

CITYWIDE ALLEY REPAIR PROJECT NO. T-841009.00

General Nature of Improvement:

This project will provide maintenance and improvements to existing alleys. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the engineer. Locations and Scope of construction to be determined by the engineer.

CIP Years: 2010

Total Project Budget Cost: The Project Budget is \$100,000. Projects will be constructed as funding becomes available.

Source of Funding:

Special ½ Cent Retailers' Sales Tax Revenue.

Council District: Citywide

City Project Administration:

City Engineering Division
Michael J. Morrissey, P.E.

Project Schedule:

Design: 2009-2010
Right-of-Way Acquisition: none anticipated
Construction: 2010-2011

PROJECT BUDGET
Project No. T-841009.00
Alley Repair

LOCATION:

City-Wide.

DESCRIPTION OF PROJECT:

This project will provide maintenance and improvements to existing alleys. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the engineer. Locations and Scope of construction to be determined by the engineer.

SOURCE OF FUNDS:

CIP 2010 - Special 1/2 Cent Retailers' Sales Tax

COST ESTIMATE:

	<u>1/2 Cent Sales Tax</u>	<u>Other</u>	<u>Total</u>
Construction:	\$75,000.00	\$0.00	\$75,000.00
Design:	\$12,000.00	\$0.00	\$12,000.00
Construction Service Fees:			\$0.00
<i>Construction Inspection:</i>	\$2,000.00	\$0.00	\$2,000.00
<i>Construction Staking:</i>	\$4,000.00	\$0.00	\$4,000.00
Administrative Fees:			\$0.00
<i>Legal Dept. Admin.</i>	\$1,000.00	\$0.00	\$1,000.00
<i>Engineering Admin.</i>	\$4,000.00	\$0.00	\$4,000.00
Right-of-Way	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$2,000.00	\$0.00	\$2,000.00
Temp. Notes & Cost of Issuance:	\$0.00	\$0.00	\$0.00
Total:	\$100,000.00	\$0.00	\$100,000.00

(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-841009.00 (HTE #843590), which provides for city wide alley repair, as more specifically described herein.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-841009.00 (HTE #843590) and also hereby authorizes that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide maintenance and improvements to existing alleys. Maintenance and improvements will be limited to elements which are already in place and in need of maintenance, repair, or replacement, as determined by the engineer. Locations and scope of construction to be determined by the engineer.

B. TOTAL PROJECT BUDGET COST:

\$100,000.00

C. SOURCE OF FUNDS:

Citywide Half Cent Special Purpose Retailers' Sales Tax

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council_____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 20, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Jeff Hunt **DOCUMENT #:**

SECOND PARTY/SUBJECT: Extension of the Landon Trail **PROJECT #:** T-301005.00 HTE 302840

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301005.00 (HTE 302840), which provides for the extension of Landon Trail, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** *(Council District No. 3)*

(Approval would authorize \$529,600 to extend the existing Landon Trail from SE 25th Street, just east of Kansas Avenue and progress to the south along the Missouri-Pacific Railroad tracks to SE 32nd Street. The project would be funded \$100,000 by general obligation bonds with total debt service costs of \$144,389 spread over 20 years; and \$429,600 from Federal Transportation Enhancement Funds. The project is included in the 2007 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will extend the existing Landon Trail along the railroad right-of-way, beginning at SE 25th Street, just east of Kansas Avenue and progress to the south along the Missouri-Pacific Railroad tracks to SE 32nd Street. The trail will be 10 feet wide and will be concrete with graded shoulders. The sub-base will be the existing railroad ballast. The project will also include drainage enhancements, at-grade street crossings, bridge improvements and all related appurtenances needed for a complete project.

This is included in the 2007 CIB.

BUDGETARY IMPACT:

Project Budget: \$529,600.00

SOURCE OF FUNDING:

Item #27

Federal TE Funds	\$429,600.00
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General Obligation Bonds or any other lawfully available funds	\$100,000.00
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ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Ordinance](#)

PROJECT BUDGET

Project No. T 301005.00

LOCATION

This project will begin at SE 25th Street, just east of Kansas Ave. and progress to the south along the Missouri-Pacific Railroad tracks to SE 32nd Street.

DESCRIPTION OF PROJECT:

The project will extend the existing Landon Trail along the railroad right of way. The trail will be 10 feet wide and will be concrete with graded shoulders. The sub-base will be the existing railroad balast. The project will also include drainage enhancements, at-grade street crossings, bridge improvements, and related appurtenances.

SOURCE OF FUNDS:

City of Topeka General Obligation Bonds - \$100,000.00

Other Funding Source-Federal Transportation Enhancement Funds - \$429,600

<u>COST ESTIMATE:</u>	<u>City of Topeka</u>	<u>Other Funding Source</u>	<u>Total</u>
Construction:	\$77,600.00	\$388,000.00	\$465,600.00
Design:	\$5,000.00	\$0.00	\$5,000.00
Construction Service Fees:	\$0.00	\$0.00	\$0.00
Construction Admin/Inspection:	\$3,000.00	\$12,000.00	\$15,000.00
Construction Staking:	\$1,800.00	\$7,200.00	\$9,000.00
Administrative Fees:	\$0.00	\$0.00	\$0.00
Engineering Admin Fees	\$1,600.00	\$6,400.00	\$8,000.00
Legal Admin fees(Assesment Only)	\$0.00	\$0.00	\$0.00
Cost of Revenue Bond Issuance	\$0.00	\$0.00	\$0.00
Debt Reserve Fund (10%)	\$0.00	\$0.00	\$0.00
Cost of Issuance(2%)	\$1,860.00	\$0.00	\$1,860.00
Right-of Way Acquisition:	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$5,885.00	\$16,000.00	\$21,885.00
Interim Interest	\$3,255.00	\$0.00	\$3,255.00
Total:	\$100,000.00	\$429,600.00	\$529,600.00

e. Method of Assessment: _____

PROJECT ENGINEER: **Jeff Hunt**

GO Bond Cost of Project

PROJECT: T-301005.00 HTE 302840

Interest rate	4.00%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	\$93,000
Plus Temp Note Interest	\$3,255
Plus Cost of Issuance	<u>\$1,860</u>
Total Project Budget	\$98,115

Annual Debt Service	\$7,219
Annual Debt Service as Percent of Total	7.4%

Total Debt Service (principal and interest)	\$144,389
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Difference Project Cost and Total Debt Service	\$51,389
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GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,328,115

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301005.00 (HTE #302840), which provides for the extension of Landon Trail, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301005.00 (HTE #302840) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will extend the existing Landon Trail along the railroad right-of-way, beginning at SE 25th Street, just east of Kansas Avenue and progress to the south along the Missouri-Pacific Railroad tracks to SE 32nd Street. The trail will be 10 feet wide and will be concrete with graded shoulders. The sub-base will be the existing railroad ballast. The project will also include drainage enhancements, at-grade street crossings, bridge improvements and all related appurtenances needed for a complete project.

B. TOTAL PROJECT BUDGET COST:

\$529,600.00

C. SOURCE OF FUNDS:

Federal TE Funds	\$429,600.00
General Obligation Bonds or any other lawfully available funds	<u>\$100,000.00</u>
TOTAL:	\$529,600.00

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

41 PASSED and APPROVED by the City Council _____.

42 CITY OF TOPEKA, KANSAS

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46 ATTEST: _____
William W. Bunten, Mayor

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Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 17, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Mark B. Schreiner **DOCUMENT #:**

SECOND PARTY/SUBJECT: Building Improvements **PROJECT #:** T-301009.01 HTE 302881
City-Wide for Community
Centers and Shelter
Houses at Gage Park and
Crestview Park

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301009.01 (HTE 302881), which provides for building improvements to city-wide community centers, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** (Council District Nos. 2, 3, 7, 8 and 9)

(Approval would authorize \$242,250 for building improvements at Garfield, Oakland, Hillcrest, Central Park, Crestview and Rice community centers, as well as shelter houses in Gage Park and Crestview Park. The project would be funded by general obligation bonds with debt service of \$397,059 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve Project Budget and Ordinance as presented.

BACKGROUND:

This project is approved in the 2010 CIB. The existing entry doors and windows of the community centers are original and in need of replacement. The existing doors do not comply with ADA guidelines, are not energy efficient, and require new hardware for higher security purposes. Additionally, the existing windows are not energy efficient and lack security hardware.

BUDGETARY IMPACT:

Project Budget: \$242,250.00

Item #28

This project was adopted in the 2010 Capital Improvement Budget. The project cost is the same as the \$242,250.00 in the adopted budget. The total debt service spread over 20 years will be \$397,059.00.

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Vicinity Map](#)

[Ordinance](#)

PROJECT BUDGET

Project No. T-301009-01, HTE# 302881

LOCATION:

City Wide Community Centers:

Garfield Community Center: 1600 NE Quincy
 Oakland Community Center: 801 NE Poplar
 Hillcrest Community Center: 1800 SE 21
 Central Park Community Center: 1534 SW Clay
 Crestview Community Center: 4801 SW Shunga Drive
 Rice Community Center: 432 SE Norwood
 Shelter Houses located in Gage Park and Crestview Park
 Contact Person: Jon Carney

DESCRIPTION OF PROJECT:

This project consists of the design and construction of building improvements to city wide community centers. This project will replace the existing windows, doors, frames, and hardware to comply with ADA guidelines, improve energy efficiency, and building security. This project is phase II of community center improvement projects.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	186,339		186,339
Design:	17,702		17,702
Construction Services Fees:	9,317		9,317
Administrative Fees:	3,727		3,727
Right-of Way Acquisition:	0		0
Contingency Amount:	9,317		9,317
Interim Interest and Cost of Issuance	15,848		15,848
Total:	\$242,250		\$242,250

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER:

Mark B. Schreiner

PROJECT:

Jon Carney / City Wide Community Centers Phase II

Project No. T-301009-01, HTE#302881

Interest rate 5.25%

Number of Years 20

Cost of Issuance 2.00%

Temp Note interest 5.000%

Principal \$226,402

Plus Temp Note Interest \$11,320

Plus Cost of Issuance \$4,528

Total Project Budget \$242,250

Annual Debt Service **\$19,853**

Annual Debt Service as Percent of Total 8.2%

Total Debt Service (principal and interest) \$397,059

Difference Project Cost and Total Debt Service \$170,657

GO Bonded Indebtedness as of December 2008 \$163,250,000

Heartland Park STAR Bonds \$10,405,000

College Hill TIF \$5,840,000

Bond projects \$16,350,000

Temporary Notes--City Projects \$2,677,776

Approved, not Included in GO Bond Issue or

Temporary Notes--Special Assessment Projects 1,325,853

Total Indebtedness \$199,848,629

Plus Project \$200,090,879

Plus Project \$200,090,879

FACT SHEET

Parks and Recreation Improvement Project No. T-301009-01, HTE#302881 City Wide Community Center Door and Window Replacements, Phase II

General Nature of Improvements:

This project consists of the design and construction of building improvements to city wide community centers. This project will replace the existing windows, doors, frames, and hardware to comply with ADA guidelines, improve energy efficiency, and building security. This project is phase II of community center improvement projects.

Project Engineer: Mark B. Schreiner, P.E

Project Manager at Parks and Recreation: Jon Carney

Construction Inspection: Project Engineer and Parks and Recreation Project Manager, Jon Carney. Discipline inspections by appropriate City of Topeka building inspection department personnel. (Not yet assigned)

Main Parks and Recreation Contact Person: Terry Bertels

Construction Staking: N/A

Design Engineer: TBD-This project will be a design build project.

Cost: Project Budget \$242,250 General Obligation Bonds (GOB)

This project was adopted in 2009 of the 2009-2010 Capital Improvement Budget. The project cost is the same as the \$242,250 in the adopted budget. The total debt service spread over 20 years will be \$397,059 for the \$242,250 in General Obligation Bonds.

Financing: \$242,250 by General Obligation Bonds

Project Schedule: TBD; projected construction date is spring 2010 with an approved budget.

Remarks: This project is approved in the 2010 CIB. The existing entry doors and windows of the community centers and shelter houses are original and in need of replacement. The existing doors do not comply with ADA guidelines, are not energy efficient, and require new hardware for higher security purposes. Additionally, the existing windows are not energy efficient and lack security hardware.

City Wide Community Center Door and Window Improvements Phase II - Project No. T-301009.01 - HTE No. 302881



(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301009.01 (HTE #302881), which provides for building improvements to city wide community centers, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301009.01 (HTE #302881) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide the design and construction of building improvements to city wide community centers; Garfield, Oakland, Hillcrest, Central Park, Crestview and Rice, as well as shelter houses located in Gage Park and Crestview Park. This project will replace existing windows, doors, frames and hardware to comply with ADA guidelines, improve energy efficiency, and building security. This project is Phase II of the community center improvement projects.

B. TOTAL PROJECT BUDGET COST:

\$242,250.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

37 PASSED and APPROVED by the City Council_____.

38 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

44 ATTEST:

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Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 17, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Jeff Hunt **DOCUMENT #:**

SECOND PARTY/SUBJECT: Replace Existing Cart Paths at Cypress Ridge Golf Course **PROJECT #:** T-301015.00 HTE 302940

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301015.00 (HTE 302940), which provides for cart paths at Cypress Ridge Golf Course, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (*Council District No. 8*)

(Approval would authorize \$695,000 for the replacement of existing cart paths throughout the Cypress Ridge Golf Course located at 2533 SW Urish Road. The project would be funded by general obligation bonds with total debt service costs of \$1,139,255 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will provide for the replacement of the existing cart paths throughout the Cypress Ridge Golf Course located at 2533 SW Urish Road. The project will include 7-foot wide concrete cart paths, curbs, removal of the existing cart paths, interconnectivity with other amenities, drainage improvements if needed to accommodate the new cart paths and all related appurtenances needed for a complete project.

The project is included in the 2010 CIB under "Golf Course Cart Paths" - \$695,000.00.

BUDGETARY IMPACT:

Project Budget: \$695,000.00
Annual debt service is estimated at \$56,928 over 20 years.

Item #29

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Vicinity Map](#)

[Ordinance](#)

PROJECT BUDGET

Project No. T 301015.00

LOCATION

This project will be located at the Cypress Ridge Golf Course at 2533 SW Urish Road.

DESCRIPTION OF PROJECT:

The project will replace the existing cart paths located throughout the golf course. The project will include 7-foot wide concrete cart paths, curbs, removal of existing cart paths, interconnectivity with other amenities, drainage improvements if needed to accommodate the new cart paths and related appurtenances needed for a complete project.

SOURCE OF FUNDS:

City of Topeka General Obligation Bonds - \$695,000.00

<u>COST ESTIMATE:</u>	<u>City of Topeka</u>	<u>Other Funding Source</u>	<u>Total</u>
Construction:	\$584,520.00		
Design:	\$20,000.00		
Construction Service Fees:			
Construction Admin/Inspection:	\$5,000.00		
Construction Staking:	\$10,000.00		
Administrative Fees:			
Engineering Admin Fees	\$5,000.00		
Legal Admin fees(Assesment Only)			
Cost of Revenue Bond Issuance			
Debt Reserve Fund (10%)			
Cost of Issuance(2%)	\$13,000.00		
Right-of Way Acquisition:	\$0.00		
Contingency Amount:	\$25,000.00		
Interim Interest	\$32,480.00		
Total:	\$695,000.00		

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

Date: _____

PROJECT ENGINEER: Jeff Hunt

GO Bond Cost of Project

PROJECT: T-301015.00 HTE 302940

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal	\$649,600
Plus Temp Note Interest	\$32,480
Plus Cost of Issuance	<u>\$12,992</u>
Total Project Budget	\$695,072

Annual Debt Service	\$56,963
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$1,139,255
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Difference Project Cost and Total Debt Service	\$489,655
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GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
2008 Temporary Notes that Finance Future GO Bond projects	\$16,350,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$2,677,776
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>1,325,853</u>
Total Indebtedness	<u><u>\$199,848,629</u></u>
Plus Project	\$200,543,701

FACT SHEET

Sanitary Sewer Project No. T-301015.00 (HTE)

General Nature of Improvements:

The project will replace the existing cart paths located throughout the golf course. The project will include 7-foot wide concrete cart paths, curbs, removal of existing cart paths, interconnectivity with other amenities, drainage improvements if needed to accommodate the new cart paths and related appurtenances needed for a complete project.

