RESOLUTION NO. 7688

A RESOLUTION INTRODUCED BY CITY MANAGER NEIL DOBLER
AMENDING AND SUPPLEMENTING RESOLUTION NO. 7677 RELATING
TO NOTICE OF A PUBLIC HEARING TO CONSIDER APPROVAL OF A
REDEVELOPMENT PROJECT PLAN FOR THE HEARTLAND PARK
REDEVELOPMENT DISTRICT PERSUANT TO K.S.A. 12-1772 AND
AMENDMENTS THERETO

WHEREAS, on August 23, 2005, the Governing Body of the City of Topeka,
Kansas duly adopted Resolution No. 7677 relating to notice of a public hearing to
consider approval of a proposed redevelopment project plan for the Heartland Park
Redevelopment District; and

WHEREAS, to more clearly state that the Governing Body of the City of Topeka,
Kansas has determined that it may issue full faith and credit tax increment bonds in
connection with the financing of the proposed redevelopment project plan,

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF
THE CITY OF TOPEKA, KANSAS, AS FOLLOWS:

Section 1. Resolution No. 7677, duly adopted by the Governing Body of the
City of Topeka, Kansas on August 23, 2005, is hereby amended and supplemented to
include the following new section, which shall be designated as Section 5 of Resolution
No. 7677 and shall be in addition to and not in substitution of any section or provision
thereof:

"Section 5. The Governing Body of the City of Topeka,
Kansas has determined that it may issue full faith and credit
tax increment bonds to finance up to 50% of the
redevelopment project costs in connection with any action
by the Governing Body approving or adopting the proposed
redevelopment project plan for the Heartland Park
Redevelopment District."

Section 2. Resolution No. 7677, as amended and supplemented herein, is
hereby restated to read as follows:

"RESOLUTION NO. 7677

A RESOLUTION INTRODUCED BY NEIL DOBLER
RELATING TO NOTICE OF A PUBLIC HEARING
CONCERNING A REDEVELOPMENT PROJECT PLAN
FOR THE HEARTLAND PARK REDEVELOPMENT
DISTRICT PURSUANT TO K.S.A. 12-1772”

“WHEREAS, K.S.A. 12-1770 et seq., as amended (the “Act”),
provides for the creation of redevelopment districts and the approval of
redevelopment project plans, including project plans for a major
motorsports complex; and”

“WHEREAS, the City has adopted a Resolution expressing its
intent to establish the Heartland Park Redevelopment District; and”

“WHEREAS, the boundaries of the proposed Heartland Park
Redevelopment District are set forth in Resolution No. 7676; and”

“WHEREAS, pursuant to the Act, the City must adopt a resolution
stating that the City is considering the approval of a Redevelopment
Project Plan for a major motorsports complex and giving notice that a
public hearing will be held to consider such Redevelopment Project Plan;”

“NOW, THEREFORE, BE IT RESOLVED BY THE
GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS, AS
FOLLOWS:”

“Section 1. A public hearing will be held to consider the adoption
of the Redevelopment Project Plan for a major motorsports complex in the
proposed Heartland Park Redevelopment District, at the Topeka
Municipal Building, located at 214 SE 8th Street, Topeka, Kansas on
September 27, 2005, beginning at 7:00 p.m.”

“Section 2. The boundaries of the major motor sports complex
covered by the Redevelopment Project Plan are coextensive with the
boundaries of the proposed Heartland Park Redevelopment District set
forth in Exhibit A, attached hereto and incorporated herein by reference.
Said area lies within the boundaries of an eligible area; subject, however,
to the determination by the Kansas Secretary of Commerce that the
Redevelopment District is a major motorsports complex within the
requirements of the Act.”

“Section 3. The Redevelopment Project Plan for the major
motorsports complex in the Heartland Park Redevelopment District,
including a summary of the feasibility study, financial guarantees, and a
description and map of the area to be developed are available for
inspection during regular office hours in the office of the City Clerk, at the
Office of the City Clerk, 215 SE 7th Street, Topeka, Kansas.”
“Section 4. Notice of the public hearing shall be given as provided in K.S.A. 12-1780c.”

“Section 5. The Governing Body of the City of Topeka, Kansas has determined that it may issue full faith and credit tax increment bonds to finance up to 50% of the redevelopment project costs in connection with any action by the Governing Body approving or adopting the proposed redevelopment project plan for the Heartland Park Redevelopment District.”

“This RESOLUTION is hereby adopted by the Governing Body of the City of Topeka, Kansas this 23rd day of August, 2005.”

Section 3. A copy of this Resolution shall be sent by certified mail, return receipt requested, to the Board of Commissioners of Shawnee County, Kansas and Shawnee Heights U.S.D. No. 450 within three (3) business days from the date of the adoption of this Resolution. A copy of this Resolution shall also be published once in the official newspaper on September 30, 2005.

This RESOLUTION is hereby adopted by the Governing Body of the City of Topeka, Kansas on this 27th day of September, 2005.

CITY OF TOPEKA, KANSAS

By: ____________________________
William W. Bunten, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM & LEGALITY
BUL

SEP 21 2005
CITY ATTORNEY’S OFFICE