



**CITY OF LANSING**  
**Council Chambers**  
**800 1st Terrace**  
**Lansing, KS 66043**

**COUNCIL AGENDA**  
**Regular Meeting**  
**Thursday, August 3, 2017**  
**7:00 P.M.**

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#### **WELCOME TO YOUR CITY COUNCIL MEETING**

Regular meetings are held on the first and third Thursday of each month at 7 pm and are televised on Cable Television Channel 2 on Monday 7 pm, Tuesday 10 am & 7 pm, Friday 5 pm, Saturday 1 pm and Sunday 7 pm.

Any person wishing to address the City Council, simply proceed to the microphone in front of the dais after the agenda item has been introduced and wait to be recognized by the Mayor. When called upon, please begin by stating your name and address. A time designated "Audience Participation" is listed on the agenda for any matter that does not appear on this agenda. The mayor will call for audience participation. Please be aware that the city council and staff may not have had advance notice of your topic and that the city council may not be able to provide a decision at the meeting. If you require any special assistance, please notify the city clerk prior to the meeting.

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#### ***Call to Order***

#### ***Pledge of Allegiance***

#### ***Roll Call***

#### **OLD BUSINESS:**

1. Approval of Minutes

#### **NEW BUSINESS:**

#### ***Audience Participation***

#### ***Presentations:***

2. Ride for the Wounded Presentation

#### ***Council Consideration of Agenda Items:***

3. Public Hearing on and Consideration of the Proposed 2018 Budget
4. Ordinance No. 981 - Standard Traffic Ordinance Adoption
5. Ordinance No. 982 - Uniform Public Offense Code Adoption
6. Ordinance No. 983 – Sewer & Trash Disposal Assessment
7. Ordinance No. 984 – Weed Removal Assessment
8. Re-zone Request – Lot 2 Fairlane Commercial Development
9. Executive Session – Acquisition of Real Estate

#### ***Reports:***

Department Heads; City Attorney; City Engineer; City Administrator; Councilmembers

#### ***Proclamations***

#### ***Other Items of Interest***

#### ***Adjournment***

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator  
FROM: Sarah Bodensteiner, City Clerk  
DATE: July 24, 2017  
SUBJECT: Approval of Minutes

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The regular meeting minutes for July 20, 2017, are enclosed for your review.

Action: Staff recommends a motion to approve the regular meeting minutes for July 20, 2017, as presented.

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**AGENDA ITEM #**

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**Call To Order:**

The regular meeting of the Lansing City Council was called to order by Mayor Mike Smith at 7:00 p.m.

**Roll Call:**

Mayor Mike Smith called the roll and indicated which councilmembers were in attendance.

**Councilmembers Present:**

**Ward 1:** Dave Trinkle and Gene Kirby  
**Ward 2:** Andi Pawlowski and Don Studnicka  
**Ward 3:** Jesse Garvey and Kerry Brungardt  
**Ward 4:** Tony McNeill and Gregg Buehler

**Councilmembers Absent:**

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**OLD BUSINESS:**

**Approval of Minutes:** Councilmember Buehler moved to approve the regular meeting minutes of July 6, 2017, as presented. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

**Audience Participation:** Mayor Smith called for audience participation and there was none.

**Presentation**

**COUNCIL CONSIDERATION OF AGENDA ITEMS:**

**Treasurer's Report for Quarter Ending June 30, 2017:** Councilmember Pawlowski moved to approve the Treasurer's Report for the quarter ending June 30, 2017 as presented. Councilmember Garvey seconded the motion. The motion was unanimously approved.

**Approval of Engineering Agreement for City Project 17-04: Wastewater Master Plan Project #1:** Mayor Smith stated I'm going to let Tony speak on any discussion the Council might have. Go ahead Tony.

- Wastewater Utility Director Tony Zell stated I'm here to answer any questions you might have about the project.
  - Councilmember Pawlowski asked the old guys from PEC have all retired haven't they.
    - Wastewater Utility Director Tony Zell replied they have, but the lead engineer for this project was on board when we were wrapping up the treatment facility.

Councilmember Brungardt moved to approve the scope and fee from PEC in an amount not to exceed \$87,000.00 for design engineering services for City Project 17-04. Councilmember Buehler seconded the motion. The motion was unanimously approved.

**Executive Session – Personnel Matters of Non-Elected Personnel:** Councilmember Buehler moved to recess into executive session to discuss an employee's performance pursuant to the non-elected personnel matter exception, K.S.A. 75-4319(b)(1) for 15 minutes, beginning at 7:03 p.m. and returning to the Council Chambers at 7:18p.m. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

Councilmember Pawlowski moved to return to open session at 7:18 p.m. Councilmember Studnicka seconded the motion. The motion was unanimously approved.

Councilmember Studnicka moved to authorize the Mayor to sign an amendment to the City Administrator's Contract and provide for a financial incentive based on the results of the performance evaluation. Councilmember Buehler seconded the motion. The motion was unanimously approved.

**REPORTS:**

**Department Heads:** Public Works Director Jeff Rupp briefed the Council on the status of the Mill and Overlay project, Ida Street Drainage Project, the Third and Kay stormwater project which is out for advertisement, and the DeSoto Road Bridge welding project. There is some erosion on asphalt on the side of the bridge and Jeff is working to get some rip rap placed in those areas that will get the City through until the next phase of the DeSoto Road Project. He also provided an update for the acquisition of the easements for the DeSoto Road Project and advised that the final plans are moving along as projected for the Eisenhower Road Project.

**City Attorney:** City Attorney had nothing to report.

**City Engineer:** City Engineer had nothing to report.

**Governing Body:** Councilmember Pawlowski mentioned that she read an article that the County is wanting to require the owners of Grinter Farms to place portable toilets on their property since the draw from all over the state to their property has been so significant. She stated that she didn't think it was right for the County to require them to do this just because they have planted sunflowers that people want to come out and see, and the County should spend

some Economic Development money from the one cent sales tax and provide the portable toilets at Grinter Farms.

She also mentioned that today is Councilmember Buehler's 53<sup>rd</sup> Birthday.

Councilmember Garvey thanked the State of Kansas for finding a new way to take more money from his paycheck and also make it retroactive back to January.

Councilmember Buehler provided a fun fact, on this day in 1969 Neil Armstrong became the first man to step on the moon followed by Buzz Aldrin when they made it up there on Apollo 11.

**ADJOURNMENT:** Councilmember Studnicka moved to adjourn. Councilmember Pawlowski seconded the motion. The motion was approved, with Councilmember Garvey voting against the motion. The meeting was adjourned at 7:26 p.m.

**ATTEST:**



\_\_\_\_\_  
Michael W. Smith, Mayor

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Sarah Bodensteiner, City Clerk

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator   
FROM: Stefanie Leif, AICP, Community & Economic Development Director   
DATE: July 25, 2017  
SUBJECT: Presentation by A Ride for the Wounded

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The Leavenworth County not-for-profit organization, A Ride for the Wounded, participated in the 2017 Lansing Independence Day Celebration by offering volunteers to help work the event and staffed an informational booth. According to its website, A Ride for the Wounded provides financial support to local charities that serve members of the Armed forces and their families. The organization's largest fundraiser is an annual motorcycle ride which took place on July 8 of this year.

A Ride for the Wounded plans to attend the August 3 City Council meeting to thank the city of Lansing for the partnership, and they will present the Mayor and City Council with a hand carved wooden clock engraved with the city seal.

Policy Consideration: None.


Financial Consideration: None.

Action: No action necessary.

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator   
FROM: Elizabeth Sanford, Finance Director  
DATE: July 24, 2017  
SUBJECT: Public Hearing on and Consideration of the Proposed 2018 Budget

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Staff is pleased to present the Proposed 2018 Budget for the City of Lansing for consideration. The notice of public hearing summarizing the proposed 2018 budget was published in the *Leavenworth Times* on July 20, 2017.

The proposed 2018 budget reflects a .25 decrease to the mill levy.

**Action:**

Staff recommends that the Council open, hold, and close the public hearing on the Proposed 2018 Budget, and make a motion to adopt the same as presented.

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**AGENDA ITEM #**

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City of Lansing

2018

**Computation to Determine Limit for 2018**

		<b>Amount of Levy</b>
1. Total tax levy amount in 2017 budget	+ \$	<u>3,329,228</u>
2. Debt service levy in 2017 budget	- \$	<u>842,769</u>
3. Tax levy excluding debt service	\$	<u>2,486,459</u>
<b>2017 Valuation Information for Valuation Adjustments</b>		
4. New improvements for 2017:	+ <u>532,525</u>	
5. Increase in personal property for 2017:		
5a. Personal property 2017	+ <u>1,044,097</u>	
5b. Personal property 2016	- <u>1,089,515</u>	
5c. Increase in personal property (5a minus 5b)	+ <u>0</u>	
	(Use Only if > 0)	
6. Valuation of annexed territory for 2017		
6a. Real estate	+ <u>0</u>	
6b. State assessed	+ <u>0</u>	
6c. New improvements	- <u>0</u>	
6d. Total adjustment (sum of 6a, 6b, and 6c)	+ <u>0</u>	
7. Valuation of property that has changed in use during 2017	<u>33,319</u>	
8. Total valuation adjustment (sum of 4, 5c, 6d & 7)	<u>565,844</u>	
9. Total estimated valuation July 1, 2017	<u>80,609,586</u>	
10. Total valuation less valuation adjustment (9 minus 8)	<u>80,043,742</u>	
11. Factor for increase (8 divided by 10)	<u>0.00707</u>	
12. Amount of increase (11 times 3)	+ \$ <u>17,577</u>	
13. 2018 budget tax levy, excluding debt service, prior to CPI adjustment (3 plus 12)	\$ <u>2,504,036</u>	
14. Debt service levy in this 2018 budget	<u>859,693</u>	
15. 2018 budget tax levy, including debt service, prior to CPI adjustment (13 plus 14)	<u>3,363,729</u>	
16. Consumer Price Index for all urban consumers for calendar year 2016	<u>1.4%</u>	
17. Consumer Price Index adjustment (3 times 16)	\$ <u>34,810</u>	
18. Maximum levy for budget year 2018, including debt service, not requiring 'notice of vote publication' or adoption of a resolution prior to adoption of the budget (15 plus 17)	\$ <u>3,398,539</u>	

If the 2018 adopted budget includes a total property tax levy exceeding the dollar amount in line 18 you must, prior to adoption of such budget, adopt a resolution authorizing such levy and, subsequent to adoption of such budget, publish notice of vote by the governing body to adopt such budget in the official county newspaper and attach a copy of the published notice to this budget.

In no event will such resolution or published notice of the vote be required if the total budget year tax levy is \$1,000 or less.



<b>Expenditure Fund Transferred From:</b>	<b>Receipt Fund Transferred To:</b>	<b>Actual Amount for 2016</b>	<b>Current Amount for 2017</b>	<b>Proposed Amount for 2018</b>	<b>Transfers Authorized by Statute</b>
General Fund	Special Highway	120,000	120,000	120,000	
General Fund	Capital Improvements	700,495	775,357	940,000	
General Fund	Equipment Reserve	100,000	100,000	100,000	
General Fund	Special Parks & Rec	34,000	34,000	34,000	
Solid Waste	General Fund	75,000	100,000	100,000	
Sewer Utility	Debt Service	907,900	1,393,710	1,398,900	
\$.45 Sales Tax Fund	Debt Service	-	-	250,000	
\$.45 Sales Tax Fund	Special Parks & Rec	-	-	179,200	
General Fund	Debt Service	16,667	-	-	
	Totals	1,954,062	2,523,067	3,122,100	
	Adjustments		116,503		
	Adjusted Totals	1,954,062	2,406,564	3,122,100	

**\*Note:** Adjustments are required only if the transfer is being made in 2017 and/or 2018 from a non-budgeted fund.

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STATEMENT OF INDEBTEDNESS

Type of Debt	Date of Issue	Date of Retirement	Interest Rate %	Amount Issued	Beginning Amount Outstanding Jan 1, 2017	Date Due		Amount Due 2017		Amount Due 2018	
						Interest	Principal	Interest	Principal	Interest	Principal
General Obligation:											
2008-A Refund & Improv	10/2/2008	9/1/2028	4.07	6,670,000	1,365,000	3/1 & 9/1	9/1	62,575	320,000	46,575	335,000
2010-A Refund & Improv	7/1/2010	9/1/2025	4.50	975,000	645,000	3/1 & 9/1	9/1	21,478	65,000	19,690	65,000
2012-B Refunding	11/1/2012	9/1/2028	3.27	9,575,000	7,965,000	3/1 & 9/1	9/1	160,013	970,000	140,613	990,000
2015-A Refund & Improv	9/10/2015	9/1/2030	1.97	7,130,000	7,020,000	3/1 & 9/1	9/1	229,625	155,000	223,425	160,000
2016-A Refund & Improv	8/10/2016	9/1/2036	2.30	8,135,000	8,135,000	3/1 & 9/1	9/1	258,286	640,000	224,850	670,000
<b>Total G.O. Bonds</b>					<b>25,130,000</b>			<b>731,976</b>	<b>2,150,000</b>	<b>655,153</b>	<b>2,220,000</b>
Revenue Bonds:											
<b>Total Revenue Bonds</b>					<b>0</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Other:											
<b>Total Other</b>					<b>0</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Total Indebtedness</b>					<b>25,130,000</b>			<b>731,976</b>	<b>2,150,000</b>	<b>655,153</b>	<b>2,220,000</b>

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**STATEMENT OF CONDITIONAL LEASE-PURCHASE AND CERTIFICATE OF PARTICIPATION\***

Item Purchased	Contract Date	Term of Contract (Months)	Interest Rate %	Total Amount Financed (Beginning Principal)	Principal Balance On Jan 1, 2017	Payments Due 2017	Payments Due 2018
Backhoe	11/13/2014	36	1.88	80,923	27,478	27,478	0
2 Police Cars, F-350 Truck	6/1/2016	24	1.88	126,819	83,756	41,488	42,268
2 F-350 Trucks, mower, trailer	4/11/2017	24	2.34	113,976	0	38,874	37,117
<b>Totals</b>					<b>111,234</b>	<b>107,840</b>	<b>79,385</b>

\*\*\*If you are merely leasing/renting with no intent to purchase, do not list--such transactions are not lease-purchases.

**WORKSHEET FOR STATE GRANT-IN-AID TO PUBLIC LIBRARIES AND  
REGIONAL LIBRARY SYSTEMS**

**Budgeted Year: 2018**

Library found in: City of Lansing  
Leavenworth County

Two tests are used to determine eligibility for State Library Grant. If the grant is approved, then the municipality's library will be paid the grant on February 15 of each year.

