

RESOLUTION NO. 24-27

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF ANDOVER,  
KANSAS PROVIDING NOTICE OF LAND ANNEX TO ELECTRICITY  
SERVICE PROVIDER, AS REQUIRED BY K.S.A. 66-1,176.

WHEREAS, the City of Andover, Kansas (the "City") annexed real property at the property listed on Exhibit "A" pursuant to Ordinance No. 1919 ("Property") which Property is located in territory in which Evergy, Inc. ("Evergy") is the retail electric supplier;

WHEREAS, K.S.A. 66-1,176 specifies that when a city annexes land in a certified territory of a retail electric supplier ("Supplier"), it must (a) select a Supplier; (b) notify the Supplier regarding same; and (c) negotiate a franchise agreement with the selected Supplier;

WHEREAS, K.S.A. 66-1,176 further provides that such city shall provide notice to the retail electric supplier no less than 30 days prior to the city making a selection of a Supplier; and

WHEREAS, the governing body of the City desires to provide notice to the Supplier that the governing body will consider the selection of a retail electric service supplier for the Property on Tuesday, September 24, 2024, at 7:00 p.m., or as soon thereafter as practicable, at City Hall, 1609 E. Central, Andover, Kansas 67002.

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

Section 1. The Governing Body of the City of Andover, Kansas hereby specifies that it will consider and select a Supplier (as defined above) for the Property (as defined above) on Tuesday, September 24, 2024, at 7:00 p.m., or as soon thereafter as practicable, at City Hall, 1609 E. Central, Andover, Kansas 67002

Section 2. The Governing Body of the City of Andover, Kansas hereby approves the notification letter attached as Exhibit B providing notice of the Governing Body's intent to select a Supplier for the Property.

Section 3. This Resolution shall become effective upon adoption and passage by the Governing Body of the City. The City Clerk is hereby instructed to send the letter set forth in Exhibit "B".

*[Remainder of Page Intentionally Left Blank]*

PASSED, ADOPTED AND APPROVED by the Governing Body of the City of Andover, Kansas this 13<sup>th</sup> day of August, 2024.

[seal]



CITY OF ANDOVER, KANSAS

By



Ronnie Price, Mayor

ATTEST:

By



Dana Engstrom, City Clerk

EXHIBIT A

LEGAL DESCRIPTION

BEGINNING at a point that is 230 feet South of the Northeast corner of the West half of the East half of the Northeast quarter of Section 29, Township 27 South, Range 3 East of the 6<sup>th</sup> P.M., thence running South 100 feet, West 200 feet, North 100 feet, East 200 feet to the point of beginning, in Butler County, Kansas.

AND

Beginning at a point that is 100 feet West of the Northeast corner of the West half of the East Half of the Northeast quarter of Section 29, Township 27 South, Range 3 East of the 6<sup>th</sup> P.M., thence running West 100 feet, South 230 feet, East 100 feet, North 230 feet to the point of beginning, in Butler County, Kansas. Subject to public road.

## EXHIBIT B

August 14, 2024

EVERGY, INC.  
Customer Solutions  
Attn: Dylan Cox  
1000 N. Halstead  
Hutchinson, Kansas 67501

*RE: Notice of Intent for the City of Andover, Kansas to Consider Selection of  
Retail Electric Service Suppliers in Areas Annexed by Ordinance No. 1919*

Dear Sir or Madam:

In accordance with K.S.A. 66-1,176 and amendments thereto, public notice is hereby given that the governing body of the City of Andover, Kansas (the "City") will consider the selection of a retail electric service supplier for the areas annexed by Ordinance No. 1919 on Tuesday, September 24, 2024, at 7:00 p.m., or as soon thereafter as practicable, at City Hall, 1609 E. Central, Andover, Kansas 67002.

The area covered by the new annexation is described as follows, to-wit:

BEGINNING at a point that is 230 feet South of the Northeast corner of the West half of the East half of the Northeast quarter of Section 29, Township 27 South, Range 3 East of the 6<sup>th</sup> P.M., thence running South 100 feet, West 200 feet, North 100 feet, East 200 feet to the point of beginning, in Butler County, Kansas.

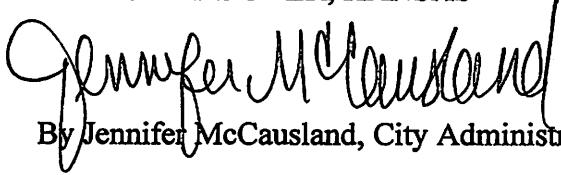
AND

Beginning at a point that is 100 feet West of the Northeast corner of the West half of the East Half of the Northeast quarter of Section 29, Township 27 South, Range 3 East of the 6<sup>th</sup> P.M., thence running West 100 feet, South 230 feet, East 100 feet, North 230 feet to the point of beginning, in Butler County, Kansas. Subject to public road.

The governing body of the City of Andover, Kansas will not take action until thirty (30) days has expired from the date this notice was provided.

Cordially,

CITY OF ANDOVER, KANSAS



Jennifer McCausland

By Jennifer McCausland, City Administrator