

**RESOLUTION NO. 9335**

A RESOLUTION introduced by Interim City Manager William E. Cochran notifying the County Clerk of: (1) a proposed intent to exceed the revenue neutral rate for the Topeka Metro Transit Authority (TMTA); (2) the proposed tax rate; and (3) the date, time and location of the public hearing to consider adopting a budget that exceeds the revenue neutral rate

WHEREAS, pursuant to Topeka Municipal Code Section A9-2, the Governing Body must levy a tax of 4.2 mills, the proceeds of which are used by the TMTA for transit services; and

WHEREAS, the TMTA mill levy is included in the City’s budget for calendar year 2023; and

WHEREAS, K.S.A. 79-2988, as amended by 2022 Senate Substitute for House Bill No. 2239 (“K.S.A. 79-2988”), prohibits a taxing subdivision from levying a tax rate in excess of the revenue neutral rate (“RNR”) determined by the County Clerk unless certain procedures are followed; and

WHEREAS, K.S.A. 79-2988 requires the County Clerk, by June 15, 2022, to notify the TMTA of the TMTA’s RNR; and

WHEREAS, the TMTA has requested that the Governing Body notify the County Clerk of a proposed intent to exceed the TMTA’s RNR; and

WHEREAS, on July 12, 2022, the Governing Body met to discuss the TMTA’s request; and

WHEREAS, K.S.A. 79-2988 requires the Governing Body to notify the County Clerk on or before July 20, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS that this Resolution shall constitute notice to the County Clerk

28 of the Governing Body’s proposed intent to adopt a resolution exceeding the TMTA’s RNR.

29 BE IT FURTHER RESOLVED THAT:

30 1. The Governing Body adopts a proposed tax rate for the TMTA at 4.2 mills.

31 2. The public hearing to entertain public comment regarding possible adoption of a  
32 2023 budget that exceeds the TMTA’s RNR shall take place on September 6, 2022, at 6  
33 p.m. in the City Council Chamber, 214 E. 8<sup>th</sup>, Topeka, Kansas.

34 3. The City Clerk is directed to provide a certified copy of this Resolution to the  
35 County Clerk on or before July 20, 2022.

36 ADOPTED and APPROVED by the Governing Body on July 12, 2022.

37 CITY OF TOPEKA, KANSAS

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Michael A. Padilla, Mayor

43 ATTEST:

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Brenda Younger, City Clerk