

Resolution No. 12-260

A RESOLUTION STATING THE CITY OF WICHITA IS CONSIDERING THE ADOPTION OF A STAR BOND PROJECT PLAN FOR THE K-96 GREENWICH STAR BOND PROJECT DISTRICT.

WHEREAS, by Ordinance No. 49-208 adopted March 6, 2012, the City of Wichita established a STAR bond district pursuant to K.S.A. 12-17 160 et. seq., as amended, known as the K-96 Greenwich STAR Bond District; and

WHEREAS, the City, by Resolution No. 12-006 passed January 10, 2012, described a STAR bond district plan which identifies proposed STAR bond project areas and proposed buildings and facilities to be constructed or improved; and

WHEREAS, the City, by Resolution No. 12-088 passed May 1, 2012, , set a hearing on a proposal to amend STAR bond district plan to include the ability to fund the cost of developing a multisport athletic complex pursuant to K.S.A. 12-17 160 et. seq., as amended; and

WHEREAS, by Ordinance No. 49-281 adopted June 12, 2012, and published June 15th, 2012, the City of Wichita amended the district plan to include the ability to fund the cost of developing a multi-sport athletic complex; and

WHEREAS, the City of Wichita proposes to undertake a STAR Bond Project within the K-96 Greenwich STAR Bond District, consisting of construction of a multi-sport athletic complex and related infrastructure improvements; and

WHEREAS, the City has prepared a STAR Bond Project Plan for said Project in accordance with K.S.A. 12-17 160 et. seq. and is considering the adoption of the Plan; and

WHEREAS, a relocation assistance plan under K.S.A. 12-17 166 is included in the STAR Bond Project Plan; and

WHEREAS, the Wichita Sedgwick County Metropolitan Area Planning Commission has reviewed the proposed STAR bond project plan and determined that the project plan is consistent with the intent of the comprehensive general plan for the development of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

1. The City of Wichita is considering the adoption of a STAR bond project plan for the K-96 Greenwich STAR Bond Project District.

2. The City of Wichita will hold a public hearing to consider the adoption of the STAR bond project plan on the 15th day of January, 2013, at 9:00 a.m., or as soon thereafter as possible, in the City Council Chambers, City Hall, 455 N. Main, Wichita, Kansas.

3. The STAR bond project will be located within the K-96 Greenwich STAR Bond Project District the boundaries of which are set forth in a legal description set forth in **Exhibit A** attached hereto and incorporated herein by reference. A map generally outlining the boundaries of the K-96 Greenwich STAR bond project district is attached hereto as **Exhibit B** and incorporated herein by reference.

4. The Phase 1 STAR Bond Project Plan and a map of the area to be redeveloped are available for inspection during the regular office hours in the office of the City Clerk, City Hall, 13th Floor, 455 N. Main, Wichita, Kansas. The STAR bond project plan includes the feasibility study, market impact study, maps and boundary descriptions, descriptions of the public improvement projects, and other information pertinent to the project. Under the terms of the Phase 1 STAR Bond Project Plan, STAR special obligation bonds may be used to finance the costs to construct public infrastructure, related improvements and amenities including a multi-sport athletic facility.

5. The governing body will consider making findings and taking action necessary for the adoption of the STAR bond project plan at the public hearing set to be heard herein.

6. It is determined and notice is hereby given that the City may issue STAR obligation bonds, payable from incremental revenues collected within the STAR bond project district (STAR bonds), pursuant to K.S.A. 12-1770 et seq., as amended, and subject to approval by the Kansas Secretary of Commerce, to finance the STAR bond project, in whole or in part.

7. That a copy of this resolution shall be sent by certified mail, return receipt requested to the Sedgwick County Board of County Commissioners, and to the Board of Education of Unified School District Nos. 265 and 375. Copies of this resolution shall also be mailed by certified mail, return receipt requested, to each owner and occupant of land within the proposed STAR bond project district not more than ten (10) days following the date of the adoption of this resolution.

8. This Resolution shall be published once in the official City newspaper not less than one week or more than two weeks preceding the date fixed for the public hearing. Such publication shall include Exhibit "A" which is a sketch clearly delineating the area in sufficient detail to advise the reader of the particular land proposed to be included within the project area.

ADOPTED this 11th day of December, 2012.

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Gary Rebenstorf, City Attorney

EXHIBIT "A"
STAR BOND PROJECT DISTRICT
LEGAL DESCRIPTION

A tract of land situated in the West One-half of Section 3, the East One-half of Section 4 and the Northwest Quarter of Section 10, all in Township 27 South, Range 2 East of the Sixth Principal Meridian in Sedgwick County, Kansas, being more particularly described as follows:

Note: The basis of the bearings in this description is N 89° 16' 46" E being the South line of the Southwest Quarter of Section 3 Township 26 South Range 2 East and as shown on Cross Pointe 2ND a recorded subdivision in the Sedgwick County Register of Deeds office.

Beginning at the Southeast corner of said Section 4, said corner being common with the Southwest corner of said Section 3 and the Northwest corner of said Section 10 and at the intersection of the centerlines for 21st Street North and Greenwich Road;

Thence South 89° 01' 03" West 1550.01 feet, on the south line of the Southeast Quarter of said Section 4 and generally West on the centerline of 21st Street North to a point 60.0 feet south of the south west corner of Lot 12 on Regency Lakes Commercial 2ND Addition a recorded subdivision in the Sedgwick County Register of Deeds office;

Thence North 00° 42' 44" West 2645.22 feet on the west line of said Regency Lakes Commercial 2ND Addition subdivision and a continuation of that line to a point on the East/West center line of said Section 4, the southern most line of Regency Park Addition a recorded subdivision in the Sedgwick County Register of Deeds office and the North right of way line of Highway K-96;

Thence North 89° 02' 53" East 381.86 feet, on said East/West center line of said Section 4, the southern most line of said Regency Park Addition, and the north right of way line of Highway K-96;

Thence North 54° 11' 18" East 614.48 feet on said southern most line of said Regency Park Addition and the north right of way line of Highway K-96;

Thence North 74° 45' 12" East 316.18 feet on said southern most line of said Regency Park Addition and the north right of way line of Highway K-96;

Thence South 89° 59' 33" East 360.23 feet on said southern most line of said Regency Park Addition and the north right of way line of Highway K-96 and extending to a point on the East line of said Section 4, said line being common with the West line of said Section 3 and the centerline of Greenwich Road;

Thence North 00° 32' 29" West 2257.64 feet on said common line and said centerline of Greenwich Road to the Northwest corner of the Northwest Quarter of said Section 3;

Thence North 89° 16' 14" East 1030.00 feet on the north line of the Northwest Quarter of said Section 3 to a point being 60.00 feet north of the northwest corner of Block A on Stoney Pointe Addition a recorded subdivision in the Sedgwick County Register of Deeds office;

Thence South 00° 32' 29" East 1023.95 feet on the west line of said Block A to the south west corner of Reserve D on said Stoney Pointe Addition;

Thence South 89° 14' 32" East 250.00 feet on the south line of said Reserve D and a point being 50.00 feet south of the northwest corner of Lot 2 on said Stoney Pointe Addition;

Thence South 00° 32' 29" East 320.00 feet on the west line of said Lot 2 to a point on the south right of way line of 27th Street;

Thence North 89° 14' 32" East 1366.38 feet, on the South right of way line of 27th Street to a point on the North/South center line of said Section 3, said point being 56.64 feet south of the Northwest corner of Lot 13, Block 3, of said Greenwich Business Center Addition;

Thence South 00° 35' 35" East 1330.80 feet, on said North/South center line, to a point being common to the Center Corner of said Section 3, the south west corner of Reserve G on said Greenwich Business Center Addition and the north west corner of The Fairmont a recorded subdivision in the Sedgwick County Register of Deeds office;

Thence South 00° 35' 48" East 2651.74 feet, on said North/South center line to a point being the South Quarter Corner of said Section 3, the North Quarter Corner of said Section 10 and on the centerline of 21st Street North;

Thence South 01° 00' 22" East 1862.90 feet, on the North/South center line of said Section 10 to a point 417.59 feet east of the south east corner of Reserve C on Cross Pointe 2ND a recorded subdivision in the Sedgwick County Register of Deeds office;

Thence South 89° 16' 20" West 1061.05 feet on the south line of said Cross Pointe 2ND to the south west corner of Reserve C on said subdivision;

Thence North 00° 43' 40" West 848.92 feet on the westerly line of said Reserve C and continuing on that line being a west line of Lot 7 on said Cross Pointe 2ND;

Thence South 89° 17' 02" West 1589.13 feet, to a point being on the West line of said Section 10, the centerline of Greenwich Road and 60.0 feet west of the south west corner of Lo1 Block 1 on said Cross Pointe 2ND;

Thence North 00° 46' 07" West 1014.01 feet, on said West line and the centerline of Greenwich Road, to the point of beginning.

Excepting all of Lot 4 and the west 145.00 feet of Lot 5 both in Block 1 of said Greenwich Business Center Addition;

Subject to survey and all easements and restriction of record.

