

RESOLUTION NO. 2074

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 sanitary sewer lines and improvements attendant thereto line for the Prairie Trace Development located within 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 sanitary sewer line and improvements attendant thereto line for the Prairie Trace Development located within 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 published once in the official city newspaper for the City of Gardner.

**ADOPTED BY THE BY THE CITY COUNCIL OF THE CITY OF GARDNER, KANSAS
THIS 16th DAY OF November, 2020.**

_____/s/_____
Steve Shute, Mayor

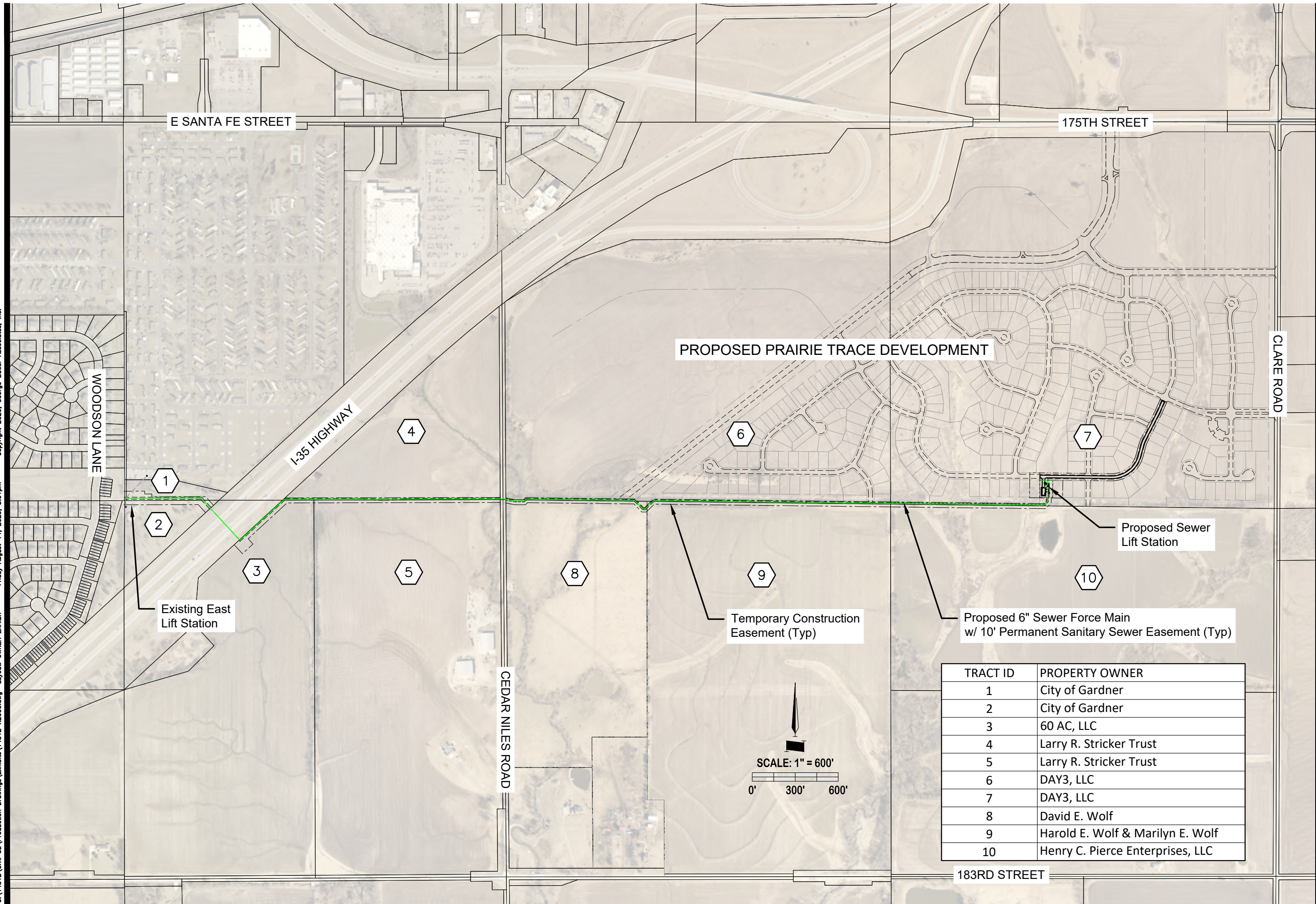
ATTEST:

_____/s/_____
Sharon Rose, City Clerk

APPROVED AS TO FORM:

_____/s/_____
Ryan Denk, City Attorney

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CITY OF GARDNER, KANSAS
Prairie Trace Sanitary Sewer Improvements
Exhibit A

TRACT ID	PROPERTY OWNER
1	City of Gardner
2	City of Gardner
3	60 AC, LLC
4	Larry R. Stricker Trust
5	Larry R. Stricker Trust
6	DAY3, LLC
7	DAY3, LLC
8	David E. Wolf
9	Harold E. Wolf & Marilyn E. Wolf
10	Henry C. Pierce Enterprises, LLC

PROJECT NUMBER
14512

DATE
8-14-2020

EXHIBIT NO.