City Project Administration: City of Topeka, Jeff Hunt, P.E. (368-3842)

Construction Inspection: City of Topeka (Inspector not yet assigned to project)

Construction Staking: City of Topeka

Design Engineer: Jeff Hunt, PE, City of Topeka

Cost: Project Budget - \$695,000

Financing: General Obligation Bonds and any other legally available funds

This project will be financed and the bonds repaid by the City of Topeka.

CIP Year: This project is shown in the 2010 CIP.

Estimated Project Budget Cost: The total estimated cost for this project is \$695,000.00. The estimated construction cost is \$600,000 with the remaining funds for design, construction inspection, administration, contingencies, and temporary notes and issuance of bonds.

Council District: The project is located within Council District No 8.

Project Schedule: Construction: Late Summer, 2010



(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301015.00 (HTE #302940), which provides for cart paths at Cypress Ridge Golf course, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301015.00 (HTE #302940) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the replacement of the existing cart paths throughout the Cypress Ridge Golf Course located at 2533 SW Urish Road. The project will include 7-foot wide concrete cart paths, curbs, removal of the existing cart paths, interconnectivity with other amenities, drainage improvements if needed to accommodate the new cart paths and all related appurtenances needed for a complete project.

B. TOTAL PROJECT BUDGET COST:

\$695,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council_____.

CITY OF TOPEKA, KANSAS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 18, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Jon Carney **DOCUMENT #:**

SECOND PARTY/SUBJECT: Playground Structures for Oakland Billard Park and Horne Park **PROJECT #:** T-301016-00 HTE 302950

CATEGORY/SUBCATEGORY 004 Budgets or Appropriations / 004 Project Budget - Capital Project

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301016.00 (HTE 302950), which provides for playground structures at two parks, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** (Council District Nos. 2 and 7)

(Approval of the project budget in the amount of \$100,000 would provide for new play structures including rubber mats and sidewalks leading up to the play structures at Oakland Billard Park and Horne Park. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and adopt the Ordinance as presented.

BACKGROUND:

This project is approved in the 2010 CIB. There is no accessible play structure in Oakland Billard Park. There is an existing wooden structure in Horne Park that is past its useful life span and is not accessible under the ADA. This structure will be removed and replaced with a new structure.

BUDGETARY IMPACT:

Project Budget = \$100,000 from General Obligation bonds. This project was adopted in 2009 of the 2010 Capital Improvement Budget. The project cost is the same as the \$100,000 in the adopted budget. The total debt service cost for the project, principle and interest, spread over 20 years will be \$175,378 in General Obligation bonds.

SOURCE OF FUNDING:

Funding for this project will be provided by General Obligation bonds.

Item #30

ATTACHMENTS:

[Map of Horne Park](#)

[Map of Oakland Billard Park](#)

[Ordinance](#)

[Project Budget](#)

Horne Park



Legend

 Park



NOT TO SCALE



Map Produced On:
November 18, 2009
Map Revised On:

Map Printed On:
November 18, 2009

Map Produced By:
David Fish
Engineering Tech II
(785)368-3052
dfish@topeka.org

City of Topeka

GIS

Geographic Information Systems

TOPEKA
Public Works
TECHNICAL SUPPORT GROUP

City of Topeka GIS

Division of Public Works * Technical Support Group
620 SE Madison Street Unit # 9 * Topeka, Kansas 66607
Ph. 785-368-1905 F. 785-368-1902 www.topeka.org

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Oakland Billard Park



Legend

Park

Map Produced On:
November 18, 2009
Map Revised On:

Map Printed On:
November 18, 2009

Map Produced By:
David Fish
Engineering Tech II
(785)368-3052
dfish@topeka.org

City of Topeka
GIS
Geographic Information Systems

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Division of Public Works * Technical Support Group
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TOPEKA
Public Works
TECHNICAL SUPPORT GROUP

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301016.00 (HTE #302950), which provides for playground structures at two parks, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301016.00 (HTE #302950) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the construction of recreational facilities including play structures, accessible rubber mats, sidewalk extensions and appurtenances necessary for a complete project at Oakland Billard Park located at 2000 NE Sardou and Horne Park located at 3510 SW Atwood.

B. TOTAL PROJECT BUDGET COST:

\$100,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

CITY OF TOPEKA, KANSAS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk

PROJECT: Playground structures, Oakland Billard Park and Horne Park
Project No. T-301016-00, HTE# 302950

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal	\$100,000
Plus Temp Note Interest	\$5,000
Plus Cost of Issuance	<u>\$2,000</u>
Total Project Budget	\$107,000

Annual Debt Service	\$8,769
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$175,378
Difference Project Cost and Total Debt Service	\$75,378

GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
Bond projects	\$16,350,000
Temporary Notes--City Projects	\$2,677,776
Temporary Notes--Special Assessment Projects	<u>1,325,853</u>

Total Indebtedness	\$199,848,629
Plus Project	\$199,955,629

PROJECT BUDGET
Project No. T-301016-00
HTE# 302950

LOCATION:

Parks and Recreation
Playground structures, Oakland Billard Park and Horne Park
2000 NE Sardou and 3510 SW Atwood

Contact Person: Jon Carney

DESCRIPTION OF PROJECT:

This project consists of the construction of recreational facilities including play structures, accessible rubber mats, sidewalk extensions and appurtenances necessary for a complete project at Oakland Billard Park located at 2000 NE Sardou and Horne Park located at 3510 SW Atwood.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	\$84,962		\$84,962
Design:	\$0		\$0
Construction Services Fees:	\$0		\$0
Administrative Fees:	\$0		\$0
Right-of Way Acquisition:	\$0		\$0
Contingency Amount:	\$8,496		\$8,496
Interim Interest Plus Bond Issuance	\$6,542		\$6,542
Total:	\$100,000		\$100,000

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER: N/A



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 18, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Mark B. Schreiner **DOCUMENT #:**

SECOND PARTY/SUBJECT: Renovation of Garfield Swimming Pool and Bath House **PROJECT #:** T-301017.00 HTE 302960

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No.T-301017.00 (HTE 302960), which provides for a new swimming pool and bath house, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 2)

(Approval would authorize \$1,983,000 for construction of a new swimming pool and renovation of the existing bath house at Garfield Community Center located at 1600 NE Quincy. The project would be funded by general obligation bonds with total debt service costs of \$3,250,226 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve Project Budget and Ordinance as presented.

BACKGROUND:

This project is approved in the 2010 CIB. The existing swimming pool was built in 1926 and is in desperate need of major repairs, non ADA compliant, and is past its useful life. The bath house requires renovation work for structural purposes and ADA compliance. This project consists of a new swimming pool and renovation of the existing bath house. The new pool basin will have zero depth entry and associated amenities. Both projects will be ADA compliant.

This project was adopted in the 2010 Capital Improvement Budget. The project cost is the same as the \$1,983,000.00 in the adopted budget.

BUDGETARY IMPACT:

Project Budget: \$1,983,000.00

Item #31

The total debt service cost for the project, principle and interest, spread over 20 years will be \$3,250,226.00 for the \$1,983,000.00 in General Obligation Bonds.

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Vicinity Map](#)

[Ordinance](#)

PROJECT BUDGET
Project No. T-301017-00
HTE# 302960

LOCATION:

Parks and Recreation
Garfield Pool and Bath House
1600 N.E. Quincy

Contact Person: Jon Carney

DESCRIPTION OF PROJECT:

This project consists of design and construction of a new swimming pool and renovation of the existing bath house near Garfield Community Center, 1600 N.E. Quincy. This work includes demolition and construction of a complete new swimming pool basin with zero depth entry and associated amenities. Additionally, renovation of the existing bath house for ADA compliance and structural repairs.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	\$1,377,897		\$1,377,897
Design:	\$172,237		\$172,237
Construction Services Fees:	\$137,790		\$137,790
Administrative Fees:	\$27,558		\$27,558
Right-of Way Acquisition:	\$0		\$0
Contingency Amount:	\$137,789		\$137,789
Interim Interest Plus Bond Issuance	\$129,729		\$129,729
Total:	\$1,983,000		\$1,983,000

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER: Mark Schreiner, P.E.

PROJECT: Garfield Pool and Shelter House Project
Project No. T-301017-00, HTE# 302960

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal	\$1,853,270
Plus Temp Note Interest	\$92,664
Plus Cost of Issuance	\$37,065
Total Project Budget	\$1,982,999

Annual Debt Service	\$162,511
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$3,250,226
Difference Project Cost and Total Debt Service	\$1,396,955

GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
Bond projects	\$16,350,000
Temporary Notes--City Projects	\$2,677,776
Temporary Notes--Special Assessment Projects	<u>1,325,853</u>
Total Indebtedness	<u><u>\$199,848,629</u></u>
Plus Project	\$201,831,628

FACT SHEET

Parks and Recreation Improvement Project No. T-301017-00, HTE# 302960 Garfield Pool and Shelter House Project

General Nature of Improvements:

This project consists of design and construction of a new swimming pool and renovation of the existing bath house near Garfield Community Center, 1600 N.E. Quincy. This work includes demolition and construction of a complete new swimming pool basin with zero depth entry and associated amenities. Additionally, this project consists of renovation work to the existing bath house for ADA compliance and structural repairs. Both projects will be ADA compliant.

Project Engineer: Mark B. Schreiner, P.E

Project Manager at Parks and Recreation: Jon Carney

Construction Inspection: Project Engineer and Parks and Recreation Project Manager, Jon Carney. Discipline inspections by appropriate City of Topeka building inspection department personnel. (Not yet assigned)

Main Parks and Recreation Contact Person: Jon Carney

Construction Staking: N/A

Design Architect/Engineer: TBD-This project will be a Design - Bid project.

Cost: Project Budget \$1,983,000 General Obligation Bonds (GOB)

This project was adopted in 2009 of the 2009-2010 Capital Improvement Budget. The project cost is the same as the \$1,983,000 in the adopted budget. The total debt service spread over 20 years will be \$3,250,226 for the \$1,983,000 in General Obligation Bonds.

Financing: \$1,983,000 by General Obligation Bonds

Project Schedule: TBD; projected construction date is Fall 2010 to Spring 2011 with an approved budget.

Remarks: This project is approved in the 2010 CIB.



Legend

- 2007 Surplus City Property
- snroads
- parcels



NOT TO SCALE

City of Topeka
GIS
Geographic Information Systems



TOPEKA
Public Works
TECHNICAL SUPPORT GROUP

Map Produced On:
November 18, 2009
Revised On:

Map Printed On:
November 18, 2009

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No.T-301017.00 (HTE #302960), which provides for a new swimming pool and bath house, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301017.00 (HTE #302960) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide the design and construction of a new swimming pool and renovation of the existing bath house near Garfield Community Center located at 1600 NE Quincy. This work includes demolition and site preparation. The project will include the construction of a complete new swimming pool basin with zero depth entry and associated amenities. Renovation of the existing bath house will be for ADA compliance and structural repairs.

B. TOTAL PROJECT BUDGET COST:

\$1,983,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

36 PASSED and APPROVED by the City Council _____.

37 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

43 ATTEST:

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Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 19, 2009

+ Back Print

DATE: December 8, 2009
CONTACT PERSON: Mark B. Schreiner **DOCUMENT #:**
SECOND PARTY/SUBJECT: Helen Hocker Office and Classroom Building **PROJECT #:** T-301018.00 HTE 302970
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements
CIP PROJECT: Yes
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301018.00 (HTE 302970), which provides for an office and classroom near Helen Hocker Theater, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 9)

(Approval would authorize \$520,200 to construct a new building in Gage Park near the Helen Hocker Theater for support of the theater operations. This project would be funded by general obligation bonds with total debt service costs of \$852,632 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance.

BACKGROUND:

This project is approved in the 2010 CIB.

The existing structure is a mobile home left over from the 1966 tornado and formerly served as classroom space at Washburn University. This facility is non compliant with ADA guidelines, exceeded its useful life, and does not have sufficient space for an office, classroom, and work area. The new building will support the operations of Helen Hocker Theater and provide space for an office, classroom, and work area in addition to ADA compliant restrooms.

BUDGETARY IMPACT:

Project Budget: \$520,200.00

The total debt service cost for the project, principle and interest, spread over 20 years will be \$852,632. Item #32

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Vicinity Map](#)

[Ordinance](#)

PROJECT BUDGET
Project No. T-301018-00
HTE# 302970

LOCATION:

Parks and Recreation
Helen Hocker Theater Office and Classroom
635 SW Gage Blvd.

Contact Person: Jon Carney

DESCRIPTION OF PROJECT:

This project consists of the design and construction of a new building located in Gage Park near Helen Hocker Theater. This 2000 square foot building will support the operations of Helen Hocker Theater and provide space for an office, classroom, and work area in addition to ADA compliant restrooms.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	\$369,710		\$369,710
Design:	\$35,122		\$35,122
Construction Services Fees:	\$36,971		\$36,971
Administrative Fees:	\$7,394		\$7,394
Right-of Way Acquisition:	\$0		\$0
Contingency Amount:	\$36,971		\$36,971
Interim Interest Plus Bond Issuance	\$34,032		\$34,032
Total:	\$520,200		\$520,200

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER: Mark Schreiner, P.E.

PROJECT: Helen Hocker Theater Office and Classroom
Project No. T-301018-00, HTE# 302970

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal	\$486,169
Plus Temp Note Interest	\$24,308
Plus Cost of Issuance	<u>\$9,723</u>
Total Project Budget	\$520,200

Annual Debt Service	\$42,632
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$852,632
Difference Project Cost and Total Debt Service	\$366,463

GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
Bond projects	\$16,350,000
Temporary Notes--City Projects	\$2,677,776
Temporary Notes--Special Assessment Projects	<u>1,325,853</u>

Total Indebtedness	<u><u>\$199,848,629</u></u>
--------------------	-----------------------------

Plus Project	\$200,368,829
--------------	---------------

FACT SHEET

Parks and Recreation Improvement Project No. T-301018-00, HTE# 302970
Helen Hocker Theater Office and Classroom

General Nature of Improvements:

This project consists of the design and construction of a new building located in Gage Park near Helen Hocker Theater. This 2000 square foot building will support the operations of Helen Hocker Theater and provide space for an office, classroom, and work area in addition to ADA compliant restrooms.

Project Engineer: Mark B. Schreiner, P.E

Project Manager at Parks and Recreation: Jon Carney

Construction Inspection: Project Engineer and Parks and Recreation Project Manager, Jon Carney. Discipline inspections by appropriate City of Topeka building inspection department personnel. (Not yet assigned)

Main Parks and Recreation Contact Person: Jon Carney

Construction Staking: N/A

Design Architect/Engineer: TBD-This project will be a Design Build project.

