

(Published in the official City Newspaper (www.maizeks.gov) on January 14, 2026)

RESOLUTION NO. 904-26

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF MAIZE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (SANITARY SEWERR IMPROVEMENTS – ARK CHURCH ADDITION).

WHEREAS, the City of Maize, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, pursuant to the receipt of a petition (the “Petition”), the City Council of the City (the “Governing Body”) has heretofore by Resolution No. 895-25 of the City (the “Prior Resolution) authorized certain internal sanitary sewer improvements; and

WHEREAS, the estimated costs of such improvements authorized by the Prior Resolution has increased;

WHEREAS, the Governing Body deems it necessary and advisable to re-authorize such improvements in accordance with the provisions of K.S.A. 12-6a01 *et seq.* (the “Act”), *provided* that the costs of the improvements to be assessed against the Improvement District (as set forth herein) shall not increase from the amounts set forth in the Petition and the Prior Resolution.

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

Section 1. Findings of Advisability; Prior Resolution. *Section 1* of the Prior Resolution is hereby superseded with the findings set forth in this *Section 1*. The governing body hereby finds and determines that:

(a) It is advisable to make the following improvements (the “Improvements”):

Public sanitary sewer and related improvements to serve the herein described Improvement District, such improvements to be constructed in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$1,088,130, exclusive of interest on financing and administrative and financing costs; said estimated cost to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

(c) The extent of the improvement district (the “Improvement District”) to be assessed for the cost of the Improvements is:

LOT 1 ARK CHURCH ADDITION
to the City of Maize, Sedgwick County, Kansas

exclusive of public right of ways

(d) The proposed method of assessment for the Improvements within the Improvement District is: equally per square foot. In the event all or part of the lots or parcels in the proposed Improvement District are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is as follows: \$108,887.89, plus proportionate financing costs, to be assessed against the Improvement District and the balance to be paid by the City-at-large, the City-at large portion to be reduced by any future amounts collected from the benefit fee area described in *Exhibit A* hereto.

(f) The signers of the Petition, in the aggregate, are the owners of 100% of the property or properties proposed to be included in the Improvement District, and have acknowledged that:

(i) The Petition is one submitted pursuant to subsection (c) of K.S.A. 12-6a04, and amendments thereto;

(ii) The proposed Improvement District does not include all properties which may be deemed to benefit from the proposed Improvements; and

(iii) The signers' names may not be withdrawn from the Petition by the signers thereof after the Governing Body commences consideration of the Petition or later than seven days after such filing, whichever occurs first.

(g) The property described in *Exhibit A* attached hereto benefits from the Improvements, but is not included within the Improvement District; such property shall be subject to the imposition of benefit fees in the manner set forth in and pursuant to K.S.A. 12-6a19. The benefit fee shall be levied on a per square foot basis in relation to the parcel to be assessed to the total square footage of the benefit fee area and shall be applied to the portion of the Improvements payable to by the City at Large. The amount of such benefit fee shall not exceed the amount which would have been assessed against such property had it been included in the Improvement District at the time that the Improvements were approved by resolution of the Governing Body.

Section 2. Authorization of Improvements. The abovesaid Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the City as set forth in *Section 1* of this Resolution and the Act. To the extent necessary, the Governing Body may act pursuant to K.S.A. 12-6a04(6) to make findings as to the advisability of the Improvements upon its own initiative.

Section 3. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this

Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

Section 4. Bond Authority; Reimbursement. The Act provides for the costs of the Improvements, interest on interim financing and associated financing costs to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of the Prior Resolution, pursuant to Treasury Regulation 1.150-2.

Section 5. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

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ADOPTED by the governing body of the City on January 5, 2026.

(SEAL)



ATTEST:

By: *Sue Villarreal*
Name: Sue Villarreal
Title: City Clerk

By: *Pat Stivers*
Name: Pat Stivers
Title: Mayor

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on January 5, 2026, as the same appears of record in my office.

DATED: January 5, 2026.

By: *Sue Villarreal*
Name: Sue Villarreal
Title: City Clerk