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RESOLUTION NO. 9290

RESOLUTION OF INTENT PURSUANT TO K.S.A 12-1786

A RESOLUTION introduced by Councilmember Christina Valdivia-Alcala proposing the establishment of a business improvement district for the NOTO Arts and Entertainment District (NOTO BID)

WHEREAS, the Mayor appointed a District Planning Committee (“Committee”) to study and develop preliminary plans for the establishment and operation of the proposed NOTO BID; and

WHEREAS, the Committee has submitted a report to the Governing Body: (1) advocating for the creation of the NOTO BID, (2) identifying its boundaries, (3) outlining the additional and extended services needed within the NOTO BID, (4) estimating the annual cost of providing those services during the next three years and (5) describing the proposed method of financing such costs (“NOTO BID Report”) and

WHEREAS, the Governing Body now desires to propose and consider the establishment of the NOTO BID and to take the necessary steps to complete the process as required by K.S.A. 12-1781 *et seq.*

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

1. The boundaries of the proposed NOTO BID encompass the following areas:

Tier 1: North boundary: Gordon Street

South boundary: Norris Street

East boundary: Quincy Street

West boundary: Jackson Street

Tier 2: North boundary: Morse Street
South boundary: Gordon Street
East boundary: Quincy Street
West boundary: Jackson Street

2. By way of general description, the services proposed to be provided include:

(a) maintenance of public sidewalks and parks, trash removal, snow treatment/removal;
(b) safety; security; (c) beautification that will enhance the visual appeal of the NOTO BID, including banners, decorations and public art; and (d) promotion of the NOTO BID through television, radio, print and social media.

3. Based on the NOTO BID Report, it is estimated that the services generally described in Section 2 above will cost \$17,000 per year for the next three years.

4. Based on the NOTO BID Report, the NOTO BID will be financed by an annual service fee identified in Exhibit A that will be imposed annually on the businesses within the District. However, no annual service fee will be imposed on businesses that had a physical presence within the proposed BID boundaries on or before January 1, 2008.

5. In the event an ordinance establishing the NOTO BID is enacted, the ordinance will address appointment of a NOTO BID advisory board. The NOTO BID Report recommends a five-member board appointed by the Mayor, with the consent of the City Council, whose members are representatives of businesses located in the BID.

6. Pursuant to K.S.A. 12-1787, the governing body will hold a public hearing on the proposed establishment of the NOTO BID in the City Council Chambers, located at 214 S.E. 8th street, on March 15, 2022 at 6:00 p.m. or as soon thereafter as the order of business permits.

7. The City Clerk is directed to publish a Notice of Public Hearing one time in the Topeka Metro News. Such publication shall occur at least thirty (30) days prior to the hearing date but not later than sixty (60) days after adoption of this Resolution.

8. The City Clerk is further directed to mail a copy of the Notice of Public Hearing, together with a copy of this Resolution, by first class mail, to every business within the proposed NOTO BID, at least thirty (30) days prior to the hearing date.

9. This Resolution shall be in full force and take effect from and after its approval by the governing body.

ADOPTED and APPROVED by the Governing Body February 8, 2022.

CITY OF TOPEKA, KANSAS

Michael A. Padilla, Mayor

ATTEST:

Brenda Younger, City Clerk

EXHIBIT A

Tier 1

Sq Ft	Retail & Service Main Floor	Retail & Service Distinct from main floor business	Trade/Office Space/Warehouse
1-500	\$100	\$75	\$75
501-1,000	175	125	125
1,001 - 2,500	250	200	200
2,501 -5000	325	275	275
5,001 – 10,000	400	350	350
10,001 – 20,000	475	425	425
20,001 +	550	500	500

Tier 2

Sq Ft	Retail & Service Main Floor	Retail & Service Distinct from main floor business	Trade/Office Space/Warehouse
1-500	\$50	\$35	\$35
501-1,000	100	50	50
1,001 - 2,500	125	75	75
2,501 -5000	200	150	150
5,001 – 10,000	225	175	175
10,001 – 20,000	250	200	200
20,001 +	300	250	250