



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

COUNCIL AGENDA
Regular Meeting
Thursday, August 15, 2019
7:00 P.M.

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.

Call To Order

Pledge of Allegiance

Roll Call

OLD BUSINESS:

1. Approval of Minutes

NEW BUSINESS:

Audience Participation

Presentations:

2. Briefing from Representative David French

Council Consideration of Agenda Items:

3. Resolution No. B-6-19 – Hidden Heroes City
4. Special Use Permit Request – More Than 4 Animals – 417 Fairlane Street
5. Special Use Permit Request – More Than 4 Animals – 315 Fawn Valley Court
6. Ordinance No. 1025 – Standard Traffic Ordinance Adoption
7. Ordinance No. 1026 – Uniform Public Offense Code Adoption
8. Ordinance No. 1027 – Fee, Bond, Court Fees & Costs Established by Municipal Court Judge
9. Ordinance No. 1028 – Vacation of Utility and Drainage Easement 712 First Terrace
10. Ordinance No. 1029 – Vacation of Drainage and Sanitary Sewer Easement 00000 N. Main St
11. Homestead Acres Perimeter Street Fees
12. Award of Bid – Eisenhower Sewer Extension Project (City Project 19-03)

Reports:

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

Proclamations

Other Items of Interest:

- Monthly Department Vehicle and Equipment Mileage Reports
- Community & Economic Development Permits/Licenses & Code Enforcement Report

Adjournment

AGENDA ITEM

TO: Tim Vandall, City Administrator *T*
THRU: Sarah Bodensteiner, City Clerk *SB*
FROM: Shantel Scrogin, Assistant City Clerk *SS*
DATE: August 2, 2019
SUBJECT: Approval of Minutes

The Regular Meeting Minutes for August 1, 2019 are enclosed for your review.

Action: Staff recommends a motion to approve the Regular Meeting Minutes for August 1, 2019 as presented.

AGENDA ITEM #

1

CITY OF LANSING
CITY COUNCIL MEETING

REGULAR MEETING MINUTES
August 1, 2019

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: Gene Kirby and Dave Trinkle

Ward 2: Andi Pawlowski and Don Studnicka

Ward 3: Jesse Garvey and Kerry Brungardt

Ward 4: Gregg Buehler and Tony McNeill

Councilmembers Absent:

OLD BUSINESS:

Approval of Minutes: Councilmember Buehler moved to approve the regular meeting minutes of July 18, 2019 as presented. Councilmember Pawlowski seconded the motion. The motion was approved with Councilmember Studnicka abstaining from the vote.

Audience Participation: Mayor Smith called for audience participation and Jamie Horn from Fawn Valley St addressed the Council in regard to acquiring land from the city to add an extra 30-40 ft to his plat. He would like to extend his driveway with this extra land. The Council let Mr. Horn know they are open to the idea, and agree to look into similar purchases such as this and will get back with him with next steps.

Presentations

COUNCIL CONSIDERATION OF AGENDA ITEMS:

Public Hearing on and Consideration of the Proposed 2020 Budget: Councilmember Kirby moved to open the public hearing for the 2020 Budget. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

- Councilmember McNeill asked does Beth have questions.
 - Finance Director Beth Sanford replied I have none.
 - Councilmember Pawlowski asked does Beth have a statement.
 - Finance Director Beth Sanford responded nope.

Councilmember Buehler moved to close the public hearing for the 2020 Budget. Councilmember Kirby seconded the motion. The motion was unanimously approved.

Councilmember Buehler moved to approve the 2020 Budget. Councilmember Kirby seconded the motion. The motion was unanimously approved.

Ordinance No. 1023 – Sewer & Trash Disposal Assessment: Councilmember Brungardt moved to adopt Ordinance No. 1023 for assessment of delinquent sewer and trash bills. Councilmember Pawlowski seconded the motion.

- Councilmember Pawlowski asked Beth, how does someone get \$6,873.86 behind.
 - Finance Director Beth Sanford responded well, if they have high water usage once the interest starts accruing on that, they can hit that pretty quickly.
 - Councilmember Pawlowski asked so when we pass this and it's applied to their property taxes, that's more than their property taxes.
 - Finance Director Beth Sanford replied we'll get calls from people saying their mortgage company said their escrow is going up, or mortgage payments are going up and then we tell them why.
 - Councilmember Pawlowski asked so then the County, if it goes into foreclosure.
 - Finance Director Beth Sanford replied it's on the assessment, we get calls from agencies that are doing the

foreclosures asking what they are for. Typically, they're paid off when the property is foreclosed on.

- Mayor Smith asked and Beth to make it clear, we ask this question every year but 99 percent of them when it comes around are paid. You expect it to be up there again.
 - Finance Director Beth Sanford responded yeah. Right now, currently from the 2018 assessments we've collected about 88 percent. We'll have two more payments come in from the County this year and hopefully collect close to, it's usually 98-99 percent.
 - Councilmember Brungardt stated because it works.
 - Finance Director Beth Sanford stated if you're paying your property taxes, you're paying this bill.
 - Councilmember Brungardt replied great.
 - Finance Director Beth Sanford stated this is the most effective.
 - Councilmember Pawlowski asked the second property taxes are due in May, so we've already received that money.
 - Finance Director Beth Sanford stated yes.

The motion was unanimously approved.

Ordinance No. 1024 – Weed Removal Assessment: Councilmember Buehler moved to adopt Ordinance No. 1024 for assessment of delinquent fees for weed removal. Councilmember Pawlowski seconded the motion.

- Councilmember Pawlowski asked Beth how many of these get paid.
 - Finance Director Beth Sanford replied same. We usually do 100% collection on these.
 - Councilmember Pawlowski stated because a lot of times those properties are in foreclosure.
 - Finance Director Beth Sanford responded no, just whoever is paying the property tax, they end up paying this with it. We've already collected everything for 2018 for these. Of course, we had three compared to ninety. This year we just have one.
- Councilmember McNeill asked Beth this is the one I called you on.
 - Finance Director Beth Sanford replied yes. The property owner is deceased.
 - Councilmember McNeill asked the property owner doesn't, I mean, when does the ownership change.
 - Finance Director Beth Sanford responded this is in a trust.
 - Councilmember McNeill asked so we're just going to keep billing them for the weeds until they finish selling the property or something. Should we call them, do they know this thing is being assessed against their property?
 - Finance Director Beth Sanford replied yes, he sent out a notice and a statement.
 - Councilmember McNeill stated if they live out of state and by the time they come to sell it, it's not worth anything and they owe us money.
 - Finance Director Beth Sanford replied right.
 - Councilmember McNeill stated that wouldn't be a good thing. Ok.

The motion was unanimously approved.

Executive Session: Councilmember Buehler moved to recess into executive session to review economic development activities pursuant to the discussion of confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships exception, K.S.A. 75-4319(b)(4)

for 20 minutes, beginning at 7:12 PM and returning to the Council Chambers at 7:32 PM. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

Councilmember Kirby moved to return to open session at 7:32 p.m. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

REPORTS:

Department Heads: Library Director Terri Wojtalewicz updated the Council on the tuckpointing which is scheduled for mid-late August but is weather dependent.

City Attorney: City Attorney had nothing to report.

City Engineer: City Engineer Matt Harding had nothing to report.

City Administrator: City Administrator Tim Vandall let the Council know the design charrette for Bernard Park will begin soon as well as other city parks. There will be a meeting in the Community Center for Bernard Park on August 14th and 15th with all other parks being discussed on August 27th and 28th. Results should be in soon for the survey Parks & Rec. conducted and those will be passed along to the Council. The consultant for Parks & Rec. will attend the October Work Session. The joint meeting with the school district is August 12th from 6-6:45pm. The Educational Foundation is doing something at 6:45pm and everyone is welcome to stay for that. The area on Robin Road that had a pipe erosion emergency got repaired. The estimate for the area beyond the right of way where we don't have an easement came in more than expected. The property owner has spoken to a couple members of the Governing body and has indicated they would grant the easement. The issue now becomes the cost went from a \$28,000 estimate in 2016 to over \$50,000 now.

