

After recording, return to:

City of Andover, Kansas
Attn: Dana Engstrom
1609 E. Central
Andover, Kansas 67002
(316) 733-1303

(Published in *The Butler County Times-Gazette* and
at www.andoverks.com on December 21, 2024)

RESOLUTION NO. 24-42

A RESOLUTION AMENDING RESOLUTION NO. 24-23 OF THE CITY OF
ANDOVER, KANSAS.

WHEREAS, the governing body of the City of Andover, Kansas (the “City”) adopted Resolution No. 24-23 (the “Original Resolution”) on July 9, 2024, which Original Resolution was published in the official newspaper of the City on July 20, 2024; and

WHEREAS, the Original Resolution found and finally determined to be advisable to make Prairie Creek Water Improvements Seventh Phase, Prairie Creek Sewer Improvements Seventh Phase, and Prairie Creek Paving Improvements Seventh Phase (collectively herein, the “Improvements”) in the City, all as defined and described therein; and

WHEREAS, the City has received a new revised petition on December 5, 2024 (the “Revised Petition”) for the Prairie Creek Sewer Improvements Seventh Phase, and upon examination of the Revised Petition on December 10, 2024, determined the Revised Petition 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. 24-23 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 (B) Paragraph (2) of that portion of Section 1 entitled Prairie Creek Sewer Improvements Seventh Phase (the “Prairie Creek Sewer Improvements Seventh Phase”) of the Original Resolution is hereby amended by replacing said paragraph with the following:

(2) The estimated or probable costs of the Prairie Creek Sewer Improvements Seventh Phase, as “cost” is defined in subparagraph (d) of K.S.A. 12-6a01, is Three Hundred Seventy-Seven Thousand Dollars (\$377,000.00) (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 July 1, 2024).

Section 2. Amending Resolution. This resolution supplements and amends the Original Resolution only to the extent necessary to amend the estimated cost for the (enter improvements name here) 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 a newspaper of general circulation within Butler County, Kansas 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:

The Prairie Creek Addition – Seventh Phase

Block A, Lots 1 and 2, inclusive
Block B, Lots 1 through 7, inclusive
Block C, Lots 1 through 8, inclusive
Block D, Lots 1 through 10, inclusive
Block E, Lots 1 through 12, inclusive

(collectively, the “Benefit District”).

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PASSED, ADOPTED AND APPROVED by the governing body of the City of Andover, Kansas on the 10th day of December, 2024.

CITY OF ANDOVER, KANSAS



ATTEST:


Ronnie Price, Mayor


Dana Engstrom, City Clerk