CITY OF TOPEKA

EXCERPT

CITY COUNCIL CHAMBERS, Topeka, Kansas, Tuesday, November 15, 2022. The Governing Body members of the City of Topeka met in regular session at 6:00 P.M. with the following Councilmembers present: Councilmembers Hiller, Valdivia-Alcala, Emerson, Kell, Duncan and Dobler -6; and Councilmember Ortiz participated remotely -1. Mayor Padilla presided -1. Absent: Councilmember Naeger -1. (Council District 9: Vacant)

Public comment for the meeting was available via Zoom or in-person. Individuals were required to contact the City Clerk's Office at 785-368-3940 or via email at cclerk@topeka.org by no later than 5:00 p.m. on November 15, 2022, after which the City Clerk's Office provided the Zoom link information and protocols prior to the meeting start time. Written public comment was also considered to the extent it was personally submitted at the meeting or to the City Clerk's Office located at 215 SE 7th Street, Room 166, Topeka, Kansas, 66603 or via email at cclerk@topeka.org on or before November 15, 2022, for attachment to the meeting minutes.

The following is an excerpt of the minutes from the meeting of the Governing Body of the City of Topeka, Kansas held November 15, 2022 at 6:00 P.M.:

AUTHORIZING a public hearing for December 13, 2022, for the purpose of hearing and answering objections of taxpayers relating to the proposed amendments to the 2022 Operating Budget.

Stephen Wade, City Manager, reported Information Technology, Fleet, Facilities, Federal Funds Exchange, KP&F Rate Equalization, Neighborhood Revitalization and Opioid Settlement funds would be amended.

Councilmember Hiller requested a detailed summary of the proposed amendments.

Councilmember Kell moved to approve the public hearing date of December 13, 2022. The motion seconded by Councilmember Ortiz carried unanimously on roll call vote. (9-0-0)

**********

STATE OF KANSAS )
SHAWNEE COUNTY )

I, Brenda Younger, City Clerk of the City of Topeka, Kansas, County of Shawnee, do hereby certify that the above and foregoing is a true and correct copy of an excerpt of the minutes from the regular meeting of the Governing Body, held on Tuesday, November 15, 2022, at 6:00 P.M., as the same appears on record in the office of the City Clerk.

(SEAL)

Brenda Younger, M.M.C.

The Topeka Metro News

800 SW Jackson St., Ste. 1118
Topeka, KS 66612-1244
(785) 232-8600

CITY OF TOPEKA - CITY CLERK'S OFFICE
215 SE 7TH ST RM 166
TOPEKA KS 66603-3914

# Proof of Publication

STATE OF KANSAS, SHAWNEE COUNTY, SS; Maureen Gillespie, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Clerk for The Topeka Metro News which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Shawnee County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than one year prior to the first publication of the notice attached, and has been entered at the post office as Periodicals Class mail matter. That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by the following case number, if any) for 1 consecutive week(s), as follows:

BUDGET HEARING
11/21/22

Maureen Gillespie, Legal Notices Billing Clerk

Subscribed and sworn to before me on this date:

November 21, 2022

Notary Public

DEBRA VALENTI
Notary Public-State of Kansas
My Appt. Expires Aug. 21, 2023

L99943
Publication Fees: $46.00

State of Kansas
Amendment

2022

**Notice of Budget Hearing for Amending the**
**2022 Budget**
The governing body of
**City of Topeka**
will meet on the day of December 13, 2022 at 6:00pm at City Council Chambers at 214 E Eighth St for the purpose of hearing and answering objections of taxpayers relating to the proposed amended use of funds.

Detailed budget information is available at https://www.topeka.org/finance/budget/ and will be available at this hearing.

**Summary of Amendments**

| Fund | 2022 Adopted Budget | | | 2022 Proposed Amended Expenditures |
|---|---|---|---|---|
| | Actual Tax Rate | Amount of Tax that was Levied | Expenditures | |
| Information Technology | | | 4,351,204 | 4,351,204 |
| Fleet | | | 3,032,773 | 3,032,773 |
| Facilities | | | 1,770,949 | 4,558,323 |
| Federal Funds Exchange | | | 774,811 | 3,050,000 |
| KP&F Rate Equalization | | | 0 | 141,116 |
| Neighborhood Revitalization Fund | | | 83,136 | 241,931 |
| Opioid Settlement Fund | | | 0 | 30,610 |
| | | | 0 | 0 |
| | | | 0 | 0 |
| | | | 0 | 0 |

Official Title: City Clerk

SEAL OF TOPEKA CAPITAL CITY INCORPORATED FEB. 14, 1857 KANSAS

First published in The Topeka Metro News, Monday, November 21, 2022.

State of Kansas
Amendment

2022

**Notice of Budget Hearing for Amending the**
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and will be available at this hearing.