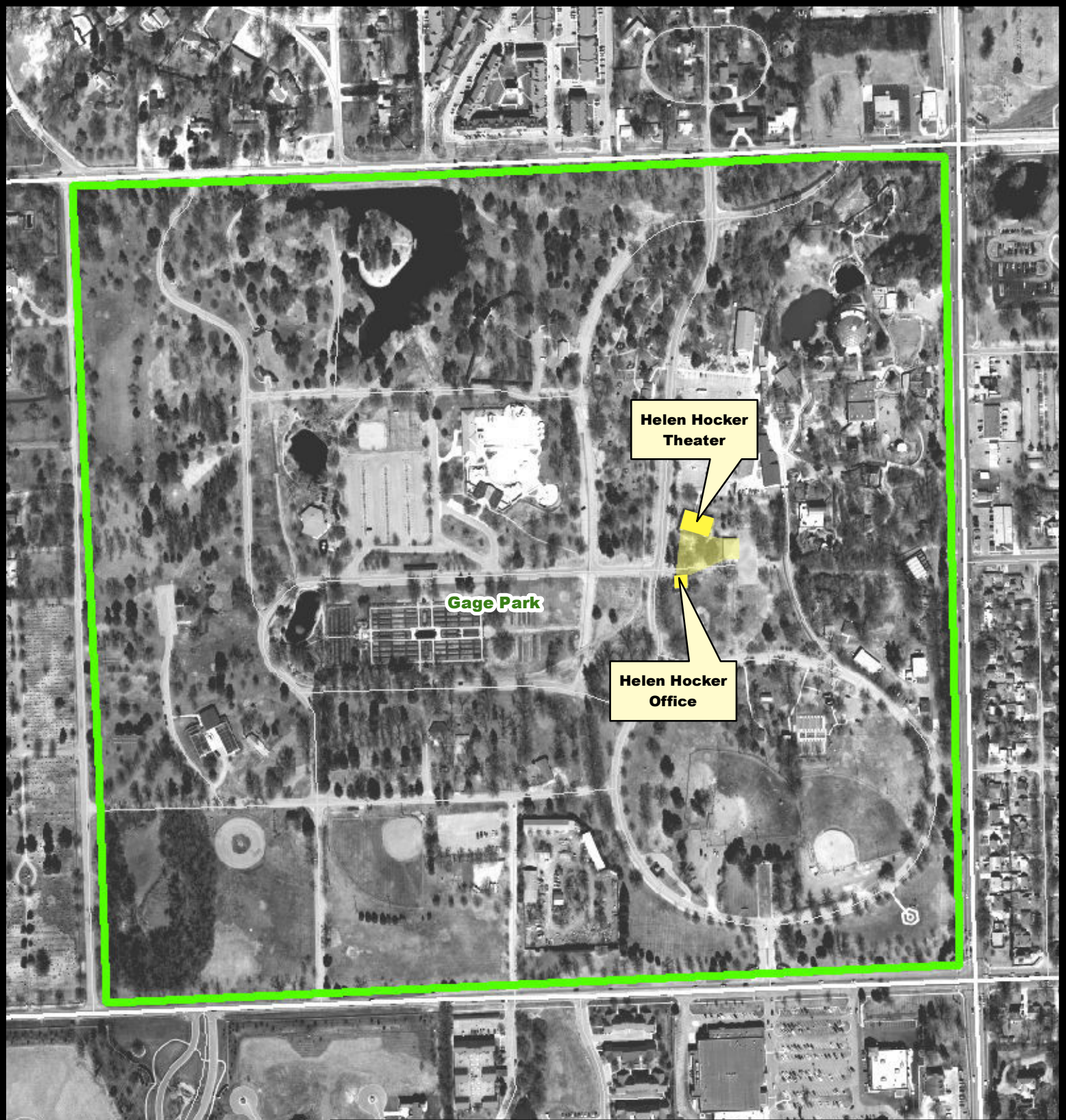
Cost: Project Budget \$520,200 General Obligation Bonds (GOB)

This project was adopted in 2009 of the 2009-2010 Capital Improvement Budget. The project cost is the same as the \$520,200 in the adopted budget. The total debt service spread over 20 years will be \$852,632 for the \$520,200 in General Obligation Bonds.

Financing: \$520,200 by General Obligation Bonds

Project Schedule: TBD; projected construction date is Fall 2010 to Spring 2011 with an approved budget.

Remarks: This project is approved in the 2010 CIB.



Legend

Helen Hocker



NOT TO SCALE



Map Produced On:
November 19, 2009
Map Revised On:

Map Printed On:
November 19, 2009

Map Produced By:
David Fish
Engineering Tech II
(785)368-3052
dfish@topeka.org

City of Topeka
GIS
Geographic Information Systems

TOPEKA
Public Works
TECHNICAL SUPPORT GROUP

City of Topeka GIS

Division of Public Works * Technical Support Group
620 SE Madison Street Unit # 9 * Topeka, Kansas 66607
Ph. 785-368-1905 F. 785-368-1902 www.topeka.org

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(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301018.00 (HTE #302970), which provides for an office and classroom near Helen Hocker Theater, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301018.00 (HTE #302970) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the design and construction of a new building located in Gage Park near Helen Hocker Theater. This 2000 square foot building will support the operations of Helen Hocker Theater and provide space for an office, classroom and work area in addition to ADA compliant restrooms.

B. TOTAL PROJECT BUDGET COST:

\$520,200.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council_____.

CITY OF TOPEKA, KANSAS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 20, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Mark B. Schreiner **DOCUMENT #:**

SECOND PARTY/SUBJECT: Construction of Accessible Ball Diamond **PROJECT #:** T-301019.00 HTE 302980

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301019.00 (HTE 302980), which provides for an accessible ball diamond at Gage Park, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading. (Council District No. 9)

(Approval would authorize \$399,700 for constructing an accessible ball diamond for persons with limited mobility at Gage Park. The project would be funded by general obligation bonds with total debt service costs of \$655,126 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project is approved in the 2010 CIB. The existing ball diamond would be converted to provide for the limited mobility population. The City of Topeka currently does not have a limited mobility ball diamond, therefore utilizing this area would provide for such a service. The project includes new fencing, infield and outfield accessible playing surfaces, shaded dugouts, and foul ball areas. Additionally, accessible bleachers, bleacher pads, walkways, and modifications to the existing lighting system will be provided.

BUDGETARY IMPACT:

Project Budget: \$399,700.00

This project was adopted in the 2010 Capital Improvement Budget. the project cost is the same as the \$399,700.00 in the adopted budget. The total debt service spread over 20 years will be \$655,126.00. Item #33

SOURCE OF FUNDING:

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Fact Sheet](#)

[Vicinity Map](#)

[Ordinance](#)

PROJECT BUDGET
Project No. T-301019-00
HTE# 302980

LOCATION:

Parks and Recreation
Gage Park Accessible Ball Diamond
635 SW Gage Blvd.

Contact Person: Jon Carney

DESCRIPTION OF PROJECT:

This project consists of the design and construction of an accessible ball diamond for persons with limited mobility. The project includes new fencing, infield and outfield accessible playing surfaces, shaded dugouts, and foul ball areas. Additionally, accessible bleachers, bleacher pads, walkways, and modifications to the existing lighting system will be provided.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB	Funding Source 2	Total
<u>COST ESTIMATE:</u>			
Construction:	\$277,733		\$277,733
Design:	\$34,717		\$34,717
Construction Services Fees:	\$27,773		\$27,773
Administrative Fees:	\$5,555		\$5,555
Right-of Way Acquisition:	\$0		\$0
Contingency Amount:	\$27,773		\$27,773
Interim Interest Plus Bond Issuance	\$26,149		\$26,149
Total:	\$399,700		\$399,700

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER: Mark Schreiner, P.E.

PROJECT: Gage Park Accessible Ball Diamond
Project No. T-301019-00, HTE# 302980

Interest rate	5.25%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	5.000%

Principal	\$373,551
Plus Temp Note Interest	\$18,678
Plus Cost of Issuance	\$7,471
Total Project Budget	\$399,699

Annual Debt Service	\$32,756
Annual Debt Service as Percent of Total	8.2%

Total Debt Service (principal and interest)	\$655,126
Difference Project Cost and Total Debt Service	\$281,575

GO Bonded Indebtedness as of December 2008	\$163,250,000
Heartland Park STAR Bonds	\$10,405,000
College Hill TIF	\$5,840,000
Bond projects	\$16,350,000
Temporary Notes--City Projects	\$2,677,776
Temporary Notes--Special Assessment Projects	<u>1,325,853</u>

Total Indebtedness	<u><u>\$199,848,629</u></u>
--------------------	-----------------------------

Plus Project	\$200,248,328
--------------	---------------

FACT SHEET

Parks and Recreation Improvement Project No. T-301019-00, HTE# 302980 Gage Park Accessible Ball Diamond

General Nature of Improvements:

This project consists of the design and construction of an accessible ball diamond for persons with limited mobility. The project includes new fencing, infield and outfield accessible playing surfaces, shaded dugouts, and foul ball areas. Additionally, accessible bleachers, bleacher pads, walkways, and modifications to the existing lighting system will be provided.

Project Engineer: Mark B. Schreiner, P.E

Project Manager at Parks and Recreation: Jon Carney

Construction Inspection: Project Engineer and Parks and Recreation Project Manager, Jon Carney. Discipline inspections by appropriate City of Topeka building inspection department personnel. (Not yet assigned)

Main Parks and Recreation Contact Person: Jon Carney

Construction Staking: N/A

Design Architect/Engineer: TBD-This project will be a Design-Bid project.

Cost: Project Budget \$399,700 General Obligation Bonds (GOB)

This project was adopted in 2009 of the 2009-2010 Capital Improvement Budget. The project cost is the same as the \$399,700 in the adopted budget. The total debt service spread over 20 years will be \$655,126 for the \$399,720 in General Obligation Bonds.

Financing: \$399,720 by General Obligation Bonds

Project Schedule: TBD; projected construction date is Fall 2010 to Spring 2011 with an approved budget.

Remarks: This project is approved in the 2010 CIB. The existing ball diamond would be converted to provide for this population unserved. The City of Topeka currently does not have a limited mobility ball diamond, therefore utilizing this area would provide for such a service.



Legend



NOT TO SCALE



Map Produced On:
November 19, 2009
Map Revised On:

Map Printed On:
November 19, 2009

Map Produced By:
David Fish
Engineering Tech II
(785)368-3052
dfish@topeka.org

City of Topeka

GIS

Geographic Information Systems

TOPEKA
Public Works
TECHNICAL SUPPORT GROUP

City of Topeka GIS

Division of Public Works * Technical Support Group
620 SE Madison Street Unit # 9 * Topeka, Kansas 66607
Ph. 785-368-1905 F. 785-368-1902 www.topeka.org

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(Published in the Topeka Metro News_____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301019.00 (HTE #302980), which provides for an accessible ball diamond at Gage Park, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301019.00 (HTE #302980) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the construction of an accessible ball diamond for persons with limited mobility. The project includes design, new fencing, infield and outfield accessible playing surfaces, shaded dugouts, and foul ball areas. Additionally, accessible bleachers, bleacher pads, walkways, and modifications to the existing lighting system will be provided.

B. TOTAL PROJECT BUDGET COST:

\$399,700.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council_____.

CITY OF TOPEKA, KANSAS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 20, 2009

[Back](#) [Print](#)

DATE: December 8, 2009

CONTACT PERSON: Mike Coker **DOCUMENT #:**

SECOND PARTY/SUBJECT: **PROJECT #:** T-301020.00

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301020.00 (HTE 302990), which provides for construction of a new facility at the Topeka Zoological Park, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.

(Approval would authorize \$1,518,909 to provide for the development of a new exhibit to present animals of darkness. Friends of the Topeka Zoo will fund \$1,334,534 of the project cost and the City will fund \$184,375 of the project cost through general obligation bonds with total debt service costs of \$248,743 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the project budget and adopt the ordinance

BACKGROUND:

Addition of a new facility to exhibit creatures of darkness; provides for exciting animals and opportunities for the public to learn more about nocturnal life styles. This facility would enhance the zoo collection and impact the zoo visitors experience in a positive manner. This Zoo Tomorrow project is No. 6 of projects being developed jointly by FOTZ and the City of Topeka(Zoo) as part of the MOU agreement of March 2006.

BUDGETARY IMPACT:

Use of General Obligation funds in the amount of \$184,375 as per the City of Topeka/FOTZ MOU

SOURCE OF FUNDING:

Private dollars(FOTZ) in the amount of \$1,334,534 and General Obligation Funds in the amount of \$184,375. Total project budget is \$1,518,909.

Item #34

ATTACHMENTS:

[Map](#)

[Ordinance](#)

[Project Budget](#)

[Estimated Debt Service](#)

Topeka Zoo Improvements



NOT TO SCALE



City of Topeka GIS

Division of Public Works * Technical Support Group
620 SE Madison Street * Topeka, Kansas 66607
Ph. 785-368-1905 F. 785-368-1902 www.topeka.org

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Legend

- Streets
- Zoo Areas
- Parcels

Map Produced On:
January 10, 2007
Map Revised On:

Map Printed On:
January 10, 2007
Map Produced By:
David Fish
Engineering Tech II
(785)368-3052
dfish@topeka.org

City of Topeka
GIS
Geographic Information Systems

TOPEKA
Public Works
TECHNICAL SUPPORT GROUP

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301020.00 (HTE #302990), which provides for construction a new facility at the Topeka Zoological Park, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301020.00 (HTE #302990) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for the construction of a new facility to exhibit animals of darkness, such as bats, tree kangaroos, sloth's, owl monkeys, civets and other species representative of nocturnal creatures. This project will include the design and construction of an approximately 4000 to 5000 square foot building and will be located on the east side of the zoo. The project will include site preparation, plumbing, HVAC, walking paths landscaping and all appurtenances needed for a complete project.

B. TOTAL PROJECT BUDGET COST:

\$1,518,909.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds	\$184,375.00
Friends of the Topeka Zoo (FOTZ)	<u>\$1,334,534.00</u>
TOTAL:	\$1,518,909.00

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

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42 PASSED and APPROVED by the City Council_____.

43 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

49 ATTEST:

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Brenda Younger, City Clerk

PROJECT BUDGET
Project No. T-301020.00
HTE# 302990

LOCATION:

Topeka Zoological Park
Creatures of Darkness
635 SW Gage Blvd.

Contact Person: Mike Coker

DESCRIPTION OF PROJECT:

This project will provide for the construction of a new facility to exhibit animals of darkness, such as bats, tree kangaroos, sloth's, owl monkeys, civets and other species representative of nocturnal creatures. This project will include the design and construction of an approximately 4000 to 5000 square foot building and will be located on the east side of the zoo. The project will include site preparation, plumbing, HVAC, walking paths landscaping and all appurtenances needed for a complete project.

SOURCE OF FUNDS:

GOB

Friends of the Zoo (FOTZ)

**City of Topeka
GOB**

FOTZ

Total

COST ESTIMATE:

Construction:	\$128,114	\$992,219	\$1,120,333
Design:	\$16,014	\$124,027	\$140,042
Construction Services Fees:	\$12,811	\$99,222	\$112,033
Administrative Fees:	\$2,562	\$19,844	\$22,407
Right-of Way Acquisition:	\$0	\$0	\$0
Contingency Amount:	\$12,812	\$99,222	\$112,034
Interim Interest Plus Bond Issuance	\$12,062	\$0	\$12,062
Total:	\$184,375	\$1,334,534	\$1,518,909

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

GO Bond Cost of Project

PROJECT: Creatures of Darkness

Interest rate	4.00%
Number of Years	15

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	\$174,764
Plus Temp Note Interest	\$6,116
Plus Cost of Issuance	<u>\$3,495</u>
Total Project Budget	\$184,375

Annual Debt Service	\$16,583
Annual Debt Service as Percent of Total	9.0%

Total Debt Service (principal and interest)	\$248,743
---	-----------

Difference Project Cost and Total Debt Service	\$73,979
--	----------

GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,414,375



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 19, 2009

+ Back Print

DATE: December 8, 2009
CONTACT PERSON: Mike Coker
SECOND PARTY/SUBJECT: **DOCUMENT #:**
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements
CIP PROJECT: Yes
ACTION OF COUNCIL: **PROJECT #:** T-301021.00
JOURNAL #:
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301021.00 (HTE 303000), which provides for roof replacement of a zoo building, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. First Reading.

(Approval would authorize \$150,000 to provide for the roof replacement on the building. The project would be funded by general obligation bonds with total debt service costs of \$202,367 spread over 20 years. The project is included in the 2010 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the project budget and adopt the ordinance

BACKGROUND:

Replacement of the roof would extend the life of this building. The new roof may include "green roof" technology to allow a reduction of overall energy costs for operating this facility. This project would be funded by General Obligation (G.O.) Bonds. This project was adopted for 2010 in the CIB/CIP 2010-2014 plan

BUDGETARY IMPACT:

Use of general obligation bonds of \$150,000. Total estimated debt service of \$202,367 spread over 20 years.

SOURCE OF FUNDING:

General Obligation Funds.

