



City of Olathe

COUNCIL AGENDA ITEM

MEETING DATE: 2/18/2020

DEPARTMENT: Legal

STAFF CONTACT: Ron Shaver

SUBJECT: Consideration of Ordinance No. 20-05, authorizing the levy of special assessments in the Cedar Creek Parkway (south of College Boulevard) benefit district, Project No. 3-B-027-19.

ITEM DESCRIPTION:

Consideration of Ordinance No. 20-05, authorizing the levy of special assessments in the Cedar Creek Parkway (south of College Boulevard) benefit district, Project No. 3-B-027-19.

SUMMARY:

On December 16, 2008, the City Council adopted resolution No. 08-1071, creating the Cedar Creek Parkway (south of College) benefit district, PN 3-B-075-08 and 5-B-048-08, which contemplated 2,850 lineal feet of a collector and 4-lane divided arterial roadway and 12" water line. The City Council subsequently adopted Ordinance 09-02 on January 6, 2009, authorizing the levy of special assessments within the benefit district. On July 7, 2009, the City Council adopted Ordinance No. 09-33, accepting an amended petition to increase the total project costs for the project to \$7,738,757 with assessments levied over 10 years, equally per square foot, and on an annual basis within the district. This project has not been constructed.

On December 17, 2019, the City approved Resolution No. 19-1085 to create a new Cedar Creek Parkway (south of College) benefit district, with the road extending approximately 3,750 feet south of College as a 2-lane collector-style roadway and 12" water line. The proposed district includes a larger area south of College which will benefit from the improvements than the 2008 district.

On January 21, 2020 the City Approved Resolution 20-1013 amending Resolution No. 19-1085. This resolution approved an amended and restated petition reducing the proposed project cost from \$11,779,981.82 to the corrected amount of \$9,395,108.94 to comply with parties' intent regarding the maximum cost to be assessed against property within the improvement district. A public hearing was held on February 18, 2020 on this matter.

Ordinance No. 20-05 (Attachment A) authorizes the levy of assessments within the benefit district. Assessments would be levied over 20 years, equally per square foot, on an annual basis within the district.

FINANCIAL IMPACT:

Properties within the district would pay 100% of the project costs, which are estimated at approximately \$1.01 per square foot.

ACTION NEEDED:

Adopt Ordinance No. 20-05, authorizing the levy of special assessments in the Cedar Creek Parkway (south of College Boulevard) benefit district, Project No. 3-B-027-19.

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ATTACHMENT(S):

A: Ordinance No. 20-05