

RESOLUTION

A RESOLUTION FINDING THAT THE ESTABLISHMENT OF THE NORTH GATEWAY REDEVELOPMENT DISTRICT WOULD HAVE AN ADVERSE EFFECT ON SEDGWICK COUNTY, KANSAS

WHEREAS, on May 28, 2013, the City of Derby, Kansas (“City”) held a public hearing to consider the establishment of the North Gateway Redevelopment District pursuant to K.S.A. 12-1770 *et seq.*; and,

WHEREAS, K.S.A. 2010 Supp. 12-1771(d) provides that no privately owned property subject to ad valorem taxes shall be acquired and redeveloped under the provisions of K.S.A. 12-1770 *et seq.*, and amendments thereto, if the board of county commissioners levying taxes on such property determines by resolution adopted within 30 days following the conclusion of the hearing for the establishment of the redevelopment district that the proposed redevelopment district will have an adverse effect on the county; and

WHEREAS, the Board of Sedgwick County Commissioners (“BOCC”) adopted County Resolution No. 90-08 establishing a tax increment finance policy to provide guidelines to assist the BOCC in determining whether a proposed tax increment finance district will have an adverse affect on the County; and

WHEREAS, the BOCC, in due consideration of such Resolution, determines that the City’s proposed establishment of the North Gateway Redevelopment District creates a potential loss of tax revenue which would hinder effective future delivery of public services and therefore determines that the proposed establishment thereof would have an adverse effect on Sedgwick County, Kansas.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that:

SECTION I. The City’s proposed establishment of the North Gateway Redevelopment District as contained in Exhibit A, attached hereto, will have an adverse effect on Sedgwick County, Kansas.

SECTION II. The BOCC finds that the potential loss of tax revenue from the proposed establishment of the North Gateway Redevelopment District would hinder effective future delivery of public services and therefore would create an adverse effect on Sedgwick County, Kansas.

SECTION III. In accordance with K.S.A. 2010 Supp.12-1771(d), the BOCC requests that the City enact an ordinance within 30 days of the receipt of this resolution terminating the proposed North Gateway Redevelopment District.

Commissioners present and voting were:

DAVID M. UNRUH	_____
TIM R. NORTON	_____
KARL PETERJOHN	_____
RICHARD RANZAU	_____
JAMES B. SKELTON	_____

DATED this 12th day of June, 2013.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

 KELLY B. ARNOLD
 County Clerk

 JAMES B. SKELTON, Chairman
 Commissioner, Fifth District

 DAVID M. UNRUH, Chairman Pro-Tem
 Commissioner, First District

 TIM R. NORTON, Commissioner
 Second District

APPROVED AS TO FORM:



 RICHARD A. EUSON
 County Counselor

 KARL PETERJOHN, Commissioner
 Third District

 RICHARD RANZAU, Commissioner
 Fourth District