- Councilmember Kirby stated we had asked for the easement years ago and didn't get it.
 - City Administrator suggested a compromise might be needed. There is concerns another pipe could erode and cause a sinkhole or the creek bank eroding.
 - Mayor Smith suggested this is something the new Public Works Director could take on with his knowledge on the subject.
- Councilmember Pawlowski asked if the City has any liability if we don't do anything and the water is coming through our pipe.
 - City Attorney Greg Robinson stated he did not foresee any liability.
 - City Engineer Matt Harding stated no improvements have been made on Robin Road until the last 2-3 months. The City wanted to assist in improvements previously, but we were not given permission to make improvements on that property.
- Councilmember Studnicka asked if we have permission now on the easements, do we fix it or is there a bigger problem because the one easement won't go the length needed.
 - City Administrator Tim Vandall stated if we do get the easement and we spend that \$50,000, that all becomes the City's problem whereas, right now, it's not.

The Council agrees to Staff giving the new Public Works Director all the information on this project, see what he thinks the best approach is going forward and bring it back to the Council.

Governing Body: Councilmember Trinkle provided a fun fact, in Washington state you must ask permission before sleeping in someone else's outhouse.

Councilmember Garvey stated 4H Road looks great and it's a great example of tax dollars at work.

Councilmember Buehler provided a fun fact, on this day at 12:01am, MTV began broadcasting and aired the first music video, Video Killed the Radio Star by the Buggles.

Councilmember McNeill and Councilmember Brungardt echoed Councilmember Garvey comments about 4H Road. Councilmember McNeill also commented just about every road in Ward 4 is tore up right now, but it will look great once it is done.

ADJOURNMENT:

Councilmember Brungardt moved to adjourn. Councilmember Pawlowski seconded the motion. The motion was unanimously approved. The meeting was adjourned at 7:47 p.m.

ATTEST:

Michael W. Smith, Mayor

Sarah Bodensteiner, City Clerk

AGENDA ITEM

TO: Tim Vandall, City Administrator and Governing Body Members
FROM: Sarah Bodensteiner, City Clerk
DATE: August 5, 2019
SUBJECT: Briefing from Representative David French

Representative David French will brief the Governing Body on goings-on at the State level.

Policy Consideration: N/A



Financial Consideration: N/A

Action: None

AGENDA ITEM #

2

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Sarah Bodensteiner, City Clerk 
DATE: August 5, 2019
SUBJECT: Resolution No. B-6-19 – Hidden Heroes City

The City has been approached by the Elizabeth Dole Foundation to become a Hidden Heroes City. This resolution would show the support from the City of Lansing to all military caregivers and their families, who are uniquely serving their county every day by taking care of wounded, ill or injured service members and veterans.

A representative from the organization will be present to give a brief overview of the program and answer any questions.

Action: Staff recommends a motion to adopt Resolution No. B-6-19

AGENDA ITEM #

3

RESOLUTION NO. B-6-2019

HIDDEN HEROES RESOLUTION OF SUPPORT OF LANSING'S MILITARY AND VETERAN CAREGIVERS

WHEREAS, the series of wars and conflicts in which our nation has been engaged over time, since World War II, has resulted in 5.5 million military and veteran caregivers who are parents, spouses, siblings and friends, caring for those wounded, ill or injured who have served our nation, as documented by the 2014 RAND study commissioned by the Elizabeth Dole Foundation; and

WHEREAS, the daily tasks of these military and veteran caregivers can include bathing, feeding, dressing, and caring for the grievous injuries of wounded warriors, administering medications, providing emotional support, caring for the family and the home, and working outside the home to earn essential income; and

WHEREAS, the nation provides multi-faceted support to our wounded, ill and injured veterans and service members through public, private and philanthropic resources, but their caregivers receive little support or acknowledgement; and

WHEREAS, most military and veteran caregivers consider the challenging work they do as simply carrying out their civic and patriotic duty, without realizing they are, in fact, caregivers, and do not identify themselves as such; and

WHEREAS, an alarming number of military and veteran caregivers, according to research, are suffering numerous debilitating mental, physical and emotional effects as a result of their caregiving duties; and

WHEREAS, the City of Lansing desires to recognize and support those who are serving in these vital roles in our own community;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LANSING, KANSAS, AS FOLLOWS:

- I. That the City of Lansing become a Hidden Heroes City in support of military and veteran caregivers.
- II. That the City of Lansing seek to identify military and veteran caregivers residing in our community and determine the unique challenges they face.
- III. That the City of Lansing work to ensure that our government, organizations, employers and non-profits are aware of the unique challenges of military and veteran caregivers and are encouraged to create supportive environments and opportunities for assistance.
- IV. That the City of Lansing plan an annual observance or resource fair to recognize the community's military and veteran caregivers in partnership with the Elizabeth Dole Foundation's national Hidden Heroes campaign and connect them with local resources.
- V. That the City of Lansing encourage all who care for and support veterans and service members to extend that support to their caregivers.
- VI. That the City of Lansing designate a point of contact for our community, from the public or private sector, for citizens and organizations wanting to offer support, and caregivers who need that support.
- VII. That the City of Lansing use the Elizabeth Dole Foundation's Military Caregiver

Experience Map to understand the stages of the military caregiver journey and use it as a tool to encourage community understanding and support.

ADOPTED AND PASSED by the Governing Body of the city of Lansing, Kansas, this 15th day of August, 2019.

Michael W. Smith, Mayor

ATTEST

Sarah Bodensteiner, City Clerk

(SEAL)

APPROVED AS TO FORM:

Gregory C. Robinson, City Attorney

Executive Summary

Hidden Heroes

America's Military Caregivers

Rajeev Ramchand, Terri Tanielian,
Michael P. Fisher, Christine Anne Vaughan, Thomas E. Trail,
Caroline Epley, Phoenix Voorhies, Michael William Robbins,
Eric Robinson, Bonnie Ghosh-Dastidar





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Sponsored by Caring for Military Families: The Elizabeth Dole Foundation

For more information on this publication, visit www.rand.org/military-caregivers.

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Preface

After a decade of war, supporting returning service members, veterans, and their families remains a national priority. Addressing the treatment and recovery needs of those who have been wounded, ill, or injured has been a special area of focus. This most recent cohort of wounded, ill, and injured veterans—those who served after September 2001—benefited from improved battlefield medicine and rehabilitative services that allowed them to return to their homes and communities much more rapidly than cohorts before them. In their recovery and reintegration, many of these veterans are aided by the support and assistance of nonprofessional or informal caregivers: individuals who provide a broad range of care and assistance with activities of daily living, such as bathing, dressing, and eating, and who help them relearn basic skills, arrange and take them to medical appointments, manage their finances, and care for their children.

While much has been written about the role of caregiving for the elderly and chronically ill and for children with special needs, little is known about the population of those who care for military personnel and veterans, referred to as “military caregivers” in this report. An earlier RAND report, *Military Caregivers: Cornerstones of Support for Our Nation’s Wounded, Ill, and Injured Veterans* (Tanielian et al., 2013), summarized the scant literature on this group and outlined the need for continued research to understand the characteristics and needs of this population. This report summarizes the results of a two-part study designed to describe the magnitude of military caregiving in the United States today, as well as to identify gaps in the array of programs, policies, and initiatives designed to support military caregivers. The findings from this study will be of interest to policy and program officials within the agencies and organizations that sponsor and implement caregiver support programs.

This volume presents a summary of our research findings, which are fully documented in *Hidden Heroes: America’s Military Caregivers* (RR-499-TEDF). The report was prepared as part of a research study funded by Caring for Military Families: The Elizabeth Dole Foundation. The full report, along with a selection of other related content, is available at our web page: www.rand.org/military-caregivers.

The research was conducted within RAND Health in coordination with the National Security Research Division, divisions of the RAND Corporation. A profile of RAND, abstracts of its publications, and ordering information can be found at www.rand.org.

Many wounded, injured, or disabled veterans rely for their day to day care on informal caregivers: family members, friends, or acquaintances who devote substantial amounts of time and effort to caring for them.¹ These informal caregivers, who we term *military caregivers*, play a vital role in facilitating the recovery, rehabilitation, and reintegration of wounded, ill, and injured veterans. The assistance provided by caregivers saves the United States millions of dollars each year in health care costs and allows millions of veterans to live at home rather than in institutions.

