



Sedgwick County
Register of Deeds - Tonya Buckingham
Doc.#/Flm-Pg: 30062480

Receipt #: 2237780
Pages Recorded: 4

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Authorized By: *Tonya Buckingham*
Date Recorded: 05/25/2021 10:49:51 AM

After recording, return to:
City of Mulvane, Kansas
Attn: Debra M. Parker, City Clerk
102 W. 2nd
Mulvane, Kansas 67110
Telephone: (316) 777-1143

(Published in *The Mulvane News* on May 20, 2021)

RESOLUTION NO. 2021-12

A RESOLUTION AMENDING RESOLUTION NO. 2021-3 OF THE CITY OF MULVANE, KANSAS.

WHEREAS, the governing body of the City of Mulvane, Kansas (the "City") previously adopted Resolution No. 2021-3 (the "Original Resolution") on February 15, 2021, which Original Resolution was published in the official newspaper of the City on February 18, 2021; and

WHEREAS, the Original Resolution found and finally determined to be advisable to make certain The Hidden Valley Addition Water Improvements, Hidden Valley Addition Sewer Improvements, Hidden Valley Addition Street Improvements, and Hidden Valley Addition Storm Water Drain Improvements (collectively herein, the "Improvements") in the City, all as defined and described therein; and

WHEREAS, the Original Resolution authorized, ordered and directed that the Improvements be made at total estimated costs defined therein (said cost to be increased at the pro-rata rate of 1% per month from and after the date of the Original Resolution) which estimated costs were to be paid from the proceeds of the City's general obligation bonds to be issued by the City; and

WHEREAS, the City has received two revised petitions on May 14, 2021 (the "Revised Petitions"), and upon examination of the Revised Petitions on May 17, 2021, determined the Revised Petitions to be sufficient and the governing body finds and determines it desirable to ratify the acquisition and construction of the Hidden Valley Addition Water Improvements, Hidden Valley Addition Storm Water Drain Improvements and that the estimated cost of said improvements be adjusted in accordance with the Revised Petitions; and

WHEREAS, in connection with the foregoing, the governing body of the City finds and determines it necessary and advisable to amend the Original Resolution.

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

"I hereby certify that the foregoing is a true and correct copy of the original Resolution; that said Resolution was passed on the 17 day of May, 2021."

Debra M. Parker
City Clerk

SECTION 1. Amendment to Recitals of the Original Resolution. The recitals of the Original Resolution (as defined above) are hereby amended by deleting and replacing them with the following:

WHEREAS, on February 10, 2021 four petitions (the "Petitions") were filed in the Office of the City Clerk of the City of Mulvane, Kansas (the "City"), requesting that certain water, sanitary sewer, street, and storm water drain improvements be made to the Hidden Valley Addition in the City; and

WHEREAS, the aforementioned Petitions set forth (a) the general nature of the improvements, (b) the estimated or probable costs of the improvements, (c) the extent of the improvement district to be assessed for the costs of the improvements, (d) the method of assessment, (e) the apportionment of the costs between the improvement district and the City-at-Large, (f) a request that the improvements be made without notice and hearing as required by K.S.A. 12-6a04, as amended and supplemented; and (g) a statement that the proposed improvement district does not include all the property that may benefit from the proposed improvements; and

WHEREAS, the City has received two revised petitions on May ~~14~~ 2021 (the "Revised Petitions"), and upon examination of the Revised Petitions on May 17, 2021, determined the Revised Petitions to be sufficient and the governing body finds and determines it desirable to ratify the acquisition and construction of the Hidden Valley Addition Water Improvements, Hidden Valley Addition Storm Water Drain Improvements, and that the estimated cost of said improvements be adjusted in accordance with the Revised Petition; and

WHEREAS, the Revised Petitions set forth (a) the general nature of the improvements, (b) the estimated or probable costs of the improvements, (c) the extent of the improvement district to be assessed for the costs of the improvements, (d) the method of assessment, (e) the apportionment of the costs between the improvement district and the City-at-Large, (f) a request that the improvements be made without notice and hearing as required by K.S.A. 12-6a04, as amended and supplemented; and (g) a statement that the proposed improvement district does not include all the property that may benefit from the proposed improvements; and

SECTION 2. Amendment to Section 1(A)(2) (Hidden Valley Addition Water Improvements). Section 1(A)(2) entitled Hidden Valley Addition Water Improvements of the Original Resolution is hereby amended by deleting the section and replacing it with the following:

(2) The estimated or probable costs of the Hidden Valley Addition Water Improvements, as "cost" is defined in subparagraph (d) of K.S.A. 12-6a01, are Two Hundred Sixty-Three Thousand Dollars (\$263,000) (said cost may be increased at the rate of 1% per month from and after the date of approval of this resolution).

SECTION 3. Amendment to Section 1(D)(2) (Hidden Valley Addition Storm Water Drain Improvements). Section 1(D)(2) entitled Hidden Valley Addition Storm Water Drain Improvements

of the Original Resolution is hereby amended by deleting the section and replacing it with the following:

(2) The estimated or probable costs of the Hidden Valley Addition Storm Water Drain Improvements, as "cost" is defined in subparagraph (d) of K.S.A. 12-6a01, are Four Hundred Fifty-Three Thousand Dollars (\$453,000) (said cost to be increased at the rate of 1% per month from and after the date of approval of this resolution).

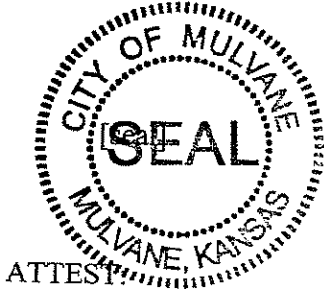
SECTION 4. Amending Resolution. This resolution supplements and amends the Original Resolution only to the extent necessary and, except to the extent specifically amended hereby, the Original Resolution, shall remain in full force and effect.

SECTION 5. Publishing and Recording. This Resolution shall be published one time in the City's official newspaper, and shall be recorded in the Office of the Register of Deeds of Sedgwick 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 Mulvane, Sedgwick County, Kansas:

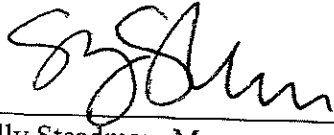
Hidden Valley Addition
Block A, Lots 1 through 35, inclusive
Block B, Lots 1 through 3, inclusive

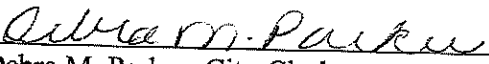
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PASSED, ADOPTED AND APPROVED by the governing body of the City of Mulvane, Kansas on the 17th day of May, 2021.



CITY OF MULVANE, KANSAS

By 
Shelly Steadman, Mayor

By 
Debra M. Parker, City Clerk