ORDINANCE NO. 17655

AN ORDINANCE introduced by Mayor Joan Wagnon, authorizing Improvement Project No. 13126-00, which provides for the construction of a 272 stall parking garage at approximately 9th Street and Kansas Avenue as more specifically described herein, all pursuant to K.S.A. 12-1736 et seq.

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

Section 1. That it is hereby deemed advisable and necessary and is also hereby authorized, pursuant to K.S.A. 12-1736 et seq. that the following public improvement be made:

A. GENERAL NATURE OF IMPROVEMENT:

This project provides for the construction of a 272 stall parking facility with ground level store fronts facing Kansas Avenue. The parking facility is located at the northwest corner of 9th Street and South Kansas Avenue. The project includes façade treatments to match the character of the downtown area. MBI, Inc. (selected through a request for proposals process) will design and build the project. MBI, Inc. also plans to build approximately 15,000 square feet commercial office space on top of the parking facility.

B. ESTIMATED OR PROBABLE COST:

$6,240,000.00

C. APPORTIONMENT OF COSTS:

General Obligation Bonds of the City with debt service paid by the Parking Fund.

Section 2. The City both reasonably expects and intends to finance the costs of said improvements from the proceeds of general obligation bonds of the City. The City does hereby express its official intent to reimburse any such capital expenditures made or obligations incurred by it on or after the date which is sixty (60) days before the date of this Ordinance from the proceeds of such bonds in the estimated maximum principal amount of $6,240,000.00. The City will issue such bonds for such purposes and make the

LMIMPROV.PRJ/13126-00 2/15/01
reimbursements within eighteen (18) months after the date the expenditure to be reimbursed was paid or, if later, eighteen (18) months after the date on which the property resulting from the expenditure was placed in service. Provided, that, in any event, the City must make the reimbursement allocation within three (3) years after the date the expenditure was paid. This Ordinance, as the expression of the lease as is official intent regarding the matters described herein, will be available for public inspection in the City Clerk's office at City Hall during regular business hours of the City.

Section 3. Original City of Topeka Ordinance No. 17586 is hereby specifically repealed.

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 City Council Feb. 27, 2001

Joan Wagonn, Mayor

ATTEST: Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY DATE 2/14/01 BY
TO BE CODIFIED
NOT TO BE CODIFIED X