**Summary of Amendments**

| Fund | 2022 Adopted Budget: Actual Tax Rate | 2022 Adopted Budget: Amount of Tax that was Levied | 2022 Adopted Budget: Expenditures | 2022 Proposed Amended Expenditures |
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| | | | 0 | 0 |
| | | | 0 | 0 |
| | | | 0 | 0 |

/Brenda Younger/
Official Title: Brenda Younger, City Clerk
11/21

CITY OF TOPEKA

EXCERPT

CITY COUNCIL CHAMBERS, Topeka, Kansas, Tuesday, December 13, 2022.

AFTER THE MEETING was called to order Pastor Jeanette Cook, Oakland Church of Nazarene, provided the invocation.

THE PLEDGE OF ALLEGIANCE was recited by meeting participants

OATH OF OFFICE for Michelle Hoferer, Council District 9 representative, was conducted by Karan Thadani, Administrative Court Judge.

The Governing Body members of the City of Topeka met in regular session at 6:00 P.M. with the following Councilmembers present: Councilmembers Hiller, Kell, Duncan, Dobler and Hoferer -5; and Councilmember Naeger and Valdivia-Alcala participated remotely -2. Mayor Padilla presided -1. Absent: Councilmembers Emerson and Ortiz -2.

Public comment for the meeting was available via Zoom or in-person. Individuals were required to contact the City Clerk's Office at 785-368-3940 or via email at cclerk@topeka.org by no later than 5:00 p.m. on December 13, 2022, after which the City Clerk's Office provided the Zoom link information and protocols prior to the meeting start time. Written public comment was also considered to the extent it was personally submitted at the meeting or to the City Clerk's Office located at 215 SE 7th Street, Room 166, Topeka, Kansas, 66603 or via email at cclerk@topeka.org on or before December 13, 2022, for attachment to the meeting minutes.

The following is an excerpt of the minutes from the meeting of the Governing Body of the City of Topeka, Kansas held December 13, 2022 at 6:00 P.M.:

PUBLIC HEARING

Public hearing for the purpose of hearing and answering objections of taxpayers relating to the proposed amended use of funds.

AN APPROPRIATION ORDINANCE No. 20397 introduced by City Manager Stephen Wade, approving and adopting certain amendments to the operating budget for the City of Topeka for the year 2022 and appropriating the amounts for the purpose as set forth therein, was presented.

Adam Vaughn, Senior Financial Analyst, provided an overview of the amendments.

Stephen Wade, City Manager, reported spending authority must be approved by the Governing Body and could not exceed the amended amounts.

Mayor Padilla opened the public hearing and asked if there was anyone present who would like to speak to the matter. Upon no one appearing the public hearing was closed.

Councilmember Hiller referenced Neighborhood Revitalization funds being deposited in the Topeka Housing Trust Fund which was not yet active. She asked what they are expecting in regards to the Opioid settlement; and would there be another source of funding available to help cover the items that was previously purchased with Neighborhood Revitalization funds. She also inquired on the reimbursement of rehabilitation grant dollars by home owners.

Senior Financial Analyst Vaughn reported there was approximately $30,000 in the Opioid Settlement Fund.

Amanda Stanley, City Attorney reported the City could receive up to $1 million or more over time; however, amounts will depend on how the law suit proceeds.

City Manager Wade reported there have only been preliminary discussions on the Opioid Funds at this time.

Councilmember Duncan referenced the Topeka Housing Trust Fund dollars and stated he plans to present a proposal for the use of those dollars in 2023.

Bill Fiander, Planning and Development Director, stated there was not a substitute fund that replaces the Neighborhood Revitalization Fund and the leftover program funding recovered from the mid to late 2000s was used to build housing in partnership with Habitat for Humanity Topeka and Cornerstone of Topeka, Inc. He reported Neighborhood Revitalization funds are different from reimbursed housing rehab grant funds which are reprogramed and used for housing services.

Councilmember Hiller moved to adopt the ordinance. The motion seconded by Councilmember Duncan carried unanimously. (8-0-0)

*The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Valdiva-Alcala, Kell, Naeger, Dobler, Duncan, Hoferer, and Mayor Padilla -8.*

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STATE OF KANSAS )
SHAWNEE COUNTY )

I, Brenda Younger, City Clerk of the City of Topeka, Kansas, County of Shawnee, do hereby certify that the above and foregoing is a true and correct copy of an excerpt of the minutes from the regular meeting of the Governing Body, held on Tuesday, December 13, 2022, at 6:00 P.M., as the same appears on record in the office of the City Clerk.

(SEAL)

SEAL OF TOPEKA
CAPITAL CITY
INCORPORATED
FEB. 14, 1857
KANSAS

Brenda Younger
Brenda Younger, M.M.C.

CITY OF
TOPEKA

**CERTIFICATE**

I, Brenda Younger, City Clerk of the City of Topeka, Shawnee County, Kansas, do hereby certify that the attached is a true and correct copy of City of Topeka Ordinance No. 20397 passed and approved by the Governing Body on December 13, 2022, as the same appears on record in the Office of the City Clerk.