**First test:**

	Current Year	Proposed Year
	<u>2017</u>	<u>2018</u>
Ad Valorem	\$289,951	\$246,132
Delinquent Tax	\$0	\$0
Motor Vehicle Tax	\$21,993	\$34,610
Recreational Vehicle Tax	\$195	\$353
16/20M Vehicle Tax	\$25	\$21
LAVTR	\$0	\$0
	<u>\$0</u>	<u>\$0</u>
TOTAL TAXES	\$312,164	\$281,116
Difference in Total Taxes:	(\$31,048)	
Qualify for grant:	Not Qualify	

**Second test:**

Assessed Valuation	\$79,606,026	\$80,609,586
Did Assessed Valuation Decrease?	No	
Levy Rate	3.642	3.053
Difference in Levy Rate:	(0.589)	
Qualify for grant:	Not Qualify	

Overall does the municipality qualify for a grant? **Not Qualify**

If the municipality would not have qualified for a grant, please see the below narrative for assistance from the State Library.

<b>Adopted Budget General</b>	Prior Year <b>Actual for 2016</b>	Current Year <b>Estimate for 2017</b>	Proposed Budget <b>Year for 2018</b>
<b>Unencumbered Cash Balance Jan 1</b>	<b>1,066,288</b>	<b>1,479,270</b>	<b>1,340,882</b>
<b>Receipts:</b>			
Ad Valorem Tax	2,108,670	2,196,508	XXXXXXXXXXXXXXXXXX
Delinquent Tax	21,109	63,976	
Motor Vehicle Tax	245,915	241,004	262,189
Recreational Vehicle Tax	2,401	2,135	2,673
16/20M Vehicle Tax	290	260	160
Commercial Vehicle Tax	8,940	6,186	9,671
Watercraft Tax	0	0	0
Gross Earning (Intangible) Tax	0	0	0
LAVTR	0	0	0
City and County Revenue Sharing	0	0	0
Local Alcoholic Liquor	12,022	10,628	12,123
Local Sales Tax	816,487	800,000	816,000
Compensating Use Tax	124,029	120,000	124,000
County Sales Tax	831,629	800,000	831,000
County Use Tax	150,876	145,000	150,000
Franchise Tax	663,183	653,000	668,000
Licenses	36,673	40,000	40,000
Permits	56,230	55,000	55,000
Plan/Plat Review Fees	1,070	7,600	7,600
Police Fines & Fees	370,238	357,000	357,500
Court Fees	52,755	60,000	55,000
Animal Release Fees	9,725	9,500	10,000
City Service Charges	6,401	5,600	6,000
Community Center Fees	12,355	13,000	13,000
Activity Center Fees	1,000	1,500	1,200
Reimbursed Expenses	37,094	2,500	2,500
Museum Gift Shop	61	50	50
KS Humanities Council Grant	2,445	0	0
Transfer from Solid Waste	75,000	100,000	100,000
In Lieu of Taxes (IRB)	0		
Interest on Idle Funds	438	1,500	1,500
Neighborhood Revitalization Rebate			-42,965
Miscellaneous	7,864	11,000	11,000
Does miscellaneous exceed 10% Total Rec			
Total Receipts	5,654,900	5,702,947	3,493,201
Resources Available:	6,721,188	7,182,217	4,834,083



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Adopted Budget General Fund - Detail Page 1	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
<b>Expenditures:</b>			
<b>Administration</b>			
Salaries	68,110	75,605	76,155
Contractual	2,110	2,150	5,750
Commodities	687	1,400	1,400
Capital Outlay	380	400	400
<b>Total</b>	<b>71,287</b>	<b>79,555</b>	<b>83,705</b>
<b>Police</b>			
Salaries	1,216,038	1,419,379	1,389,560
Contractual	77,994	80,200	82,700
Commodities	67,883	70,150	70,150
Capital Outlay	0	83,000	83,000
<b>Total</b>	<b>1,361,915</b>	<b>1,652,729</b>	<b>1,625,410</b>
<b>Municipal Court</b>			
Salaries	85,876	87,659	86,629
Contractual	82,531	96,375	91,375
Commodities	1,275	1,900	1,600
Capital Outlay	5,713	4,800	5,000
<b>Total</b>	<b>175,395</b>	<b>190,734</b>	<b>184,604</b>
<b>Emergency Preparedness</b>			
Capital Outlay	0	3,000	3,000
<b>Total</b>	<b>0</b>	<b>3,000</b>	<b>3,000</b>
<b>Streets</b>			
Salaries	101,539	101,632	98,032
Contractual	40,276	52,500	52,500
Commodities	10,666	20,100	24,300
Capital Outlay	0	65,000	45,000
<b>Total</b>	<b>152,481</b>	<b>239,232</b>	<b>219,832</b>
<b>Street Lighting</b>			
Contractual	179,492	177,900	198,720
<b>Total</b>	<b>179,492</b>	<b>177,900</b>	<b>198,720</b>
<b>Building Maintenance</b>			
Salaries	30,886	40,489	40,576
Contractual	21,178	19,500	19,500
Commodities	571	750	750
Capital Outlay	45,893	14,800	7,000
<b>Total</b>	<b>98,528</b>	<b>75,539</b>	<b>67,826</b>
<b>Community Development</b>			
Salaries	114,728	143,005	146,226
Contractual	18,793	29,000	39,700
Commodities	29,056	5,550	14,200
Capital Outlay	78,200	60,000	15,000
<b>Total</b>	<b>240,777</b>	<b>237,555</b>	<b>215,126</b>
<b>Finance</b>			
Salaries	186,694	186,624	187,873
Contractual	24,806	26,025	30,250
Commodities	1,228	1,800	1,600
Capital Outlay	6,179	8,500	8,500
<b>Total</b>	<b>218,907</b>	<b>222,949</b>	<b>228,223</b>
<b>Public Works</b>			
Salaries	212,871	216,592	219,682
Contractual	58,416	58,323	59,900
Commodities	7,697	15,950	11,000
Capital Outlay	0	18,793	0
<b>Total</b>	<b>278,984</b>	<b>309,658</b>	<b>290,582</b>
<b>Page 1 - Total</b>	<b>2,777,766</b>	<b>3,188,851</b>	<b>3,117,028</b>

City of Lansing

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Adopted Budget General Fund - Detail Page 2	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
<b>Expenditures:</b>			
<b>City Administrator</b>			
Salaries	129,520	145,190	138,845
Contractual	1,974	4,200	3,700
Commodities	318	1,900	1,600
<b>Total</b>	<b>131,812</b>	<b>151,290</b>	<b>144,145</b>
<b>Community Center</b>			
Salaries	163	2,428	1,193
Contractual	5,045	8,000	8,000
Capital Outlay	1,329	1,500	1,500
<b>Total</b>	<b>6,537</b>	<b>11,928</b>	<b>10,693</b>
<b>Parks</b>			
Salaries	379,501	449,991	459,772
Contractual	35,447	49,150	49,150
Commodities	17,982	23,900	24,750
Capital Outlay	0	18,000	15,000
<b>Total</b>	<b>432,930</b>	<b>541,041</b>	<b>548,672</b>
<b>Activity Center</b>			
Salaries	69,699	76,689	76,917
Contractual	35,993	41,500	43,500
Commodities	1,065	1,100	1,100
Capital Outlay	0	0	0
<b>Total</b>	<b>106,757</b>	<b>119,289</b>	<b>121,517</b>
<b>Economic Development</b>			
Salaries	212,541	222,941	238,491
Contractual	845	850	3,050
Commodities	8,456	8,200	8,600
Capital Outlay	46,240	50,500	50,500
<b>Total</b>	<b>268,082</b>	<b>282,491</b>	<b>300,641</b>
<b>Historical Museum</b>			
Salaries	27,635	29,116	29,627
Contractual	7,301	6,900	8,550
Commodities	5,338	3,500	6,050
Capital Outlay	2,135	500	500
<b>Total</b>	<b>42,409</b>	<b>40,016</b>	<b>44,727</b>
<b>Council Expenses</b>			
Salaries	1,554	1,495	2,137
Contractual	34,822	34,992	46,000
<b>Total</b>	<b>36,376</b>	<b>36,487</b>	<b>48,137</b>
<b>Human Resources</b>			
Salaries	82,963	90,519	91,280
Contractual	4,372	5,300	7,300
Commodities	1,290	1,700	1,700
<b>Total</b>	<b>88,625</b>	<b>97,519</b>	<b>100,280</b>
<b>Non-Departmental</b>			
Salaries	1,754	0	118,000
Contractual	332,615	292,466	299,450
Commodities	9,526	10,600	11,200
Capital Outlay	35,567	40,000	46,766
Transfers	971,162	1,029,357	1,194,000
Contingency	0	0	908,550
<b>Total</b>	<b>1,350,624</b>	<b>1,372,423</b>	<b>2,577,966</b>
<b>Page 2 -Total</b>	<b>2,464,152</b>	<b>2,652,484</b>	<b>3,896,778</b>
<b>Page 1 -Total</b>	<b>2,777,766</b>	<b>3,188,851</b>	<b>3,117,028</b>
<b>Grand Total</b>	<b>5,241,918</b>	<b>5,841,335</b>	<b>7,013,806</b>

(Note: Should agree with general sub-totals.)

City of Lansing

2018

FUND PAGE FOR FUNDS WITH A TAX LEVY

Adopted Budget Debt Service	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	534,172	700,457	495,738
Receipts:			
Ad Valorem Tax	957,106	842,769	XXXXXXXXXXXXXXX
Delinquent Tax	9,854	0	
Motor Vehicle Tax	135,982	83,890	100,598
Recreational Vehicle Tax	1,345	745	1,026
16/20M Vehicle Tax	129	126	62
Commercial Vehicle Tax	4,832	2,684	3,710
Watercraft Tax	0	0	0
Special Assessments	267,247	256,714	256,915
Transfers from Other Funds	956,482	1,510,213	1,648,900
Bond Proceeds	5,785,000		
Original Issue Premium	506,359		
Interest on Idle Funds	137	150	150
Neighborhood Revitalization Rebate	(27,360)	-20,033	-16,599
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Rec			
Total Receipts	8,597,113	2,677,258	1,994,762
Resources Available:	9,131,285	3,377,715	2,490,500
Expenditures:			
Bond Principal	1,445,000	2,150,000	2,470,000
Bond Interest	575,774	731,977	655,153
Temp. Note Principal	4,450,000		
Temp. Note Interest	86,775		
Bond Issuance Costs	218,279		
Bonds Refunded	1,655,000		
Cash Basis Reserve (2018 column)	0		200,000
Miscellaneous	0		
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	8,430,828	2,881,977	3,325,153
Unencumbered Cash Balance Dec 31	700,457	495,738	XXXXXXXXXXXXXXX
2016/2017/2018 Budget Authority Amount	8,430,900	3,112,584	3,325,153
Non-Appropriated Balance			
Total Expenditure/Non-Appr Balance			3,325,153
Tax Required			834,653
Delinquent Comp Rate: 3.0%			25,040
Amount of 2017 Ad Valorem Tax			859,693

Adopted Budget Library	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	50,181	24,920	60,960
Receipts:			
Ad Valorem Tax	192,434	289,951	XXXXXXXXXXXXXXX
Delinquent Tax	1,805	0	
Motor Vehicle Tax	21,933	21,993	34,610
Recreational Vehicle Tax	216	195	353
16/20M Vehicle Tax	22	25	21
Commercial Vehicle Tax	697	564	1,276
Watercraft Tax	0	0	0
Fines & Fees	5,062	5,000	5,000
Grants	198	0	0
Donations	288	200	200
KS State Library Grant	5,616	3,548	0
Interest on Idle Funds	28	25	25
Neighborhood Revitalization Rebate	(5,501)	-5,338	-4,386
Miscellaneous	3,772	2,500	2,500
Does miscellaneous exceed 10% Total Rec			
Total Receipts	226,570	318,663	39,599
Resources Available:	276,751	343,583	100,559
Expenditures:			
Salaries & Benefits	195,854	220,985	232,072
Contractual	5,825	12,038	8,450
Commodities	13,867	14,000	16,100
Capital Outlay	36,285	35,600	42,900
Contingency	0	0	40,000
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Ex			
Total Expenditures	251,831	282,623	339,522
Unencumbered Cash Balance Dec 31	24,920	60,960	XXXXXXXXXXXXXXX
2016/2017/2018 Budget Authority Amount	253,869	324,696	339,522
Non-Appropriated Balance			
Total Expenditure/Non-Appr Balance			339,522
Tax Required			238,963
Delinquent Comp Rate: 3.0%			7,169
Amount of 2017 Ad Valorem Tax			246,132

City of Lansing

2018

**FUND PAGE FOR FUNDS WITH NO TAX LEVY**

Adopted Budget Special Highway	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	310,207	418,663	372,043
Receipts:			
State of Kansas Gas Tax	328,249	313,350	311,990
County Transfers Gas	34,420	31,280	31,140
Permits	1,466	2,500	2,500
Transfer from General	120,000	120,000	120,000
Interest on Idle Funds	61	50	50
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>484,196</b>	<b>467,180</b>	<b>465,680</b>
<b>Resources Available:</b>	<b>794,403</b>	<b>885,843</b>	<b>837,723</b>
Expenditures:			
Salaries & Benefits	249,037	270,600	279,653
Contractual	61,704	77,200	108,200
Commodities	32,885	56,000	56,000
Capital Outlay	32,114	110,000	65,000
Cash Forward (2018 column)			328,870
Miscellaneous			
Does miscellaneous exceed 10% Total Ex			
<b>Total Expenditures</b>	<b>375,740</b>	<b>513,800</b>	<b>837,723</b>
Unencumbered Cash Balance Dec 31	418,663	372,043	0
2016/2017/2018 Budget Authority Amount	469,459	760,136	837,723

**Adopted Budget**

Special Alcohol Liquor	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	14,284	25,149	32,537
Receipts:			
Local Alcoholic Liquor Tax	12,022	10,628	12,123
Interest on Idle Funds	10	10	10
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>12,032</b>	<b>10,638</b>	<b>12,133</b>
<b>Resources Available:</b>	<b>26,316</b>	<b>35,787</b>	<b>44,670</b>
Expenditures:			
Contractual	0	750	750
Commodities	0	0	0
Capital Outlay	1,167	2,500	2,000
Cash Forward (2018 column)			41,920
Miscellaneous			
Does miscellaneous exceed 10% Total Ex			
<b>Total Expenditures</b>	<b>1,167</b>	<b>3,250</b>	<b>44,670</b>
Unencumbered Cash Balance Dec 31	25,149	32,537	0
2016/2017/2018 Budget Authority Amount	3,250	32,148	44,670

City of Lansing

2018

**FUND PAGE FOR FUNDS WITH NO TAX LEVY**

Adopted Budget Park Land Trust	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	16,000	35,200	11,600
Receipts:			
Park Land Fees	19,200	0	0
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>19,200</b>	<b>0</b>	<b>0</b>
<b>Resources Available:</b>	<b>35,200</b>	<b>35,200</b>	<b>11,600</b>
Expenditures:			
Capital Outlay	0	23,600	0
Cash Forward (2018 column)			11,600
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>0</b>	<b>23,600</b>	<b>11,600</b>
Unencumbered Cash Balance Dec 31	35,200	11,600	0
2016/2017/2018 Budget Authority Amount	11,600	23,600	11,600

