

**RESOLUTION NO. 2033**

**A RESOLUTION** declaring the necessity and authorizing a survey and descriptions of lands or interests therein necessary to be condemned for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the 191<sup>st</sup> Street Realignment Project located within the City of Gardner, Johnson County, Kansas.

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GARDNER, KANSAS**

**SECTION 1.** It is hereby found and determined necessary that certain lands or interests therein be condemned, or otherwise acquired, for public use providing for land necessary for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the 191<sup>st</sup> Street Realignment Project located within the City of Gardner, Johnson County, Kansas, as generally depicted in Exhibit A., which is attached hereto and incorporated herein by reference, provided however that the property interests which will ultimately be acquired shall be established by the survey as described in Section 2.

**SECTION 2.** The City Council hereby directs and authorizes its City Attorney to cause a survey and description of such parcels to be undertaken and filed with the City Clerk; to thereafter prepare and submit to the Council an ordinance authorizing the exercise of eminent domain with respect to such parcels; and upon approval of the same by the Council to initiate eminent domain proceedings in the District Court of Johnson County, and to undertake all other necessary actions to complete acquisition of such parcels.

**SECTION 3.** This resolution shall be effective from and after its passage, approval and publication in the official city newspaper.

**ADOPTED BY THE BY THE CITY COUNCIL OF THE CITY OF GARDNER, KANSAS  
THIS 7<sup>th</sup> DAY OF OCTOBER, 2019.**

(SEAL)

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/s/  
Steve Shute, Mayor

ATTEST:

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/s/  
Sharon Rose  
City Clerk