(SEAL)

Brenda Younger

Brenda Younger, City Clerk

(Published in the Topeka Metro News December 19, 2022)

**ORDINANCE NO. 20397**

AN APPROPRIATION ORDINANCE introduced by City Manager Stephen Wade, approving and adopting certain amendments to the operating budget for the City of Topeka for the year 2022 and appropriating the amounts for the purpose as set forth therein.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS, THAT:

Section 1. *Amendments to the Budget incorporated by reference as a part of this Ordinance.* The amendments to the operating budget for the City of Topeka, Kansas, for the year 2022 as set forth in a document in the format prescribed by the Director of Accounts and Reports of the Kansas Department of Administration, as required by law, which has been published in a summary format together with a notice of public hearing, is hereby incorporated by reference as a part of this Ordinance with the same force and effect as if it were set forth herein in its entirety.

Section 2. *Amendments to the Budget approved and adopted.* The amendments to the operating budget as described and incorporated by reference in Section 1 above are hereby approved and adopted as amendments to the operating budget for the year 2022.

Section 3. *Funds appropriated by budget.* The amendments to the budget as approved and adopted herein shall constitute and shall be declared to be appropriations for the funds and departments as set forth therein, and the appropriations thus made shall not be used for any other purpose. No money in any fund or fund type shall be used to pay for any indebtedness created in excess of the amount appropriated for such fund or fund type, or for the departments of such fund or fund type as referred to in the operating budget. The appropriations made herein are for the year 2022 and no expenditures shall be incurred as being authorized by such appropriations prior to January 1, 2022 or

subsequent to December 31, 2022.

Section 4. *Budget amendments.* Any further amendment to the operating budget must be approved by the Governing Body and enacted in accordance with the provisions of K.S.A. § 79-2929a.

Section 5. *As used in this ordinance "fund" is defined as follows*:

Fund. A fiscal and accounting entity with a self balancing set of accounts in which cash and other financial resources, all related liabilities and residual equities, or balances, and changes therein are recorded and segregated to carry on specific activities or attain certain objectives in accordance with special regulations, restrictions, or limitations.

Section 6. *The following fund types are authorized*:

Governmental (or statutory) Fund Type: including General Fund, Special Revenue Funds, Debt Service Funds, and Capital Projects Funds; Proprietary Fund Type: including Enterprise Funds and Internal Service Funds (fixed or flexible); and, Fiduciary Fund Type: including Trust and Agency Funds. This Ordinance applies to all funds as listed on the budget certificate and fund summary adopted and submitted to the county and state.

Section 7. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the Governing Body on December 13, 2022.

CITY OF TOPEKA, KANSAS

Michael A. Padilla

Michael A. Padilla, Mayor

ATTEST:

SEAL OF TOPEKA CAPITAL CITY INCORPORATED FEB. 14, 1857 KANSAS

Brenda Younger

Brenda Younger, City Clerk

## 2022 Budget Amendment Summary

Below is a summary of each of the proposed amendments to the 2022 budget:

Information Technology Fund and Fleet Fund

- Error on State Form, these got left off of the Certificate Page Facilities
- General Fund Utility Expense moved to the Facilities fund for cost savings

Federal Funds Exchange

- Spending down of fund balance on approved Capital Projects

KP&F Equalization

- This fund was budgeted to be spent down to zero in 2021. This amendment is to finish spending the fund to zero which was not completed in 2021.

Neighborhood Revitalization Fund

- Entire fund balance was transferred into the Housing Trust Fund

Opioid Settlement Fund

- New fund created wth revenue from the state opioid settlements

State of Kansas
Amendment

2022

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Brenda Younger
Official Title: City Clerk

The Topeka Metro News

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CITY OF TOPEKA - CITY CLERK'S OFFICE
215 SE 7TH ST RM 166
TOPEKA KS 66603-3914

# Proof of Publication

STATE OF KANSAS, SHAWNEE COUNTY, SS; Maureen Gillespie, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Clerk for The Topeka Metro News which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Shawnee County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than one year prior to the first publication of the notice attached, and has been entered at the post office as Periodicals Class mail matter. That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by the following case number, if any) for 1 consecutive week(s), as follows:

SUMMARY OF ORDINANCE NO. 20397
12/19/22

First published in The Topeka Metro News, Monday, December 19, 2022.
Summary of Ordinance No. 20397

On December 13, 2022, the City of Topeka adopted APPROPRIATION ORDINANCE NO. 20397 introduced by City Manager Stephen Wade, approving and adopting certain amendments to the operating budget for the City of Topeka for the year 2022 and appropriating the amounts for the purpose as set forth therein.. The complete text of this ordinance is available at the City of Topeka's web site at: https://www.topeka.org/. You can also view or obtain one copy of the ordinance, at no cost, at the City Clerk's office at City Hall, 215 S.E. 7th Street, 1st floor.

This summary is hereby certified, pursuant to K.S.A. 12-3007, as legally accurate and sufficient.

Dated: December 13, 2022

/s/ Mary Feighny, Deputy City Attorney
12/19

Maureen Gillespie, Legal Notices Billing Clerk

Subscribed and sworn to before me on this date:

December 19, 2022

Notary Public

DEBRA VALENTI
Notary Public-State of Kansas
My Appt. Expires Aug. 21, 2023

L10357
Publication Fees: $10.00