**Adopted Budget**

Mayor's Christmas Tree	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	8,805	10,482	9,982
Receipts:			
Donations	4,176	3,500	3,500
Interest on Idle Funds	0	0	0
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>4,176</b>	<b>3,500</b>	<b>3,500</b>
<b>Resources Available:</b>	<b>12,981</b>	<b>13,982</b>	<b>13,482</b>
Expenditures:			
Contractual	2,499	4,000	4,000
Cash Forward (2018 column)			9,482
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>2,499</b>	<b>4,000</b>	<b>13,482</b>
Unencumbered Cash Balance Dec 31	10,482	9,982	0
2016/2017/2018 Budget Authority Amount	7,022	7,783	13,482

City of Lansing

2018

**FUND PAGE FOR FUNDS WITH NO TAX LEVY**

Adopted Budget	Prior Year	Current Year	Proposed Budget
KS Regional Prisons Museum	Actual for 2016	Estimate for 2017	Year for 2018
Unencumbered Cash Balance Jan 1	136,917	137,017	137,197
Receipts:			
Gift Shop	48	120	100
Interest on Idle Funds	52	60	60
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>100</b>	<b>180</b>	<b>160</b>
<b>Resources Available:</b>	<b>137,017</b>	<b>137,197</b>	<b>137,357</b>
Expenditures:			
Commodities	0	0	0
Cash Forward (2018 column)			137,357
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>0</b>	<b>0</b>	<b>137,357</b>
Unencumbered Cash Balance Dec 31	137,017	137,197	0
2016/2017/2018 Budget Authority Amount	0	137,118	137,357

**Adopted Budget**

Adopted Budget	Prior Year	Current Year	Proposed Budget
Transient Guest Tax	Actual for 2016	Estimate for 2017	Year for 2018
Unencumbered Cash Balance Jan 1	94,494	85,149	67,909
Receipts:			
Transient Guest Tax	102,166	95,000	95,000
Prior Year Transient Guest Tax	0	0	0
Lansing Daze/BBQ	17,103	16,000	16,000
Fall Festival	1,670	1,500	500
Fireworks Donations	3,237	1,000	1,000
Interest on Idle Funds	11	25	25
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>124,187</b>	<b>113,525</b>	<b>112,525</b>
<b>Resources Available:</b>	<b>218,681</b>	<b>198,674</b>	<b>180,434</b>
Expenditures:			
Contractual	40,818	36,924	40,554
Commodities	12,104	12,500	12,750
Economic Development	4,250	4,250	25,000
Lansing Daze/BBQ	46,176	46,000	46,000
Fireworks	22,486	21,000	21,000
Business Appreciation Lunch	4,276	3,091	4,000
Fall Festival/Outdoor Events	3,422	7,000	8,000
Cash Forward (2018 column)	0	0	23,130
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>133,532</b>	<b>130,765</b>	<b>180,434</b>
Unencumbered Cash Balance Dec 31	85,149	67,909	0
2016/2017/2018 Budget Authority Amount	134,250	180,054	180,434

City of Lansing

2018

**FUND PAGE FOR FUNDS WITH NO TAX LEVY**

Adopted Budget Sales Tax (\$.45)	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	0	0	61,200
Receipts:			
Sales Tax (\$.45)	0	61,200	368,000
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>0</b>	<b>61,200</b>	<b>368,000</b>
<b>Resources Available:</b>	<b>0</b>	<b>61,200</b>	<b>429,200</b>
Expenditures:			
Transfer to Debt Service	0	0	250,000
Transfer to Capital Improvements	0	0	179,200
Cash Forward (2018 column)			
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>0</b>	<b>0</b>	<b>429,200</b>
Unencumbered Cash Balance Dec 31	0	61,200	0
2016/2017/2018 Budget Authority Amount	0	0	429,200

**Adopted Budget**

Capital Improvement	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	47,133	194,116	194,141
Receipts:			
Reimbursed Expenses	178,450		
Transfer from General	700,495	775,357	940,000
Transfer from Sales Tax (\$.45)	0	0	179,200
Interest on Idle Funds	21	25	25
Miscellaneous	0	0	0
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>878,966</b>	<b>775,382</b>	<b>1,119,225</b>
<b>Resources Available:</b>	<b>926,099</b>	<b>969,498</b>	<b>1,313,366</b>
Expenditures:			
Signal Lights	386	6,400	0
Bernard Park	921	0	179,200
Drainage Maintenance	2,464	50,000	80,000
Street Contract	511,522	471,657	570,000
Sidewalk Construction	0	100,000	25,000
DeSoto Rd Project	153,236	77,300	0
Curb Replacement	26,802	10,000	20,000
Drainage Contract	36,652	60,000	195,000
Cash Forward (2018 column)	0	0	
Miscellaneous	0	0	
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>731,983</b>	<b>775,357</b>	<b>1,069,200</b>
Unencumbered Cash Balance Dec 31	194,116	194,141	244,166
2016/2017/2018 Budget Authority Amount	918,295	822,509	1,069,200

City of Lansing

2018

**FUND PAGE FOR FUNDS WITH NO TAX LEVY**

Adopted Budget Equipment Reserve	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	146,339	184,916	90,059
Receipts:			
Sale of Assets	0	0	0
Reimbursed Expenses	18,725	0	0
Transfer from General	100,000	100,000	100,000
Interest on Idle Funds	30	75	50
Miscellaneous		0	0
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>118,755</b>	<b>100,075</b>	<b>100,050</b>
<b>Resources Available:</b>	<b>265,094</b>	<b>284,991</b>	<b>190,109</b>
Expenditures:			
Capital Outlay	9,120	85,000	85,000
Lease Payments - Backhoe	27,995	27,995	0
Lease Payments - 2016 Lease	43,063	43,063	43,063
Lease Payments - 2017 Lease	0	38,874	38,874
Cash Forward (2018 column)			23,172
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>80,178</b>	<b>194,932</b>	<b>190,109</b>
Unencumbered Cash Balance Dec 31	184,916	90,059	0
2016/2017/2018 Budget Authority Amount	198,713	399,466	190,109

**Adopted Budget**

0	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1		0	0
Receipts:			
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
<b>Total Receipts</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Resources Available:</b>	<b>0</b>	<b>0</b>	<b>0</b>
Expenditures:			
Cash Forward (2018 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
<b>Total Expenditures</b>	<b>0</b>	<b>0</b>	<b>0</b>
Unencumbered Cash Balance Dec 31	0	0	0
2016/2017/2018 Budget Authority Amount	0	0	0



Adopted Budget Sewer Utility	Prior Year Actual for 2016	Current Year Estimate for 2017	Proposed Budget Year for 2018
Unencumbered Cash Balance Jan 1	1,161,105	1,927,512	1,957,165
Receipts:			
Usage Charges	2,459,288	2,501,852	2,684,918
Late Charges	106,120	35,000	35,000
Sewer Connection Fees	49,370	50,000	90,000
City Service Charge	3,395	2,500	3,000
Collections Revenue	212	15,000	15,000
Interest on Idle Funds	24	150	150
Miscellaneous	75	0	0
Does miscellaneous exceed 10% Total Receipts			
<b>Total Receipts</b>	<b>2,618,484</b>	<b>2,604,502</b>	<b>2,828,068</b>
<b>Resources Available:</b>	<b>3,779,589</b>	<b>4,532,014</b>	<b>4,785,233</b>
Expenditures:			
Salaries & Benefits	395,332	402,719	423,931
Contractual	401,248	663,050	677,090
Commodities	90,673	108,070	108,570
Capital Outlay	56,924	7,300	182,500
Non Operating Expenditures:			
Debt Service	907,900	1,393,710	1,398,900
Equipment Reserve	0	0	102,000
Depreciation	0	0	800,000
Cash Forward (2018 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Expenditures			
<b>Total Expenditures</b>	<b>1,852,077</b>	<b>2,574,849</b>	<b>3,692,991</b>
Unencumbered Cash Balance Dec 31	1,927,512	1,957,165	1,092,242
2016/2017/2018 Budget Authority Amount	2,322,210	3,911,390	3,692,991



City of Lansing

**NON-BUDGETED FUNDS (A)**  
(Only the actual budget year for 2016 is to be shown)

2018

**Non-Budgeted Funds-A**

(1) Fund Name:		(2) Fund Name:		(3) Fund Name:		(4) Fund Name:		(5) Fund Name:		
<b>147th/9B Interceptor</b>		<b>7 Mile Creek</b>		<b>9 Mile Creek</b>		<b>Police Equipment Reserv</b>				
Unencumbered		Unencumbered		Unencumbered		Unencumbered		Unencumbered		<b>Total</b>
Cash Balance Jan 1	3,501	Cash Balance Jan 1	3,075,642	Cash Balance Jan 1	0	Cash Balance Jan 1	22,310	Cash Balance Jan 1		3,101,453
Receipts:		Receipts:		Receipts:		Receipts:		Receipts:		
Reimbursed Expenses	28,414			Bond Proceeds	2,350,000	Fines & Fees	8,883			
Total Receipts	28,414	Total Receipts	0	Total Receipts	2,350,000	Total Receipts	8,883	Total Receipts	0	2,387,297
Resources Available:	31,915	Resources Available:	3,075,642	Resources Available:	2,350,000	Resources Available:	31,193	Resources Available:	0	5,488,750
Expenditures:		Expenditures:		Expenditures:		Expenditures:		Expenditures:		
Transfer to Debt Svc	31,915	Construction Costs	2,464,772	Construction Costs	535,269					
Total Expenditures	31,915	Total Expenditures	2,464,772	Total Expenditures	535,269	Total Expenditures	0	Total Expenditures	0	3,031,956
Cash Balance Dec 31	0	Cash Balance Dec 31	610,870	Cash Balance Dec 31	1,814,731	Cash Balance Dec 31	31,193	Cash Balance Dec 31	0	2,456,794 **
									2,456,794 **	

\*\*Note: These two block figures should agree.

**NOTICE OF BUDGET HEARING**

2018

The governing body of

**City of Lansing**

will meet on August 3, 2017 at 7:00 p.m. at Lansing City Hall, 800 1st Terrace, Lansing, KS for the purpose of hearing and answering objections of taxpayers relating to the proposed use of all funds and the amount of ad valorem tax.

Detailed budget information is available at Lansing City Hall and will be available at this hearing.

**BUDGET SUMMARY**

Proposed Budget 2018 Expenditures and Amount of 2017 Ad Valorem Tax establish the maximum limits of the 2018 budget.

Estimated Tax Rate is subject to change depending on the final assessed valuation.

FUND	Prior Year Actual for 2016		Current Year Estimate for 2017		Proposed Budget Year for 2018		
	Expenditures	Actual Tax Rate *	Expenditures	Actual Tax Rate *	Budget Authority for Expenditures	Amount of 2017 Ad Valorem Tax	Estimate Tax Rate *
General	5,241,918	27.077	5,841,335	27.592	7,013,806	2,245,115	27.852
Debt Service	8,430,828	12.290	2,881,977	10.586	3,325,153	859,693	10.665
Library	251,831	2.471	282,623	3.642	339,522	246,132	3.053
Special Highway	375,740		513,800		837,723		
Special Alcohol Liquor	1,167		3,250		44,670		
Park Land Trust			23,600		11,600		
Mayor's Christmas Tree	2,499		4,000		13,482		
KS Regional Prisons Museum					137,357		
Transient Guest Tax	133,532		130,765		180,434		
Sales Tax (\$.45)					429,200		
Capital Improvement	731,983		775,357		1,069,200		
Equipment Reserve	80,178		194,932		190,109		
Special Parks & Recreation	75,723		161,700		379,828		
Sewer Utility	1,852,077		2,574,849		3,692,991		
Solid Waste	535,683		584,500		1,112,078		
Non-Budgeted Funds-A	3,031,956						
Totals	20,745,115	41.838	13,972,688	41.820	18,777,153	3,350,940	41.570
Less: Transfers	1,954,062		2,523,067		3,122,100		
Net Expenditure	18,791,053		11,449,621		15,655,053		
Total Tax Levied	3,294,676		3,329,228		XXXXXXXXXXXX		
Assessed							
Valuation	78,748,107		79,606,026		80,609,586		
Outstanding Indebtedness,							
January 1,	2015		2016		2017		
G.O. Bonds	19,520,000		20,095,000		25,130,000		
Revenue Bonds	0		0		0		
Other	2,170,000		4,450,000		0		
Lease Purchase Principal	106,677		97,512		111,234		
Total	21,796,677		24,642,512		25,241,234		

\*Tax rates are expressed in mills

Elizabeth Sanford  
City Official Title: Finance Director

City of Lansing

2018

**2018 Neighborhood Revitalization Rebate**

Budgeted Funds for 2018	2017 Ad Valorem before Rebate**	2017 Mil Rate before Rebate	Estimate 2018 NR Rebate
General	2,180,965	27.056	42,965
Debt Service	842,596	10.453	16,599
Library	222,616	2.762	4,386
0			0
0			0
0			0
0			0
0			0
0			0
0			0
0			0
0			0
0			0
0			0
<b>TOTAL</b>	<b>3,246,177</b>	<b>40.270</b>	<b>63,950</b>

2017 July 1 Valuation: 80,609,586

Valuation Factor: 80,609.586

Neighborhood Revitalization Subj to Rebate: 1,588,024


Neighborhood Revitalization factor: 1,588.024

\*\*This information comes from the 2018 Budget Summary page. See instructions tab #13 for completing the Neighborhood Revitalization Rebate table.

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator   
FROM: Elizabeth Sanford, Finance Director  
DATE: July 24, 2017  
SUBJECT: Ordinance No. 981 – Standard Traffic Ordinance Adoption

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Ordinance No. 981 adopts the 2017 Standard Traffic Ordinance for Kansas, 45<sup>th</sup> Edition, published by the League of Kansas Municipalities with changes as outlined in the ordinance. This is an annual procedure for updating the Lansing traffic code.

**Action:**

Staff recommends a motion to approve Ordinance No. 981 adopting the “2017 Standard Traffic Ordinance for Kansas Cities, 45<sup>th</sup> Edition.”

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**AGENDA ITEM #**

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4

## **ORDINANCE NO. 981**

### **AN ORDINANCE INCORPORATING THE STANDARD TRAFFIC ORDINANCE BY REFERENCE**

An ordinance regulating traffic within the corporate limits of the City of Lansing, Kansas; incorporating by reference the Standard Traffic Ordinance for Kansas Cities, 45<sup>th</sup> Edition of 2017, with certain omissions, changes and additions; prescribing additional regulations; providing certain penalties and repealing Ordinance No. 969 and all other ordinances and parts of ordinances of the City of Lansing in conflict herewith.

Be it ordained by the Governing Body of the City of Lansing, Kansas:

#### **SECTION 1.**

##### **15-101. INCORPORATING STANDARD TRAFFIC ORDINANCE.**

There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Lansing, Kansas, that certain standard traffic ordinance known as the Standard Traffic Ordinance for Kansas Cities, 45<sup>th</sup> Edition of 2017, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. One official copy of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 981," with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. The police department, municipal judge and all administrative departments of the city charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of office copies of such Standard Traffic Ordinance similarly marked as may be deemed expedient.