ATTACHMENTS:

[Map](#)

[Project Budget](#)

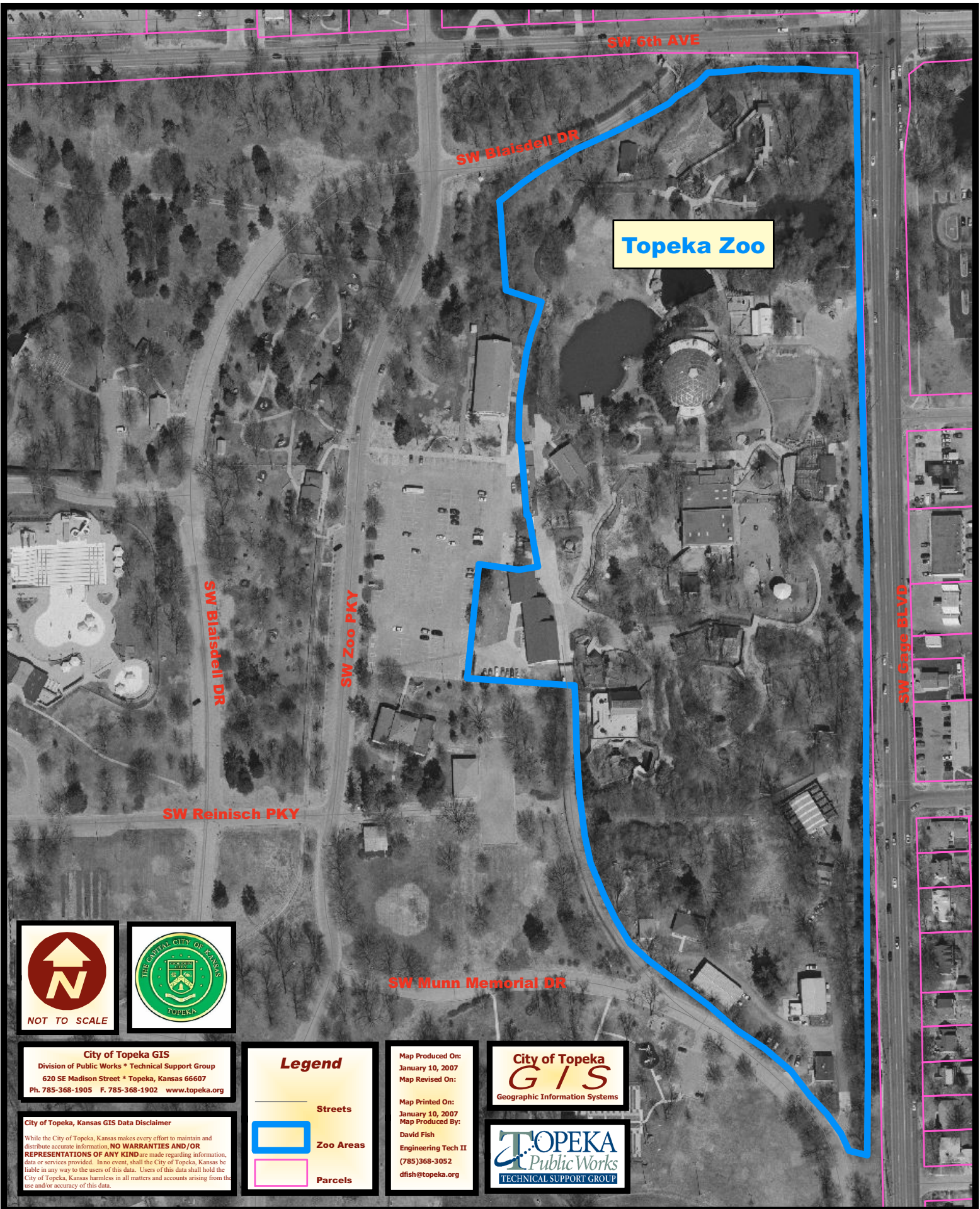
Item #35

[Ordinance](#)

[Debt Service Estimate](#)

Topeka Zoo Improvements

Attachment number 4
Page 1 of 1



PROJECT BUDGET
Project No. T-301021.00
HTE# 303000

LOCATION:

Topeka Zoological Park
Roofing Project
635 SW Gage Blvd.

Contact Person: Mike Coker

DESCRIPTION OF PROJECT:

This project will provide for removal and replacement of the existing roof covering on the Animal and Man building, which was constructed in 1966 and houses hippos, giraffes, small mammals, small reptiles and an education classroom. The project will include removal of existing covering, installation of insulation, a fully adhered membrane along with sealing, flashing and drainage improvements as needed.

SOURCE OF FUNDS:

GOB

	City of Topeka GOB		Total
<u>COST ESTIMATE:</u>			
Construction:	\$106,606		\$106,606
Design:	\$10,128		\$10,128
Construction Services Fees:	\$10,661		\$10,661
Administrative Fees:	\$2,132		\$2,132
Right-of Way Acquisition:	\$0		\$0
Contingency Amount:	\$10,660		\$10,660
Interim Interest Plus Bond Issuance	\$9,813		\$9,813
Total:	\$150,000		\$150,000

PUBLIC HEARING:

PROJECT AUTHORITY:

- a. Statutes: _____
- b. Ord./Res. No.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301021.00 (HTE #303000), which provides for roof replacement of a zoo building, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301021.00 (HTE #303000) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for removal and replacement of the existing roof covering on the Animal and Man building, which was constructed in 1966 and houses hippos, giraffes, small mammals, small reptiles and an education classroom. The project will include removal of existing covering, installation of insulation, a fully adhered membrane along with sealing, flashing and drainage improvements as needed.

B. TOTAL PROJECT BUDGET COST:

\$150,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

35 PASSED and APPROVED by the City Council_____.

36 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

42 ATTEST:

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Brenda Younger, City Clerk

GO Bond Cost of Project

PROJECT: Roof Replacement Animals and Man

Interest rate	4.00%
Number of Years	15

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	\$142,200
Plus Temp Note Interest	\$4,956
Plus Cost of Issuance	<u>\$2,844</u>
Total Project Budget	\$150,000

Annual Debt Service	\$13,491
Annual Debt Service as Percent of Total	9.0%

Total Debt Service (principal and interest)	\$202,367
---	-----------

Difference Project Cost and Total Debt Service	\$60,167
--	----------

GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,380,000



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 24, 2009

+ Back Print

DATE: December 8, 2009

CONTACT PERSON: Jeff Hunt **DOCUMENT #:**

SECOND PARTY/SUBJECT: Deficiencies on Existing Trail System **PROJECT #:** T-301022.00 HTE 303010

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 004 Public Improvements

CIP PROJECT: Yes

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301022.00 (HTE 303010), which provides for improvements to the Shunga, Deer Creek, Soldier and Oakland-Billard trail systems, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka. **First Reading.** *(All Council Districts)*

(Approval would authorize \$100,000 to correct deficiencies in the Shunga, Deer Creek, Soldier and Oakland-Billard trails. The project would be funded by general obligation bonds with estimated debt service costs of \$144,389 spread over 20 years. The project is included in the 2008 CIB.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Ordinance as presented.

BACKGROUND:

This project will provide for improvements to the existing trail systems of the Shunga, Deer Creek, Soldier and Oakland-Billard trails. The project will identify and correct deficiencies including, but not limited to, joint displacement, drainage problems, erosion control, settlement of concrete and cracked panels. The project will include removal and replacement of full concrete panels, grading of the area adjacent to the trail to improve drainage, signage improvements and all related appurtenances for a complete project.

The project is included in the 2008 CIB.

BUDGETARY IMPACT:

Project Budget: \$100,000.00

SOURCE OF FUNDING:

Item #36

General Obligation Bonds or any other lawfully available funds.

ATTACHMENTS:

[Project Budget](#)

[Debt Service](#)

[Ordinance](#)

PROJECT BUDGET

Project No. T 301022.00 (HTE 303010)

LOCATION

This project will be at various locations throughout the existing trail system.

DESCRIPTION OF PROJECT:

This project will identify and correct areas on the existing trail system for deficiencies. These deficiencies can include joint displacement, drainage problems, erosion control, settlement of concrete and cracked panels. The project will include removal and replacement of full concrete panels, grading of areas adjacent to trails to improve drainage, signage improvements , and related appurtenances. The trails to be inspected and corrected are: Shunga, Deer Creek, Soldier, and Oakland-Billard.

SOURCE OF FUNDS:

City of Topeka General Obligation Bonds - \$100,000.00

<u>COST ESTIMATE:</u>	<u>City of Topeka</u>	<u>Other Funding</u>	<u>Total</u>
Construction:	\$77,600.00	\$0.00	\$77,600.00
Design:	\$5,000.00	\$0.00	\$5,000.00
Construction Service Fees:	\$0.00		
Construction Admin/Inspection:	\$3,000.00	\$0.00	\$3,000.00
Construction Staking:	\$1,800.00	\$0.00	\$1,800.00
Administrative Fees:	\$0.00		
Engineering Admin Fees	\$1,600.00	\$0.00	\$1,600.00
Legal Admin fees(Assesment Only)	\$0.00	\$0.00	\$0.00
Cost of Revenue Bond Issuance	\$0.00		
Debt Reserve Fund (10%)	\$0.00	\$0.00	\$0.00
Cost of Issuance(2%)	\$1,860.00	\$0.00	\$1,860.00
Right-of Way Acquisition:	\$0.00	\$0.00	\$0.00
Contingency Amount:	\$5,885.00	\$0.00	\$5,885.00
Interim Interest	\$3,255.00	\$0.00	\$3,255.00
Total:	\$100,000.00	\$0.00	\$100,000.00

e. Method of Assessment: _____

PROJECT ENGINEER: **Jeff Hunt**

GO Bond Cost of Project

PROJECT: T-301022.00 THE 303010

Interest rate	4.00%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	3.500%

Principal	\$93,000
Plus Temp Note Interest	\$3,255
Plus Cost of Issuance	<u>\$1,860</u>
Total Project Budget	\$98,115

Annual Debt Service	\$7,219
Annual Debt Service as Percent of Total	7.4%

Total Debt Service (principal and interest)	\$144,389
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Difference Project Cost and Total Debt Service	\$51,389
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GO Bonded Indebtedness as of December 2009	\$156,370,000
Heartland Park STAR Bonds	\$10,155,000
College Hill TIF	\$5,655,000
2009 Temporary Notes that Finance Future GO Bond projects	\$24,890,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$160,000
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	<u>\$0</u>
Total Indebtedness	<u><u>\$197,230,000</u></u>
Plus Project	\$197,328,115

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing Improvement Project No. T-301022.00 (HTE #303010), which provides for improvements to the Shunga, Deer Creek, Soldier and Oakland-Billard trail systems, as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it hereby deems advisable and necessary Improvement Project No. T-301022.00 (HTE #303010) and also hereby authorizes, pursuant to Section A12-1 of the Code of the City of Topeka, that the public improvement be made as follows:

A. GENERAL NATURE OF IMPROVEMENT:

This project will provide for improvements to the existing trail systems of the Shunga, Deer Creek, Soldier and Oakland-Billard trails. The project will identify and correct deficiencies including, but not limited to, joint displacement, drainage problems, erosion control, settlement of concrete and cracked panels. The project will include removal and replacement of full concrete panels, grading of the area adjacent to the trail to improve drainage, signage improvements and all related appurtenances for a complete project.

B. TOTAL PROJECT BUDGET COST:

\$100,000.00

C. SOURCE OF FUNDS:

General Obligation Bonds or any other lawfully available funds.

Section 2. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

37 PASSED and APPROVED by the City Council _____.

38 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

44 ATTEST:

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49 _____
Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

November 16, 2009

+ Back Print

DATE:	December 8, 2009	
CONTACT PERSON:	Bill Fiander/David Thurbon	DOCUMENT #:
SECOND PARTY/SUBJECT:	City of Topeka Neighborhood Revitalization Plan 2010	PROJECT #:
CATEGORY/SUBCATEGORY	014 Ordinances – Non-Codified / 005 Miscellaneous	
CIP PROJECT:	No	
ACTION OF COUNCIL:	JOURNAL #:	PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., adopting a neighborhood revitalization plan and designating a revitalization area, all as provided for in K.S.A. 12-17, 114 et. seq., Neighborhood Revitalization Act. First Reading.

Voting Requirement: Majority vote of the Governing Body, including the Mayor.

(Approval would establish the City's Neighborhood Revitalization Plan for a three-year period ending December 31, 2012.)

POLICY ISSUE:

No changes have been proposed. Refer to attached summary.

STAFF RECOMMENDATION:

Adopt the ordinance/plan and renew the program for another 3 years.

BACKGROUND:

- The Neighborhood Revitalization Plan was most recently adopted by all taxing entities through inter-local agreements in 2007 and 2008. The plan/program expires on December 31, 2009.
- Adopting the plan enables local taxing entities to offer a tax rebate to property owners who improve their property within a designated area of the city under certain conditions.
- See attached summary of plan.

BUDGETARY IMPACT:

The City would not lose any existing property tax revenue as a result of this program. Instead, the City would be deferring any increase in property taxes due to eligible new improvements for 10-15 years. Item #37

SOURCE OF FUNDING:

Rebates are issued by the Shawnee County Clerk's Office and are derived from the increased property tax revenue of all participating taxing entities within the eligible area (City of Topeka, Shawnee County, Washburn University, TSC Public Library, MTTA, and MTAA, USD 501 - Topeka, USD 345 - Seaman, and USD 450 - Shawnee Heights,).

ATTACHMENTS:

[Ordinance](#)

[summary of plan](#)

[Neighborhood Revitalization Plan](#)

[map](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr. adopting a neighborhood revitalization plan and designating a revitalization area, all as provided for in K.S.A. 12-17, 114 *et seq.*, Neighborhood Revitalization Act.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. Hearing.

The Council of the City of Topeka pursuant to Notice of Public Hearing as set forth in City of Topeka Resolution No. _____ did hold a public hearing on December 8, 2009 to hear and consider public comment on the neighborhood revitalization plan as required by K.S.A. 12-17, 114 *et seq.*

Section 2. Neighborhood Revitalization Plan.

The Council of the City of Topeka does hereby adopt the neighborhood revitalization plan, attached hereto, labeled Exhibit A and incorporated by reference as if fully set forth herein as provided for by K.S.A. 12-17, 114 *et seq.*

Section 3. Designation of Neighborhood Revitalization Area.

Pursuant to K.S.A. 12-17, 114 *et seq.*, the Council of the City of Topeka hereby designates the following described property as the neighborhood revitalization area and finds that said area is:

1. An area in which there is a predominance of buildings or improvements which by reason of dilapidation, deterioration, obsolescence, inadequate provision for ventilation, light, air, sanitation, or open spaces, high density of population and overcrowding, the existence of conditions which endanger life or property by fire and

other causes or a combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency or crime and which is detrimental to the public health, safety or welfare;

2. An area which by reason of the presence of a substantial number of deteriorated or deteriorating structures, defective or inadequate streets, incompatible land use relationships, faulty lot layout in relation to size, adequacy, accessibility or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the actual value of the land, defective or unusual conditions of title, or the existence of conditions which endanger life or property by fire and other causes, or a combination of such factors, substantially impairs or arrests the sound growth of a municipality, retards the provision of housing accommodations or constitutes an economic or social liability and is detrimental to the public health, safety or welfare in its present condition and use; or

3. An area in which there is a predominance of buildings or improvements which by reason of age, history, architecture or significance should be preserved or restored to productive use.

