



# City of Olathe

## COUNCIL AGENDA ITEM

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**MEETING DATE:** 12/17/2019

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**DEPARTMENT:** Legal

**STAFF CONTACT:** Ron Shaver

**SUBJECT:** Benefit district petition to expand the Cedar Creek Parkway (south of College Boulevard) benefit district from 2008.

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**ITEM DESCRIPTION:**

Acceptance of a petition and consideration of Resolution No. 19-1085 authorizing the creation of a benefit district for Cedar Creek Parkway (south of College Boulevard), Project No. X-X-XXX-19

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**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 12, 2019, the City received a petition ([Attachment A](#)) 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.

The estimated cost of the proposed improvements is \$11,779,981.82, of which the estimated cost of construction only is \$5,650,917.50. Assessments would be levied over 20 years, equally per square foot, on an annual basis within the district. The Resolution ([Attachment B](#)) authorizes and directs the execution of all documents, publication of all notices and, the taking of such actions necessary or advisable in order to carry out and perform the purposes of this Resolution and Kansas law, including publishing a notice of public hearing related to the levy of assessments.

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**FINANCIAL IMPACT:**

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

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**ACTION NEEDED:**

Accept the petition and approve Resolution No. 19-1085 authorizing the creation of a benefit district for Cedar Creek Parkway (south of College Boulevard), Project No. X-X-XXX-19.

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**ATTACHMENT(S):**

A: Benefit District Petition

B: Resolution creating benefit district

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