

After recording, return to:

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

(Published in *The Butler County Times-Gazette* and
at www.andoverks.gov on May 24, 2025)

RESOLUTION NO. 25-12

A RESOLUTION FURTHER AMENDING RESOLUTION NO. 24-23 OF THE
CITY OF ANDOVER, KANSAS, AS PREVIOUSLY AMENDED BY
RESOLUTION NO. 24-42 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 and a newspaper of general circulation within Butler County, Kansas on July 20, 2024; as previously amended by Resolution No. 24-42 adopted on December 10, 2024, which was published in the official newspaper of the City and a newspaper of general circulation within Butler County, Kansas on December 21, 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 May 8, 2025 (the “Revised Petition”) for the Prairie Creek Paving Improvements Seventh Phase, and upon examination of the Revised Petition on May 27, 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 further amend the Original Resolution of the City.

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

Section 1. Amendment to Section 1(C). Subsection (C) Paragraph (2) of that portion of Section 1 entitled Prairie Creek Paving 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 Paving Improvements Seventh Phase, as “cost” is defined in subparagraph (d) of K.S.A. 12-6a01, is Nine Hundred Sixty Eight Thousand Dollars (\$968,000.00) (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 one percent (1%) per month from and after July 1, 2024.

Section 3. Amending Resolution. This resolution supplements and amends the Original Resolution only to the extent necessary to amend the estimated cost for the Prairie Creek Paving Improvements Seventh Phase and, except to the extent specifically amended hereby, the Original Resolution, as previously amended, shall remain in full force and effect.

Section 4. 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:

Prairie Creek Addition-Seventh Phase
Lots 1 and 2, Block A
Lots 1 through 7, Block B
Lots 1 through 8, Block C
Lots 1 through 10, Block D
Lots 1 through 12, Block E

[Remainder of Page Intentionally Left Blank]

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

CITY OF ANDOVER, KANSAS

[seal]





Ronnie Price, Mayor

ATTEST:



Dana Engstrom, City Clerk