The neighborhood revitalization area is described as follows:

PRIMARY AREA

Beginning at the intersection of the Centerline of US Highway 24 with the Centerline of NW Clay Street; thence easterly, on the Centerline of US Highway 24, to an intersection with the Centerline of NW Topeka Boulevard; thence southerly, on the Centerline of NW Topeka Boulevard, to an intersection with the Centerline of Old Soldier Creek; thence easterly and southerly, down the Centerline of Old Soldier Creek, to an intersection with the Centerline of the Mainline Track of the Union Pacific Railroad; thence southerly, on the centerline of said mainline track, to an intersection with the Centerline of the West Approach to the Sardou Bridge over the Kansas River; thence east-southeasterly, on the centerline of said approach and the Centerline of the Sardou Bridge, to an

57 intersection with the Centerline of the Kansas River; thence southwesterly, up the
58 Centerline of the Kansas River, to an intersection with an extension of the Centerline of
59 NE Chandler Street; thence southerly, on the Centerline of NE Chandler Street, to an
60 intersection with the Centerline of NE Seward Avenue; thence westerly, on the
61 Centerline of NE Seward Avenue, to an intersection with the Centerline of NE Branner
62 Street; thence south-southwesterly, on the Centerline of Branner Street, to an
63 intersection with the Centerline of the Mainline Track of the Burlington Northern – Santa
64 Fe Railway; thence easterly, on the centerline of said mainline track, to an intersection
65 with the East line of the Northeast Quarter of Section 33, Township 11 South, Range 16
66 east of the 6th P.M.; thence southerly, on said East line, to the Southeast corner of said
67 Northeast Quarter; thence easterly, on the North line of the Southwest Quarter of
68 Section 34, Township 11 South, Range 16 east of the 6th P.M., to an intersection with
69 the Centerline of Deer Creek; thence southwesterly and southerly, up the Centerline of
70 Deer Creek, to an intersection with the Centerline of SE 6th Avenue; thence westerly, on
71 the Centerline of SE 6th Avenue, to an intersection with the Centerline of SE Deer Creek
72 Parkway; thence southerly, on the Centerline of SE Deer Creek Parkway, to an
73 intersection with the Centerline of Interstate Highway 70; thence easterly, on the
74 Centerline of Interstate Highway 70, to an intersection with the East line of the
75 Southwest Quarter of Section 3, Township 12 South, Range 16 east of the 6th P.M.;
76 thence southerly, on said East line, to the Southeast corner of said Southwest Quarter;
77 thence easterly, on the North line of the Northeast Quarter of Section 10, Township 12
78 South, Range 16 east of the 6th P.M., to the Northeast corner of the West Half of said
79 Northeast Quarter; thence on an assumed bearing of South 00°48'00" West, on the
80 East line of the West Half of said Northeast Quarter, 158.83 feet, to the North line of the
81 Kansas Turnpike Right of Way, thence South 63°15'40" West, on said right of way line,
82 790.86 feet; thence South 69°36'00" West, continuing on said right of way line, 452.77
83 feet; thence North 70°46'40" West, continuing on said right of way line, 337.69 feet, to
84 the Easterly Right of Way line of Service Road "L" of the Kansas Turnpike Authority;
85 thence southwesterly, to the intersection of the Westerly Right of Way line of said
86 Service Road "L" with the Northerly Right of Way line of the Kansas Turnpike; thence
87 southwesterly, on the Northerly Right of Way line of the Kansas Turnpike, to an
88 intersection with the Centerline of SE 37th Street; thence westerly, on the Centerline of
89 37th Street, to an intersection with the Centerline of SW Topeka Boulevard; thence
90 northerly, on the Centerline of SW Topeka Boulevard, to an intersection with the
91 Centerline of SW 29th Street; thence easterly, on the Centerline of 29th Street, to an
92 intersection with the Centerline of SE Adams Street; thence northerly, on the Centerline
93 of SE Adams Street, to an intersection with the Centerline of SE 21st Street; thence
94 westerly, on the Centerline of 21st Street, to an intersection with the Centerline of
95 Washburn Avenue; thence northerly, and north-northeasterly, on the Centerline of
96 Washburn Avenue, to an intersection with the Centerline of SW Willow Avenue; thence
97 easterly, on the Centerline of SW Willow Avenue, to an intersection with the Centerline
98 of Quinton Avenue; thence northerly, on the Centerline of Quinton Avenue, and its
99 extension, to an intersection with the Centerline of Interstate Highway 70; thence
100 southeasterly, on the Centerline of Interstate Highway 70, to an intersection with the
101 Centerline of SW Topeka Boulevard; thence north-northeasterly, on the Centerline of

Topeka Boulevard, to an intersection with the Centerline of NW Laurent Street; thence west-northwesterly, on the Centerline of NW Laurent Street, to an intersection with the Centerline of NW Norris Street; thence west-northwesterly, on the Centerline of NW Norris Street, to an intersection with the Centerline of NW Lane Street; thence north-northeasterly, on the Centerline of NW Lane Street, to an intersection with the Centerline of NW Gordon Street; thence east-southeasterly, on the Centerline of NW Gordon Street, to an intersection with the Centerline of NW Buchanan Street; thence northerly, on the Centerline of NW Buchanan Street, to an intersection with the Centerline of NW Grant Street; thence easterly, on the Centerline of NW Grant Street, to an intersection with the Centerline of NW Western Avenue; thence northerly, on the Centerline of NW Western Avenue, to an intersection with the Centerline of NW St. John Street; thence easterly, on the Centerline of NW St. John Street, to an intersection with the Centerline of NW Taylor Street; thence northerly, on the Centerline of NW Taylor Street, to an intersection with the Centerline of NW Lyman Road; thence westerly, on the Centerline of NW Lyman Road, to an intersection with the Centerline of NW Clay Street; thence northerly, on the Centerline of NW Clay Street, to the point of beginning. Contains 12.77 square miles.

SOUTHERN HILLS

Southern Hills Subdivision "A", Southern Hills Subdivision "B", and Southern Hills Subdivision "C". Contains approximately 110.8 acres.

BELMONT ADDITION

Beginning at the Southwest corner of Lot 574 on Sixth Avenue, in Belmont Addition to the City of Topeka, Shawnee County, Kansas; thence northerly, on the West line of Belmont Addition, to the Northwest corner of Lot 447 on Rogers Street; thence easterly, on the North line of Lot 447 and on the North line of East Third Street, formerly House Street, to the Southwest corner of Lot 181 on Fairfax Street in Belmont Addition; thence northerly, on a West line of Belmont Addition, to an intersection with the Centerline of Deer Creek; thence northeasterly, down the Centerline of Deer Creek, to an intersection with the North line of the Southwest Quarter of Section 34, Township 11 South, Range 16 east of the 6th P.M.; thence easterly, on the North line of said Southwest Quarter, to the Northeast corner of Belmont Addition; thence southerly, on the East line of Belmont Addition, to the Southeast corner of Lot 658 on sixth Avenue; thence westerly, on the platted North line of Sixth Avenue, to the point of beginning. Contains 0.10 square mile, more or less.

(AND IN ADDITION)

COWDIN SUBDIVISION NO. 3 PRELIMINARY PLAT AREA

Commencing at the Northeast Corner of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 17, Township 12 South, Range 16 East of the 6th P.M., in the City of Topeka, Shawnee County, Kansas; thence South along the East line of said SE $\frac{1}{4}$ a distance of 299.87 feet to the point of beginning; thence continuing South along said East line, a distance of 210.00 feet; thence S 89° 49' W a distance of 215.0 feet; thence S 00° 13' E a

distance of 150.00 feet to a point on the North line of Cowdin Subdivision; thence S 90° 00' W along the North line of said Subdivision 1402.1 feet to the NW corner of Lot 9, Block A, Cowdin Subdivision, said point also being on the easterly right-of-way of the Kansas Turnpike; thence N 41° 19' E along the easterly right-of-way of the Kansas Turnpike, a distance of 880.0 feet; thence N 89° 54' E a distance of 630.0 feet to a point on the West right-of-way of SE Colorado Avenue, said point also being a common center with Parnell Subdivision; thence S 00° 13' E along said right-of-way a distance of 300.0 feet to the SW corner of Noble Subdivision; thence N 89° 54' E along the South line of said Subdivision and said South line extended a distance of 400.0 feet to the point of beginning containing 16.62 acres more or less.

DRAKES FARM SUBDIVISION AREA

Drakes Farm Subdivision. Contains approximately 21.01 acres.

KANZA BUSINESS AND TECHNOLOGY PARK (OVERALL PUD BOUNDARY)

A TRACT OF LAND IN THE SOUTHEAST QUARTER, THE EAST HALF OF THE SOUTHWEST QUARTER, LOT 3 OF THE NORTHWEST QUARTER, AND THE NORTHEAST QUARTER, ALL IN SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE ON AN ASSUMED BEARING OF NORTH 00°00'22" EAST, 30.00 FEET, ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89°36'04" WEST, 23.50 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89°36'04" WEST, 2611.74 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHEAST QUARTER, 30.00 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER; THENCE NORTH 00°06'23" WEST, 1118.90 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 86°16'38" EAST, 130.48 FEET; THENCE NORTH 42°55'39" EAST, 233.28 FEET; THENCE NORTH 01°25'17" WEST, 497.95 FEET; THENCE SOUTH 88°46'41" WEST, 278.01 FEET TO THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 00°06'23" EAST, 120.24 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER TO THE NORTH LINE OF ARLINGTON HEIGHTS SUBDIVISION; THENCE SOUTH 89°54'32" WEST, 1309.28 FEET ALONG THE NORTH LINE OF SAID SUBDIVISION TO THE WEST LINE OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 00°11'27" EAST, 953.94 FEET ALONG THE WEST LINE OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 00°18'11" EAST, 663.92 FEET ALONG THE WEST LINE OF SAID LOT 3 TO THE SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY NO. 70; THENCE NORTH 88°53'30" EAST, 883.63 FEET ALONG SAID RIGHT-OF-WAY LINE; THENCE ON A CURVE TO THE LEFT, ALONG SAID RIGHT-OF-WAY LINE, A RADIUS OF 1579.22 FEET, AN ARC DISTANCE OF 683.95 FEET, WITH A CHORD WHICH BEARS NORTH 76°29'04" EAST, 678.62 FEET; THENCE NORTH 64°04'38" EAST, 1046.28 FEET, ALONG SAID RIGHT-OF-WAY LINE; THENCE SOUTH 00°08'08" WEST, 213.32 FEET; THENCE

SOUTH 78°48'28" EAST, 1483.53 FEET TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTH 00°08'53" EAST, 87.25 FEET ALONG THE EAST LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 16°33'51" WEST, 156.49 FEET; THENCE SOUTH 00°08'53" EAST, 539.57 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER, 45.00 FEET WEST OF THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH 00°00'22" WEST, 35.43 FEET; THENCE SOUTH 89°59'38" EAST, 21.50 FEET; THENCE SOUTH 00°00'22" WEST, 2570.01 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT CONTAINS 258.943 ACRES, MORE OR LESS.

A TRACT OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 26; THENCE ALONG THE SOUTH LINE OF SAID QUARTER ON AN ASSUMED BEARING OF SOUTH 89°35'38" WEST, A DISTANCE OF 825.36 FEET; THENCE ON A BEARING OF NORTH 00°24'22" WEST, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE PARALLEL WITH THE SOUTH LINE OF SAID QUARTER ON A BEARING OF SOUTH 89°35'38" WEST, A DISTANCE OF 515.96 FEET; THENCE ON A BEARING NORTH 00°25'19" WEST, A DISTANCE OF 2033.61 FEET; THENCE ON A BEARING OF NORTH 44°27'37" EAST, A DISTANCE OF 68.73 FEET; THENCE ON A BEARING OF SOUTH 63°56'06" EAST, A DISTANCE OF 18.56 FEET; THENCE ON A BEARING OF NORTH 19°56'13" EAST, A DISTANCE OF 44.30 FEET; THENCE ON A BEARING OF NORTH 34°34'08" EAST, A DISTANCE OF 25.22 FEET; THENCE ON A BEARING OF NORTH 72°13'53" EAST, A DISTANCE OF 27.65 FEET; THENCE ON A BEARING OF SOUTH 37°05'32" EAST, A DISTANCE OF 14.75 FEET; THENCE ON A BEARING OF SOUTH 54°25'19" EAST, A DISTANCE OF 16.30 FEET; THENCE ON A BEARING OF SOUTH 80°46'21" EAST, A DISTANCE OF 23.15 FEET; THENCE ON A BEARING OF SOUTH 87°13'11" EAST, A DISTANCE OF 11.70 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 75.00 FEET, A CHORD BEARING OF SOUTH 74°03'00" EAST, AND A CHORD DISTANCE OF 34.18 FEET) A DISTANCE OF 34.48 FEET; THENCE ON A BEARING OF SOUTH 60°52'49" EAST, A DISTANCE OF 42.96 FEET; THENCE ON A BEARING OF SOUTH 53°28'55" EAST, A DISTANCE OF 108.90 FEET; THENCE ON A BEARING OF SOUTH 31°54'18" EAST, A DISTANCE OF 87.45 FEET; THENCE ON A BEARING OF SOUTH 26°44'08" EAST, A DISTANCE OF 158.72 FEET; THENCE ON A BEARING OF SOUTH 28°30'48" EAST, A DISTANCE OF 137.12 FEET; THENCE ON A BEARING OF SOUTH 35°51'47" EAST, A DISTANCE OF 63.86 FEET; THENCE ON A BEARING OF SOUTH 44°53'50" EAST, A DISTANCE OF 71.01 FEET; THENCE ON A BEARING OF SOUTH 00°10'26" EAST, A DISTANCE OF 305.26 FEET; THENCE ON A BEARING OF SOUTH 41°48'53" WEST, A DISTANCE OF 216.94 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG SAID CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 75.00 FEET, A CHORD BEARING OF SOUTH

19°54'50" EAST, AND A CHORD DISTANCE OF 97.23 FEET) A DISTANCE OF 105.78 FEET; THENCE ON A BEARING OF SOUTH 00°01'58" EAST, A DISTANCE OF 78.63 FEET; THENCE ON A BEARING OF SOUTH 34°02'36" EAST, A DISTANCE OF 118.96 FEET; THENCE ON A BEARING OF SOUTH 00°17'22" WEST, A DISTANCE OF 227.41 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 60.00 FEET, A CHORD BEARING OF SOUTH 45°46'21" WEST, AND A CHORD DISTANCE OF 77.15 FEET) A DISTANCE OF 83.79 FEET; THENCE ON A BEARING OF SOUTH 00°06'58" EAST, A DISTANCE OF 142.97 FEET; THENCE ON A BEARING OF SOUTH 86°22'32" WEST, A DISTANCE OF 30.69 FEET; THENCE ON A BEARING OF SOUTH 01°46'13" EAST, A DISTANCE OF 80.18 FEET; THENCE ON A BEARING OF SOUTH 89°57'22" WEST, A DISTANCE OF 20.82 FEET; THENCE ON A BEARING OF SOUTH 00°15'55" WEST, A DISTANCE OF 130.86 FEET; THENCE ON A BEARING OF SOUTH 89°40'17" EAST, A DISTANCE OF 21.15 FEET; THENCE ON A BEARING OF SOUTH 00°20'17" WEST, A DISTANCE OF 28.30 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG SAID CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 118.49 FEET, A CHORD BEARING OF SOUTH 21°22'45" EAST, A CHORD DISTANCE OF 60.15 FEET) A DISTANCE OF 60.82 FEET; THENCE ON A BEARING OF SOUTH 32°29'33" EAST, A DISTANCE OF 24.43 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 194.67 FEET, A CHORD BEARING OF SOUTH 12°51'45" EAST, AND A CHORD DISTANCE OF 80.56 FEET) A DISTANCE OF 81.15 FEET; THENCE ON A BEARING OF SOUTH 01°52'31" EAST, A DISTANCE OF 26.20 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT OF LAND CONTAINS 24.081 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL RIGHTS-OF-WAY, EASEMENTS, RESTRICTIONS, AND COVENANTS OF RECORD, IF ANY.

(AND IN ADDITION)

KANZA BUSINESS AND TECHNOLOGY PARK SUBDIVISION. CONTAINS APPROXIMATELY 10.39-ACRES, MORE OR LESS.

EXCEPT

The property commonly known as the 501 Sports Complex and legally described as follows: A tract of land in the Southeast Quarter of Section 26, Township 11 South, Range 15 East of the Sixth Principal Meridian, described as follows: Beginning at a point on the West line, 30.00-feet North of the Southwest Corner of said Quarter Section (said point being on the North right-of-way line of West Sixth Street); thence North 00 degrees, 06 minutes, 40 seconds West, along said West Line, 1,118.79-feet; thence South 86 degrees, 14 minutes, 23 seconds East, 130.46-feet; thence North 42 degrees, 56 minutes, 08 seconds East, 233.28-feet; thence North 01 degrees, 24 minutes, 28 seconds West, 497.95-feet; thence North 88 degrees, 48 minutes, 04 seconds East, 120.98-feet; thence on a 302.50-foot radius curve to the left, with a 170.62-foot chord bearing North 72 degrees, 25 minutes, 13 seconds East, an arc distance of 172.97-feet; thence North 56 degrees, 02 minutes, 21 seconds East, 399.91-feet; thence South 20

degrees, 26 minutes, 15 seconds East 750.52-feet; thence South 00 degrees, 24 minutes, 53 seconds East, 1, 344.97-feet to the North right-of-way line of West Sixth Street; thence South 89 degrees, 36 minutes, 04 seconds West, along said North right-of-way line, 1,162.82-feet to the Point of Beginning. The above contains 44.001-acres, more or less, all in the City of Topeka, Shawnee County, Kansas.

Section 4. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the Council of the City of Topeka_____.

