

Upon recording, return to:

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

(Published in *The Butler County Times-Gazette* and
at www.andoverks.gov on August 9, 2025)

RESOLUTION NO. 25-22

**A RESOLUTION AMENDING RESOLUTION NO. 25-04 OF THE CITY OF
ANDOVER, KANSAS.**

WHEREAS, the governing body of the City of Andover, Kansas (the “City”) adopted Resolution No. 25-04 (the “Original Resolution”) on January 28, 2025, which Original Resolution was published in *The Butler County Times-Gazette* and the official newspaper of the City on February 8, 2025; and

WHEREAS, the Original Resolution found and finally determined to be advisable to make The Southern Hills 1st Phase Drainage Improvements, Southern Hills 1st Phase Paving Improvements, Southern Hills 1st Phase Water Distribution Improvements, Southern Hills 1st Phase Sanitary Sewer Improvements, Southern Hills 1st Phase Water Main Improvements, Southern Hills 1st Phase Sanitary Sewer Main Improvements, and Southern Hills 1st Phase SW 130th Paving Improvements (collectively herein the “Improvements”) in the City, all as defined and described therein; and

WHEREAS, the City has received two newly revised petitions on July 17, 2025 (the “Revised Petition”) for the Southern Hills 1st Phase Sanitary Sewer Improvements and the Southern Hills 1st Phase Sanitary Sewer Main Improvements, and upon examination of the Revised Petitions on July 17, 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. 25-04 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 Southern Hills 1st Phase Sanitary Sewer Improvements (the “Southern Hills 1st Phase Sanitary Sewer Improvements”) of the Original Resolution is hereby amended by replacing said paragraph with the following:

(2) The estimated or probable costs of the Southern Hills 1st Phase Sanitary Sewer Improvements, as “cost” is defined in subparagraph (d) of K.S.A. 12-6a01, is Nine Hundred Thirty-One Thousand Dollars (\$931,000.00) (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 June 1, 2025).

Section 2. Amendment to Section 1, Subsection (G). Subsection (G) Paragraph (2) of that portion of Section 1 entitled Southern Hills 1st Phase Sanitary Sewer Main Improvements (the “Southern Hills 1st Phase Sanitary Sewer Main Improvements”) of the Original Resolution is hereby amended by replacing said paragraph with the following:

(2) The estimated or probable costs of the Southern Hills 1st Phase Sanitary Sewer Main Improvements, as “cost” is defined in subparagraph (d) of K.S.A. 12-6a01, is Two Hundred Seventeen Thousand Dollars (\$217,000.00) (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 June 1, 2025).

Section 3. Amending Resolution. This resolution supplements and amends the Original Resolution only to the extent necessary to amend the estimated cost for the (1) Southern Hills 1st Phase Sanitary Sewer Improvements and (2) Southern Hills 1st Phase Sanitary Sewer Main Improvements contained therein and, except to the extent specifically amended hereby, the Original Resolution 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:

Southern Hills 1st
Lots 1 through 22, Block 1
Lots 1 through 13, Block 2
Lots 1 through 14, Block 3
Lots 1 through 7, Block 4; and

Unplatted Parcel B

That part of the NW1/4 of Sec. 8, T28S, R3E of the 6th P.M., Butler County, Kansas, described as beginning at a point on south line of said NW1/4, said point being 60.00 feet East of the southwest

corner of said NW1/4; thence N89°22'54"E along said south line, 2607.55 feet to the southeast corner of said NW1/4; thence N01°07'50"W along the east line of said NW1/4, 2611.45 feet to a point 60.00 feet South of the north line of said NW1/4; thence S89°24'08"W, parallel with said north line, 354.02 feet to the northeast corner of Reserve "E", Southern Hills 1st, Andover, Butler County, Kansas; thence S01°07'50"E along the east line of said Reserve "E", 631.43 feet; thence S16°18'44"W along the east line of said Reserve "E", 119.56 feet; S38°10'09"W along the east line of said Reserve "E", 88.13 feet; thence S49°14'14"W along the east line of said Reserve "E", 285.03 feet; thence N75°05'15"W along the south line of said Reserve "E", 67.88 feet; thence N14°54'45"E along the west line of said Reserve "E", 421.25 feet; thence N01°07'50"W along the west line of said Reserve "E", 244.30 feet to the southeast corner of Lot 12, Block 2, in said addition; thence S89°24'08"W along the south line of said Lot 12 and extended, 750.23 feet to the easterly most corner of Lot 7, Block 3, in said addition; thence S31°32'11"W along the southeast line of said of said Lot 7 and extended, 395.67 feet to the northeast corner of Lot 11, Block 3, in said addition; thence S06°48'58"W along the east line of said Lot 11 and extended, 304.23 feet to the southeast corner of Lot 14, Block 3, in said addition; thence S85°55'54"W along the south line of said Lot 14, 175.30 feet to the southeast right-of-way of Granite street as platted in said addition, being a point of curvature of a non-tangent curve to the right, said curve having a radius of 232.00, an arc length of 109.90 feet, chord bearing S57°20'00"W, 108.87 feet; thence westerly along said right-of-way and curve, 109.90 feet to the northeast corner of Lot 1, Block 4, in said addition; thence S27°01'29"E along the east line of said Lot 1, 18.57 feet to a point of curvature of a curve to the right, said curve having a radius of 868.00, an arc length of 122.31 feet, chord bearing S22°59'16"E, 122.21 feet; thence southerly along said east line and curve, 122.31 feet; thence S79°04'07"W along the south line of said Lot 1 and extended, 478.10 feet to the southeast corner of Lot 6, Block 4, in said addition; thence S88°53'45"W along the south line of said Lot 6 and extended, 301.63 feet to a point 60.00 feet East of the west line of said NW1/4; thence S01°06'15"E, parallel with said west line, 1359.11 feet to the place of beginning, written by William K. Clevenger, PS-1437, on May 4, 2023. Subject parcel contains 115.42 Acres

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PASSED, ADOPTED AND APPROVED by the governing body of the City of Andover, Kansas on the 29th day of July, 2025.

CITY OF ANDOVER, KANSAS

[seal]




Ronnie Price, Mayor

ATTEST:

Dana Engstrom, City Clerk