##### **15-102. OMISSIONS, CHANGES, ADDITIONS AND DELETIONS TO THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES**

Article 1: Section 1 of said Standard Traffic Ordinance, relating to definitions, is hereby amended to add as follows:

Motorized Mini Bikes. Any motorized mini bike not more than 51 inches in length, 14 inches in width and 30 inches in height, by the manufacturer's specifications which may be propelled by either gasoline or electric power and having a seat designed to be straddled by the operator, except a motorized bicycle and electric-assisted bicycle.

(All other definitions not modified, deleted or changed shall remain in effect.)

Article 4: Section 17 of said Standard Traffic Ordinance is hereby changed to read as follows:

Display of Unauthorized Signs, Signals or Markings.

- (a) No person shall place, maintain or display upon or in view of any highway any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device or any railroad sign or signal.
- (b) No person shall place or maintain nor shall any public authority permit upon any highway any official traffic control device bearing thereon any commercial advertising, except for business signs included as part of official motorist service panels or roadside area information panels approved by the secretary of transportation.
- (c) This section shall not be deemed to prohibit the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official signs.
- (d) Every such prohibited sign, signal, or marking is hereby declared to be a public nuisance and the governing body is hereby empowered to remove the same or cause it to be removed without notice.
- (e) Traffic regulations on Private Property. Whenever the person in possession or control of any private property used by the public for purposes of vehicular traffic by permission of the owner shall cause to be posted at each entrance thereto a permanently lettered clearly legible sign with the following legend:

“TRAFFIC REGULATIONS OF THE CITY OF LANSING ENFORCED ON THIS  
PROPERTY. SPEED LIMIT 10 MPH.” (OR AS POSTED.)

then such private property shall thereafter be deemed to be under the traffic regulations of the city as provided by law.

Article 7: Section 33 of said Standard Traffic Ordinance is hereby changed to read as follows:

Maximum Speed Limits.

- (a) Except as provided in subsection (b) and except when a special hazard exists that requires lower speed for compliance with K.S.A. 8-1557, and amendments thereto, the limits specified in this subsection or established as hereinafter authorized by law shall be maximum

lawful speeds, and no person shall operate a vehicle at a speed in excess of such maximum limits:

- (1) All vehicles 20 miles per hour in any business district;
- (2) All vehicles 20 miles per hour in any park;
- (3) All vehicles 20 miles per hour in any posted school zone or any public thoroughfare on or across which children pass going to and from school during school days, including the following locations and times:

Ida Street	from Brookridge Street to 416 Ida Street	7:45 a.m. to 8:45 a.m. 3:00 p.m. to 4:00 p.m.
Bittersweet Street	from West Mary Street to Ida Street	
West Mary Street	from 200 ft west of Bittersweet Street to 200 ft east of West Kay Street	
West Kay Street	from West Mary Street to J Street	
South 2 <sup>nd</sup> Street	from East Mary Street to East Olive Street	7:30 a.m. to 8:30 a.m. 3:00 p.m. to 4:00 p.m.
East Olive Street	from 206 East Olive Street to South 2 <sup>nd</sup> Street	

- (4) All vehicles 20 miles per hour in any residential district and on other streets within the city, if said limits were set prior to 1994. All speed limits set after 1994 shall be 30 miles an hour in any residential district or other streets within the city except where modified by engineering and traffic investigation as provided hereafter in subsection (c) of this section.

The maximum speed limit established by or pursuant to this paragraph shall be of force and effect regardless of whether signs are posted giving notice thereof, and, notwithstanding any signs giving notice of minimum speed limit in excess of the limits established by or pursuant to this paragraph, shall not be of any force or effect, subject to the following exception.

Whenever the Public Works Director shall determine upon the basis of an engineering and traffic investigation that any speed limit herein set forth is greater or less than is reasonable or safe under the conditions found to exist, the Public Works Director shall determine and declare a reasonable and safe speed limit consistent with applicable state and local statutes which shall be effective at all times or during daytime or nighttime or at such other times as may be determined when appropriate signs giving notice thereof are erected pursuant to Governing Body action and K.S.A. 8-1560 and 8-2002.

- (b) No person shall drive a school bus to or from school, or interschool or intraschool functions or activities, at a speed greater than 45 miles per hour on any roadway having dirt,

sand or gravel surface, and in no event shall a school bus be driven to and from school or activities in excess of 55 miles per hour, notwithstanding any maximum speed limit in excess thereof. The provisions of this subsection shall also apply to buses used for the transportation of students enrolled in community junior colleges or area vocational schools, when such buses are transporting students to or from school functions or activities.

(c) Speed limits on certain streets within the City of Lansing. The Governing Body, having determined upon the basis of an engineering and traffic investigation that the speed limit permitted under state law and Section 33 of the "Standard Traffic Ordinance" is greater or less than is reasonable under the conditions found to exist within the city, hereby determines and declares that the reasonable and safe speed limit on the portion of the streets is as listed below. The Public Works Director is hereby directed to cause to have erected appropriate signs giving notice of such speed limit along the streets maintained by the city.

STREET	PORTION CONTROLLED	APPLICABLE SPEED LIMIT
147 <sup>th</sup> Street	4-H Road to South City Limits	40 mph
155 <sup>th</sup> Street	South to City Limits	25 mph
4-H Road	Within City Limits	40 mph
Centre Drive	4-H Road to West Mary	25 mph
Centre Drive	West Mary to East Kansas	25 mph
Clearview Drive	Stone Lane to Rock Creek Drive	20 mph
DeSoto Road	West Eisenhower to 4-H Road	35 mph
East Eisenhower Road	North Main to North 8 <sup>th</sup> Street	35 mph
East Gilman Road	South Main to East City Limits	35 mph
East Mary Street	US Highway 73 to ½ mile east of US Highway 73	20 mph
East Mary Street	½ mile east of US Highway 73 to City Limits	35 mph
Granite Street	Clearview Drive to Ridge Drive	20 mph
Hickory Trail	North of 4-H Road	25 mph
Ida Street	Entire Road	25 mph
Main Street	South City Limits to Rock Creek Loop	65 mph
Main Street	Rock Creek Loop to Gilman Road	50 mph
Main Street	Gilman Road to Olive Street	50 mph
Main Street	Olive Street to Eisenhower Road	40 mph
Maple Lane	Hickory Trail to South Valley Drive	25 mph
McIntyre Road	South Main to 147 <sup>th</sup> Street	35 mph
McIntyre Road	South Main to East City Limits	25 mph
Ridge Drive	147 <sup>th</sup> Street to Granite Street	20 mph
Sherwood Forest	Entire Subdivision	30 mph
Stone Lane	Clearview Drive to Ridge Drive	20 mph
West Eisenhower Road	New Lawrence to West City Limits	50 mph
West Eisenhower Road	New Lawrence to North Main	40 mph
West Gilman Road	Entire Road	25 mph
West Mary Street	Entire Road	35 mph

Article 14: Section 114.1 of said Standard Traffic Ordinance is hereby changed to read as follows:

Unlawful Operation of All-Terrain Vehicle

A. Except as provided in subsection (b), (d), (e), and (f), it shall be unlawful for any person to operate an all-terrain vehicle:

1. on any interstate highway, federal highway or state highway; or
2. on any city street, alley, public parking lot, right-of-way or upon property owned by the City of Lansing.

B. Notwithstanding the provisions of subsection (a), all-terrain vehicles owned and operated by a county noxious weed department, or all-terrain vehicles owned and operated by persons contracting with a county noxious weed department or the Kansas Department of Transportation may be allowed to operate such all-terrain vehicles upon the right-of-way of any federal highway or state highway for the purpose of eradicating noxious weeds and such all-terrain vehicles may be operated incidentally upon such federal highway or state highway and within the corporate limits of the city as required in the fulfillment of its eradication duties.

C. No all-terrain vehicle shall be operated on any public highway, street or road between sunset and sunrise unless equipped with lights as required by law for motorcycles.

D. Notwithstanding the provisions of subsection (a), all-terrain vehicles owned and operated by the City of Lansing, Kansas, or all-terrain vehicles owned and operated by persons contracting with the City of Lansing, Kansas may be allowed to operate such all-terrain vehicles upon and within the corporate limits of the city as required in the performance of its duties.

E. Notwithstanding the provisions of subsection (a), all-terrain vehicles owned and operated by those agencies providing emergency and first-responder services for the City of Lansing, Kansas may be allowed to operate such all-terrain vehicles upon and within the corporate limits of the city as required in the performance their duties.

F. Any person operating an all-terrain vehicle pursuant to (b), (d), (e) and (f) shall be subject to all of the duties applicable to a driver of a vehicle imposed by law. (K.S.A. Supp. 8-15,100)

Article 14: Section 114.2 of said Standard Traffic Ordinance is hereby changed to read as follows:

Unlawful Operation of a Micro Utility Truck.

A. It shall be unlawful for any person to operate a micro utility truck:

1. On any interstate highway, federal highway, or state highway; or
2. Within the corporate limits of any city unless authorized by such city.

B. No micro utility truck may be operated on any public highway, street, or road unless such vehicle complies with the equipment requirements under the provisions of Article 17 of Chapter 8 of the Kansas Statutes Annotated and amendments thereto.

C. The provisions of subsection (a), shall not prohibit a micro utility truck from crossing a federal or state highway.

D. Notwithstanding the provisions of subsection (a), micro utility trucks owned and operated by a county noxious weed department, or micro utility trucks owned and operated by persons contracting with a county noxious weed department or the Kansas Department of Transportation may be allowed to operate such micro utility trucks upon the right-of-way of any federal highway or state highway for the purpose of eradicating noxious weeds and such micro utility trucks may be operated incidentally upon such federal highway or state highway and within the corporate limits of the city as required in the fulfillment of its eradication duties.

E. Notwithstanding the provisions of subsection (a), micro utility trucks owned and operated by the City of Lansing, Kansas, or micro utility trucks owned and operated by persons contracting with the City of Lansing, Kansas may be allowed to operate such micro utility trucks upon and within the corporate limits of the city as required in the performance of its duties.

F. Notwithstanding the provisions of subsection (a), micro utility trucks owned and operated by those agencies providing emergency and first-responder services for the City of Lansing, Kansas may be allowed to operate such micro utility trucks upon and within the corporate limits of the city as required in the performance their duties.

G. Any person operating a micro utility truck pursuant to (d), (e) and (f) shall be subject to all of the duties applicable to a driver of a vehicle imposed by law. (K.S.A. Supp. 8-15,106)

Article 14: Sec. 114.5 of said Standard Traffic Ordinance is hereby changed to read as follows:

Unlawful Operation of a Work-Site Utility Vehicle.

A. It shall be unlawful for any person to operate a work-site utility vehicle:

1. On any interstate highway, federal highway, or state highway; or
2. Within the corporate limits of any city unless authorized by such city.

B. No work-site utility vehicle shall be operated on any public highway, street, or road between sunset and sunrise unless equipped with lights as required by law for motorcycles.

C. Notwithstanding the provisions of subsection (a), work-site utility vehicles owned and operated by a county noxious weed department, or work-site utility vehicles owned and operated by persons contracting with a county noxious weed department or the Kansas Department of Transportation may be allowed to operate such work-site utility vehicles upon the right-of-way of any federal highway or state highway for the purpose of eradicating noxious weeds and such work-site utility vehicles may be operated incidentally upon such federal highway or state highway and within the corporate limits of the city as required in the fulfillment of its eradication duties.

D. Notwithstanding the provisions of subsection (a), work-site utility vehicles owned and operated by the City of Lansing, Kansas, or work-site utility vehicles owned and operated by persons contracting with the City of Lansing, Kansas may be allowed to operate such work-site utility vehicles upon and within the corporate limits of the city as required in the performance of its duties.

E. Notwithstanding the provisions of subsection (a), work-site utility vehicles owned and operated by those agencies providing emergency and first-responder services for the City of Lansing, Kansas may be allowed to operate such work-site utility vehicles upon and within the corporate limits of the city as required in the performance of their duties.

F. Any person operating a work-site utility vehicle pursuant to (c), (d) and (e) shall be subject to all of the duties applicable to a driver of a vehicle imposed by law. (K.S.A. Supp. 8-15,109)

Article 14: Sec. 114.6 of said Standard Traffic Ordinance is hereby added to read as follows:

Unlawful Operation of a Motorized Mini Bike. It shall be unlawful for any person to operate, or for the owner to permit the operation of, a motorized mini bike upon a street, highway, public parking lot, or property owned by the City of Lansing.

Article 14: Section 126.3 of said Standard Traffic Ordinance is hereby added to read as follows:

Littering.

(a) No person shall throw, place or drop litter or allow litter to be thrown, placed or dropped from a motor vehicle onto or upon any highway, road or street. The driver of the vehicle may be cited for any litter thrown, placed or dropped from the motor vehicle, unless any other person in the motor vehicle admits to or is identified as having committed the act.

(b) "Litter" means rubbish, refuse, waste material, garbage, trash or debris of whatever kind or description and includes improperly discarded paper, metal, plastic or glass.

(c) This section shall be part of and supplemental to the uniform act regulating traffic on highways. (K.S.A. 8-15,102)

Article 17: Section 181.1 of said Standard Traffic Ordinance is hereby added to read as follows:

One-way glass and sun screening devices on vehicles registered out of state; requirements, exceptions; penalties.

(a) No motor vehicle which is required to be registered in another state and which is operated on the streets and highways of the City of Lansing shall be equipped with one-way glass or any sun screening device, as defined in Section 1, used in conjunction with windshields, side wings, front side windows, the side windows behind the driver, and/or rear windows that do not meet the following requirements:

(1) A sun screening device when used in conjunction with the windshield shall be nonreflective and shall not be red, yellow or amber in color. A sun screening device shall be used only along the top of the windshield and shall not extend downward beyond the AS1 line which is clearly defined and marked;

(2) a sun screening device when used in conjunction with the side wing or side windows located at the immediate right and left of the driver, the side windows immediately behind the driver and the rear most window shall be nonreflective; and

(3) the total light transmission shall not be less than 19% when a sun screening device is used in conjunction with other existing sun screening devices

(b) Subsection (a)(3) shall not apply to a window of a law enforcement motor vehicle that is clearly identified as such by words or other symbols on the outside of the vehicle.

(c) This section shall not prohibit labels, stickers or other informational signs that are required or permitted by state law.

(d) Any person convicted of violating the provisions of this section shall be guilty of traffic offense and shall be fined in an amount not to exceed \$500.

Article 19: Section 194 of said Standard Traffic Ordinance is hereby changed to read as follows:

Driving While License Canceled, Suspended or Revoked; Penalty.

(a) 1. Any person who drives a motor vehicle on any street or highway at a time when such person's privilege so to do is canceled, suspended or revoked or while such person's privilege to obtain a driver's license is suspended or revoked pursuant to K.S.A. 8-252a and amendments thereto, shall upon a first conviction be punished by imprisonment for not more than six months or fined not to exceed \$1,000, or both such fine and imprisonment. On a second conviction of a violation of this section such person shall be punished by imprisonment for not more than one year or fined not to exceed \$2,500, or both such fine and imprisonment.

