

After recording, return to:

City of Andover, Kansas
Attn: Susan C. Renner, City Clerk
1609 E. Central
Andover, Kansas 67002
Telephone: (316) 733-1303

(Published in *The Butler County Times-Gazette* and
at www.andoverks.com on August 5, 2023)

RESOLUTION NO. 23-24

A RESOLUTION AMENDING RESOLUTION NO. 22-45 OF THE CITY OF
ANDOVER, KANSAS.

WHEREAS, the governing body of the City of Andover, Kansas (the “City”) previously adopted Resolution No. 22-45 (the “Original Resolution”) on October 25, 2022, which Original Resolution was published in the official newspaper of the City on November 5, 2022; and

WHEREAS, the Original Resolution found and finally determined to be advisable to make Summerlin Water Improvements, Summerlin Sewer Improvements, Summerlin Paving Improvements, and Summerlin Storm Water Drainage Improvements (collectively, the “Improvements”) in the City, all as defined and described therein; and

WHEREAS, the City has received one new revised petition on June 14, 2023 for the Improvements (the “Revised Petitions”), and upon examination of the Revised Petitions on July 25, 2023, determined the Revised Petitions to be sufficient and the governing body finds and determines it desirable to ratify the acquisition and construction of the Improvements; and

WHEREAS, in connection with the foregoing, the governing body of the City finds and determines it advisable to amend Resolution No. 22-45 of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY
OF ANDOVER, KANSAS:

Section 1. Amendment to Section 1. Subsection (C) Paragraph (2) of that portion of Section 1 entitled “Summerlin Paving Improvements” of the Original Resolution (as defined above) is hereby amended by replacing said paragraph with the following:

(2) The estimated or probable costs of the Summerlin Paving Improvements, as “cost” is defined in subparagraph (d) of K.S.A. 12-6a01, is Five Hundred Eighty Thousand Dollars (\$580,000) (said cost may be increased to include temporary interest or finance costs incurred during the course of design and

construction of the project, and also may be increased at the rate of 1% per month from and after October 1, 2022).

Section 2. Amending Resolution. This resolution supplements and amends the Original Resolution only to the extent necessary to amend the percentages payable by the benefit districts and the City of the Improvements contained therein and, except to the extent specifically amended hereby, the Original Resolution shall remain in full force and effect.

Section 3. Publishing and Recording. This Resolution shall be published one time in the City's official newspaper, and shall be recorded in the Office of the Register of Deeds of Butler County, Kansas in accordance with the provisions of K.S.A. 12-153 because it makes additional findings affecting the following described real property in the City of Andover, Butler County, Kansas:

Summerlin Addition
Block A, Lots 1 through 33, inclusive

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By _____ Lance A. Onstott, Deputy City Clerk



ATTES:

By _____ Ronniie Price, Mayor



CITY OF ANDOVER, KANSAS



PASSED, ADOPTED AND APPROVED by the governing body of the City of Andover,
Kansas on the 8th day of July, 2023.