

(Published on www.andoverks.gov on May 24, 2025)

ORDINANCE NO. 1959

AN ORDINANCE AMENDING ORDINANCE NO. 1912, AS PREVIOUSLY AMENDED BY ORDINANCE NO. 1940 OF THE CITY OF ANDOVER, KANSAS

WHEREAS, the governing body of the City of Andover, Kansas (the "City") has heretofore by Resolution No. 24-23 adopted July 9, 2024, and published as required by law on July 20, 2024, as amended by (i) Resolution No. 24-42 adopted December 10, 2024 and published December 21, 2024, found and determined it to be advisable and authorized the making of Prairie Creek Paving improvements Seventh Phase, Prairie Creek Water Improvements Seventh Phase, Prairie Creek Sewer Improvements Seventh Phase (collectively herein, the "Improvements") in the City, as provided by K.S.A. 12-6a01 *et seq.*, as amended and supplemented, at a total estimated cost of \$1,509,000, a portion of which costs will be levied and assessed against properties benefitting from the Improvements; and

WHEREAS, the governing body of the City finds and determines it advisable to further amend Ordinance No. 1912 of the City adopted July 9, 2024, and published in the City's official newspaper as required by law on July 20, 2024.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, KANSAS AS FOLLOWS:

Section 1. Amendment to Recitals of Ordinance No. 1912. The first and second recitals of Ordinance No. 1912, as previously amended by Ordinance No. 1940, are hereby further amended by replacing them with the following:

WHEREAS, the governing body of the City of Andover, Kansas (the "City") has heretofore by Resolution No. 24-23, as amended by Resolution Nos. 24-42 and 25-12 (collectively, the "Authorizing Resolution"), found and determined it to be advisable and authorized the making of certain Prairie Creek Water Improvements Seventh Phase, Prairie Creek Sewer Improvements Seventh Phase, and Prairie Creek Paving Improvements Seventh Phase (collectively, the "Improvements") in the City, as provided by K.S.A. 12-6a01 *et seq.*, as amended and supplemented, at a total estimated cost of \$1,676,000 (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 July 1, 2024, which costs will be levied and assessed against properties benefiting from the Improvements;

WHEREAS, the governing body of the City, upon an examination thereof, has considered and found and determined certain subject petitions filed on July 2, 2024, as modified with the amended petitions for the Prairie Creek Sewer Improvements Seventh Phase filed on December 5, 2024, and the amended

petitions for the Prairie Creek Paving Improvements Seventh Phase filed on May 8, 2025 to be sufficient, having been signed by the owners of record, whether resident or not, of all property liable for assessment for the costs of the Improvements; and

Section 2. Amending Ordinance. This ordinance supplements and amends Ordinance No. 1912, as previously amended by Ordinance 1940, only to the extent necessary to reflect the receipt of the revised petition reflecting a change in the estimated costs for Prairie Creek Paving Improvements Seventh Phase. Except to the extent specifically amended hereby, Ordinance Nos. 1912 and 1940 shall remain in full force and effect.

Section 3. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City of Andover, Kansas and its publication in the official newspaper of the City.

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PASSED, APPROVED AND ADOPTED by the governing body of the City of Andover, Kansas this 13th day of May, 2025.

[seal]



CITY OF ANDOVER, KANSAS

By



Ronnie Price, Mayor

ATTEST:

By 
Dana Engstrom, City Clerk

EXCERPT OF MINUTES

The governing body of the City of Andover, Kansas met in regular session, at the normal meeting place, in the City on May 13, 2025, at 7:00 p.m., with Mayor Ronnie Price presiding, and the following members of the governing body present: Tim Berry, Philip Hamilton, Michael Henry, Jodi Ocadiz, Mike Warrington, and Paul Wemmer.

and the following members absent: None

Thereupon, and among other business, there was presented to the governing body a Resolution entitled:

A RESOLUTION FURTHER AMENDING RESOLUTION NO. 24-23, AS PREVIOUSLY AMENDED BY RESOLUTION NO 24-42 OF THE CITY OF ANDOVER, KANSAS

Thereupon, the Resolution was considered and discussed; and on motion of Council President Henry, seconded by Council Member Ocadiz, the Resolution was adopted by a majority vote of all members of the governing body.

Thereupon, the Resolution having been adopted by a majority vote of the members of the governing body, it was given No. 25-12, and was directed to be signed by the Mayor and attested by the City Clerk; and the City Clerk was directed to cause the publication of the Resolution one time as set forth therein and required by law, and to record the Resolution in the Office of the Register of Deeds of Butler County, Kansas.

Thereupon, and among other business, there was presented to the governing body, an Ordinance entitled:

AN ORDINANCE AMENDING ORDINANCE NO. 1912, AS PREVIOUSLY AMENDED BY ORDINANCE NO. 1940 OF THE CITY OF ANDOVER, KANSAS

Thereupon, the Ordinance was considered and discussed; and on motion of Council President Henry, seconded by Council Member Ocadiz, the Ordinance was adopted by a majority vote of all members of the governing body.

Thereupon, the Ordinance having been adopted by a majority vote of the members of governing body, it was given No. 1959 and directed to be signed by the Mayor and attested by the City Clerk, and the City Clerk was directed to cause the publication of the Ordinance one time as set forth therein and required by law.

CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES

I hereby certify that the foregoing is a true and correct Excerpt of the Minutes of the proceedings at the May 13, 2025 meeting of the governing body of the City of Andover, Kansas.



Dana Engstrom, City Clerk