Yet the toll of providing this care can be high. A preliminary phase of our research commissioned by Caring for Military Families: the Elizabeth Dole Foundation (*Military Caregivers: Cornerstones of Support for Our Nation's Wounded, Ill, and Injured Veterans*, Tanielian et al., 2013) found that time spent caregiving can lead to the loss of income, jobs, or health care and can exact a substantial physical and emotional toll. To the extent that caregivers' well-being is compromised, they may become unable to fulfill their caregiving role, leaving the responsibilities to be borne by other parts of society. Most of this prior research focused on caregivers in general, with little evidence about the impact of caregiving on military caregivers specifically. In recognition of their growing number, particularly in the wake of the conflicts in Iraq and Afghanistan, it has become paramount to understand the support needs of military caregivers and the extent to which available resources align with those needs.

This report presents results from the second phase of our analysis, which represents the most comprehensive examination to date of military caregivers. It examines the characteristics of caregivers, the burden of care that they shoulder, the array of services available to support them, and the gaps in those services.

¹ This executive summary is a reprint of the summary that appears in *Hidden Heroes: America's Military Caregivers* (Ramchand et al., 2014).

What We Did: Study Purpose and Approach

To inform an understanding of military caregivers and efforts to better support them, the goals of our analysis are threefold:

1. **Describe the magnitude of military caregiving in the United States**, including how caregiving affects individuals, their families, and society. We describe the number and characteristics of military caregivers and their role in ensuring the well-being of their care recipient. We employed a social-ecological framework to assess the effects of caregiving on military caregivers, their families, and society more broadly. We also examine how these effects differ across cohorts of veterans.
2. **Describe current policies, programs, and other initiatives designed to support military caregivers**, and identify how these efforts align with the needs of military caregivers. We review the existing policies and programs and assess how these initiatives address specific caregiver needs.
3. **Identify specific recommendations** for filling gaps and ensuring the well-being of military caregivers.

To address these goals, the study team performed two tasks: a nationally representative survey of military caregivers and an environmental scan of programs and other support resources relevant to the needs of military caregivers.

Caregiver Survey

We conducted the largest and most comprehensive probability-based survey to date of military caregivers. One respondent from each of the 41,163 households that participate in the KnowledgePanel (an online panel of households designed to represent the U.S. general population of non-institutionalized adults) was invited to complete a screener to determine eligibility for the survey across one of four groups: military care recipients, military caregivers, civilian caregivers, and non-caregivers. Of these 41,163 households, 28,164 (68 percent) completed the screener. We also drew upon a supplementary sample of post-9/11 family caregivers from the Wounded Warrior Project (WWP) to ensure an adequate number of these military caregivers in the final sample, which was blended into the KnowledgePanel sample using a statistical algorithm to create weights to account for systematic and observed differences between the groups. From these samples, we interviewed 1,129 military caregivers (including 414 post-9/11 caregivers).

In addition, we interviewed samples from two other groups for comparison: 1,828 civilian caregivers and 1,163 non-caregivers. These comparison samples provided information about the extent to which outcomes among military caregivers are unique and shed light on whether the policies and programs that exist for caregivers more broadly

can be similarly marketed and offered to military caregivers, or if they need to be adapted to cater to this group.

Environmental Scan

Prior environmental scans have offered some insight into caregiver services in specific areas, sectors, or populations—for example, respite services available at a state level—but no studies have examined the full spectrum of services available for military caregivers within the United States on a national level. We used a multipronged search strategy that included web searches, sorting through the National Resource

Common Caregiving Services

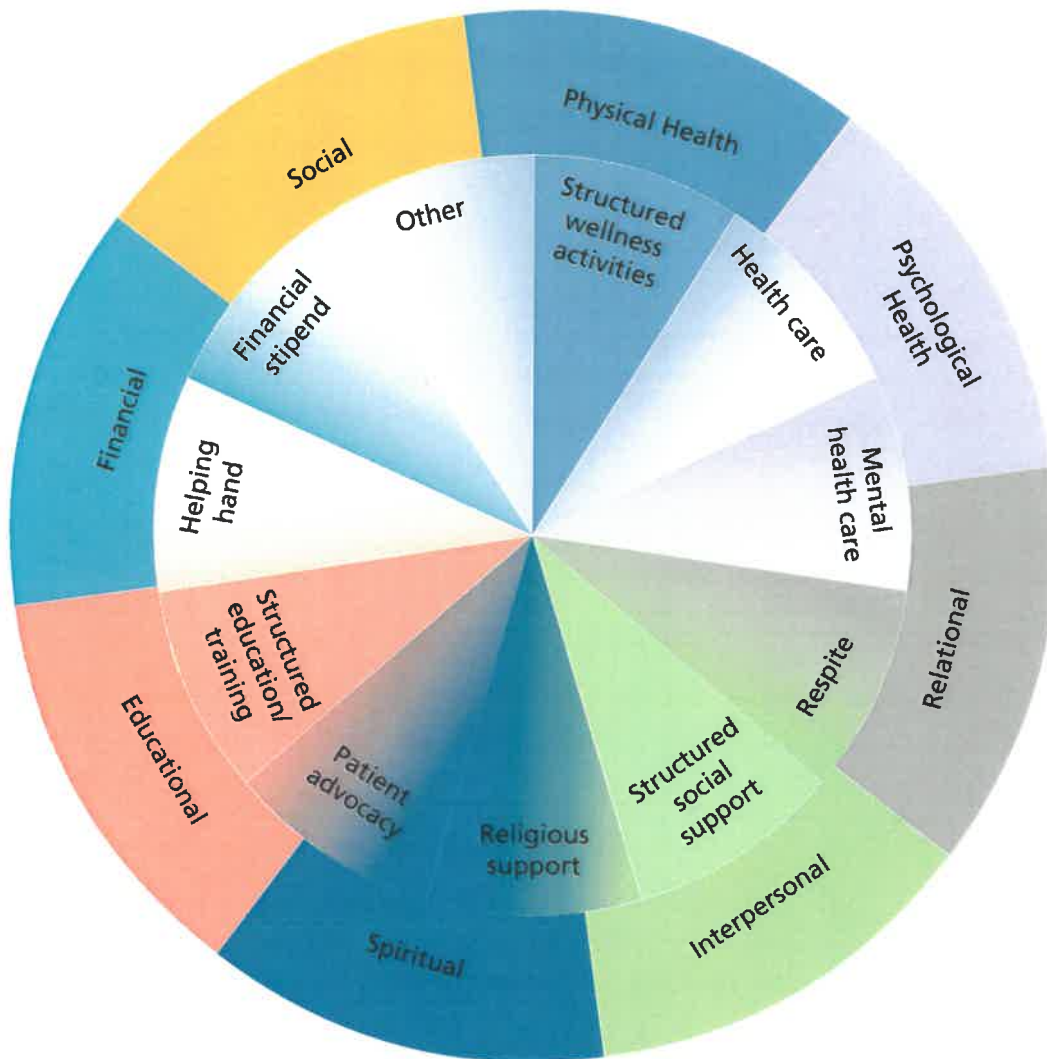
These are some of the most common services offered by programs that assist military caregivers:

- **Respite care:** Care provided to the service member or veteran by someone other than the caregiver in order to give the caregiver a short-term, temporary break
- **Patient advocate or case manager:** An individual who acts as a liaison between the service member or veteran and his or her care providers, or who coordinates care for the service member or veteran
- **A helping hand:** Direct support, such as loans, donations, legal guidance, housing support, or transportation assistance
- **Financial stipend:** Compensation for a caregiver's time devoted to caregiving activities and/or for loss of wages due to one's caregiving commitment
- **Structured social support:** Online or in-person support groups for caregivers or military family members (which may incidentally include caregivers) that are likely to assist with caregiving-specific stresses or challenges
- **Religious support:** Religious- or spiritual-based guidance or counseling
- **Structured wellness activities:** Organized activities, such as fitness classes or stress relief lessons, that focus on improving mental or physical well-being
- **Structured education or training:** In-person or online classes, modules, webinars, manuals, or workbooks that involve a formalized curriculum (rather than ad hoc information) related to caregiving activities.

Nonstandard clinical care:

- **Health care:** Health care that is (1) offered outside of routine or traditional channel such as common government or private-sector payment and delivery systems, or (2) offered specially to caregivers
- **Mental health care:** Mental health care that is (1) offered outside of routine or traditional channels such as common government or private-sector payment and delivery systems, or (2) offered specially to caregivers.

Caregiving Needs and Services



The outer ring represents the multiple dimensions of caregiver needs; the inner wheel represents the different types of services that programs offer. This is portrayed as a wheel because different types of programs might address different dimensions of need.