2. No person shall be convicted under this section if such person was entitled at the time of arrest under K.S.A. 8-257 and amendments thereto, to the return of such person's driver's license.

3. Except as otherwise provided by subsection (a)(4), every person convicted under this section shall be sentenced to at least five days' imprisonment and fined at least \$100 and upon a second conviction shall not be eligible for parole until completion of five days' imprisonment.

4. If a person:

A. is convicted of a violation of this section, committed while the person's privilege to drive or privilege to obtain a driver's license was suspended or revoked for a violation of K.S.A. 8-2,144 or K.S.A. 8-1567, and amendments thereto, or any ordinance of any city or resolution of any county or a law of another state, which ordinance or resolution or law prohibits the acts prohibited by those statutes; and

B. is or has been also convicted of a violation of K.S.A. 8-2,144 or K.S.A. 8-1567, and amendments thereto, or any ordinance of any city or resolution of any county or law of another state, which ordinance or resolution or law prohibits the acts prohibited by those statutes, committed while the person's privilege to drive or privilege to obtain a driver's license was so suspended or revoked, the person shall not be eligible for suspension of sentence, probation or parole until the person has served at least 90 days' imprisonment, and any fine imposed on such person shall be in addition to such a term of imprisonment..

(b) For the purposes of determining whether a conviction is a first or second conviction in sentencing under this section, conviction includes a conviction of a violation of any ordinance of any city or resolution of any county or a law of any state which is in substantial conformity with this section. (K.S.A. Supp. 8-262)

Article 19: Section 195.1 of said Standard Traffic Ordinance relating to Operation of a Motor Vehicle When a Habitual Violator is hereby declared to be and is omitted and deleted.

## 15-103. TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES

A. An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118.

B. All traffic violations which are included within this ordinance and which are not ordinance traffic infractions, as defined in subsection (a) of this section, shall be considered traffic offenses.

## 15-104. PENALTIES

(See Article 20: Section 201 of the Standard Traffic Ordinances)

### SECTION 2.

REPEAL. Ordinance No. 969, and all other ordinances and parts of ordinances of the City of Lansing in conflict herewith, are hereby repealed.

### SECTION 3.

EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in The Leavenworth Times.

PASSED AND APPROVED by the Governing Body of the City of Lansing, Kansas, on this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

{SEAL}

\_\_\_\_\_  
Michael W. Smith, Mayor

Attest:

\_\_\_\_\_  
Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Published: *Leavenworth Times*  
Date Published:

\_\_\_\_\_  
Catalina Thompson, City Prosecutor

**CITY OF LANSING**

**FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE**

**Ordinance No. 981: An Ordinance Incorporating the Standard Traffic Ordinance by Reference.**

Pursuant to K.S.A. 12-3007 and the laws of the State, a general summary of the subject matter contained in this ordinance shall be published in the official City newspaper in substantially the following form:

**Ordinance No. 981 Summary:**

On August 3, 2017, the City of Lansing, Kansas, adopted Ordinance No. 981, incorporating by reference the Standard Traffic Ordinance known as the Standard Traffic Ordinance for Kansas Cities, 45<sup>th</sup> Edition of 2017 prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. A complete copy of this ordinance may be obtained or viewed at the office of the city clerk, City Hall, 800 First Terrace, Lansing, KS 66043 and is also available at [www.lansing.ks.us](http://www.lansing.ks.us). This summary certified by Catalina Thompson, City Prosecutor.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.


DATED: \_\_\_\_\_

\_\_\_\_\_  
Catalina Thompson, City Prosecutor

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator   
FROM: Elizabeth Sanford, Finance Director  
DATE: July 24, 2017  
SUBJECT: Ordinance No. 982 – Uniform Public Offense Code Adoption

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Ordinance No. 982 adopts the 2017 Edition of the Uniform Public Offense Code for Kansas Cities, 33<sup>rd</sup> Edition, published by the League of Kansas Municipalities. This is an annual procedure for updating the Lansing Public Offense Code.

**Action:**

Staff recommends a motion to approve Ordinance No. 982 adopting the “2017 Uniform Public Offense Code for Kansas Cities, 33<sup>rd</sup> Edition.”

**ORDINANCE NO. 982**  
**AN ORDINANCE INCORPORATING THE UNIFORM PUBLIC**  
**OFFENSE CODE BY REFERENCE**

An ordinance regulating public offenses within the corporate limits of the City of Lansing, Kansas; incorporating by reference the "Uniform Public Offense Code for Kansas Cities," 33<sup>rd</sup> Edition of 2017 and repealing Ordinance No. 970 and all other ordinances and parts of ordinances of the City of Lansing in conflict herewith.

Be it ordained by the Governing Body of the City of Lansing, Kansas:

**SECTION 1.**

12-101. INCORPORATING UNIFORM PUBLIC OFFENSE CODE.

There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Lansing, Kansas, that certain code known as the "Uniform Public Offense Code," 33<sup>rd</sup> Edition of 2017, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. One official copy of said Uniform Public Offense Code shall be marked or stamped "official Copy as Adopted by Ordinance No.982," and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

**SECTION 2. REPEAL.** Ordinance No. 970 is hereby repealed and all other ordinances and parts of ordinances of the City of Lansing in conflict herewith are hereby repealed.

**SECTION 3. EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in The Leavenworth Times.

**PASSED AND APPROVED** by the Governing Body of the City of Lansing, Kansas, on this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

{SEAL}

\_\_\_\_\_  
Michael W. Smith, Mayor

**Attest:**

\_\_\_\_\_  
Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Published: *Leavenworth Times*

Date Published:

\_\_\_\_\_  
Catalina Thompson, City Prosecutor

**CITY OF LANSING  
FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE**

**Ordinance No. 982: An Ordinance Incorporating the  
Uniform Public Offense Code by Reference.**

Pursuant to K.S.A. 12-3007 and the laws of the State, a general summary of the subject matter contained in this ordinance shall be published in the official City newspaper in substantially the following form:

**Ordinance No. 982 Summary:**

On August 3, 2017, the City of Lansing, Kansas, adopted Ordinance No. 982, incorporating by reference the Uniform Public Offense Code officially known as the Uniform Public Offense Code for Kansas Cities, Edition of 2017 prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. A complete copy of this ordinance may be obtained or viewed at the office of the city clerk, City Hall, 800 First Terrace, Lansing, KS 66043 and is also available at [www.lansing.ks.us](http://www.lansing.ks.us). This summary certified by Catalina Thompson, City Prosecutor.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.


DATED: \_\_\_\_\_, 2017.

\_\_\_\_\_  
Catalina Thompson, City Prosecutor

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator   
FROM: Elizabeth Sanford, Finance Director  
DATE: July 24, 2017  
SUBJECT: Ordinance No. 983 – Sewer and Trash Disposal Assessments

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Pursuant to Chapter 16, Utilities, Section 16-116 and 16-209 (e) of the City's Code of Ordinances, a copy of Ordinance No. 983 listing the account name, property address, and delinquent amounts for customers whose accounts are at least two (2) months past due is attached for your review. Upon adoption by the City Council and subsequent publication in the Leavenworth Times, this Ordinance shall constitute a lien against the real estate for which service is supplied.

Residents are given the opportunity to be removed from the Ordinance by setting up a payment plan with the city. Unfortunately, some residents default on their payment plan after the Ordinance has been published and submitted to the County for assessment against the property. Staff has informed each resident interested in setting up a payment plan that the account will be submitted to a third party collection agency if the resident misses a payment.

This Ordinance will be distributed in final form at the August 3, 2017 city council meeting to allow for receipt of payments through 5:00 p.m. on Thursday, August 3, 2017.

**Action:**

Staff recommends a motion to adopt Ordinance No. 983 for assessment of delinquent sewer and trash bills.

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**AGENDA ITEM #**

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6

## ORDINANCE NO. 983

### AN ORDINANCE LEVYING ASSESSMENTS FOR UNPAID CHARGES AGAINST EACH LOT & PARCEL OF GROUND AS A SPECIAL ASSESSMENT TO CONSTITUTE A LIEN UPON THE PROPERTY FOR THE AMOUNT OF DELINQUENT FEES FOR SOLID WASTE DISPOSAL & SEWER ASSESSMENT OF THE CITY OF LANSING, KANSAS.

**WHEREAS**, section 16-116 and 16-209 (e) of the City of Lansing, Kansas, Code of Ordinances require the Finance Department to compile a list of all customers who are at least two (2) months delinquent on their solid waste Disposal and sewer services bills; and the Governing Body shall, by ordinance, levy and assess the charges and/or penalties against each lot or parcel of ground served as a special assessment.

**WHEREAS**, said Governing Body of the City of Lansing, Kansas, has determined that the cost for said services rendered be levied and assessed against each lot or parcel of ground for the unpaid charges as a special assessment, which shall constitute a lien upon the property for the amount of said delinquent fees.

**WHEREAS**, the assessment shall be collected at the same time and in the same manner as ordinary county ad valorem property taxes, subject to the same penalties and procedures provided for such taxes, and all laws applicable to the collection, levy and enforcement of county ad valorem property taxes.

**NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LANSING, KANSAS:**

**SECTION 1.** Special assessments to pay the cost, including late fees and accrued interest, of the solid waste collection and waste water collection, and treatment, of the City of Lansing, Kansas, be and the same are hereby levied against the several lots, pieces, and parcels of land liable for such special assessments as a result of their failure to pay the unpaid charges as delinquent fees, as follows, such lands being in the City of Lansing, Leavenworth County, Kansas:

ANDERSON, JORDAN 927 S VALLEY DR	\$1,477.98	FLORES-HEATH, GINNY	
ANDERSON, NATHAN 281 HOLIDAY DR	\$1,860.32	821 STONECREST DR	\$2,000.66
ARAUJO, LUIS 607 WILLOW CT	\$1,513.82	GOODWIN, MARILYN 711 MORGAN ST	\$1,035.78
BABCOCK, DAVID 109 N BROOKRIDGE ST	\$2,302.97	GARCIA, PAMELA 512 CARAWAY PL	\$2,061.40
BAZIL, DERALD 315 FAWN VALLEY CT	\$2,018.79	GARDNER, JOHN 319 FAIRLANE ST	\$1,199.30
BECK, HEATHER 809 SOUTHFORK ST	\$1,921.52	GAUGER, WILLIAM 606 MORGAN ST	\$1,991.84
BEEMAN-KLEMISH, KATHLEEN		HAWKINS, JASON 877 HOLIDAY DR	\$612.94
615 BROOKMEADOW RD	\$1,244.22	HIGENBOTHAM, JOSEPH	
BELL, DAVID 578 HITHERGREEN DR	\$1,997.71	809 ENGLEWOOD ST	\$899.44
BELL, RHYNE 801 ASH CT	\$402.27	HUBBARD, JAMES 305 S 2ND ST	\$1,877.24
BERNARD, WILLIAM 119 E LOIS ST	\$1,612.41	HUNLEY, ALPHONSO	
BOLLIN, MICHAEL 402 HITHERGREEN DR	\$1,454.51	204 CANYON VIEW DR	\$388.76
BOYD, MICHAEL C 102 KAREN LN	\$1,134.29	HUTCHINSON, ERICK 904 OAKMONT DR	\$1,461.94
BRASWELL, GEORGE 410 HOLIDAY DR	\$1,667.22	JACKSON, RICK 101 CRESTVIEW ST	\$875.83
BROWN, TIMOTHY 106 HELEN ST	\$1,897.96	JENNINGS, KEITH 119 KAREN LN	\$1,755.21
CANONICA, IRENE 126 E KANSAS AVE	\$1,542.16	JENSEN, VICKI 105 TIMBERCREEK CIR	\$2,078.09
CARL, SAMANTHA 207 CARRIAGE CROSSING	\$1,633.62	JOHNSON, TODD 14092 ROBIN RD	\$460.04
CARPENTER, JENNIFER 409 S DESOTO RD	\$460.04	KITTRELL, STACEY 913 STONECREST DR	\$1,544.82
CHINN, ADRIANN 938 N 4TH ST	\$507.86	LEACH, ZACH 504 S 2ND ST	\$629.34
CLARK, MIMI 255 HOLIDAY DR	\$2,251.97	LEIHY, GAGE 508 FAIRLANE ST	\$371.43
CROOKS, JASON 113 CRESTVIEW CT	\$353.26	LIVONIA, CHUCK 230 HOLIDAY TER	\$330.05
DEAN, TERI 124 CONTINENTAL DR	\$490.82	LIVONIA, CHUCK 121 N BROOKRIDGE ST	\$321.12
DEETER, JUSTIN 307 FAWN VALLEY CT	\$761.81	LOGAN, ALVIN 107 FERNCLIFF ST	\$1,807.23
DUBOIS, BRIAN 717 S DESOTO RD	\$460.04	LOGAN, KRISTIE 704 N 2ND ST	\$1,403.24
DUMLAO, SHARON 607 E BETH ST	\$315.33	MARTIN, EMMETT 806 ENGLEWOOD ST	\$1,298.11
ENGELMAN, CHRISTINA 410 FAIRLANE ST	\$1,848.89	MARTIN, THOMAS 310 HIGHLAND RD	\$1,808.02
ENWISTLE, TISHA 297 ASH LN	\$790.94	MCGUIRE, CINDY 605 FAIRLANE ST	\$1,433.59

MEARA, SUSAN 901 HILLCREST LN	\$254.85	STORHAUG, JARED 103 WOODLAND RD	\$1,548.19
MIERS, MICHAEL 26895 155TH ST	\$456.68	STROBLE, JUSTIN 272 HOLIDAY DR	\$2,214.97
MILLS, CHRISTINA 440 HITHERGREEN DR	\$1,281.99	SWARDSTROM, LORI 112 HELEN ST	\$932.34
MITCHELL, BETTY 128 OAKRIDGE CT	\$2,288.18	THOMAS, RAYMOND JR	
MITCHELL, MICHAEL V		131 OAKRIDGE CT	\$1,411.54
113 N BROOKRIDGE ST	\$2,658.61	THOMPSON, RANDY 104 FERNCLIFF ST	\$389.47
MOORE, ALLEN 624 S HICKORY TRAIL	\$460.04	THOMPSON, ROBERT	
MOPPIN, CARL DAVID 211 EMILE ST	\$1,864.37	412 HITHERGREEN DR	\$431.06
MURRAY, JENNIFER 518 VALLEY DR	\$1,420.14	THORNTON, STEVEN 121 KAREN LN	\$1,856.20
PARKER, JESSICA 110 S 4 <sup>TH</sup> ST	\$832.52	TUCKER, MISTY 420 HOLIDAY DR	\$1,283.30
PARKS, MARY 593 E CONNIE ST	\$1,469.36	VALDEZ, BRIAN 125 IDA ST	\$755.37
REA, JACOB 330 OAKHILL ST	\$591.94	VAN DE BERGHE, KELLY 124 FERN ST	\$1,747.79
REUSCH, SCOTT 608 E CONNIE ST	\$319.99	VINZANT, ROGER 316 HOLIDAY DR	\$501.06
ROMINE, ANTHONY 516 VALLEY DR	\$1,082.20	WACKER, TERRIE 308 E KANSAS	\$1,728.26
ROUNDS, ADAM 202 W KAY ST	\$458.37	WALKER, JAMES 231 CARRIAGE CROSSING	\$1,298.11
RUMLEY, JAMES 708 E EISENHOWER RD	\$1,192.03	WEDDLE, TIMOTHY 1008 N 4TH ST	\$1,570.47
SANTIAGO, DAVID 908 N 8TH ST	\$1,165.67	WEIGANDT, BRADLEY 924 STONECREST DR	\$606.68
SAVIDGE, HEATHER 339 FAWN VALLEY ST	\$1,788.19	WOOD, CHARLES 220 E CONNIE ST	\$1,690.50
SCHROEDER, KELLY 312 HOLIDAY DR	\$2,042.64	WOOLEY, SEAN 451 HITHERGREEN DR	\$1,194.92
SIMS, MANUEL 300 BROOKWOOD ST	\$990.66	YANCEY, AMY 407 FAIRLANE ST	\$3,849.65
SMOTHERMAN, DAVID 724 N DESOTO	\$460.04	YOUNG, JACK 705 E CONNIE ST	\$1,420.14
SPEAR, TERESA 107 E MARY	\$1,405.54	YOUNT, JULIE 142 WOODLAND RD	\$252.91
SPENCE, MELANIE 102 S 2ND ST	\$1,612.27		

**SECTION 2.** This ordinance shall take effect after publication once in the official city newspaper.

**PASSED AND APPROVED** by the Governing Body of the City of Lansing, County of Leavenworth, State of Kansas, this 3rd day of August, 2017.

