

RESOLUTION NO. 022326-1

A RESOLUTION CALLING AND PROVIDING FOR THE GIVING OF NOTICE OF A PUBLIC HEARING ON THE ADVISABILITY OF CREATING A COMMUNITY IMPROVEMENT DISTRICT IN THE CITY OF ABILENE, KANSAS TO BE KNOWN AS THE “SCOOTERS 1406 N. BUCKEYE AVE. COMMUNITY IMPROVEMENT DISTRICT” AND THE LEVY OF A 1.0% COMMUNITY IMPROVEMENT DISTRICT SALES TAX WITHIN SUCH DISTRICT.

WHEREAS, K.S.A. 12-6a26 *et seq.* (the “Act”) authorizes the governing body of any city to create community improvement districts to finance projects within such defined area of the city and to levy a community improvement district sales tax and/or levy special assessments upon property within the district to finance projects; and

WHEREAS, a petition dated December 30, 2025 (the “Petition”) was filed with the City Clerk of the City of Abilene, Kansas (“City”) proposing the creation of the Scooters 1406 N. Buckeye Ave. Community Improvement District (“CID”) under the Act and the imposition of a community improvement district sales tax in order to pay the costs of the Project (defined herein); and

WHEREAS, the Petition was signed by the required number of owners of record, as required by the Act; and

WHEREAS, the City is considering the creation of the CID and the possible levy of a community improvement district sales tax in an amount equal to one percent (1.0%) as requested in the Petition (the “CID Sales Tax”); and

WHEREAS, the Governing Body hereby finds and determines it to be necessary to direct and order a public hearing on the advisability of creating the CID, approving the Project described herein and levying the CID Sales Tax, pursuant to the authority of the Act; and further to provide for the giving of notice of said hearing in the manner required by the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ABILENE, KANSAS, AS FOLLOWS:

SECTION 1. Petition. The Governing Body hereby finds and determines that the Petition meets the requirements of the Act.

SECTION 2. Public Hearing. It is hereby authorized, ordered and directed that the Governing Body shall hold a public hearing, in accordance with the provisions of the Act, on the advisability of creating the CID, approving the Project, and whether to impose a CID Sales Tax in an amount equal to 1.0% and such other matters related thereto, such public hearing to be held on **March 23, 2026 at 4:00 p.m.**, or as soon thereafter as the matter can be heard, in the City Commission meeting room located in the Abilene Public Library, at 209 NW 4th Street, Abilene, Kansas, under the authority of the Act.

SECTION 3. Proposed CID Project. The general nature of the proposed project described in the Petition to be constructed within the CID (the “Project”) includes but is not limited to the acquisition, repair, and remodel of the commercial site located at 1406 N. Buckeye Ave., Abilene, Kansas, to operate as a Scooter’s Coffee Shop. Improvements to the property include essential structural and infrastructure upgrades, such as the installation of a new roof, updated plumbing systems, and electrical improvements to meet current commercial codes and operational needs, as well as parking lot improvements.

SECTION 4. Estimated Cost. The total estimated cost of the proposed Project is \$260,016.00, of which an amount not to exceed \$260,016.00, plus the City’s administrative costs, is to be funded by the CID Sales Tax (“Reimbursable Project Costs”).

SECTION 5. Method of Financing, CID Sales Tax and No Special Assessments. The Project will be initially funded by the petitioner with private funds. The Reimbursable Project Costs will be reimbursed solely on a pay-as-you-go basis as moneys are deposited in the CID fund through the imposition of the CID Sales Tax, without the issuance of notes or bonds. No special assessments will be imposed within the CID in conjunction with the Project.

SECTION 6. Map and Legal Description of Proposed CID. The legal description of the property to be contained in the proposed CID is set forth on **Exhibit A** attached hereto and incorporated by reference herein. A map generally outlining the boundaries of the proposed CID is attached as **Exhibit B** hereto, and incorporated by reference herein.

SECTION 7. Notice of Hearing. The City Clerk is hereby authorized, ordered and directed to give notice of said public hearing by publication of this Resolution in the official City newspaper. Such publication shall be at least once each week for two consecutive weeks. The second publication shall be at least 7 days prior to the date of the hearing. The City Clerk is hereby further ordered and directed to mail a copy of this Resolution, via certified mail, to all property owners within such proposed CID at least 10 days prior to the date of the hearing.

SECTION 8. Effective Date. This Resolution shall take effect and be in full force immediately after its adoption by the Governing Body of the City.

Passed and approved by the Governing Body of the City of Abilene, Kansas, on this 23rd day of February, 2026.

{Signature page follows}




Brandon Rein, Mayor

ATTEST:


Shayla L. Mohr, CMC, City Clerk

EXHIBIT A

**LEGAL DESCRIPTION OF PROPOSED
SCOOTERS 1406 N. BUCKEYE AVE. CID**

A TRACT OF LAND IN THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 13 SOUTH, RANGE 2 EAST OF THE 6TH P.M., DICKINSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 50.0 FEET WEST AND 189.0 FEET NORTH OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 9;
THENCE WEST 154.0 FEET;
THENCE NORTH 100.0 FEET;
THENCE EAST 154 FEET;
THENCE SOUTH 100.0 FEET TO THE POINT OF BEGINNING.

EXHIBIT B
MAP OF PROPOSED SCOOTERS 1406 N. BUCKEYE AVE. CID