Directory, consultations with nonprofit staff and subject matter experts, attendance at relevant meetings and events, and snowball sampling among service organizations (i.e., asking organizations about other organizations they knew of that offer programs and services to military caregivers). We also conducted interviews with the organizations that offered services involving direct or intensive interaction with caregivers (see the “Common Caregiving Services” box for a listing of these types of services). A total of 120 distinct organizational entities were identified. Using a structured abstraction tool, we gathered information to document the publicly available information about programs that support caregivers. We added to this information using a semistructured interview tool to gain additional insights and information from 81 of the organizations. We asked questions to understand the history, origin, funding source, and objective of the programs. We also asked detailed questions about eligibility criteria, types of services offered, mode/mechanism of delivery, and whether any data had been gathered to assess the impact of the program on caregivers.

What We Found: The Study Results

Post-9/11 Military Caregivers Differ from Other Caregivers

We estimate that there are 5.5 million military caregivers in the United States. Of these, 19.6 percent (1.1 million) are caring for someone who served in the military after the terrorist attacks of September 11, 2001. In comparing military caregivers with their civilian counterparts, we found that military caregivers helping veterans from earlier eras tend to resemble civilian caregivers in many ways; by contrast, post-9/11 military caregivers differ systematically from the other two groups. In sum, post-9/11 caregivers are more likely to be

- younger (more than 40 percent are between ages 18 and 30)
- caring for a younger individual with a mental health or substance use condition
- nonwhite
- a veteran of military service
- employed
- not connected to a support network.

Post-9/11 Caregivers Use a Different Mix of Services

We found that 53 percent of post-9/11 military caregivers have no caregiving network—an individual or group that regularly provides help with caregiving—to support them. Perhaps because they lack such a network, post-9/11 caregivers are more likely than other caregivers to use mental health resources and to use such resources more frequently. Similarly, they use other types of support services more frequently, such as helping hand services, structured social support, and structured education and training on caregiving (see the “Common Caregiving Services” box for a description of common support services).

Military Caregivers Perform a Variety of Caregiving Tasks

Post-9/11 military caregivers also differ from other caregivers in that they typically assist with fewer basic functional tasks, but more often assist care recipients in coping with stressful situations or other emotional and behavioral challenges. Tasks that all caregivers perform are sometimes grouped into two categories: activities of daily living (ADLs) and instrumental activities of daily living (IADLs). ADLs describe basic functions, including bathing and dressing. IADLs are tasks required for noninstitutional community living, such as housework, meal preparation, transportation to medical appointments and community services, and health management and maintenance.

Post-9/11 military caregivers perform fewer ADLs and IADLs than pre-9/11 and civilian caregivers, largely because their care recipients require less assistance with these types of tasks. When such help is required, most post-9/11 military caregivers help with these tasks. Nonetheless, civilian and post-9/11 military caregivers report spend-

Key Differences in Caregiver Populations

Characteristics	Post-9/11 Military	Pre-9/11 Military	Civilian
Most common caregiver relationship to person being cared for	Spouse (33%)	Child (37%)	Child: (36%)
Percentage of caregivers age 30 or younger	37	11	16
Percentage of caregivers between ages 31–55	49	43	44
Percentage of caregivers with nonwhite racial/ethnic background	43	25	36
Percentage of caregivers who are employed	76	55	60
Percentage of caregivers who have support network	47	71	69
Percentage of caregivers who have health insurance	68	82	77
Percentage of caregivers who have regular source of health care	72	88	86
Care Recipients			
Percentage of care recipients with mental health or substance use disorder	64	36	33
Percentage of care recipients with VA disability rating	58	30	N/A

ing roughly the same amount of time per week on caregiving, regardless of their era of service; however, those who serve as caregivers to a spouse spend the most time caregiving per week. Post-9/11 caregivers were more likely to report that they had to help care recipients cope with stressful situations or avoid triggers of anxiety or antisocial behavior.

How much time does caregiving demand? For all caregivers, this demand is substantial. In general, civilian caregivers tended to spend more time each week performing these duties than pre-9/11 military caregivers, though the time was comparable for post-9/11 military caregivers. Seventeen percent of civilian caregivers reported spending more than 40 hours per week providing care (8 percent reported spending more than 80 hours per week); for post-9/11 military caregivers and pre-9/11 military caregivers, 12 and 10 percent, respectively, spent more than 40 hours per week.

Caregiving Imposes a Heavy Burden

Caring for a loved one is a demanding and difficult task, often doubly so for caregivers who are juggling care duties with family life and work. The result is often that care-

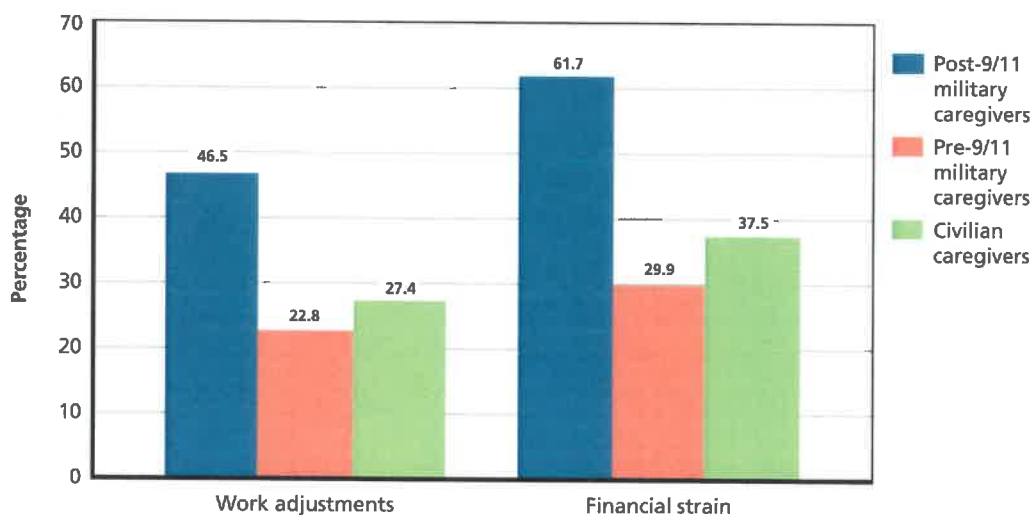
givers pay a price for their devotion. Military caregivers consistently experience worse health outcomes, greater strains in family relationships, and more workplace problems than non-caregivers, and post-9/11 military caregivers fare worst in these areas.

Military caregivers consistently experience poorer levels of physical health than non-caregivers. In addition, military caregivers face elevated risk for depression. We found that key aspects of caregiving contribute to depression, including time spent giving care and helping the care recipient cope with behavioral problems. Perhaps of even greater concern, between 12 percent (of pre-9/11 military caregivers) and 33 percent (of post-9/11 military caregivers) lack health care coverage, suggesting that they face added barriers to getting help in mitigating the potentially negative effects of caregiving.

The impacts of caregiving on families are more pronounced among post-9/11 military caregivers, largely because of their age. Of all caregivers caring for a spouse, post-9/11 military caregivers report the lowest levels of relationship quality with the care recipient. This difference is largely accounted for by the younger age of post-9/11 military caregivers, but it still places these newer romantic partnerships at greater risk of separation or divorce.

As noted earlier, the majority of military caregivers are in the labor force. Caregiving also has an effect on absenteeism. Civilian caregivers reported missing 9 hours of work on average, or approximately 1 day of work per month. By comparison, post-9/11 military caregivers report missing 3.5 days of work per month on average. The lost

Work and Financial Strain as a Result of Caregiving



RAND RR499z1-2

Percentage of caregivers who report making work adjustments and experiencing financial strain as a result of caregiving.

wages from work, in addition to costs incurred associated with providing medical care, result in financial strain for these caregivers.

Most Relevant Programs and Policies Serve Caregivers Only Incidentally

Our environmental scan identified more than 100 programs that offer services to military caregivers (see the “Common Caregiving Services” box). However, most serve caregivers incidentally (i.e., caregivers are not a stated or substantial part of the organization’s reason for existence, as evidenced by its mission, goals, and activities).

Figure 1 categorizes these programs according to the types of services (as described earlier in the “Common Caregiving Services” box) that each offers to caregivers. We found that 80 percent of these programs are offered by private, nonprofit organizations; 8 percent by private, for-profit organizations; and 12 percent by government entities.