{SEAL}

**ATTEST:**

\_\_\_\_\_  
Michael W. Smith, Mayor

\_\_\_\_\_  
Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Published: *Leavenworth Times*


Date Published:

\_\_\_\_\_  
Gregory C. Robinson, City Attorney

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## AGENDA ITEM

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TO: Tim Vandall, City Administrator   
FROM: Elizabeth Sanford, Finance Director  
DATE: July 24, 2017  
SUBJECT: Ordinance No. 984 – Weed Removal Assessments

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Pursuant to Chapter 8, Health and Welfare, Section 7, Weeds of the Code of the City of Lansing, Kansas, a copy of Ordinance No. 984 listing the account name, property address, and delinquent amounts for property owners who failed to pay weed removal fees. Upon adoption by the City Council and subsequent publication in the Leavenworth Times, this Ordinance shall constitute a lien against the real estate for which service was supplied.

**Action:**

Staff recommends a motion to adopt Ordinance No. 984 for assessment of delinquent fees for weed removal.

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**AGENDA ITEM #**

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7

**ORDINANCE NO. 984**

**AN ORDINANCE LEVYING ASSESSMENTS FOR UNPAID CHARGES AGAINST EACH LOT & PARCEL OF GROUND AS A SPECIAL ASSESSMENT TO CONSTITUTE A LIEN UPON THE PROPERTY FOR THE AMOUNT OF DELINQUENT FEES FOR WEED REMOVAL ASSESSMENTS OF THE CITY OF LANSING, KANSAS.**

**WHEREAS**, said governing body of the city of Lansing, Kansas has determined that the cost for said services rendered be levied and assessed against each lot or parcel of ground for the unpaid charges as a special assessment, which shall constitute a lien upon the property for the amount of said delinquent fees, and after due notice, pursuant to Chapter VIII. Health and Welfare, Article 3 8-311, Weeds and Noxious Weeds of the Code of the City of Lansing, Kansas, said delinquent fees should be assessed against the property owners.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LANSING, KANSAS:**

**Section 1.** Special assessments to pay the cost, including late fees and accrued interest, of the weed removal fees, of the city of Lansing, Kansas, be and the same are hereby levied against the several lots, pieces, and parcels of land liable for such special assessments as a result of their failure to pay the unpaid charges as delinquent fees, as follows, such lands being in the city of Lansing, Leavenworth County, Kansas:

James R. Bennion                                 \$150.00  
00000 N 2<sup>nd</sup> Street  
Legal: Block 9 Town of Richardson Lot 21  
Sub: Richardson, Town of  
Parcel ID: 052-094-18-0-30-06-008.00-0-01

Kelley Lynn Jones                                 \$510.00  
204 East Kansas Avenue  
Legal: Block 4 Town of Progress W1/2 of Lot 2  
Sub: Progress, Town of  
Parcel ID: 052-094-19-0-30-03-005.00-0-01

Pamela R. Garcia                                 \$225.00  
512 Caraway Place  
Legal: Block 5 Town of Progress S70.02' LT34  
Sub: Holiday Hills  
Parcel ID: 052-106-24-0-10-05-025.00-0-01

Home Run Renovations LLC                     \$180.00  
121 E Kay Street  
Legal: Block 5 Town of Progress E1/2 LT13  
Sub: Progress, Town of  
Parcel ID: 052-094-19-0-30-04-020.00-0

Charles D. & Stefanie J. Livonia             \$300.00  
230 Holiday Terrace  
Legal: E41.8' of LT3  
Sub: Lamborn Replat  
Parcel ID: 052-106-24-0-10-01-003-03-0-01

**Section 2.** That this ordinance shall take effect from and after its adoption by the governing body and upon publication in the official city newspaper as provided by law.

**PASSED AND APPROVED** by the Governing Body of the City of Lansing, Kansas, on this 3rd day of August 2017.

{SEAL}

**Attest:**

\_\_\_\_\_  
Sarah Bodensteiner, City Clerk

\_\_\_\_\_  
Michael W. Smith, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Gregory C. Robinson, City Attorney

Published: *Leavenworth Times*  
Date Published:

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# AGENDA ITEM

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TO: Tim Vandall, City Administrator  
FROM: Stefanie Leif, AICP, Community & Economic Development Director  
DATE: July 25, 2017  
SUBJECT: Application to Rezone Lot 2, Fairlane Commercial Development

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**Background:** Greenamyre Rentals, Inc., represented by Jeremy Greenamyre, has applied for a rezone of its property at Lot 2, Fairlane Commercial Development, located at the intersection of Fairlane Street and Santa Fe Drive. The applicant is requesting to rezone from B-3-P Commercial Business Planned District to R-4 Multi-Family Residential. The property will remain within the Main Street Overlay District (MSOD). The property is currently vacant. If rezoned to R-4, the maximum density allowed is twelve (12) units per acre. The 1.29 acre parcel could be allowed approximately fifteen (15) multi-family units pursuant to allowed density. Since the property will remain in the MSOD, at the time of development, the property owner will submit a site plan for review and approval under the MSOD requirements.

The commercial zoned property has been on the real estate market for years and the owner has stated he feels it is a better fit for multi-family. The property does not have complete visibility from Main Street/K-7, which limits the types of commercial that could be developed on this site. Twenty-four (24) multi-family residential units (two apartment buildings with 12 units each) exist across the street (to the east) of the subject property on Santa Fe Street. The apartments are zoned Light Industrial (I-1), but they are solely a residential use.

**The 2014 Lansing Comprehensive Plan:** The future land use map indicates the subject property should be commercial. That said, multi-family is in existence in the neighborhood, and if this property is zoned multi-family, it would be within walking distance of stores, restaurants, and services located along Main Street in this neighborhood. The neighborhood is mixed with commercial, residential, and light industrial. During its deliberation on July 19, 2017, the Commission noted that the Comprehensive Plan would need to be amended in the future to reflect the change to multi-family residential for this parcel.

**Neighborhood:** At the time of this agenda memo, one commercial property owner within 200 feet contacted the department regarding the notice. The property owner had questions of staff and felt that the rezone would not affect his business. No public comments were made during the public hearing on July 19, 2017.

**Planning Commission Recommendation:** The Planning Commission held a public hearing on July 19, 2017, and in a 6-0 vote, with one Commissioner absent, the Commission unanimously recommended to the City Council to approve the rezone request.

**Attachments to this agenda item:**

1. Proposed Ordinance No. 985 and Ordinance Summary
2. Draft minutes from the July 19, 2017, Planning Commission Meeting

3. Checklist
4. Aerial Map
5. Subdivision Plat for Fairlane Commercial Development
6. Future Land Use Map (excerpt showing subject property)
7. Zoning Map (excerpt showing subject property)

**Policy Consideration:** The following regulations and plans apply to this rezone application:

1. Lansing Zoning Ordinance, specifically Article 5 (District Regulations), Article 12 (Amendments), Appendix A (table of uses), and Appendix B (list of uses by zone)
2. Lansing Comprehensive Plan "Lansing 2030: A Vision for Tomorrow" – *please note the Comprehensive Plan is a guiding document, not a regulatory document.*

**Financial Consideration:** The applicant paid the \$150 application fee.

**Action:** Motion to accept the Planning Commission's recommendation to approve the rezone of Lot 2, Fairlane Commercial Development, from B-3-P to R-4 and adopt Ordinance Number 985.

**ORDINANCE NO. 985**  
**AN ORDINANCE GRANTING A CHANGE OF ZONING**  
**TO CERTAIN PROPERTY WITHIN THE CITY OF LANSING, KANSAS.**

**WHEREAS**, the Planning Commission of the City of Lansing has recommended to rezone particular real estate property within the City of Lansing, Kansas; and

**WHEREAS**, after proper legal publication and notice pursuant to the statutes of the State of Kansas, a public hearing was held on July 19, 2017, at 7:00 p.m. at the Lansing City Hall, Lansing, Kansas; and

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LANSING, KANSAS:**

**Section I.** Change of Land Uses. The land uses for the following property located at the northwest corner of Santa Fe Drive and Fairlane Street, within the city limits of the City of Lansing, County of Leavenworth, State of Kansas, legally described as follows:

**LEGAL DESCRIPTION:**

LOT 2, FAIRLANE COMMERCIAL DEVELOPMENT

less any part taken or used for road; presently zoned as "B-3-P" Commercial Business Planned Overlay District and Main Street Overlay District is hereby changed to "R-4" Multi-Family Residential and Main Street Overlay District; and

**Section 2.** Amend Zoning District Map. That upon the taking effect of this ordinance, the above zoning change shall be entered and shown on the Zoning District Map, and said official zoning map shall be and is hereby reincorporated as a part of the Zoning Ordinance as amended.

**Section 3.** Effective Date. This ordinance shall take effect and be enforced from and after its passage, approval, and publication in the official city newspaper, as provided by law.

**PASSED AND APPROVED** by the governing body of the City of Lansing, Kansas, this 3rd day of August, 2017.

\_\_\_\_\_  
Michael W. Smith, Mayor

ATTEST

\_\_\_\_\_  
Sarah Bodensteiner, City Clerk

(SEAL)

APPROVED AS TO FORM:

\_\_\_\_\_  
Gregory C. Robinson, City Attorney

Published: *The Leavenworth Times*

Publication Date: \_\_\_\_\_

## **CITY OF LANSING FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE**

**Ordinance No. 985: An Ordinance Amending the Lansing Zoning District Map, as adopted by reference in Lansing Zoning Ordinance, Article 4, subsection 3.**

Pursuant to the general laws of the State, a general summary of the subject matter contained in this ordinance shall be published in the official City newspaper in substantially the following form:

**Ordinance No. 985 Summary:**

On August 3, 2017, the City of Lansing, Kansas, adopted Ordinance No. 985, amending the Lansing Zoning District Map, as adopted by reference in Lansing Zoning Ordinance, Article 4, subsection 3. A complete copy of this ordinance is available at [www.lansing.ks.us](http://www.lansing.ks.us) or at City Hall, 800 First Terrace, Lansing, KS 66043. This summary certified by Gregory C. Robinson, City Attorney.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: August 3, 2017

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Gregory C. Robinson, City Attorney

**Call to Order** – The regular monthly meeting of the Lansing Planning Commission was called to order at 7:01 p.m. by Chairman Brian Schwanz. Other members present were Vice-Chairman Ron Barry, and Commissioners Jerry Gies, Frank Reyes, Kirsten Moreland, and Mike Suozzo. Commissioner Chad Neidig was unable to attend. Chairman Schwanz noted there was a quorum present.

**Approval of Minutes, June 21, 2017, Regular Meeting** – Commissioner Gies made a motion to approve the minutes of the June 21, 2017, regular meeting, seconded by Commissioner Suozzo. The motion was approved, with Commissioner Reyes abstaining.

**Old Business** – none

**New Business – Public Hearing – Rezone Application – Lot 2, Fairlane Commercial Development.** Chairman Schwanz noted that a rezoning application for lot 2, Fairlane Commercial Development, Lansing, Kansas, requesting this parcel be rezoned from B-3-P, Commercial Business Planned Overlay District and Main Street Overlay District, to R-4, Multi-Family Residential and Main Street Overlay District, has been submitted by Jeremy Greenamyre for Greenamyre Rentals, Inc., property owner. He stated the property is generally located at the northwest corner of Santa Fe Drive and Fairlane Street, Lansing, Kansas.

Chairman Schwanz opened the public hearing at 7:04 p.m. Since there was no one in the audience who wished to speak, he closed the public hearing at 7:05 p.m. and noted this starts the 14-day protest period.

At this time, Chairman Schwanz asked Community and Economic Development Director Stefanie Leif to give an overview of this application.

Ms. Leif pointed out this parcel on the map, as well as the surrounding properties. She stated this property is currently zoned B-3, Planned District, and the other property in this area is zoned B-3. She stated the area where the city shop sits is zoned Industrial, as well as the two apartment buildings. Ms. Leif said the primary reason for this request is that the owner has had this property on the market for a number of years as a commercial property. She stated the property does sit off of K-7, with some limited visibility, but does not sit on K-7 and does not have access from K-7, so the owner feels the market would be better for multi-family. She said that based on the current property size, which is 1.29 acres, there would be approximately 15 units that could be allowed on this site under the current zoning that is being requested, which allows 12 units per acre. She stated the apartment buildings nearby hold 24 units.

In terms of the Comprehensive Plan, Ms. Leif stated the future land use map does show this property as commercial, but as has been noted in other project areas, often whatever the current zoning is, it was left as that unless there was a reason to suggest something different.

Ms. Leif stated that as far as how this would fit as a multi-family area, the property nearby there on K-7 is the city's core commercial area and would be within easy walking distance for residents.

Ms. Leif said she received one call from a property owner who had a business nearby this parcel who wondered how this might affect his business, but after she explained the project, he didn't seem to have any concerns. She then stated that the staff recommendation on this was to recommend approval to the City Council of this rezoning request from B-3-P to R-4. She said she would be happy to answer any questions, as would Mr. Greenamyre. Ms. Leif also stated that this property is currently and will remain in the Main Street Overlay District and because of this, any future development plans would be brought before the Planning Commission and City Council for approval.