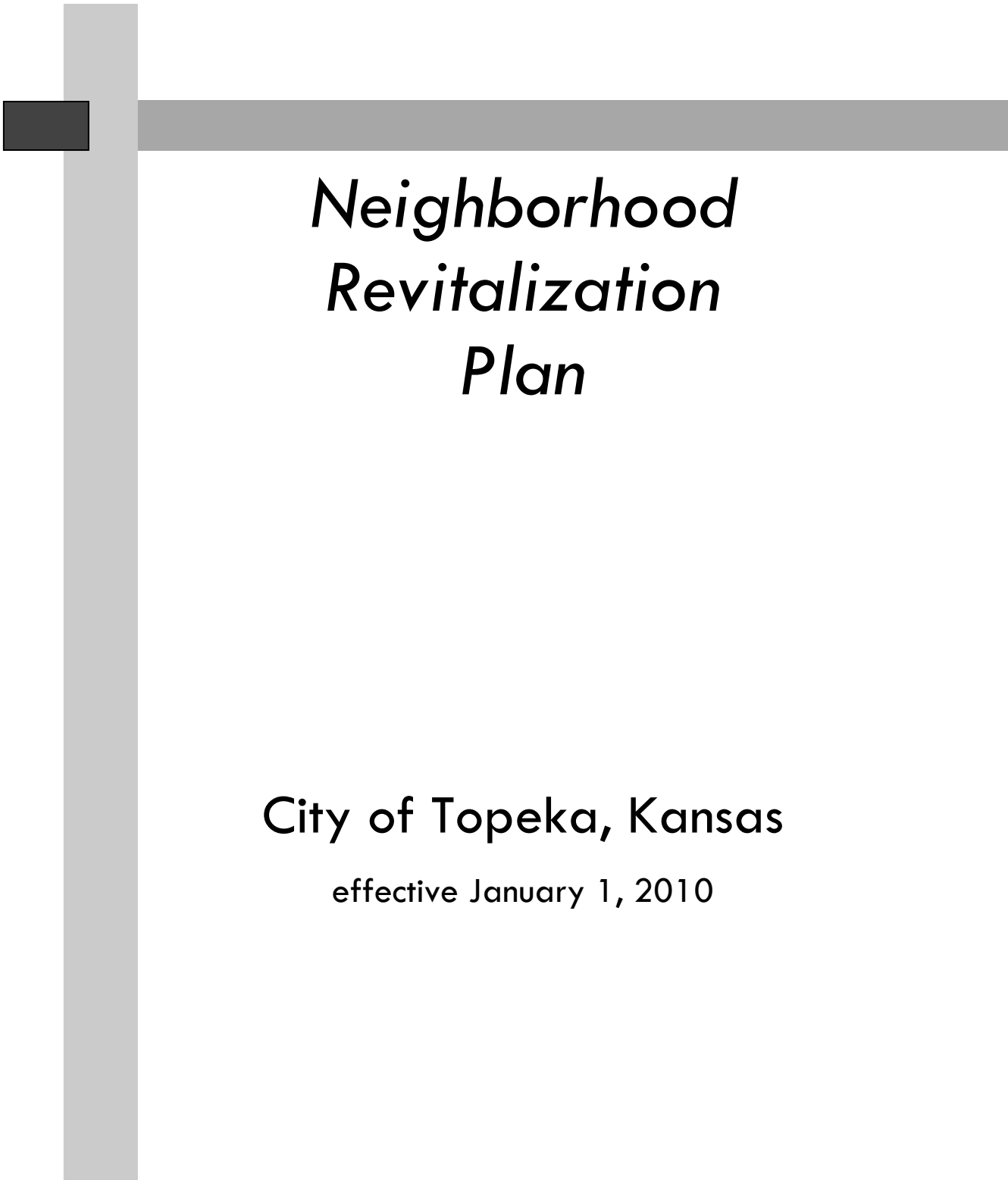
CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

Exhibit "A"



Neighborhood Revitalization Plan

City of Topeka, Kansas

effective January 1, 2010

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Purpose

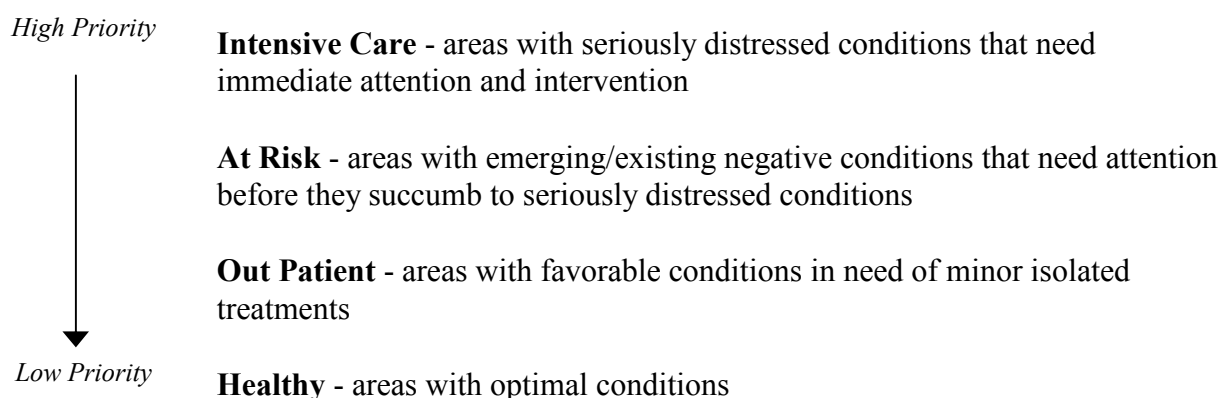
This Plan is intended to promote the revitalization of the inner urban area hereinafter described as the "Neighborhood Revitalization Area" of the City of Topeka through the rehabilitation, conservation and redevelopment of the area in order to protect the public health, safety welfare of the residents of the City. More specifically, in accordance with KSA 12-17, 118 (d), a tax rebate incentive will be available to property owners for certain improvements that raise the appraised value of residential property 10% and commercial property 20%.

In accordance KSA (2000 Supp.) 12-17, 114 et. seq., the City Council has held a public hearing and considered the existing conditions and alternatives with respect to the described area, the criteria and standards for a tax rebate and the necessity for interlocal cooperation among the other taxing units. Accordingly, the Council has reviewed, evaluated, and found that the described area meets one or more of the conditions contained in KSA (2000 Supp) 12-17,115 (c).

PART 1

DESCRIPTION OF NEIGHBORHOOD REVITALIZATION AREA

The Neighborhood Revitalization Area (Map #1) follows the boundaries of *Intensive Care* and *At Risk* neighborhoods as identified in the Neighborhood Element of the Comprehensive Plan. This element, originally approved in 2000, establishes four (4) health classifications for neighborhoods (intensive care, at risk, out patient, and healthy) to determine priorities for re-investment and planning assistance. They are described below in order of priority:



The four health classifications were based on five (5) vital signs that measured the relative health of all neighborhood areas in Topeka. This neighborhood health assessment was used to develop a “triage” approach to revitalization. Those areas that had more “life-threatening” or urgent needs as measured by the vital signs should receive higher priority for treatment over those areas with less urgent needs. These higher priority areas (*intensive care/at risk*) are the focus for neighborhood planning efforts and public re-investment. A summary of the vital signs include:

Poverty (2000 U.S Census) - High concentrations of poverty are one of the most reliable indicators of performance in school, crime rates, family fragmentation, job readiness, housing conditions, etc.

Public Safety (2001-2002, Topeka Police Dept.) – Public Safety, as measured by number of Part I crimes reported for the last three years, is a symptom indicating the local environmental conditions conducive to crime and how well a neighborhood is organized to prevent crime from occurring.

Residential Property Values (2002, Shawnee County Appraisers Office) – Property values are in part a reflection of the quality of housing supply and the image of a neighborhood. The median value of a house purchased in Shawnee County was \$79,000 in 1998.

Single Family Housing Tenure (2002 Shawnee County Appraisers Office)

The percentage of homeowners residing in a neighborhood can be an indication of the willingness (or confidence) to invest in the area. The most relevant measure of this is how many single-family dwellings are owner-occupied since these homes were built for individual ownership.

Boarded Houses (2001-2002, City of Topeka Code Compliance) - A boarded-up house is one of the most, if not most, evident physical displays that will undermine confidence in an area for investment and precipitates a downward spiral for the block and/or neighborhood.

Vital Sign Ranges

Neighborhood Condition Level	Number of Part 1 Crimes	% of Persons Below Poverty Level	% Owner Occupied Housing Units	Number of Boarded Houses	Average Residential Property Levels
Worst ↓ Best	High	25-100	0-33	6-12	\$14,700 - \$31,400
	Above Average	15-24	34-49	3-5	\$31,401 - \$53,400
	Below Average	8-14	50-69	1-2	\$53,401 - \$82,100
	Low	0-7	70-100	0	\$82,101 - \$234,622

Area Profile

Health rankings are determined by averaging all vital sign levels for each neighborhood area. *Intensive care* and *at risk* neighborhoods have the lowest vital sign measurements, and hence are being targeted as the Neighborhood Revitalization (NR) Area. Below is a comparison profile of the NR Area and non-NR Area:

Total Primary Neighborhood Revitalization Area

Neighborhood Health Rating	Number of Part 1 Crimes	% of Persons Below Poverty Level	% Owner Occupied Housing Units	Number of Boarded Houses (by Census Block Group)	Average Residential Property Levels
Intensive Care	High	30%	40%	5	\$22,122
At Risk	Above Average	25%	53%	2	\$32,738
Total Primary NR Area	High	26%	49%	3	\$29,313

Total Non-Neighborhood Revitalization Area

Neighborhood Health Rating	Number of Part 1 Crimes	% of Persons Below Poverty Level	% Owner Occupied Housing Units	Number of Boarded Houses (by Census Block Group)	Average Residential Property Levels
Out Patient	Above Average	12%	70%	1	\$65,277
Healthy	Below Average	5%	85%	0	\$101,791
Total Non-NR Area	Below Average	7%	81%	0	\$90,698

The following tables compare other general characteristics of the Primary Neighborhood Revitalization Area, Non-Neighborhood Revitalization Area, and areas added by amendment since 2004.

General Characteristics (2006)

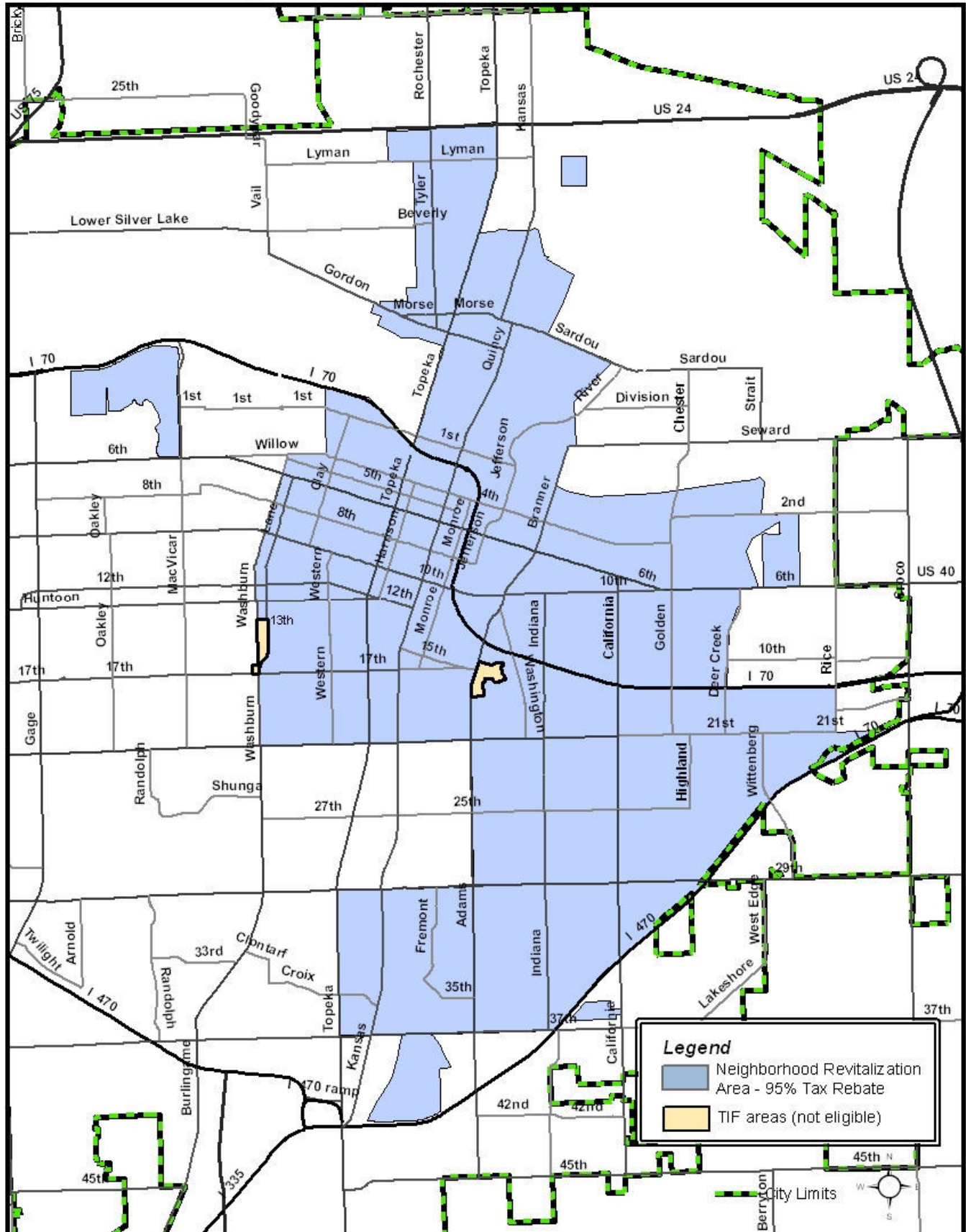
Area	Square Miles	# of Parcels	Estimated Population	Total Housing Units	Real Property Valuation	Vacant Parcels
NR Area (Primary)	8.9*	14,262	32,867 (2000 Census)	15,303 (2000 Census)	\$1,376,319,699	1,572
Non-NR Area	41.2*	34,841	89,510 (2000 Census)	41,715 (2000 Census)	\$5,361,769,123	1,458

* Excludes street rights-of-way and water bodies.