These programs tend to be targeted toward the care recipient, with his or her family invited to participate, or toward military and/or veteran families, of whom caregivers are a subset. These programs either make services available for family caregivers or they serve military families and within that group offer services for the caregiver subset. There are two primary reasons for this: First, most programs limit eligibility to primary family members. This limitation excludes caregivers who are either in the care recipient’s extended family or are not related to the care recipient. Second, many of these programs are geared toward caregivers for older populations, and thus typically limit eligibility to those caring for someone age 60 or older. Post-9/11 caregivers—more than 80 percent of whom are under age 60—are hit particularly hard by this focus on older caregivers.

Of services targeted to caregivers, we examined the goals of the services provided, grouped them into four categories, and assessed their alignment with caregiver service use and needs, noting programmatic gaps in some areas.

Services helping caregivers to provide better care (patient advocacy or case management and structured education or training). More than 34 percent of post-9/11 caregivers reported difficulties because of medical uncertainty about the care recipient’s condition; half that share of pre-9/11 and civilian caregivers reported such difficulties. We also found that post-9/11 caregivers reported greater challenges obtaining necessary medical and other services for their care recipients as compared with other caregivers. While many programs offered patient advocacy and case management support, only 20 to 30 percent of all caregivers were using this type of program. Among those who did, post-9/11 military caregivers rated them as significantly more helpful than did other caregivers.

Services addressing caregiver health and well-being (respite care, health and mental health care, structured social support, and structured wellness activities). We found that caregivers have consistently worse health outcomes than non-caregivers, and post-9/11 military caregivers’ outcomes are consistently the worst among caregivers. Close to half of all post-9/11 military caregivers do not have such coverage, and only four pro-

Number of Programs Supporting Military Caregivers Across Ten Areas

53

Social support

Support groups for caregivers or military families

52

Helping hand

Direct support such as loans, donations, or legal assistance

37

Education/training

Formalized instruction on caregiving

21

Wellness activities

Fitness classes or stress relief activities

21

Patient advocacy

Liaison services to advocate for veteran or coordinate care

13

Mental health care

Mental health care offered outside of normal institutional channels

9

Respite care

Care provided by a substitute to give caregiver a break

4

Health care

Care offered outside of normal institutional channels

4

Religious support

Religious or spiritual guidance/counseling

3

Financial stipend

Compensation for caregiver's time

NOTE: An organization may offer various programs that span multiple categories.

RAND RR499Z1-3

grams specifically target caregivers in this area (12 offer some form of mental health care). Respite care is offered by only nine organizations, though notably fewer post-9/11 military caregivers (20 percent) have used respite care than civilian caregivers (29 percent). In contrast, more programs promote caregiver wellness via structured wellness activities (e.g., fitness classes, stress relief lessons, or outdoor physical activities) for caregivers and their families.

Services addressing caregiver and family well-being (structured wellness activities and a religious support network, and a “helping hand” [direct support, such as loans, donations, legal guidance, housing support, or transportation assistance]). To address the issue of lower-quality family relationships, religious programming and structured wellness activities are often geared toward families.

Services addressing income loss (financial stipend). Finally, only three stipend programs (primarily for post-9/11 caregivers or those who care for the elderly) exist to help offset income loss that results from caregiving. This seemingly important service helps address the financial challenges that caregivers report having and that may result from, among post-9/11 military care-

givers, a largely employed group of caregivers who miss, on average, 3.5 days of work per month. However, among those who received a monthly stipend or caregiver pay-

ment from the VA, pre-9/11 caregivers rated it as significantly more helpful than did post-9/11 caregivers.

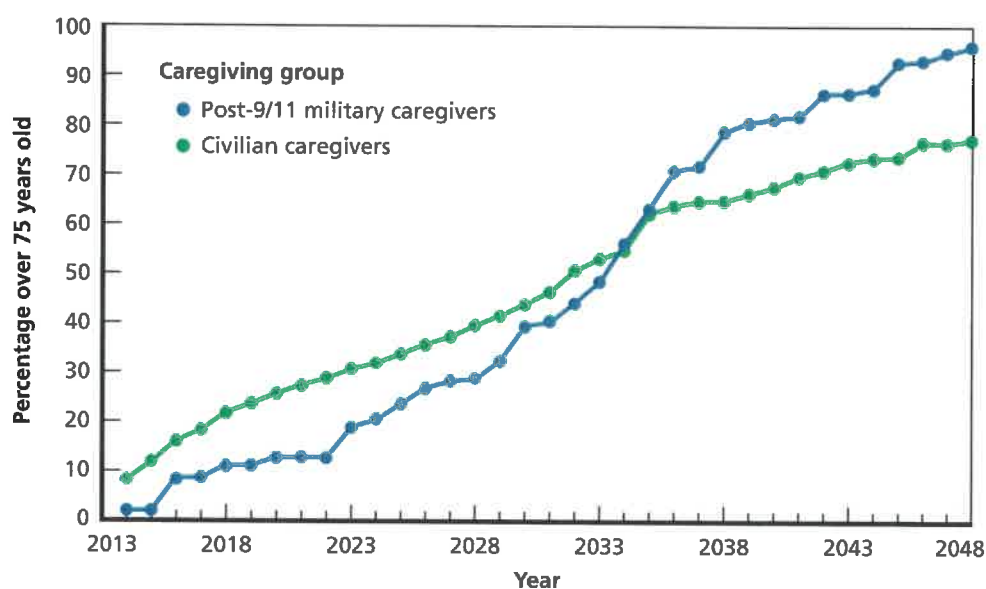
Caregivers Need Help with Future Planning

As younger caregivers age, the demographic composition of caregivers and the dynamic relationship between caregivers and care recipients will change, signaling the need for long-term planning. This need is likely more pronounced for post-9/11 military care recipients, who are younger and may be more vulnerable than pre-9/11 and civilian care recipients, particularly those relying on parents and aging spouses.

Critical aspects of planning include financial, legal, residential, and vocational/educational planning. Lack of knowledge about services available for aging care recipients, or being ill-informed about how to access such services, may hinder some caregivers from making future plans for their loved one, while the emotional toll that such planning takes may also affect caregivers' ability to make concrete future plans.

Few of the military caregiver-specific programs we identified offered specific long-term planning assistance to military caregivers. Beyond the usual advice for planning

Projected Proportion of Post-9/11 Military and Civilian Caregivers Who Are Parents Over the Age of 75, 2013–2048



One quarter of caregivers to post-9/11 veterans are parents. We project that in 15 years (in 2028), the proportion of these caregivers over the age of 75 will begin to increase substantially, resulting in the need to find alternative care for the veteran.

legal issues for the care recipient (powers of attorney, living wills, estates and trusts), there is little guidance to help military caregivers address long-term needs for themselves. Planning for the caregiver's own future can provide security for the care recipient's future as well, particularly if the caregiver becomes incapacitated by poor health or dies.

The Burden of Caregiving Affects Society

While the value of caregiving may be high for the care recipient and helpful for defraying medical care and institutionalization costs, the burden of caregiving exacts a more significant toll on the economy. As a consequence of the impact in the employment setting, as well as excess health care costs to tend to their own increased health needs, caregivers confer costs to society. Using literature from the civilian caregiving setting, as well as from studies on the effects of mental health problems on society, we estimate that the costs of lost productivity are \$5.9 billion (in 2011 dollars) among post-9/11 caregivers.

To mitigate these costs over time, efforts to address the negative consequences and increased costs of caregiving can potentially increase the value that military caregiving confers on society. Future studies that gather more detailed information and data about the effectiveness of various caregiver support interventions and their impact on the costs of lost productivity (at both the individual and societal levels) might inform the business case for increasing support for this vulnerable population.

What Can Be Done: Recommendations

Ensuring the long-term well-being of military caregivers will require concerted and coordinated efforts to address the needs of military caregivers and to fill the gaps we have identified. To address these concerns, we make recommendations in four strategic areas.

Recommendations at a Glance

- Empower caregivers
- Create caregiver-friendly environments
- Fill gaps in programs
- Plan for future caregiving needs

Empower Caregivers

Efforts are needed to help empower military caregivers. These should include ways to build their skills and confidences in caregiving, mitigate the potential stress and strain of caregiving, and raise public awareness of the caregivers' value.

- **Provide high-quality education and training to help military caregivers understand their roles and teach them necessary skills.** Training caregivers can help them play their roles more effectively and enhance the well-being of the wounded, ill, or injured veterans they are caring for.
- **Help caregivers get health care coverage and use existing structured social support.** Ensuring that caregivers have health care coverage is critical to their continued health and well-being. Likewise, peer-based social support programs to address feelings of isolation are vital to improve caregiver connectedness and build supportive networks.
- **Increase public awareness of the role, value, and consequences of military caregiving.** Public awareness or education will raise the profile of military caregivers and help ensure that their needs are addressed and their value recognized. This step may also help additional members of this group self-identify and seek support.

Create Caregiver-Friendly Environments

Creating contexts that acknowledge caregivers' special needs and status will help them play their roles more effectively and balance the potentially competing demands of caregiving and their own work lives.

- **Promote work environments that support caregivers. Provide protection from discrimination and promote workplace adaptations.** While federal law offers protection from discrimination against caregivers in the workplace, practices and policies for accommodating caregivers' needs and improving support for caregivers in the workplace can reduce absenteeism and improve productivity. One example includes employee assistance programs, which can provide counseling support and referrals for additional resources.
- **Health care environments catering to military and veteran recipients should make efforts to acknowledge caregivers as part of the health care team.** Military caregivers assume responsibilities to help maintain and manage the health of their care recipients. Performing these tasks effectively requires that they interact regularly with health care providers: physicians, nurses, and case managers. Health care providers can facilitate caregiver interaction with the health care system by acknowledging caregivers' key role in helping veterans navigate the system and providing necessary supplemental care.



Fill Gaps in Programs

As we noted, programs relevant to the needs of military caregivers are typically focused on the service member or veteran, and only incidentally related to the caregiver's role. In addition, we observed specific gaps in needed programs. Therefore, eligibility issues and specific programmatic needs should be addressed.

- **Ensure that caregivers are supported based on the tasks and duties they perform, rather than their relationship to the care recipient.** Programs should extend eligibility to all caregivers who might benefit from them, including extended family and friends. Organizations that serve wounded, ill, or injured service members and veterans and who serve caregivers who are family members, or those that serve military and veteran families and serve caregivers who have also served, will need to consider how to expand eligibility to include extended and nonfamily caregivers. In addition, the most notable gaps in programmatic support were resources that connected caregivers with health care coverage (nearly one-third of post-9/11 caregivers lacked coverage) and financial support to compensate caregivers for income loss and other expenses.
- **Respite care should be made more widely available to military caregivers, and alternative respite strategies should be considered.** To the extent that adverse outcomes associated with caregiving (e.g., depression) are influenced by time spent caregiving, finding temporary relief from caregiving appears critical. Respite for military caregivers should be considered carefully, and existing programs for patients with cancer, the frail/elderly, care recipients with dementia, or the physically disabled may need adaptation to better serve military care recipients.

Plan for the Future

Ensuring the long-term well-being of caregivers and the agencies that aim to support them may each require efforts to plan strategically for the future, not only to serve the dynamic and evolving needs of current military caregivers, but also to anticipate the needs of future military caregivers in a changing political and fiscal environment. Planning for the future will require that efforts to support caregivers address the following:

- Encourage caregivers to create financial and legal plans to ensure caregiving continuity for care recipients.** Organizations that serve military caregivers can fill a gap in services by creating and sharing guidance about long-term financial and legal planning. Programs that are available in these areas typically address the needs of those caring for the elderly or for persons with dementia and Alzheimer's, focusing expectedly on retirement and estate planning. Planning for post-9/11 care recipients needs to be different. These plans need to address financial stability for caregivers and their families and may include strategies to make up for lost wages and retirement and pension benefits. These plans also need to factor in the financial stability of the care recipient, who may need resources to buy caregiver support if the current caregiver is unable to continue in that role. Legal plans need to prepare powers of attorney and executors for estates or trusts, and may also require that new guardians and caregivers be appointed in the event that the current primary caregivers are no longer available.
- Enable sustainability of programs by integrating and coordinating services across sectors and organizations through formal partnership arrangements.** The large number of current organizations raises two sustainability issues. First, if services are not coordinated, they can become a "maze" of organizations, services, and resources in which caregivers can become overwhelmed (Tanielian et al., 2013). Second, attention and commitment for supporting veterans and their families is currently high, but public interest may fade in future years, potentially translating into decreases in the level of private and philanthropic support for the many nongovernment programs (Carter, 2013; McDonough, 2013). One way to address both issues is to create formal partnerships across organizations. Effective partnerships will require exploring opportunities for true coordination, including the creation of coalitions.
- Foster caregiver health and well-being through access to high-quality services.** High-quality support services are needed to boost caregiver effectiveness and reduce the negative effects of caregiving. The Institute of Medicine (National Research Council, 2001) has defined high-quality medical care as care that is effective, safe, caregiver-centered, timely, efficient, and equitable. This definition applies to support programs as well. At present, however, little is known about the quality or effectiveness of available military caregiver programs. High-quality

programs are important because research has shown that quality care can improve outcomes. Understanding the quality of services requires measuring and assessing the structure, process, and outcomes associated with these services. Evaluating all of the identified programs in our scan was beyond our scope. But we also did not hear of caregiver support programs conducting rigorous evaluations or studies to document their effectiveness, or that they had implemented continuous quality improvement initiatives. Currently, the Family Caregiver Alliance and Rosalynn Carter Institute for Caregiving maintain databases on evidence-based programs, and the Family Caregiver Alliance resource includes information about model programs and emerging practices. In addition, the VA is funding research projects to assess the effectiveness of caregiver services and interventions. Organizations that implement military caregiver programs could benefit from using these resources to inform their own service delivery. Over the long term, demonstrating program value may require that organizations also evaluate the extent to which their services are improving outcomes for participants.

- **Invest in research to document the evolving need for caregiving assistance among veterans and the long-term impact of caregiving on the caregivers.** This study provides a snapshot of the needs and burdens of military caregiving. While we can provide a glimpse into the future of military caregiving by looking at the characteristics of post-9/11 caregivers and the factors that might affect their caregiving demands, we can only make projections. Similarly, while the needs of pre-9/11 veterans may be what post-9/11 veterans will eventually require, there are differences in the make-up and expectations of the pre-9/11 and post-9/11 generations. In the future, additional rigorous, cross-sectional research like ours can shed light on the needs of caregivers and how their needs compare to those presented here. In addition, longitudinal studies and evaluations are needed to document changing needs over time and the effectiveness of programs and services intended to meet those needs.

The Bottom Line

Military caregivers play an essential role in caring for injured or wounded service members and veterans. This enables those for whom they are caring to live better quality lives and can result in faster and improved rehabilitation and recovery. Yet playing this role can impose a substantial physical, emotional, and financial toll on caregivers. Improving military caregivers' well-being and ensuring their continued ability to provide care will require multifaceted approaches to reduce the current burdens caregiving may create and to bolster their ability to serve as caregivers more effectively. Given the systematic differences among military caregiver groups, it is also important that tailored approaches meet the unique needs and characteristics of post-9/11 caregivers.

Acknowledgments

The successful completion of our study relied upon many individuals and organizations. We wish to thank the many stakeholders who contributed time and information, particularly representatives from organizations who participated in interviews and reviewed our program profiles.

We thank the individuals who took the time to participate in our survey, as well as the team at GfK Custom Research who facilitated the implementation of the survey, including Sergei Rodkin, Beth Jaworski, and Mansour Fahimi.

We are grateful for Senator Elizabeth Dole's inspiration, vision, and support in commissioning this study. We thank the team at the Elizabeth Dole Foundation, including Carol Lindamood Harlow, Steven Schwab, and Gia Colombraro, for continuous assistance and support. We also acknowledge the support and encouragement that Melinda Farris provided throughout the study.

We are indebted to our RAND research support team, including David Adamson, Stacy Fitzsimmons, Racine Harris, Jeremy Kurz, Maggie Snyder, Clare Stevens, and Lance Tan. We thank our colleagues, Margaret C. Harrell, Susan D. Hosek, and Carra Sims, for reviewing our protocols and advising us on specific issues throughout the course of the study.

We thank our quality assurance reviewers for their constructive reviews: Charles C. Engel, Carrie Farmer, John R. Campbell, and Susan Paddock. Collectively, their comments and feedback greatly enhanced the final report. We also thank our report production team of editors and designers, including Arwen Bicknell, Steve Kistler, and Dori Walker.

Finally, we are especially grateful to the men and women who have served and are currently serving as part- or full-time caregivers; we thank them for their time and service to our nation.

References

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- McDonough, J., “Strengthening and Transforming Local Partnerships to Serve Veteran Families,” in *VAntage Point: Dispatches from the U.S. Department of Veterans Affairs*, 2013. As of January 5, 2014: <http://www.blogs.va.gov/VAntage/11496/serve-veteran-families/>
- National Research Council, *Crossing the Quality Chasm: A New Health System for the 21st Century*, Washington, D.C.: The National Academies Press, 2001.
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This summary distills a longer report, *Hidden Heroes: America's Military Caregivers*, describing the magnitude of military caregiving in the United States today, as well as identifying gaps in the array of services designed to support military caregivers, and offering recommendations. Prior to this study, little had been reported about the population of those who care for wounded, ill, and injured military personnel and veterans.

"This report from RAND presents the most comprehensive study to date of military caregivers. For many years, I have spoken of the need to support those caring for loved ones with mental illnesses and/or physical disabilities, as the challenges they face are significant. RAND's report highlights how great the need is to help our nation's veterans and their unsung heroes, their families and caregiver networks. This report should serve as a call to action for both the public and private sectors."

- *Rosalynn Carter, President, Rosalynn Carter Institute for Caregiving*

"RAND's study on the needs of military caregivers shines long overdue attention on this population of Americans who are doing the heavy lifting in the aftermath of war. Of particular interest are the findings about the different profile of post-9/11 caregivers and the specific challenges they face. It is critical that caregivers be included in the circle of support our nation must offer to those who have volunteered to serve their country during wartime, and this report provides the foundation for doing so."

- *Lee Woodruff, Cofounder, Bob Woodruff Foundation*


"I was impressed with the rigor of the RAND study and believe it significantly adds to our knowledge of the challenges facing post-9/11 caregivers. Now is the time for policy changes for those closest to our wounded warriors—their caregivers."

- *Dr. Donna Shalala, President, University of Miami, former Secretary of Health and Human Services*



This report describes work conducted by the RAND Corporation under the sponsorship of Caring for Military Families: The Elizabeth Dole Foundation.

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Steve L. Wayman, Chief of Police
DATE: 08/07/19
SUBJECT: Special Use Permit for 417 Fairlane St, Lansing 66043

Action:

Rebecca Larkin has submitted a special use permit application to keep and maintain 3 dogs and 2 laying chickens at 417 Fairlane St, Lansing 66043. ACO Burr has concluded the permit inspection and submitted her findings.

A motion to approve or deny the special use permit for 417 Fairlane St, Lansing 66043

AGENDA ITEM #

4



CITY OF LANSING

ANIMAL PERMIT APPLICATION

Applicant Name: Rebecca Larkin

Address: 417 Fairlane St Lansing KS 66043
Street City State Zip Code

Proposed Location (if different): Same as above
Street City State Zip Code

Mailing Address (if different): same as above
Street City State Zip Code

Telephone (Day): 913-306-2028 Telephone (Evening): _____ Email: larkin608@aol.com

Property Owner Name: Rebecca Larkin Property Owner Telephone: 913-306-2028

Property Owner Address: 417 Fairlane St, Lansing KS 66043
Street City State Zip Code

Number of Each Type of Animal: 2 chickens (Hens) 3 dogs

General Description of Each Animal: 2 chickens both Hens. 1 Pug 2 Basset Hounds

Noises or Odors Anticipated: Minimal clucking from chickens. Minimal
Smell in portable coop.

Housing Arrangements for All Such Animals including Safety or Structure, Locks, Fencing, etc.: Portable Coop on wheels
& fenced yard. Chickens free range in backyard all day & sleep in coop at

Interest in Such Animal(s): Chickens provide eggs for my family. 1 dozen per week

Any Information Regarding Vicious or Dangerous Propensities of All Such Animals: NA

Safety Precautions to be Taken: Fenced yard & lots of places for chickens to hide

Prior Incidents Involving Public Health or Safety: NA

LICENSE INFORMATION

Type of License: ☐ More than 4 Animals
 (\$25.00)

☐ Other: _____
 (\$25.00)

Renewal: ☐ Yes ☐ No

I declare under penalty of false statement that, to the best of my knowledge and belief, the statements made herein are true and correct.

Signature: Rebecca Larkin

Date: 7-10-19

No license shall be issued until the applicant or premise complies with all codes and ordinances of the City of Lansing. The Police Department may also review this application and schedule an inspection prior to license approval.

FOR OFFICIAL USE ONLY:	
<p>Application Received By: <u>Shantel Sengm</u> <u>7/18/19</u> <small>Signature Date</small></p> <p>Cost: <u>\$25</u> License Period: <u>thru 12/2019</u></p> <p>Amount Received: <u>\$25</u> <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Check <input type="checkbox"/> Credit</p>	<p>Additional Information Required: <input type="checkbox"/> Copy of Insurance <input type="checkbox"/> Indemnity Statement <input type="checkbox"/> Vaccination Information <input type="checkbox"/> Spay/Neuter Information <input type="checkbox"/> Identification Photographs</p> <p>Inspection Scheduled: <u>7/25/19</u></p> <p>Police Signature: <u>Wh</u></p> <p>Council Meeting Date: <u>8/15/19</u> <input type="checkbox"/> Approved <input type="checkbox"/> Denied</p>



Lansing Police Department
800 1st Terrace
Lansing, KS 66043

Animal Permit
Review & Supplemental
Narrative

Type of Permit:	<input checked="" type="checkbox"/> More Than 4 Animals	<input type="checkbox"/> Dangerous Animal(s)
	<input type="checkbox"/> Kennel	<input type="checkbox"/> Other _____

Applicant's Name (LAST, First MI.) Rebecca Larkin	Report Date (MM/DD/YYYY): 08/07/19
Applicant's Address (Street, City, Zip): 417 Fairlane St, Lansing 66043	

Permit Application Initiated By:	<input type="checkbox"/> Voluntary Compliance	<input checked="" type="checkbox"/> Observed Violation	<input type="checkbox"/> Citizen Complaint
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Adjoining Residential Contact: Name: Arnetta Wallace	Physical Address: 509 Fairlane St, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input checked="" type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 07/25/19 & 08/07/19	

Adjoining Residential Contact: Name: Brad/Crystal Alexander	Physical Address: 602 Brookwood St, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/07/19	

Adjoining Residential Contact: Name: Jacob Richards	Physical Address: 600 Brookwood St, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/07/19	

Adjoining Residential Contact: Name: Freddy Polk	Physical Address: 412 Brookwood St, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/07/19	

