

RESOLUTION NO. 25-13

A RESOLUTION SETTING THE DATE, TIME AND PLACE FOR A PUBLIC HEARING TO RECEIVE AND HEAR COMPLAINTS AND OBJECTIONS TO THE PROPOSED SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OF CERTAIN IMPROVEMENTS IN THE CITY, AS HERETOFORE AUTHORIZED BY RESOLUTION NO. 22-36 (AS AMENDED BY RESOLUTION NO. 22-44), RESOLUTION NO. 22-45 (AS AMENDED BY RESOLUTION NO. 23-24), RESOLUTION NO. 23-03, RESOLUTION NO. 23-23, AND RESOLUTION NO. 24-05 (AS AMENDED BY RESOLUTION NOS. 24-18 AND NO. 24-25); DIRECTING PUBLICATION OF A NOTICE OF PUBLIC HEARING; AND FURTHER DIRECTING THE MAILING OF A NOTICE OF HEARING AND STATEMENT OF COSTS PROPOSED TO BE ASSESSED TO EACH AND ALL OF THE PROPERTY OWNERS LIABLE FOR SUCH SPECIAL ASSESSMENTS.

WHEREAS, the governing body of the City of Andover, Kansas (the "City"), adopted Resolution No. 22-36 on August 9, 2022 and published August 20, 2022, as amended by Resolution No. 22-44 adopted September 27, 2022 and published October 8, 2022, which authorized the construction of certain Heritage Way East Paving Improvements and Heritage Way West Paving Improvements, in the City, in accordance with K.S.A. 12-6a01 *et seq.*, as supplemented and amended (the "Act"); and

WHEREAS, the City adopted Resolution No. 22-45 on October 25, 2022 and published November 5, 2022, as amended by Resolution No. 23-24 adopted July 25, 2023 and published August 5, 2023, which authorized the construction of certain Summerlin Water Improvements, Summerlin Sewer Improvements, Summerlin Paving Improvements and Summerlin Storm Water Drainage Improvements in the City, in accordance with the Act; and

WHEREAS, the City adopted Resolution No. 23-03 on January 31, 2023 and published February 11, 2023, which authorized the construction of certain Heritage Third Sewer Improvements, Heritage Third Water Improvements, and Heritage Third Paving Improvements in the City, in accordance with the Act; and

WHEREAS, the City adopted Resolution No. 23-23 on July 25, 2023 and published August 5, 2023, which authorized the construction of certain Cottages at Cornerstone Sewer Improvements, Cottages at Cornerstone Water Improvements, and Cottages at Cornerstone Paving Improvements in the City, in accordance with the Act; and

WHEREAS, the City adopted Resolution No. 24-05 on January 30, 2024 and published February 10, 2024, and as amended by Resolution No. 24-18 adopted on May 14, 2024 and published May 25, by Resolution No. 24-25 adopted on July 30, 2024 and published August 10, 2024, and which authorized the construction of certain Prairie Pointe at Cornerstone 3rd Sewer Improvements, Prairie Pointe at Cornerstone 3rd Water Improvements, Prairie Pointe at Cornerstone 3rd Paving Improvements, and Prairie Pointe at Cornerstone 3rd Storm Water Drain Improvements in the City, in accordance with the Act; and

WHEREAS, said Heritage Way East Paving Improvements, Heritage Way West Paving Improvements, Summerlin Water Improvements, Summerlin Sewer Improvements, Summerlin Paving Improvements, Summerlin Storm Water Drainage Improvements, Heritage Third Sewer Improvements, Heritage Third Water Improvements, Heritage Third Paving Improvements, Cottages at Cornerstone Sewer Improvements, Cottages at Cornerstone Water Improvements, Cottages at Cornerstone Paving Improvements, Prairie Pointe at Cornerstone 3rd Sewer Improvements, Prairie Pointe at Cornerstone 3rd Water Improvements, Prairie Pointe at Cornerstone 3rd Paving Improvements, and Prairie Pointe at Cornerstone 3rd Stormwater Improvements (collectively, the "Improvements") are now completed, and a Certification of Total Final Costs and Assessment Roll for said Improvements has been prepared, and has been presented to and approved by the governing body; and

WHEREAS, it is necessary to hold a public hearing to receive complaints and objections to the proposed special assessments for the costs of said Improvements.

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

SECTION 1. Authorization of Public Hearing. It is hereby authorized, ordered and directed that a public hearing to receive and hear complaints and objections to the proposed special assessments for the construction of the Improvements (as defined above) in the City, as heretofore authorized by Resolution No. 22-36 (as amended by Resolution No. 22-44), Resolution No. 22-45 (as amended by Resolution No. 23-24), Resolution No. 23-03, Resolution No. 23-23, and Resolution No. 24-05 (as amended by Resolution Nos. 24-18 and 24-25), shall be held at the usual meeting place, Andover, Kansas, at 7:00 p.m., on Tuesday, June 10, 2025.

SECTION 2. Authorization of Publication of Notice of Public Hearing. The City Clerk is hereby authorized, ordered and directed to cause the publication of a Notice of Public Hearing, in the form and manner required by law, in the City's official newspaper one time on May 24, 2025, said date being at least ten (10) days prior to the date of the hearing.

SECTION 3. Authorization of Mail Notice of Public Hearing and Statement of Cost. The City Clerk is hereby further authorized, ordered and directed to cause to be mailed, by first class United States mail, postage prepaid, a "Notice of Public Hearing and Statement of Cost Proposed to be Assessed", in the form and manner required by law, to each and all of the property owners liable for said special assessments, at their last known post office address of record, on or before the day of the publication of the Notice of Public Hearing required by Section 2 hereof.

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PASSED, ADOPTED AND APPROVED by the governing body of the City of Andover, Kansas on the 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 usual meeting place in said 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, there was presented to the governing body a Resolution entitled:

A RESOLUTION SETTING THE DATE, TIME AND PLACE FOR A PUBLIC HEARING TO RECEIVE AND HEAR COMPLAINTS AND OBJECTIONS TO THE PROPOSED SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OF CERTAIN IMPROVEMENTS IN THE CITY, AS HERETOFORE AUTHORIZED BY RESOLUTION NO. 22-36 (AS AMENDED BY RESOLUTION NO. 22-44), RESOLUTION NO. 22-45 (AS AMENDED BY RESOLUTION NO. 23-24), RESOLUTION NO. 23-03, RESOLUTION NO. 23-23, AND RESOLUTION NO. 24-05 (AS AMENDED BY RESOLUTION NOS. 24-18 AND NO. 24-25); DIRECTING PUBLICATION OF A NOTICE OF PUBLIC HEARING; AND FURTHER DIRECTING THE MAILING OF A NOTICE OF HEARING AND STATEMENT OF COSTS PROPOSED TO BE ASSESSED TO EACH AND ALL OF THE PROPERTY OWNERS LIABLE FOR SUCH SPECIAL ASSESSMENTS.

After discussion, upon motion by Council President Henry, seconded by Council Member Hamilton, the Resolution was passed by a majority of the members present.

A majority of the members having voted in favor of the passage of said Resolution, it was designated Resolution No. 25-13 and was ordered to be executed by the Mayor and by the City Clerk.

CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES

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

[seal]




Dana Engstrom, City Clerk