General Characteristics of Amended Areas (2006)

Area	Health Rating	Square Miles	# of Parcels	Estimated Population	Total Housing Units	Real Property Valuation	Vacant Parcels
Kanza Business Park	Healthy	0.29	8	0	0	\$177,207,710	4
Belmont Addition	Out-Patient	0.10	190	398	168	\$6,660,590	19
Southern Hills Sub "B" & "C"	Healthy	0.11	218	419	179	\$15,350,895	38
Cowdin Sub	Healthy	0.04	35	47	20	\$2,230,260	15
Drakes Farm Sub	Healthy	0.03	19	38	16	\$2,028,120	3
S. Topeka Blvd./ Southern Hills Sub "A" (proposed)	Out-patient/ Healthy	0.36	426	728	307	\$42,645,895	51
Total Amended Areas		0.93	896	1630	690	\$246,123,470	130

Map #1 Neighborhood Revitalization Area - 2010



Legal Description of Neighborhood Revitalization Area

Primary Area

Beginning at the intersection of the Centerline of US Highway 24 with the Centerline of NW Clay Street; thence easterly, on the Centerline of US Highway 24, to an intersection with the Centerline of NW Topeka Boulevard; thence southerly, on the Centerline of NW Topeka Boulevard, to an intersection with the Centerline of Old Soldier Creek; thence easterly and southerly, down the Centerline of Old Soldier Creek, to an intersection with the Centerline of the Mainline Track of the Union Pacific Railroad; thence southerly, on the centerline of said mainline track, to an intersection with the Centerline of the West Approach to the Sardou Bridge over the Kansas River; thence east-southeasterly, on the centerline of said approach and the Centerline of the Sardou Bridge, to an intersection with the Centerline of the Kansas River; thence southwesterly, up the Centerline of the Kansas River, to an intersection with an extension of the Centerline of NE Chandler Street; thence southerly, on the Centerline of NE Chandler Street, to an intersection with the Centerline of NE Seward Avenue; thence westerly, on the Centerline of NE Seward Avenue, to an intersection with the Centerline of NE Branner Street; thence south-southwesterly, on the Centerline of Branner Street, to an intersection with the Centerline of the Mainline Track of the Burlington Northern – Santa Fe Railway; thence easterly, on the centerline of said mainline track, to an intersection with the East line of the Northeast Quarter of Section 33, Township 11 South, Range 16 east of the 6th P.M.; thence southerly, on said East line, to the Southeast corner of said Northeast Quarter; thence easterly, on the North line of the Southwest Quarter of Section 34, Township 11 South, Range 16 east of the 6th P.M., to an intersection with the Centerline of Deer Creek; thence southwesterly and southerly, up the Centerline of Deer Creek, to an intersection with the Centerline of SE 6th Avenue; thence westerly, on the Centerline of SE 6th Avenue, to an intersection with the Centerline of SE Deer Creek Parkway; thence southerly, on the Centerline of SE Deer Creek Parkway, to an intersection with the Centerline of Interstate Highway 70; thence easterly, on the Centerline of Interstate Highway 70, to an intersection with the East line of the Southwest Quarter of Section 3, Township 12 South, Range 16 east of the 6th P.M.; thence southerly, on said East line, to the Southeast corner of said Southwest Quarter; thence easterly, on the North line of the Northeast Quarter of Section 10, Township 12 South, Range 16 east of the 6th P.M., to the Northeast corner of the West Half of said Northeast Quarter; thence on an assumed bearing of South 00°48'00" West, on the East line of the West Half of said Northeast Quarter, 158.83 feet, to the North line of the Kansas Turnpike Right of Way, thence South 63°15'40" West, on said right of way line, 790.86 feet; thence South 69°36'00" West, continuing on said right of way line, 452.77 feet; thence North 70°46'40" West, continuing on said right of way line, 337.69 feet, to the Easterly Right of Way line of Service Road "L" of the Kansas Turnpike Authority; thence southwesterly, to the intersection of the Westerly Right of Way line of said Service Road "L" with the Northerly Right of Way line of the Kansas Turnpike; thence southwesterly, on the Northerly Right of Way line of the Kansas Turnpike, to an intersection with the Centerline of SE 37th Street; thence westerly, on the Centerline of 37th Street, to an intersection with the Centerline of SW Topeka Boulevard; thence northerly, on the Centerline of SW Topeka Boulevard, to an intersection with the Centerline of SW 29th Street; thence easterly, on the Centerline of 29th Street, to an intersection with the Centerline of SE Adams Street; thence northerly, on the Centerline of SE Adams Street, to an intersection with the Centerline of SE 21st Street; thence westerly, on the Centerline of 21st Street, to an intersection with the Centerline of Washburn Avenue; thence northerly, and north-northeasterly, on the Centerline of Washburn Avenue, to an intersection with the Centerline of SW Willow Avenue; thence easterly, on the Centerline of SW Willow Avenue, to an intersection with the Centerline of Quinton Avenue; thence northerly, on the Centerline of Quinton Avenue, and its extension, to an intersection with the Centerline of Interstate Highway 70; thence southeasterly, on the Centerline of Interstate Highway 70, to an intersection with the Centerline of SW Topeka Boulevard; thence north-northeasterly, on the Centerline of Topeka Boulevard, to an intersection with the Centerline of NW Laurent Street; thence west-northwesterly, on the Centerline of NW Laurent Street, to an intersection with the Centerline of NW Norris Street; thence west-northwesterly, on the Centerline of NW Norris Street, to an intersection with the Centerline of NW Lane Street; thence north-northeasterly, on the Centerline of NW Lane Street, to an intersection with the Centerline of NW Gordon Street; thence east-southeasterly, on the Centerline of NW Gordon Street, to an intersection with the Centerline of NW Buchanan Street; thence northerly, on the

Centerline of NW Buchanan Street, to an intersection with the Centerline of NW Grant Street; thence easterly, on the Centerline of NW Grant Street, to an intersection with the Centerline of NW Western Avenue; thence northerly, on the Centerline of NW Western Avenue, to an intersection with the Centerline of NW St. John Street; thence easterly, on the Centerline of NW St. John Street, to an intersection with the Centerline of NW Taylor Street; thence northerly, on the Centerline of NW Taylor Street, to an intersection with the Centerline of NW Lyman Road; thence westerly, on the Centerline of NW Lyman Road, to an intersection with the Centerline of NW Clay Street; thence northerly, on the Centerline of NW Clay Street, to the point of beginning. Contains 12.77 square miles.

SOUTHERN HILLS

Southern Hills Subdivision "A", Southern Hills Subdivision "B", and Southern Hills Subdivision "C". Contains approximately 110.8 acres.

BELMONT ADDITION

Beginning at the Southwest corner of Lot 574 on Sixth Avenue, in Belmont Addition to the City of Topeka, Shawnee County, Kansas; thence northerly, on the West line of Belmont Addition, to the Northwest corner of Lot 447 on Rogers Street; thence easterly, on the North line of Lot 447 and on the North line of East Third Street, formerly House Street, to the Southwest corner of Lot 181 on Fairfax Street in Belmont Addition; thence northerly, on a West line of Belmont Addition, to an intersection with the Centerline of Deer Creek; thence northeasterly, down the Centerline of Deer Creek, to an intersection with the North line of the Southwest Quarter of Section 34, Township 11 South, Range 16 east of the 6th P.M.; thence easterly, on the North line of said Southwest Quarter, to the Northeast corner of Belmont Addition; thence southerly, on the East line of Belmont Addition, to the Southeast corner of Lot 658 on sixth Avenue; thence westerly, on the platted North line of Sixth Avenue, to the point of beginning. Contains 0.10 square mile, more or less.

(AND IN ADDITION)

COWDIN SUBDIVISION NO. 3 PRELIMINARY PLAT AREA

Commencing at the Northeast Corner of the South ½ of the Southeast ¼ of Section 17, Township 12 South, Range 16 East of the 6th P.M., in the City of Topeka, Shawnee County, Kansas; thence South along the East line of said SE ¼ a distance of 299.87 feet to the point of beginning; thence continuing South along said East line, a distance of 210.00 feet; thence S 89° 49' W a distance of 215.0 feet; thence S 00° 13' E a distance of 150.00 feet to a point on the North line of Cowdin Subdivision; thence S 90° 00' W along the North line of said Subdivision 1402.1 feet to the NW corner of Lot 9, Block A, Cowdin Subdivision, said point also being on the easterly right-of-way of the Kansas Turnpike; thence N 41° 19' E along the easterly right-of-way of the Kansas Turnpike, a distance of 880.0 feet; thence N 89° 54' E a distance of 630.0 feet to a point on the West right-of-way of SE Colorado Avenue, said point also being a common center with Parnell Subdivision; thence S 00° 13' E along said right-of-way a distance of 300.0 feet to the SW corner of Noble Subdivision; thence N 89° 54' E along the South line of said Subdivision and said South line extended a distance of 400.0 feet to the point of beginning containing 16.62 acres more or less.

DRAKES FARM SUBDIVISION AREA

Drakes Farm Subdivision. Contains approximately 21.01 acres.

KANZA BUSINESS AND TECHNOLOGY PARK (OVERALL PUD BOUNDARY)

A TRACT OF LAND IN THE SOUTHEAST QUARTER, THE EAST HALF OF THE SOUTHWEST QUARTER, LOT 3 OF THE NORTHWEST QUARTER, AND THE NORTHEAST QUARTER, ALL IN SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE ON AN ASSUMED BEARING OF NORTH 00°00'22" EAST, 30.00 FEET, ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89°36'04" WEST, 23.50 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89°36'04" WEST, 2611.74 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHEAST QUARTER, 30.00 FEET NORTH OF THE

SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER; THENCE NORTH 00°06'23" WEST, 1118.90 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 86°16'38" EAST, 130.48 FEET; THENCE NORTH 42°55'39" EAST, 233.28 FEET; THENCE NORTH 01°25'17" WEST, 497.95 FEET; THENCE SOUTH 88°46'41" WEST, 278.01 FEET TO THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 00°06'23" EAST, 120.24 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER TO THE NORTH LINE OF ARLINGTON HEIGHTS SUBDIVISION; THENCE SOUTH 89°54'32" WEST, 1309.28 FEET ALONG THE NORTH LINE OF SAID SUBDIVISION TO THE WEST LINE OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 00°11'27" EAST, 953.94 FEET ALONG THE WEST LINE OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 00°18'11" EAST, 663.92 FEET ALONG THE WEST LINE OF SAID LOT 3 TO THE SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY NO. 70; THENCE NORTH 88°53'30" EAST, 883.63 FEET ALONG SAID RIGHT-OF-WAY LINE; THENCE ON A CURVE TO THE LEFT, ALONG SAID RIGHT-OF-WAY LINE, A RADIUS OF 1579.22 FEET, AN ARC DISTANCE OF 683.95 FEET, WITH A CHORD WHICH BEARS NORTH 76°29'04" EAST, 678.62 FEET; THENCE NORTH 64°04'38" EAST, 1046.28 FEET, ALONG SAID RIGHT-OF-WAY LINE; THENCE SOUTH 00°08'08" WEST, 213.32 FEET; THENCE SOUTH 78°48'28" EAST, 1483.53 FEET TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTH 00°08'53" EAST, 87.25 FEET ALONG THE EAST LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 16°33'51" WEST, 156.49 FEET; THENCE SOUTH 00°08'53" EAST, 539.57 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER, 45.00 FEET WEST OF THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH 00°00'22" WEST, 35.43 FEET; THENCE SOUTH 89°59'38" EAST, 21.50 FEET; THENCE SOUTH 00°00'22" WEST, 2570.01 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT CONTAINS 258.943 ACRES, MORE OR LESS.

A TRACT OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 26; THENCE ALONG THE SOUTH LINE OF SAID QUARTER ON AN ASSUMED BEARING OF SOUTH 89°35'38" WEST, A DISTANCE OF 825.36 FEET; THENCE ON A BEARING OF NORTH 00°24'22" WEST, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE PARALLEL WITH THE SOUTH LINE OF SAID QUARTER ON A BEARING OF SOUTH 89°35'38" WEST, A DISTANCE OF 515.96 FEET; THENCE ON A BEARING NORTH 00°25'19" WEST, A DISTANCE OF 2033.61 FEET; THENCE ON A BEARING OF NORTH 44°27'37" EAST, A DISTANCE OF 68.73 FEET; THENCE ON A BEARING OF SOUTH 63°56'06" EAST, A DISTANCE OF 18.56 FEET; THENCE ON A BEARING OF NORTH 19°56'13" EAST, A DISTANCE OF 44.30 FEET; THENCE ON A BEARING OF NORTH 34°34'08" EAST, A DISTANCE OF 25.22 FEET; THENCE ON A BEARING OF NORTH 72°13'53" EAST, A DISTANCE OF 27.65 FEET; THENCE ON A BEARING OF SOUTH 37°05'32" EAST, A DISTANCE OF 14.75 FEET; THENCE ON A BEARING OF SOUTH 54°25'19" EAST, A DISTANCE OF 16.30 FEET; THENCE ON A BEARING OF SOUTH 80°46'21" EAST, A DISTANCE OF 23.15 FEET; THENCE ON A BEARING OF SOUTH 87°13'11" EAST, A DISTANCE OF 11.70 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 75.00 FEET, A CHORD BEARING OF SOUTH 74°03'00" EAST, AND A CHORD DISTANCE OF 34.18 FEET) A DISTANCE OF 34.48 FEET; THENCE ON A BEARING OF SOUTH 60°52'49" EAST, A DISTANCE OF 42.96 FEET; THENCE ON A BEARING OF SOUTH 53°28'55" EAST, A DISTANCE OF 108.90 FEET; THENCE ON A BEARING OF SOUTH 31°54'18" EAST, A DISTANCE OF 87.45 FEET; THENCE ON A BEARING OF SOUTH 26°44'08" EAST, A DISTANCE OF 158.72 FEET; THENCE ON A BEARING OF SOUTH 28°30'48" EAST, A DISTANCE OF 137.12 FEET; THENCE ON A BEARING OF SOUTH 35°51'47" EAST, A DISTANCE OF 63.86 FEET; THENCE ON A BEARING OF SOUTH 44°53'50" EAST, A DISTANCE OF 71.01 FEET; THENCE ON A BEARING OF SOUTH 00°10'26" EAST, A DISTANCE OF 305.26 FEET; THENCE ON A BEARING OF SOUTH 41°48'53" WEST, A DISTANCE OF 216.94 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG SAID CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 75.00 FEET, A CHORD BEARING OF SOUTH 19°54'50" EAST, AND A CHORD DISTANCE OF 97.23 FEET) A DISTANCE OF 105.78 FEET; THENCE ON A BEARING OF SOUTH 00°01'58" EAST, A DISTANCE OF 78.63

FEET; THENCE ON A BEARING OF SOUTH 34°02'36" EAST, A DISTANCE OF 118.96 FEET; THENCE ON A BEARING OF SOUTH 00°17'22" WEST, A DISTANCE OF 227.41 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 60.00 FEET, A CHORD BEARING OF SOUTH 45°46'21" WEST, AND A CHORD DISTANCE OF 77.15 FEET) A DISTANCE OF 83.79 FEET; THENCE ON A BEARING OF SOUTH 00°06'58" EAST, A DISTANCE OF 142.97 FEET; THENCE ON A BEARING OF SOUTH 86°22'32" WEST, A DISTANCE OF 30.69 FEET; THENCE ON A BEARING OF SOUTH 01°46'13" EAST, A DISTANCE OF 80.18 FEET; THENCE ON A BEARING OF SOUTH 89°57'22" WEST, A DISTANCE OF 20.82 FEET; THENCE ON A BEARING OF SOUTH 00°15'55" WEST, A DISTANCE OF 130.86 FEET; THENCE ON A BEARING OF SOUTH 89°40'17" EAST, A DISTANCE OF 21.15 FEET; THENCE ON A BEARING OF SOUTH 00°20'17" WEST, A DISTANCE OF 28.30 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG SAID CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 118.49 FEET, A CHORD BEARING OF SOUTH 21°22'45" EAST, A CHORD DISTANCE OF 60.15 FEET) A DISTANCE OF 60.82 FEET; THENCE ON A BEARING OF SOUTH 32°29'33" EAST, A DISTANCE OF 24.43 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT (SAID CURVE HAVING A RADIUS OF 194.67 FEET, A CHORD BEARING OF SOUTH 12°51'45" EAST, AND A CHORD DISTANCE OF 80.56 FEET) A DISTANCE OF 81.15 FEET; THENCE ON A BEARING OF SOUTH 01°52'31" EAST, A DISTANCE OF 26.20 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT OF LAND CONTAINS 24.081 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL RIGHTS-OF-WAY, EASEMENTS, RESTRICTIONS, AND COVENANTS OF RECORD, IF ANY.

(AND IN ADDITION)

KANZA BUSINESS AND TECHNOLOGY PARK SUBDIVISION. CONTAINS APPROXIMATELY 10.39-ACRES, MORE OR LESS.

EXCEPT

The property commonly known as the 501 Sports Complex and legally described as follows: A tract of land in the Southeast Quarter of Section 26, Township 11 South, Range 15 East of the Sixth Principal Meridian, described as follows: Beginning at a point on the West line, 30.00-foot North of the Southwest Corner of said Quarter Section (said point being on the North right-of-way line of West Sixth Street); thence North 00 degrees, 06 minutes, 40 seconds West, along said West Line, 1,118.79-feet; thence South 86 degrees, 14 minutes, 23 seconds East, 130.46-feet; thence North 42 degrees, 56 minutes, 08 seconds East, 233.28-feet; thence North 01 degrees, 24 minutes, 28 seconds West, 497.95-feet; thence North 88 degrees, 48 minutes, 04 seconds East, 120.98-feet; thence on a 302.50-foot radius curve to the left, with a 170.62-foot chord bearing North 72 degrees, 25 minutes, 13 seconds East, an arc distance of 172.97-feet; thence North 56 degrees, 02 minutes, 21 seconds East, 399.91-feet; thence South 20 degrees, 26 minutes, 15 seconds East 750.52-feet; thence South 00 degrees, 24 minutes, 53 seconds East, 1,344.97-feet to the North right-of-way line of West Sixth Street; thence South 89 degrees, 36 minutes, 04 seconds West, along said North right-of-way line, 1,162.82-feet to the Point of Beginning. The above contains 44.001-acres, more or less, all in the City of Topeka, Shawnee County, Kansas.

