RESOLUTION OF ADVISABILITY AND AUTHORIZATION NO. 8841

A RESOLUTION introduced by Interim City Manager Doug Gerber, authorizing Street Improvement Project No. T-601067.00 to pave streets within Misty Harbor Estates No. 5, as more specifically described herein.

WHEREAS, the City Clerk has received a petition, pursuant to K.S.A. 12-6a01, et seq., as amended, containing the signatures of the owners of 100% of the area in the improvement district hereinafter described; and

WHEREAS, a public hearing was held on January 3, 2017, after notice was published in the Topeka Metro News on December 19, 2016 and December 26, 2016; and

WHEREAS, the governing body considered the information provided by staff and comment provided at the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Topeka, Kansas, that it finds Street Improvement Project No.T-601067.00, hereinafter described, to be advisable and does hereby authorize and order said improvement to be made in accordance with its findings as follows:

A. GENERAL NATURE OF IMPROVEMENT:

To Pave:
SW 43rd Street from the west line of Lot 1, Block A, Misty Harbor Estates No. 5 to its intersection with SW Lakeside Drive;
SW Lakeside Drive from the south line of Lot 4, Block C, Misty Harbor Estates No. 5 to the north line of Lot 1, Block D, Misty Harbor Estates No. 5; SW Misty Harbor Drive, from the south line of Lot 1, Block B, Misty Harbor Estates No. 5, to its intersection with SW 43rd Street; with asphalt pavement, and curb and gutter, grading, curb inlets, and storm sewer pipes. Included with the project are engineering costs and all other contingencies needed to complete the project.

B. PROPOSED IMPROVEMENT DISTRICT:

Misty Harbor Estates No. 5
Lots 1 through 7, Block A  
Lot 1, Block B  
Lots 1 through 4, Block C  
Lots 1 through 2, Block D  

The improvement district does not include all the property which may be deemed to be benefited by the proposed improvement and the entity signing the petition, F & L Enterprises, Inc., has acknowledged in the petition that it is willing to pay the costs of the proposed improvement as set forth in the petition.

C. ESTIMATED OR PROBABLE COST:

$288,477

D. PROPOSED METHOD OF ASSESSMENT:

On a unit basis for all lots which are included in the Improvement District. This project consists of 14 lots with 1 unit per lot.

E. APPORTIONMENT OF COSTS:

Costs are to be paid 100 percent by the owners of property within the Improvement District.

Upon completion of the project described herein, 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.

This resolution shall become effective upon one publication in the official city newspaper.

ADOPTED and APPROVED by the Governing Body on January 3, 2017.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk