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RESOLUTION NO. 14-047

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTING PAVEMENT ON WOODRIDGE FROM THE SOUTH LINE OF THE PLAT, NORTH TO THE SOUTH LINE OF 27TH ST. NORTH; AND ON 27TH ST. NORTH FROM THE WEST LINE OF LOT 9, BLOCK A, EAST TO THE EAST LINE OF THE PLAT AND ON WOODRIDGE CT. (LOTS 1 THROUGH 7, BLOCK A) FROM THE WEST LINE OF WOODRIDGE WEST TO AND INCLUDING THE CUL-DE-SAC, AND ON 27TH CT. NORTH, (LOTS 1 THROUGH 13, BLOCK B) FROM THE SOUTH LINE OF 27TH ST. NORTH SOUTH TO AND INCLUDING THE CUL-DE-SAC AND THAT SIDEWALK BE CONSTRUCTED ON WOODRIDGE AND 27TH ST. NORTH (SOUTH OF 29TH ST. NORTH, WEST OF 127TH ST. EAST), 472-85046 IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF AUTHORIZING CONSTRUCTING PAVEMENT ON WOODRIDGE FROM THE SOUTH LINE OF THE PLAT, NORTH TO THE SOUTH LINE OF 27TH ST. NORTH; AND ON 27TH ST. NORTH FROM THE WEST LINE OF LOT 9, BLOCK A, EAST TO THE EAST LINE OF THE PLAT AND ON WOODRIDGE CT. (LOTS 1 THROUGH 7, BLOCK A) FROM THE WEST LINE OF WOODRIDGE WEST TO AND INCLUDING THE CUL-DE-SAC, AND ON 27TH CT. NORTH, (LOTS 1 THROUGH 13, BLOCK B) FROM THE SOUTH LINE OF 27TH ST. NORTH SOUTH TO AND INCLUDING THE CUL-DE-SAC AND THAT SIDEWALK BE CONSTRUCTED ON WOODRIDGE AND 27TH ST. NORTH (SOUTH OF 29TH ST. NORTH, WEST OF 127TH ST. EAST), 472-85046 IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That Resolution No. **12-105** adopted on **May 8, 2012** is hereby rescinded.

SECTION 2. That it is necessary and in the public interest to pave Woodridge from the south line of the plat, north to the south line of 27th St. North; and on 27th St. North from the west line of Lot 9, Block A, east to the east line of the plat and on Woodridge Ct. (Lots 1 through 7, Block A) from the west line of Woodridge west to and including the cul-de-sac, and on 27th Ct. North, (Lots 1 through 13, Block B) from the south line of 27th St. North south to and including the cul-de-sac and that sidewalk be constructed on Woodridge and 27th St. North (south of 29th St. North, west of 127th St. East), 472-85046.

Said pavement shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 3. That the cost of said improvements provided for in Section 2 hereof is estimated to be **Four Hundred Forty-Nine Thousand Dollars (\$449,000)** exclusive of the cost of interest on borrowed money, with 100 Percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **April 1, 2012**, exclusive of the costs of temporary financing.

SECTION 4. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

WOODS NORTH 3RD ADDITION

- Lots 1 through 16, Block A
- Lots 1 through 18, Block B
- Lots 1 through 24, Block C
- Lots 1 through 34, Block D

SECTION 5. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a fractional basis.

The fractional shares provided for herein have been determined on the basis of equal shares being assessed to lots or parcels of substantially comparable size and/or value: Lots 1 through 3, Block A, WOODS NORTH 3RD ADDITION, shall each pay 2,749/100,000 of the total cost of the improvements; Lots 4 through 9, Block A, and Lots 1 through 18, Block B, WOODS NORTH 3RD ADDITION shall each pay 2,871/100,000 of the total cost of the improvements; Lots 10 through 12, Block A, WOODS NORTH 3RD ADDITION shall each pay 324/100,000 of the total cost of the improvements; Lots 13 through 16, Block A, WOODS NORTH 3RD ADDITION shall each pay 94/100,000 of the total cost of the improvements; Lots 1 through 3, Block C, and Lots 1 through 19, Block D, WOODS NORTH 3RD ADDITION shall each pay 298/100,000 of the total cost of the improvements; Lots 4 through 8, Block C, and Lots 20 and 21, Block D, WOODS NORTH 3RD ADDITION shall each pay 194/100,000 of the total cost of the improvements; Lots 9 through 20, Block C, and Lots 22 through 26, Block D, WOODS NORTH 3RD ADDITION shall each pay 293/100,000 of the total cost of the improvements; Lots 21 through 24, Block C, and Lots 27 through 33, Block D, WOODS NORTH 3RD ADDITION shall each pay 757/100,000 of the total cost of the improvements; and Lot 34, Block D, WOODS NORTH 3RD ADDITION shall pay 279/100,000 of the total cost of the improvements.

In the event all or part of the lots or parcels in the improvement district are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis. Except when driveways are requested to serve a particular tract, lot, or parcel, the cost of said driveway shall be in addition to the assessment to said tract, lot, or parcel and shall be in addition to the assessment for other improvements.

SECTION 6. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 7. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 8. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 1980 Supp. 12-6a01 et seq.

SECTION 9. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 10. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

PASSED by the governing body of the City of Wichita, Kansas this 4th day of
February, 2014.

CARL BREWER, MAYOR

ATTEST:

KAREN SUBLETT, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

GARY E. REBENSTORF
DIRECTOR OF LAW