RESOLUTION NO. 7772

A RESOLUTION introduced by City Manager Neil Dobler setting the public hearing for Trafficway Improvement Project No. 70203-00 which provides for improvements to the intersection of SE 45th Street and Croco Road and SE 39th Street to SE 44th Street as more specifically described herein.

BE IT RESOLVED by the Council of the City of Topeka, Kansas, that a public hearing shall be held by the Governing Body of the City of Topeka, Kansas, on the advisability of the following: TRAFFICWAY IMPROVEMENT PROJECT NO. 70203-00; said hearing to be held on April 18, 2006, in the City Council Chambers of City Hall, 214 E. 8th Street, at 6:00 p.m., as provided by K.S.A. 12-6a01 et seq.

BE IT FURTHER RESOLVED that the City Clerk shall publish the following notice of such public hearing in the official city newspaper in the manner provided by K.S.A. 12-6a01 et seq.

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Council of the City of Topeka, Kansas, will meet for the purpose of holding a public hearing as provided by K.S.A. 12-6a01 et seq., in the City Council Chambers of City Hall, 214 E. 8th Street, at 6:00 p.m. on April 18, 2006, to consider the advisability of the following:

A. GENERAL NATURE OF IMPROVEMENT:

This project provides for improvements to the intersection of SE 45th Street and SE Croco Road as well as improvements to SE Croco Road from SE 39th Street to SE 44th Street. Additionally, the intersection improvements include either a roundabout or a standard intersection with left turn lanes and traffic signals. Specifically the project includes the design, construction,
appraisal and acquisition of right-of-way and relocation of conflicting utilities necessary to improve this section of road from a 2-lane rural section to a multi-lane urban arterial with storm sewers and sidewalks.

B. **PROPOSED IMPROVEMENT DISTRICT:**

A tract in Sections 22 and 23, 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 of said Southeast Quarter; 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 on a West line of Rockfire at the Lake Subdivision, 588.22 feet; thence North 29°50'56" East on a West line of Rockfire at the Lake Subdivision, 179.74 feet; thence North 45°33'23" East on a Northwest line of Rockfire at the Lake Subdivision, 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 Southeast Quarter of said Section 22, to the Southwest corner of East Shawnee Lake Estates Subdivision; thence northerly on the West line of East Shawnee Lake Estates Subdivision to the Northwest corner thereof; thence easterly on the North line of the South Half of the Northeast Quarter of said Section 22, to the Northeast corner of the South Half of said Northeast Quarter; thence easterly on the North line of the South Half of the Northwest Quarter of said Section 23, to the Northeast corner of the South Half of said Northwest Quarter; thence southerly on the East line of the Northwest Quarter of said Section 23, to the Southeast corner of said Northwest Quarter; thence southerly on the East line of the Southwest Quarter of said Section 23, to the Southeast corner of said Southwest Quarter; thence westerly on the South line of the Southwest Quarter of said Section 23, to the point of beginning.

C. **ESTIMATED OR PROBABLE COST:**

$5,855,000.00
D. PROPOSED METHOD OF ASSESSMENT:

On a square foot of area basis for all lots or individual dwelling or building sites which are included in the described improvement district.

E. APPORTIONMENT OF COSTS:

<table>
<thead>
<tr>
<th>Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>$4,160,000.00</td>
<td>FHWA STP Funds</td>
</tr>
<tr>
<td>$1,017,000.00</td>
<td>Improvement District</td>
</tr>
<tr>
<td>$339,000.00</td>
<td>City of Topeka General Obligation Bonds or other lawfully available funds</td>
</tr>
<tr>
<td>$339,000.00</td>
<td>Shawnee County Public Works Funds</td>
</tr>
<tr>
<td>$5,855,000.00</td>
<td>Total</td>
</tr>
</tbody>
</table>

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

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

Upon adoption of this Resolution, the City Clerk is hereby directed to provide all publication and mailed notices in accordance with the provisions of K.S.A. 12-6a01 et seq., as amended and City of Topeka Code § 126-36 et seq.

ADOPTED and APPROVED by the City Council MAR 14 2006

ATTEST:

Iris E. Walker, City Clerk