Vice-Chairman Barry wanted to clarify that if this property is rezoned and the owner makes plans to build something there, those plans have to come before the Planning Commission and City Council to be approved and Ms. Leif stated that is correct. He then asked, if recommended for approval, could the rezoning be a mixed use, as is in the Comprehensive Plan, or is it restricted to multi-family. Ms. Leif stated at this time, except for a Planned Unit Development (PUD), we don't really have a mixed use zone in our ordinance. She stated because of the size of the site, it doesn't meet the threshold for a PUD. She also said a mixed use zone is something that will be addressed in the UDO.

Chairman Schwanz asked about the uses for the R-4 zoning category and then stated what those permitted and conditionally permitted uses are.

Vice-Chairman Barry stated he assumed, from a services standpoint, they could handle multi-family if they could handle commercial. Ms. Leif stated she sent the information to agencies and city departments, and the only question came from the Wastewater Department as to where they would be hooking up to sewer, but after checking back with Mr. Greenamyre, at this point, depending on the density, he doesn't know what the project may look like. She said no other concerns were relayed to her at this time.

Since there were no other questions or comments, Chairman Schwanz asked for a motion to recommend approval, denial, or approval with conditions to the City Council on the rezone application for lot 2, Fairlane Commercial Development. Commissioner Gies made a motion to recommend approval of this zoning request and acknowledge it is a modification to the Comprehensive Plan future land use map.

Chairman Schwanz then stated he needed to first have a motion on the checklist as a finding of fact and asked Commissioner Gies to rescind his motion, which he did. Commissioner Suozzo made a motion to approve the checklist as a finding of fact for lot 2, Fairlane Commercial Development. The motion was seconded by Commissioner Gies and passed, with Vice-Chairman Barry abstaining.

Chairman Schwanz next entertained a motion to recommend approval, denial, or approval with conditions on the rezoning application for lot 2, Fairlane Commercial Development. Commissioner Gies made the motion again, as previously stated, and it was seconded by Vice-Chairman Barry. The motion was unanimously approved. Chairman Schwanz asked and Ms. Leif stated this will go before the City Council on August 3.

**Notices and Communications** – none

**Reports – Commission and Staff Members** – none

**Adjournment** – Commissioner Suozzo made a motion to adjourn, seconded by Commissioner Moreland and approved by acclamation. The meeting adjourned at 7:16 p.m.

Following the regular meeting, a work session was held. Gould Evans presented an update to the Unified Development Ordinance and a discussion was held regarding the checklist as a finding of fact.

Respectfully submitted,

Cynthia Tripp, secretary

Reviewed by,

Stefanie Leif, Community and Economic Development Director

DRAFT

## **REZONING CHECKLIST**

**Case No.** 2017-3

**Date Filed:** February 10, 2017

**Date Advertised:** June 27, 2017

**Date Notices Sent:** June 27, 2017

**Public Hearing Date:** July 19, 2017

**APPLICANT:** Jeremy Greenamyre for Greenamyre Rentals, Inc.

**LOCATION OF PROPERTY:** Northwest corner of Santa Fe Drive and Fairlane Street

**PRESENT ZONING:** B-3-P

**REQUESTED ZONING:** R-4

**PRESENT USE OF PROPERTY:** The property will remain in the Main Street Overlay District (MSOD). The property is currently vacant land.

### **SURROUNDING LAND USE AND ZONING:**

<u>Direction</u>	<u>Land Use</u>	<u>Zoning</u>
North	commercial-storage units	B-3
South	commercial-retail, office	B-3
East	multi-family residential, light industrial	I-1
West	commercial-hotel, retail	B-3

**CHARACTER OF THE NEIGHBORHOOD:** mixed use: light industrial, multi-family, commercial

### **NEAREST EQUIVALENT ZONING:**

**LOCATION:** north of property, in Ward 1

**CURRENT USE:** single family, duplex, multi-family

### **RELATIONSHIP TO EXISTING ZONING PATTERN:**

**1. Would proposed change create a small, isolated district unrelated to surrounding districts?** The subject property would be the only multi-family zoning in the immediate area, but twenty-four (24) units of multi-family housing are located across Santa Fe (to the east) of the subject property. These units are zoned light industrial (I-1).

**2. Are there substantial reasons why the property cannot be used in accord with existing zoning?** The property has been zoned B-3-P for many years and marketed for sale as commercial development. The property is not located on Main Street/K-7, and it lacks complete visibility from Main Street. In staff's experience working with economic development in Lansing, commercial properties are in higher demand when they have access to K-7 or Eisenhower Road. The owner of the property knows there is a gap in housing products, particularly multi-family, and multi-family is across the street from the property. Thus, he feels the highest and best use of this parcel is for multi-family. If yes, explain: \_\_\_\_\_

**3. Are there adequate sites for the proposed use in areas already properly zoned?** Very little of Lansing zoning is multi-family. The current multi-family zoning north of the property is primarily single family dwellings that could be redeveloped as multi-family in the future. Market rate multi-family housing is currently a housing product that is in high demand with little supply in Lansing.  
If yes, where? \_\_\_\_\_

**CONFORMANCE WITH COMPREHENSIVE PLAN:**

**1. Consistent with Development Policies?** The comprehensive plan speaks to the need for diversity in the population and housing types. The goal for the location of multi-family is near retail and service nodes. The property is within walking distance to stores, restaurants, and services along Lansing's Main Street.

**2. Consistent with Future Land Use Map?** The future land use map for this property states commercial use. That said, single family dwellings are to the north and 24 multi-family units are to the east.

**3. Are Public Facilities adequate?** Yes. A site plan has not been submitted at this time, so location of utility connections would be determined at the time of Main Street Overlay District (MSOD) review and hearings.

**TRAFFIC CONDITIONS:**

**1. Street(s) with Access to Property:** The property is accessed from Fairlane Street and Santa Fe Drive. Fairlane has a traffic light at the intersection with Main Street/K-7.

**2. Classification of Street(s):**  
Arterial \_\_\_\_\_ Collector \_\_\_\_\_ Local X

**3. Right of Way Width:** Fairlane and Santa Fe are approximately 60 feet at this property.

**4. Will turning movements caused by the proposed use create an undue traffic hazard?** Staff recommends that at the time of MSOD review, the access to the property should be off of Santa Fe Drive since Fairlane has higher traffic volumes and is a direct access to the light industrial uses farther east.

**5. Comments on Traffic:** The property is currently zoned business, so the "downzone" to multi-family would create less vehicle trips than most uses allowed in B-3.

**SHOULD PLATTING OR REPLATTING BE REQUIRED TO PROVIDE FOR:**

**1. Appropriately Sized Lots?** The parcel is 1.29 acres in size. The allowed density if rezoned to R-4 would be 12 units per acre. For the 1.29 acre parcel, approximately 15 units would be allowed on this site.

**2. Properly Sized Street Right of Way?** yes

**3. Drainage Easements?** \_\_\_\_\_

**4. Utility Easements:**

**Electricity?** \_\_\_\_\_

**Gas?** \_\_\_\_\_

**Sewers?** The location of sewer connection will be determined at the time of MSOD review.

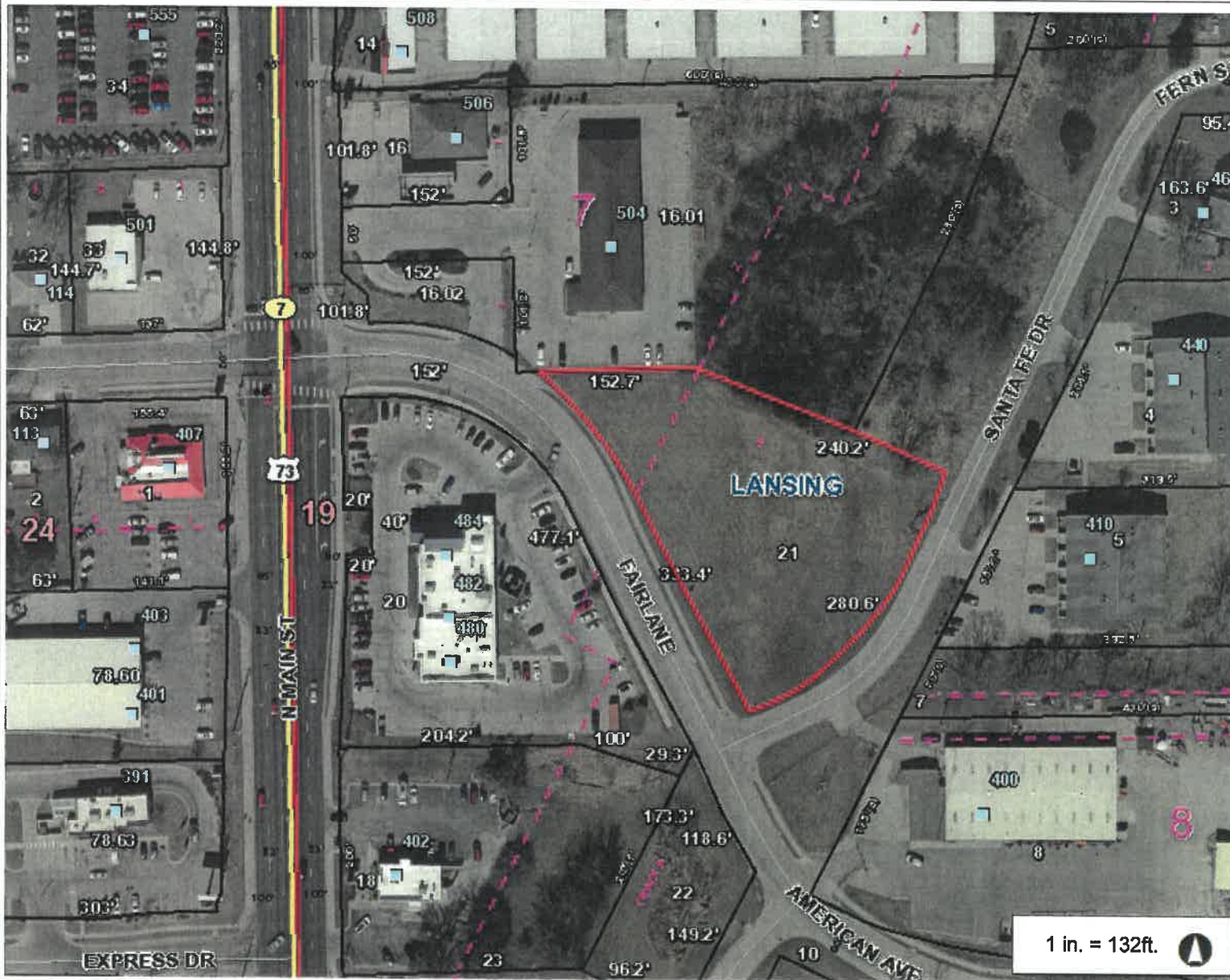
**Water?** No comments have been received from Lan-Del at the time of this staff report.

**5. Additional Comments:** \_\_\_\_\_

**UNIQUE CHARACTERISTICS OF PROPERTY IN QUESTION:** \_\_\_\_\_

**ADDITIONAL COMMENTS:** \_\_\_\_\_

# Leavenworth County, KS



## Legend

- Address Point
- Parcel
- Parcel Number
- Subdivisions
- Lot Line
- Plat Block Number
- Parcel Lot Dimension
- City Limit Line
- Major Road
- <all other values>
- 70
- Road
- Railroad
- Section
- Section Boundaries
- County Boundary

## Notes

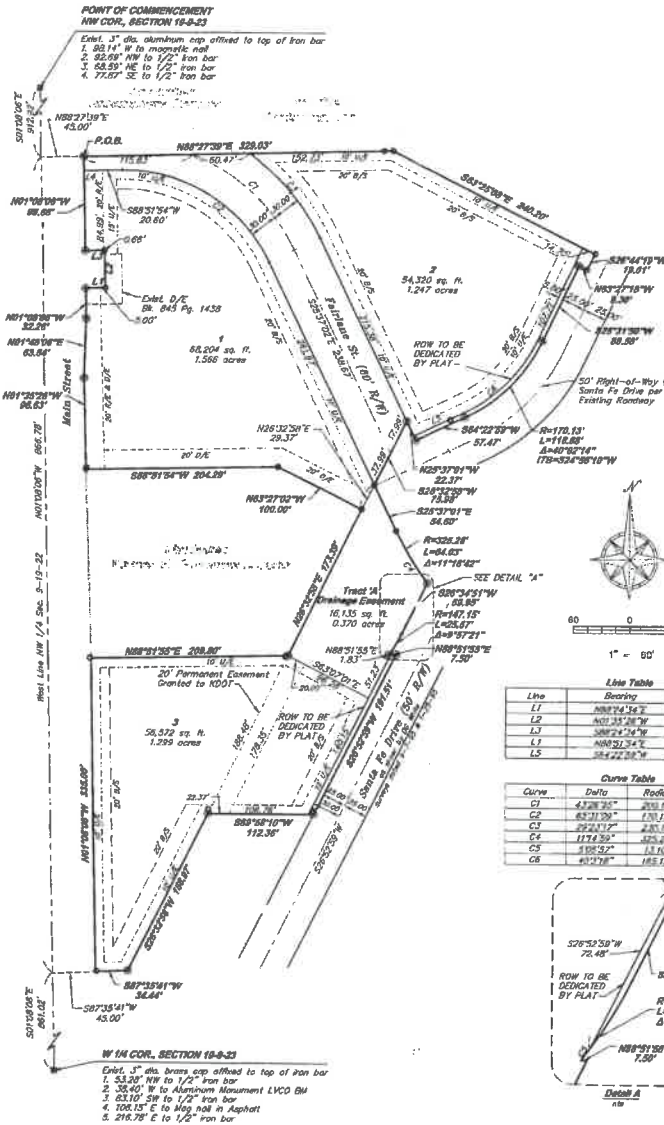
This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

# Final Plat of FAIRLANE COMMERCIAL DEVELOPMENT

Northwest Quarter of Section 19, Township 9 South, Range 23 East  
City of Lansing, Leavenworth County, Kansas

NOTED: This plat is subject to the provisions of the Kansas Subdivision Act, Chapter 125, Kansas Statutes Annotated, and the rules and regulations of the Kansas Department of Transportation, Chapter 100, Kansas Regulations.