PART 2

APPRAISED VALUATION OF REAL PROPERTY

The appraised valuation of the real estate contained in the Neighborhood Revitalization Area as of May 1, 2006 for each parcel by land and building values is on file in the Topeka Planning Department. The 2006 appraised valuation for the 14,943 parcels contained in the area is:

	<u>Existing</u>	<u>Proposed</u>
Land	\$211,349,980	\$7,109,690
<u>Improvements</u>	<u>\$1,104,773,358</u>	<u>\$20,671,600</u>
Total Appraised Valuation	\$1,316,123,338	\$27,781,290

PART 3

LISTING OF OWNERS OF RECORD IN AREA

Each owner of record of each parcel of land is listed together with the corresponding address on file in the Topeka Planning Department.

PART 4

EXISTING ZONING BOUNDARIES & EXISTING/PROPOSED LAND USES

Descriptions of zoning districts, current boundaries, existing land uses, and future land use maps within the Neighborhood Revitalization Area are all found on file in the Topeka Planning Department.

PART 5
MAJOR IMPROVEMENTS
PROPOSED FOR NEIGHBORHOOD REVITALIZATION AREA

A list of the proposed major improvements within the Neighborhood Revitalization Area are identified within the City Council-adopted neighborhood and area plans of the Comprehensive Plan. Copies of those plans are on file with the Topeka Planning Department and to date include:

- Central Park Neighborhood Plan (1998/2008)
- Chesney Park Neighborhood Plan (1998/2009)
- Holliday Park Neighborhood Plan (1998/2008)
- Historic North Topeka Revitalization Plan (1999)
- Elmhurst Neighborhood Plan (2001)
- Tennessee Town (2001)
- Downtown Topeka Redevelopment Plan (2001)
- Ward-Meade Neighborhood Plan (2001)
- Wasburn-Lane Parkway Plan (2001)
- East Topeka Neighborhood Revitalization Plan (2002)
- Old Town Neighborhood Plan (2003)
- Hi-Crest Neighborhood Plan (2003)
- Oakland Neighborhood Plan (2004)

Proposed housing, infrastructure, and public facility improvements within these plans are intended to guide the City's future resource allocation as targeted within the Neighborhood Revitalization Area. Actual approved resource allocations are found with the City's Capital Improvement Budget and Consolidated Plan.

PART 6
STATEMENT SPECIFYING THE ELIGIBILITY REQUIREMENTS
FOR A TAX REBATE

Residential New Construction/Rehabilitation

All residential improvements legally permitted by applicable zoning regulations and building codes within the Neighborhood Revitalization Area are eligible for the specified tax rebate provided the new appraised valuation is increased by a minimum of 10%. Improvement projects that are **not** eligible without City Council approval include:

- New construction renter-occupied single-family dwellings.
- Conversion of single-family dwellings to two (2) or more dwelling units.

Commercial New Construction/Rehabilitation

Commercial, office and institutional, and industrial projects legally permitted by applicable zoning regulations and building codes within the Neighborhood Revitalization Area are eligible for the specified tax rebate provided the new appraised valuation is increased by a minimum of 20%.

PART 7

CRITERIA FOR DETERMINATION OF ELIGIBILITY

- (a) Construction of an improvement must have begun on or after January 1, 2007 the date of designation of the neighborhood revitalization area by the City under Ordinance No. 18847. Such improvement project shall remain eligible in the event of any re-adoption of the 2007 Neighborhood Revitalization Program by a subsequent ordinance. An improvement project constructed pursuant to a building permit and an application for tax rebate filed before January 1, 2007, may be eligible for a rebate under the Neighborhood Revitalization Program created by City ordinance No. 18222.
- (b) A rebate application must be filed within sixty (60) days of the issuance of a building permit or initiation of work (if no building permit is required) as determined by the Planning Director. An application determined to be “out-of-time” shall be accepted by the Planning Director if the applicant can demonstrate that prior to commencing the improvements, he or she intended to use the program’s benefits for the specific improvement proposed in the application. Some factors that may be used to determine the intent and prior knowledge of the program include previous written or verbal communication with city staff, contractors, or other interested parties in the project. The fact that the applicant was not made aware of the program by city staff shall not be used as a factor in this determination. An application shall not be accepted “out-of-time if the building permit was issued to correct a past zoning or building code violation. The applicant must submit all evidence in writing that supports the above criteria to the Planning Department within one (1) year of the issuance of the building permit. The applicant may appeal the Planning Director’s decision to the City Manager who has final authority over the matter.
- (c) The improvements must conform with the Comprehensive Plan, including design guidelines within applicable Neighborhood Plans, and Zoning Regulations in effect at the time the improvements are made.
- (d) New and existing improvements on property must conform with all other applicable codes, rules, and regulations in effect at the time the improvements are made, and for the length of the rebate or the rebate may be terminated.
- (e) Any property that is delinquent in any real property tax payment or special assessment shall not be eligible for any rebate or future rebate until such time as all real property taxes and special assessments have been paid. Additionally, taxes on all real property owned by the applicant must be current.
- (f) Commercial or industrial property eligible for tax incentives under any adopted Neighborhood Revitalization Plan and Topeka's existing tax abatement program pursuant

to Article 11, Section 13 of the Kansas Constitution and Topeka Ordinance 17270, may receive one exemption/rebate per project from the City as a tax incentive.

- (g) Any property that fronts a public street boundary of the Neighborhood Revitalization Area shall be eligible for the rebate, except those properties that front a public highway.
- (h) Projects completed or eligible to be approved after two (2) years from the issuance of a building permit or initiation of eligible work items shall not be eligible for a tax rebate.

PART 8

CONTENTS OF APPLICATION FOR TAX REBATE

Part 1 - General Information

- (a) Owner's Name
- (b) Owner's Mailing Address.
- (c) School District No.
- (d) Parcel I.D. No.
- (e) Building Permit No.
- (f) Address of Property.
- (g) Legal Description of Property
- (h) Day Phone Number.
- (i) Proposed Property Use.
- (j) Improvements
- (k) Estimated Cost of Improvements.
- (l) Proof of Historical Register Listing.
- (m) List of Buildings proposed to be or actually demolished.
- (n) Date of commencement of construction.
- (o) Estimated date of completion of construction.

Part 2 - Status of Construction/Completion

- (a) County Appraiser's Statement of Percentage Test.
- (b) County Clerk's Statement of Tax Status.
- (c) Planning's Statement of Application Conformance for Tax Rebate.

PART 9

APPLICATION PROCEDURE

- (a) The applicant shall obtain an Application for Tax Rebate from Topeka Planning Department (Planning) or the City's Development Services Office concurrent with obtaining a building permit application.
- (b) The applicant shall complete and sign the application and file the original with Planning, within sixty (60) days of issuance of the building permit or as permitted under Part 7(b).
- (c) Planning shall forward the application to the Shawnee County Appraiser's Office for determination of the appraised valuation of the improvements and when necessary, shall indicate the base tax year in order to determine the property's pre-demolition value for historic resources or landmarks that were demolished to make way for the improvements.
- (d) On or about January 1, the County Appraiser shall conduct an on-site inspection of the construction project, determine the new valuation of the real-estate, complete his portion of the application, and report the new valuation to the Shawnee County Clerk by June 1 of that same year. The tax records on the project shall be revised by the County Clerk's Office.
- (e) Upon determination by the Appraiser's office that the improvements meet the percentage test for rebate and the Clerk's office has determined the status of the taxes on the property, Planning shall certify to the County Clerk the project and application does or does not meet the requirements for a tax rebate and shall notify the applicant.
- (f) Upon the payment of the real estate tax for the subject property for the initial and each succeeding tax year period extending through the specified rebate period, and within a thirty (30) day period following the date of tax distribution by Shawnee County to the other taxing units, a tax rebate in the amount of the tax increment (less any fees as specified in the Interlocal Agreement) shall be made to the applicant.

The tax rebate amount will be based on the appraised property value increment between the application year and the completion year directly attributable to the improvement itself. The actual rebate may vary year to year depending upon the approved mill levy for all participating taxing jurisdictions. The tax rebate shall be made by Audit and Finance, Shawnee County through the Neighborhood Revitalization Fund established in conjunction with the City of Topeka and the other taxing units participating in an Interlocal Agreement.

PART 10
STANDARDS AND CRITERIA FOR APPROVAL

- (a) Project improvements shall be 100% complete.
- (b) The appraised value of residential property must be increased by a minimum of 10%.
- (c) The appraised value of commercial and industrial property must be increased by a minimum of 20%.
- (d) New improvements must conform with all applicable codes, rules, and regulations in effect at the time the improvements are made, including design guidelines of the Comprehensive Plan, for the length of the rebate.
- (e) Any property that is delinquent in any real property tax payment or special assessment shall not be eligible for any rebate or future rebate until such time as all real property taxes and special assessments have been paid. Additionally, taxes on all real property owned by the applicant must be current.

PART 11

STATEMENT SPECIFYING REBATE FORMULA

Program Period:

The Neighborhood Revitalization Fund and tax rebate incentive program shall expire on December 31, 2009.

Rebate Period:

All Eligible Uses	10 years
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Properties on National/State Register, or properties designated as Historic Landmarks by the City of Topeka	15 years
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Rebate Amount:

All Eligible Uses	95%*
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Properties on National/State Register, or properties designated as Historic Landmarks by the City of Topeka	100%
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*5 % to remain in Neighborhood Revitalization Fund for administrative costs.

Part 12

OTHER MATTERS

1. A comprehensive marketing effort shall be initiated to introduce and reinforce this program to the general public. Potential actions include, but are not limited to:
 - Notice of the program included in pre-development applications by Planning, Housing and Neighborhood Development, and Development Services.
 - Informational packet distributed annually to realtors, builders, financial institutions, and neighborhood groups.
 - Recurring advertisements on Government Access Cable Channel.

2. The governing body may declare a structure outside of a neighborhood revitalization area eligible if it satisfies the conditions set forth in subsection (a) of KSA 12-17, 115 as a “dilapidated structure” due to its deteriorated conditions and/or is worthy of preservation. As a matter of course, the governing body shall forward said declaration to the participating taxing entities for their approval as well.

SHAWNEE COUNTY TAX LEVY SCHEDULE 2009

Tax Levies per \$1,000 Assessed Valuation

	<u>Taxing Jurisdiction (within USD 501 area)</u>	<u>Mill Levy</u>	<u>% of Total Levy</u>
1.	Shawnee County	40.965	28.1%
2.	City of Topeka	32.592	22.3%
3.	USD 501 (Topeka)	54.429	37.3%
4.	Washburn University	3.316	2.3%
5.	Topeka-Shawnee County Public Library	9.018	6.2%
6.	MTTA (Transit)	4.404	3.0%
7.	MTAA (Airport)	1.293	0.9%
	Total	146.017	100%

	<u>Taxing Jurisdiction (within USD 345 area)</u>	<u>Mill Levy</u>	<u>% of Total Levy</u>
1.	Shawnee County	40.965	28.7%
2.	City of Topeka	32.592	22.8%
3.	USD 345 (Seaman)	51.320	35.9%
4.	Washburn University	3.316	2.3%
5.	Topeka-Shawnee County Public Library	9.018	6.3%
6.	MTTA (Transit)	4.404	3.1%
7.	MTAA (Airport)	1.293	0.9%
	Total	142.908	100%

Note: State of Kansas mill levy = 1.500

Source: Shawnee County Clerk's Office

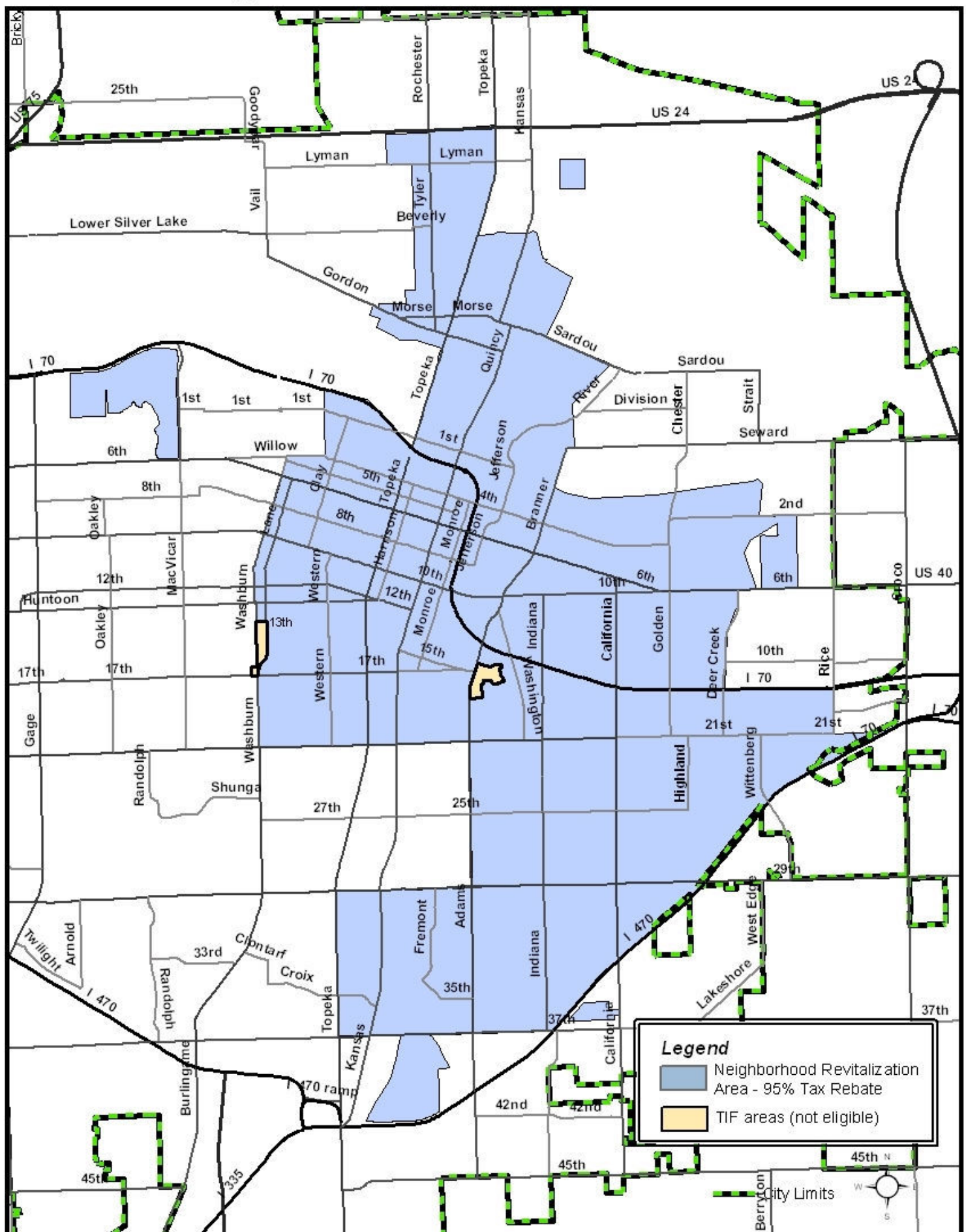
Neighborhood Revitalization Program
2008 Program (existing) vs. 2010 Program (proposed)

Issue	EXISTING PLAN	PROPOSED PLAN
Neighborhood Revitalization Area	See map (attached)	No change
Boundaries	Properties outside the area that front a local street boundary are eligible.	No change
Eligibility	Any use permitted by zoning. However, new single-family dwellings must be owner-occupied	No change
Improvement Threshold	Residential improvements must increase appraised value by 10%. Commercial improvements must increase appraised value by 20%.	No change
Application Deadline	Applicant has 60 days after building permit to apply. Out-of-time applications may be accepted up to 1 year after building permit if evidence is presented they knew about the program at the time of building permit.	No change
Rebate Rate <i>(assumes all taxing entities participate)</i>	95% rebate on increase in taxes/10 years; or 100% rebate on increase in taxes/15 years (historic property)	No change
Timeliness	Eligible improvements must be completed within two (2) years after building permit	No change
Special Considerations	Taxes on all real property owned by the applicant must be current. Improvements must conform to all codes for the rebate period. New housing must conform to design guidelines in adopted Neighborhood Plans.	No change

Map #1

Neighborhood Revitalization Area - 2010

Attachment number 4
Page 1 of 1





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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

October 26, 2009

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DATE: December 8, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Topeka, Kansas 66603

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CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

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STAFF RECOMMENDATION:

BACKGROUND:

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SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Topeka, Kansas 66603

October 26, 2009

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DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

October 23, 2009

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DATE: December 8, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available