RESOLUTION NO. 7707

A RESOLUTION introduced by City Manager 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, on October 5, 2005, City of Topeka Ordinance No. 18515 establishing the Heartland Park Redevelopment District became effective; and

WHEREAS, the boundaries of the proposed Heartland Park Redevelopment District are as set forth in City of Topeka Ordinance No. 18515; 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 December 6, 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
Heartland Park Redevelopment District as established by City of Topeka
Ordinance No. 18515, 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. The City of Topeka may issue full faith and credit tax
increment bonds pursuant to the Redevelopment Project Plan unless, pursuant
to the provisions of K.S.A. 12-1774, within sixty (60) days following the date of
the public hearing on the proposed project plan a protest petition signed by three
percent (3%) of the qualified voters of the city is filed with city clerk in accordance
with the provisions of K.S.A. 25-3601 et seq., and amendments thereto.

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 fifty percent (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 6. Pursuant to the provisions of K.S.A. 12-1780c, as amended, the City Clerk shall provide notice of the public hearing by publishing this resolution in the official city newspaper not less than one (1) week nor more than two (2) weeks preceding the date fixed for the public hearing.

THIS RESOLUTION is hereby adopted by the Governing Body of the City of Topeka, Kansas this 25th day of October, 2005.

William W. Bunten, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE: 10/25/05 BY