**Legal Description:**  
A tract of land located in the Northwest Quarter of Section 19, Township 9 South, Range 23 East of the 6th P.M. in the City of Lansing, Leavenworth County, Kansas and being more particularly described as follows:

COMMENCING at the Northwest corner of said Section 19; thence South 01°08'06\"

**Surveyor's Notes:**  
1) Title information contained herein is limited to that information contained in a Commitment for Title Insurance, Number 00001254, dated September 10, 2004 at 8:00 A.M.  
2) The herein described tract does not fall within the 100 Year Flood Plain as shown by FEMA Community Panel 2001000002, revised September 16, 2004.  
3) Capped 1/2\"

**Point of Beginning:**  
Basis of bearings: IAD 83 SPDS, Kansas North Zone.  
Hold the West line of the Northwest Quarter of Section 19, Township 9 South, Range 23 East at South 12°06'00\"

**Project Benchmark:**  
Square Cut in Southwest Corner of Corb Inlet located at NW Corner of Main Street and County Road 10, 2004 at 8:00 A.M.  
Elevation = 232.229(M) 029.02(F)

**Reference Benchmark:** BM K 280 1948 Dkt. HAYD 1988  
Datum as shown at 1007 U.S. 72/A-7-Main Street Project  
893-33-2003 plane page 20 of 352  
Elevation = 232.69(M) 763.39(F)



**Symbol Legend:**  
■ Final monument as noted  
● Find 1/2\"

**Dedication:**  
The undersigned proprietors of the above described tract of land have caused the same to be subdivided in the manner as shown on the accompanying plat which hereafter shall be known as "FAIRLANE COMMERCIAL DEVELOPMENT".

All Streets, Drives, Terraces and other ways shown hereon and not heretofore dedicated to the public are hereby so dedicated.  
An easement is hereby granted of public utility companies, their successors or assigns or rural water districts duly incorporated and authorized to do business in City of Lansing, Leavenworth County, Kansas, to enter upon, locate, construct, use and maintain and designate on this plat as "Utility Easement" or "U/E" for purposes of utility installations and maintenance thereof. Said utility installations shall be restricted to underground installations only, and the use of said easement by any such entity shall obligate such entity to return said easement to its condition prior to any installation, maintenance or repair performed on said easement.

An easement or license to enter upon, locate, construct, use and maintain or otherwise the location, construction or maintenance and use of conduits, surface drainage facilities, subsurface drainage facilities, and similar facilities, upon, over, and under these areas outlined and designated on this plat as "Drainage Easement" or "D/E" is hereby granted to the City of Lansing, Leavenworth County, Kansas.

An easement or license to construct and maintain a public way, together with the right of ingress and egress, over and through the areas outlined and designated on this plat as "Roadway Easement" or "R/E" is hereby granted to the City of Lansing, Leavenworth County, Kansas.

Tract A will be owned & maintained by Fairlane Commercial Development and shall be used as a drainage easement. There shall be no restrictions other than those shown hereon.

**Zoning:**  
The herein described tract shall be governed by the following:  
9-3-P Commercial Business Planned Overlay District Zoning:  
Minimum Lot Size: 10,000 square feet  
Minimum Lot Width: 90 feet  
Front Yard Requirements: Not less than 20 feet  
Side Yard Requirements: Not less than 10 feet  
Rear Yard Requirements: Not less than 20 feet

**Owner's Certificate:**  
This is to certify that the undersigned is the owner of the land described in the plat, and that all previous taxes have been paid, and that they have caused the same to be surveyed and subdivided as indicated thereon, for the uses and purposes therein set forth, and do hereby acknowledge and warrant the same under the title and plat thereon.

Given under my hand at Lansing, Kansas this 29 day of July, 2009. J.A. 2009.

**Notary Public:**  
Development Inc. Atty. Christopher Rankle Inc.

**Notary Certificate:**  
STATE OF KANSAS  
COUNTY OF LEAVENWORTH } ss

Be it remembered that on this 29 day of July, 2009, before me, a notary public in and for said County and State, came Jeremy Greenacre of Development Inc., to his personally known to be the same persons who executed the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof, I have hereunto set my hand and affixed my notarial seal the day and year above written. Attest: Christopher Rankle Inc.

**Notary Public:**  
Christopher Rankle Inc.

**My Commission Expires:** 5-23-10

**Planning Commission Approval:**  
Approved this 29 day of July, 2009 by the Lansing Planning Commission, Lansing, Kansas.  
Johnnie Peterson, Chairman  
Cynthia Dyer, Secretary

**City Council Approval:**  
Approved this 29 day of August, 2009 by the City Council, Lansing, Kansas.  
Kenneth Ramond, Mayor  
ATTEST: Sunshine Peterson, City Clerk

**City Engineer Approval:**  
The City Engineer's review is only for general conformance with the Subdivision Regulations as adopted by the City of Lansing. The City is not responsible for the accuracy and adequacy of the design, dimensions, elevations, and quantities.  
Matthew L. Harding, City Engineer

**County Surveyor's Certificate:**  
I hereby certify this plat meets the requirements of K.S.A. 58-2005. The face of this plat was reviewed based on Kansas Minimum Standards for Boundary Surveys. No field verification is implied. This review is for survey information only.

**Notary Public:**  
Laneshworth County Surveyor

**Register of Deeds Certificate:**  
Plat of Fairlane Commercial Development of Lansing was filed for record this 29 day of July, 2009 at 2:00 P.M. and duly recorded in volume 288 of page 888 of the Register of Deeds, Lansing, Kansas.

**Surveyor's Certificate:**  
I, Edward K. Greenacre, a Registered Land Surveyor in the State of Kansas, License Number 1376, do hereby certify that the survey shown hereon was completed in the field on October 30, 2007, by me or under my direct supervision and that this is a true and accurate exhibit of said field survey, based on actual field measurements, where the monuments are of the character and occupy the positions as indicated.

**Notary Public:**  
Edward K. Greenacre

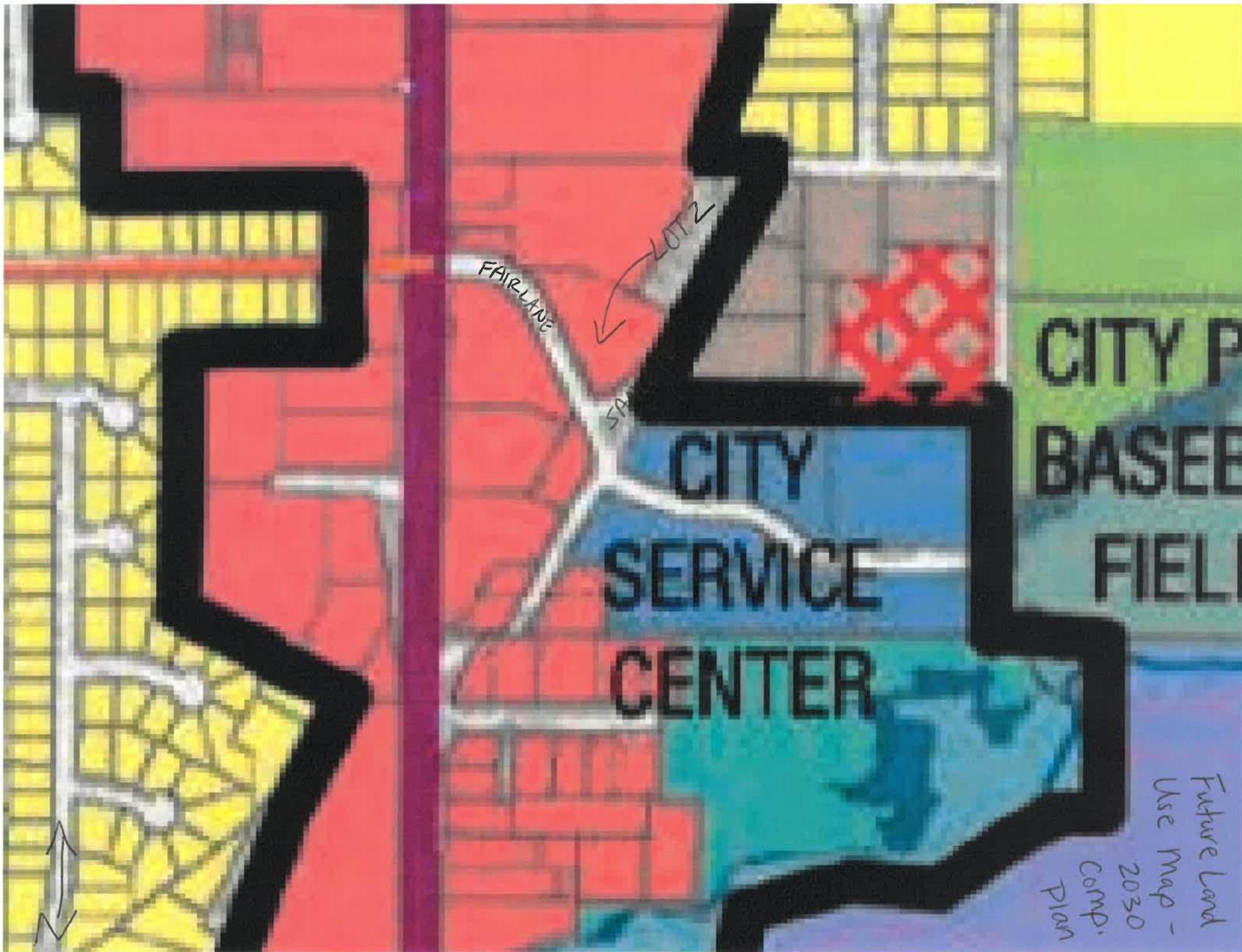
**Owner/Developer:**  
Jeremy Greenacre  
Development Inc.  
2500 S. 2nd Street  
Leavenworth, Kansas 66048

**Notary Public:**  
Matthew L. Harding

**Notary Public:**  
Matthew L. Harding

**Notary Public:**  
Matthew L. Harding

**Notary Public:**  
Matthew L. Harding








## Future Land Use Map Legend

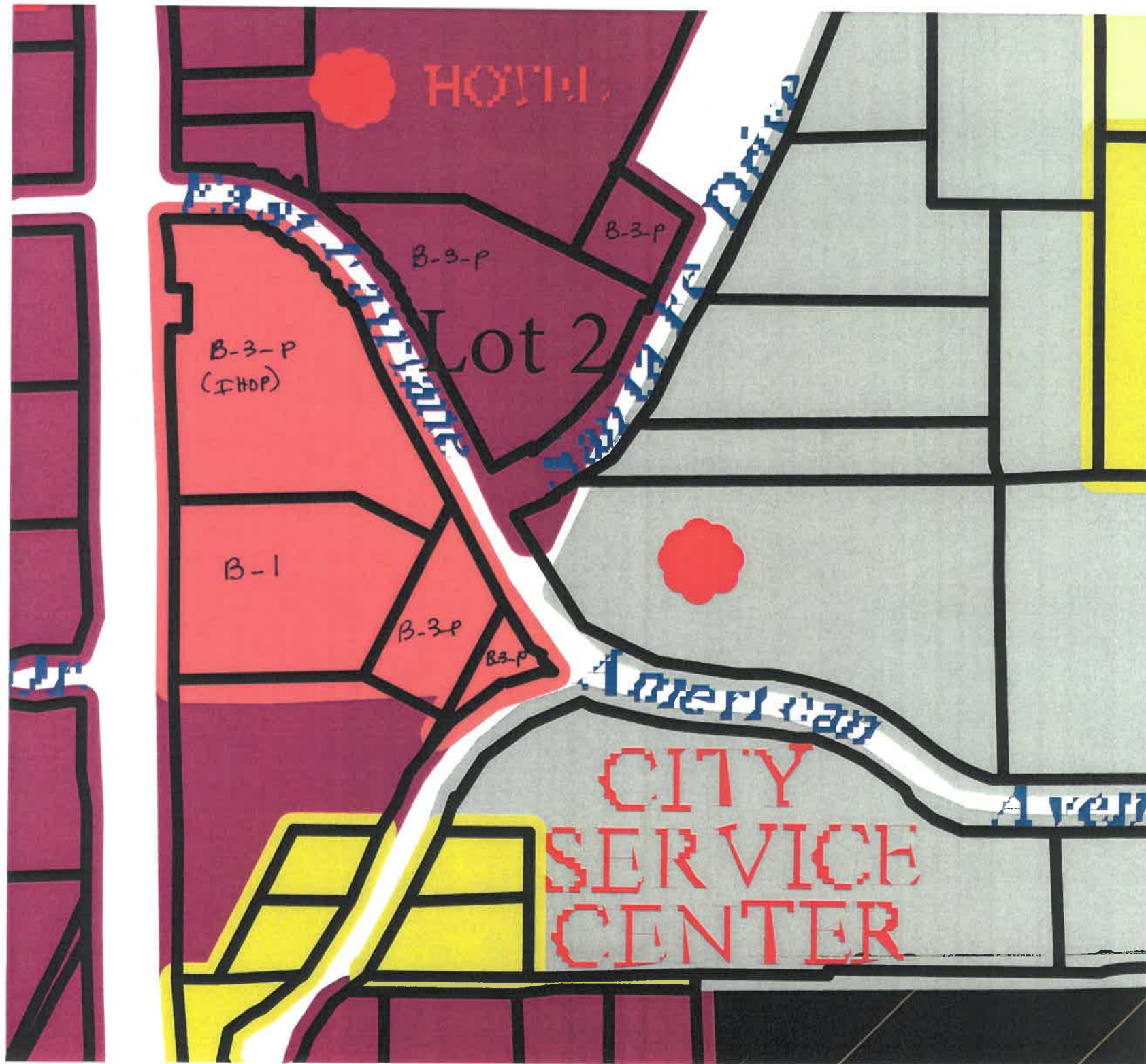
### LEGEND

 RURAL RESIDENTIAL  
 SINGLE FAMILY RESIDENTIAL  
 MEDIUM DENSITY  
 HIGH DENSITY  
 MIXED USE

 COMMERCIAL  
 OFFICE  
 BUSINESS PARK/LT. INDUSTRIAL  
 PARKS  
 OPEN SPACE / AGRICULTURE

 AIRPORT  
 CIVIC  
 PROPOSED MAIN STREET OVERLAY DISTRICT  
BOUNDARY (MSOD)  
 MSOD PROPOSED EXPANSION  
 MSOD PROPOSED REMOVAL





Current  
Zoning  
Map

# LEGEND:

(Current)

## PLAT LINE



MAIN STREET OVERLAY  
DISTRICT



A-1 AGRICULTURAL



R-2 SINGLE-FAMILY  
RESIDENTIAL



R-1 SUBURBAN RESIDENTIAL



RR-2.5 RURAL RESIDENTIAL 2.5A.  
(COUNTY DESIGN)



R-3 DUPLEX RESIDENTIAL



R-4 MULTI-FAMILY  
RESIDENTIAL



R-5 MOBILE HOME PARK



B-1 NEIGHBORHOOD BUSINESS



B-2 GENERAL BUSINESS



B-3 COMMERCIAL BUSINESS



B-3-P Planned Overlay  
District



I-1 LIGHT INDUSTRIAL



I-2 HEAVY INDUSTRIAL



PUD PLANNED UNIT  
DEVELOPMENT




CITY PARK LANDS

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## AGENDA ITEM

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TO: Mayor, Lansing City Council  
FROM: Tim Vandall, City Administrator   
DATE: July 26, 2017  
SUBJECT: Executive Session – Acquisition of Real Estate

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Land acquisition for the DeSoto Road project has been ongoing for over a month. Staff and our consultant will brief the governing body in executive session on specific tracts of land.

Budget Considerations: N/A

Policy Considerations: N/A

Action: Motion to enter into executive session for acquisition of real estate for 30 minutes.