

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.gov on January 25, 2025)

RESOLUTION NO. 25-03

A RESOLUTION AMENDING RESOLUTION NO. 24-33 OF THE CITY OF
ANDOVER, KANSAS.

WHEREAS, the governing body of the City of Andover, Kansas (the "City") adopted Resolution No. 24-33 (the "Original Resolution") on September 24, 2024, which Original Resolution was published in the official newspaper of the City and a newspaper of general circulation within Butler County, Kansas on October 5, 2024; and

WHEREAS, the Original Resolution found and finally determined to be advisable to make Tuscany Addition Fourth Phase Water Improvements, Tuscany Addition Fourth Phase Sewer Improvements, and Tuscany Addition Fourth Phase Paving Improvements (collectively herein the "Improvements") in the City, all as defined and described therein; and

WHEREAS, the City has received a new revised petition on January 14, 2025 (the "Revised Petition") for the Tuscany Addition Fourth Phase Paving Improvements, and upon examination of the Revised Petition on January 14, 2025, 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. 24-33 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 Tuscany Addition Fourth Phase Paving Improvements of the Original Resolution is hereby amended by replacing said paragraph with the following:

(2) The estimated or probable costs of the Tuscany Addition Fourth Phase Paving Improvements, as "cost" is defined in subparagraph (d) of K.S.A. 12-6a01, is Seven Hundred Eighteen Thousand Dollars (\$718,000.00) (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 January 1, 2025).

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:

**Tuscany Addition Fourth Phase Final Planned Unit Development
Plat & Plan**

Block A, Lots 1 through 5, inclusive
Block B, Lots 1 through 7, inclusive
Block C, Lots 1 through 8, inclusive

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PASSED, ADOPTED AND APPROVED by the governing body of the City of Andover, Kansas on the 14th day of January, 2025.

[seal]



CITY OF ANDOVER, KANSAS



Ronnie Price, Mayor

ATTEST:



Dana Engstrom, City Clerk