

1 **RESOLUTION NO. 9226**

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3 A RESOLUTION introduced by City Manager Brent Trout, authorizing and adopting the
4 2022-2031 Capital Improvement Program and the 2022-2024 Capital
5 Improvement Budget and approving project budgets.
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7 WHEREAS, the purpose of a Capital Improvement Program (CIP) is to plan for and
8 prioritize public improvement projects over the next ten years; and

9 WHEREAS, the 2022-2024 Capital Improvement Budget (CIB) identifies specific
10 projects and their budgets for consideration and approval by the Governing Body as
11 required by Topeka Municipal Code (TMC) Sec. A12-17; and

12 WHEREAS, the City of Topeka Capital Improvement Plan 2022-2031, (“CIP Book”)
13 contains the CIP, CIB, and all associated project budgets and is attached herein and
14 incorporated by reference; and

15 WHEREAS, for purposes of planning and allocating resources the Governing Body
16 should consider and approve the CIP and CIB and the specific project budgets contained
17 therein.

18 NOW, THEREFORE, BE IT RESOLVED, that the Governing Body takes the
19 following actions:

20 1. **The CIP.** The Governing Body approves and adopts the 2022-2031 Capital
21 Improvement Plan contained in the CIP Book at pages 15-18.

22 2. **The CIB.** The Governing Body also approves and adopts the 2022-2024
23 Capital Improvement Budget contained in the CIP Book at pages 15-18.

24 3. **2022-2024 CIB Project Budgets.** TMC Sections A12-17 and A12-25 require
25 Governing Body approval of all project budgets and project budget amendments for public
26 improvements.

27 **(a) G.O. Bonded Projects.** With regard to the projects identified on pages 47,
28 48, 59 through 61, 93 through 96, 101 through 103, 106, and 132 through 134, in the CIP
29 Book, the Governing Body finds that the public improvements described are necessary
30 and serve the public interest. Accordingly, the Governing Body authorizes such projects,
31 pursuant to TMC Section A12-1 and approves all project budgets, including amended
32 budgets, for 2022, 2023 and 2024. All projects listed on pages 48, 60 and 61 shall be
33 approved by the Governing Body annually and may be submitted for approval as a single
34 list for each of the following areas: 1) Facilities; 2) Sidewalks; and 3) Fleet Replacement.

35 **(b) G.O. Bonded Project/Fire Equipment.** With regard to the projects identified
36 on page 67 in the CIP Book, the Governing Body finds that the fire equipment described
37 therein is necessary and serves the public interest. Accordingly, the Governing Body
38 authorizes such projects, pursuant to K.S.A. 12-110c, and approves all project budgets,
39 including amended budgets, for 2022, 2023 and 2024.

40 **(c) Enterprise Funded Projects.** With regard to the projects identified on pages
41 135 through 157, 159 through 162, 164, and 166 through 171 of the CIP Book, the
42 Governing Body finds that the improvements to its waterworks system, sanitary and/or
43 stormwater system are necessary and serve the public interest. Accordingly, the
44 Governing Body authorizes such projects, pursuant to TMC Sections A12-1 and A18-3(d)
45 and approves all project budgets, including amended budgets, for 2022, 2023 and 2024.
46 No revenue bonds shall be issued unless the Governing Body enacts a separate
47 resolution and notice of intent to issue revenue bonds in accordance with K.S.A. 10-1201
48 *et seq.*

49 **(d) Cash-Funded Projects.** With regard to the projects identified on pages 49
50 through 58, 62, 63, 65, 66, 68 through 91, 97 through 100, 108 through 119, 124 through
51 128, 130 and 131, in the CIP Book, the Governing Body finds that the public
52 improvements are necessary and serve the public interest. Accordingly, the Governing
53 Body authorizes such projects and approves all project budgets, including amended
54 budgets, for 2022, 2023 and 2024, except that all projects funded in whole or in part with
55 the Citywide Half-Cent Sales Tax and with a total project budget of over \$250,000,
56 including all funding sources, shall have a project budget approved by the Governing
57 Body. For projects \$250,000 or less, utilizing funds from the Citywide Half-Cent Sales
58 Tax, the Governing Body shall annually approve a list of projects.

59 **4.** The City both reasonably expects and intends to finance the costs of said
60 improvements (other than the Cash-Fund Projects in section d) from the proceeds of bonds
61 of the City. The City does hereby express its official intent to reimburse any such pre-
62 issuance original expenditures (as defined in Treas. Reg. I.150-2(c)) made by it on or after
63 the date which is 60 days before the date of this Resolution from the proceeds of such
64 bonds in the estimated maximum principal amount of \$16,229,368, except for the project
65 identified on page 106, for which the estimated maximum principal amount is \$7,000,000.
66 The City will issue such bonds for such purposes and make the reimbursements within
67 eighteen (18) months after the date the expenditure to be reimbursed was paid or, if later,
68 eighteen (18) months after the date on which the property resulting from the expenditure
69 was placed in service. Provided, that, in any event, the City must make the reimbursement
70 allocation within three (3) years after the date the expenditure was paid. This Resolution, as
71 the expression of the governing body's official intent regarding the matters described

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NOTICE OF INTENTION TO ISSUE GENERAL OBLIGATION BONDS
TO ACQUIRE FIRE-FIGHTING EQUIPMENT

Notice is hereby given that as provided by Resolution No. 9226 of the City of Topeka, Kansas, (the "City"), the Governing Body intends to acquire fire-fighting equipment, specifically Fire Department Fleet Replacement, and pay the cost thereof by issuing general obligation bonds maturing not more than 15 years from their date of issuance as authorized by K.S.A. 12-110c. The cost of the fire-fighting equipment shall not exceed the amount of \$1,694,948. This notice shall be published once each week for two consecutive weeks in the official City newspaper. If, within 60 days following the last date of publication, a petition signed by not less than 5% of the qualified electors of the City of Topeka is filed with the City Clerk, no such bonds shall be issued until the matter of whether to issue general obligation bonds has been approved by a majority of the qualified electors of the City voting at an election called pursuant to the general bond law.

BY ORDER OF THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS, on
1st day of June, 2021.

CITY OF TOPEKA, KANSAS

Michelle De La Isla, Mayor

ATTEST:

Brenda Younger, City Clerk