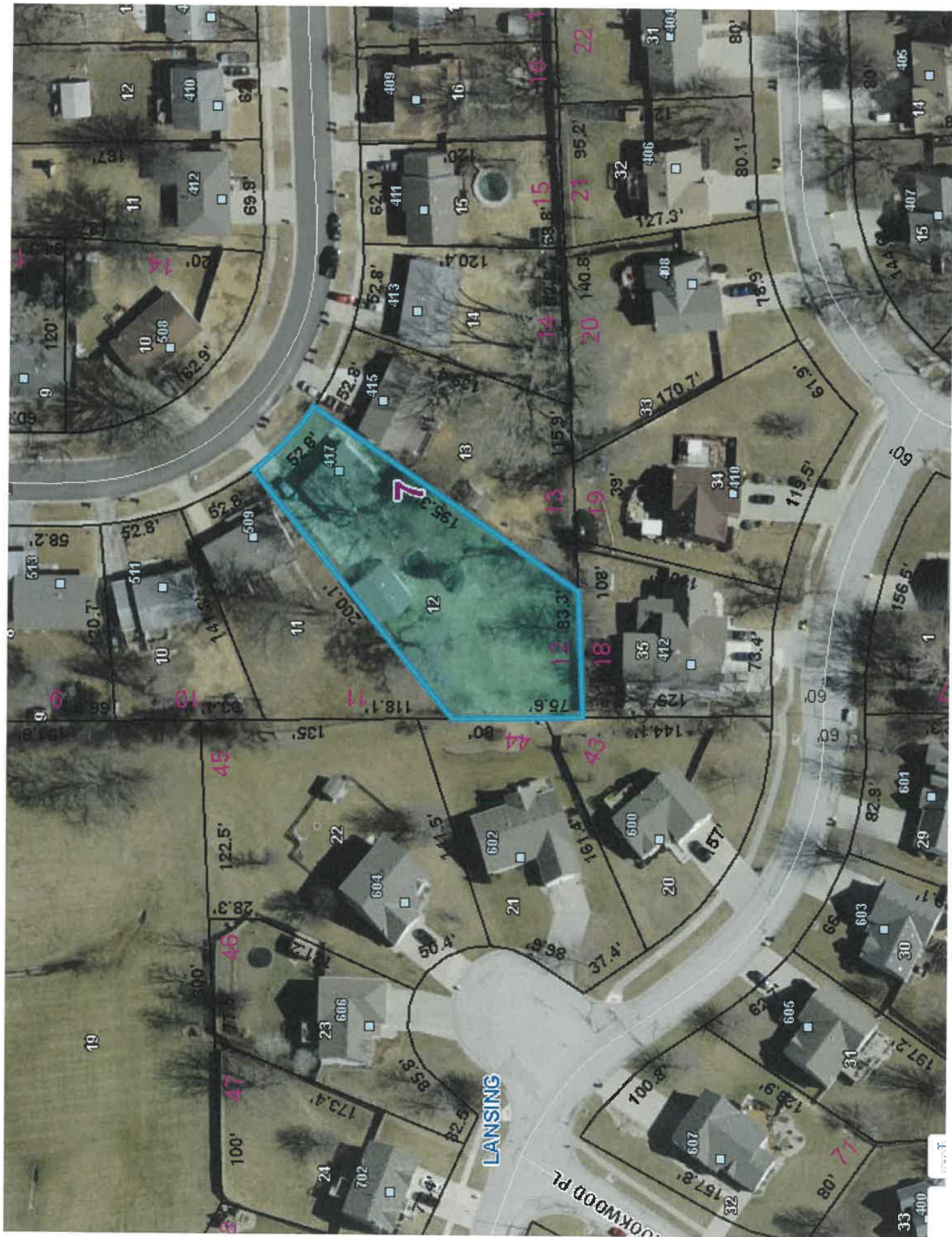
Adjoining Residential Contact: Name: Ronald Baker	Physical Address: 415 Fairlane St, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/07/19	

In Current Ordinance Compliance:	Areas Of Non-Compliance:
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Animal Tags <input type="checkbox"/> Fencing
Photos Taken & Retained:	<input type="checkbox"/> Insurance <input type="checkbox"/> Permit
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Vaccinations <input type="checkbox"/> Other: _____
	<input type="checkbox"/> Signage <input type="checkbox"/> Other: _____

Results of Applicant Interview & Property Inspection / Officer's Narrative: Ms. Larkin has 3 dogs licensed with the City. She is maintaining 2 laying hens on .44 acres. She has proper shelter and plenty of space for the chickens. 1 (Past) Dog Barking complaint on file for this year and Larkin was given a verbal warning. I found nothing that should prevent Ms. Larkin from having her permit approved.
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Council Presentation (MM/DD/YYYY & HHMM): 08/15/19@1700	Applicant Notified (of Council Presentation) On (MM/DD/YYYY & HHMM): 07/25/19@1215
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Submitted By: ACO W. Burr/1548	Date: 08/07/19	Reviewed By:	Date:
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**City of Lansing
Police Department**



August 7, 2019

Dear Arnetta Wallace,

This letter is to inform you that your neighbor, Rebecca Larkin at 417 Fairlane St, has applied for a permit to own more than 4 animals in the City of Lansing. Ms. Larkin is in possession of 3 dogs and 2 laying chickens on the property. She is compliant with City licensing requirements for her dogs. Her chickens are kept in a small coop at night and free range in her fenced yard during the day.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,

W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



**City of Lansing
Police Department**



August 7, 2019

Dear Brad & Crystal Alexander,

This letter is to inform you that your neighbor, Rebecca Larkin at 417 Fairlane St, has applied for a permit to own more than 4 animals in the City of Lansing. Ms. Larkin is in possession of 3 dogs and 2 laying chickens on the property. She is compliant with City licensing requirements for her dogs. Her chickens are kept in a small coop at night and free range in her fenced yard during the day.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,



W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



City of Lansing Police Department



August 7, 2019

Dear Jacob Richards,

This letter is to inform you that your neighbor, Rebecca Larkin at 417 Fairlane St, has applied for a permit to own more than 4 animals in the City of Lansing. Ms. Larkin is in possession of 3 dogs and 2 laying chickens on the property. She is compliant with City licensing requirements for her dogs. Her chickens are kept in a small coop at night and free range in her fenced yard during the day.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,



W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



City of Lansing Police Department



August 7, 2019

Dear Freddy Polk,

This letter is to inform you that your neighbor, Rebecca Larkin at 417 Fairlane St, has applied for a permit to own more than 4 animals in the City of Lansing. Ms. Larkin is in possession of 3 dogs and 2 laying chickens on the property. She is compliant with City licensing requirements for her dogs. Her chickens are kept in a small coop at night and free range in her fenced yard during the day.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,



W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



City of Lansing Police Department



August 7, 2019

Dear Ronald Baker,

This letter is to inform you that your neighbor, Rebecca Larkin at 417 Fairlane St, has applied for a permit to own more than 4 animals in the City of Lansing. Ms. Larkin is in possession of 3 dogs and 2 laying chickens on the property. She is compliant with City licensing requirements for her dogs. Her chickens are kept in a small coop at night and free range in her fenced yard during the day.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.


Respectfully,



W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Steve L. Wayman, Chief of Police
DATE: 08/06/19
SUBJECT: Special Use Permit for 315 Fawn Valley Court, Lansing 66043

Action:

Patricia Cellier at 315 Fawn Valley Court has submitted a special use permit application to maintain 9 outdoor cats at her residence. ACO Burr has completed her inspection and submitted her findings.

A motion to approve or deny the special use permit for: 315 Fawn Valley Court, Lansing 66043

AGENDA ITEM #

5



Lansing Police Department
800 1st Terrace
Lansing, KS 66043

Animal Permit
Review & Supplemental
Narrative

Type of Permit:	<input checked="" type="checkbox"/> More Than 4 Animals	<input type="checkbox"/> Dangerous Animal(s)
	<input type="checkbox"/> Kennel	<input type="checkbox"/> Other _____

Applicant's Name (LAST, First MI.) Patricia Cellier	Report Date (MM/DD/YYYY): 08/06/19
Applicant's Address (Street, City, Zip): 315 Fawn Valley Ct, Lansing 66043	

Permit Application Initiated By:	<input type="checkbox"/> Voluntary Compliance	<input checked="" type="checkbox"/> Observed Violation	<input checked="" type="checkbox"/> Citizen Complaint
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Adjoining Residential Contact: Name: Stephen/Becky Tuttle	Physical Address: 313 Fawn Valley Ct, Lansing 66043	Phone # (If applicable): 816.520.6894
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/06/19	

Adjoining Residential Contact: Name: Anthony/Angela Goff	Physical Address: 317 Fawn Valley Ct, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/06/19	

Adjoining Residential Contact: Name: Lela/Curtis Henry	Physical Address: 512 Forestglen Ln, Lansing	Phone # (If applicable): 913.727.2240
How Notified: <input checked="" type="checkbox"/> Letter <input checked="" type="checkbox"/> In Person <input checked="" type="checkbox"/> Phone	Date Notified: 08/06/19	

Adjoining Residential Contact: Name: Ross/Doreen Lewis	Physical Address: 317 Forestglen Ln, Lansing 66043	Phone # (If applicable):
How Notified: <input checked="" type="checkbox"/> Letter <input type="checkbox"/> In Person <input type="checkbox"/> Phone	Date Notified: 08/06/19	

In Current Ordinance Compliance:	Areas Of Non-Compliance:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> Animal Tags
Photos Taken & Retained:	<input type="checkbox"/> Insurance
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Vaccinations
	<input type="checkbox"/> Signage
	<input type="checkbox"/> Fencing
	<input type="checkbox"/> Permit
	<input checked="" type="checkbox"/> Other: Cats run at large
	<input type="checkbox"/> Other: _____

Results of Applicant Interview & Property Inspection / Officer's Narrative: See attached ~

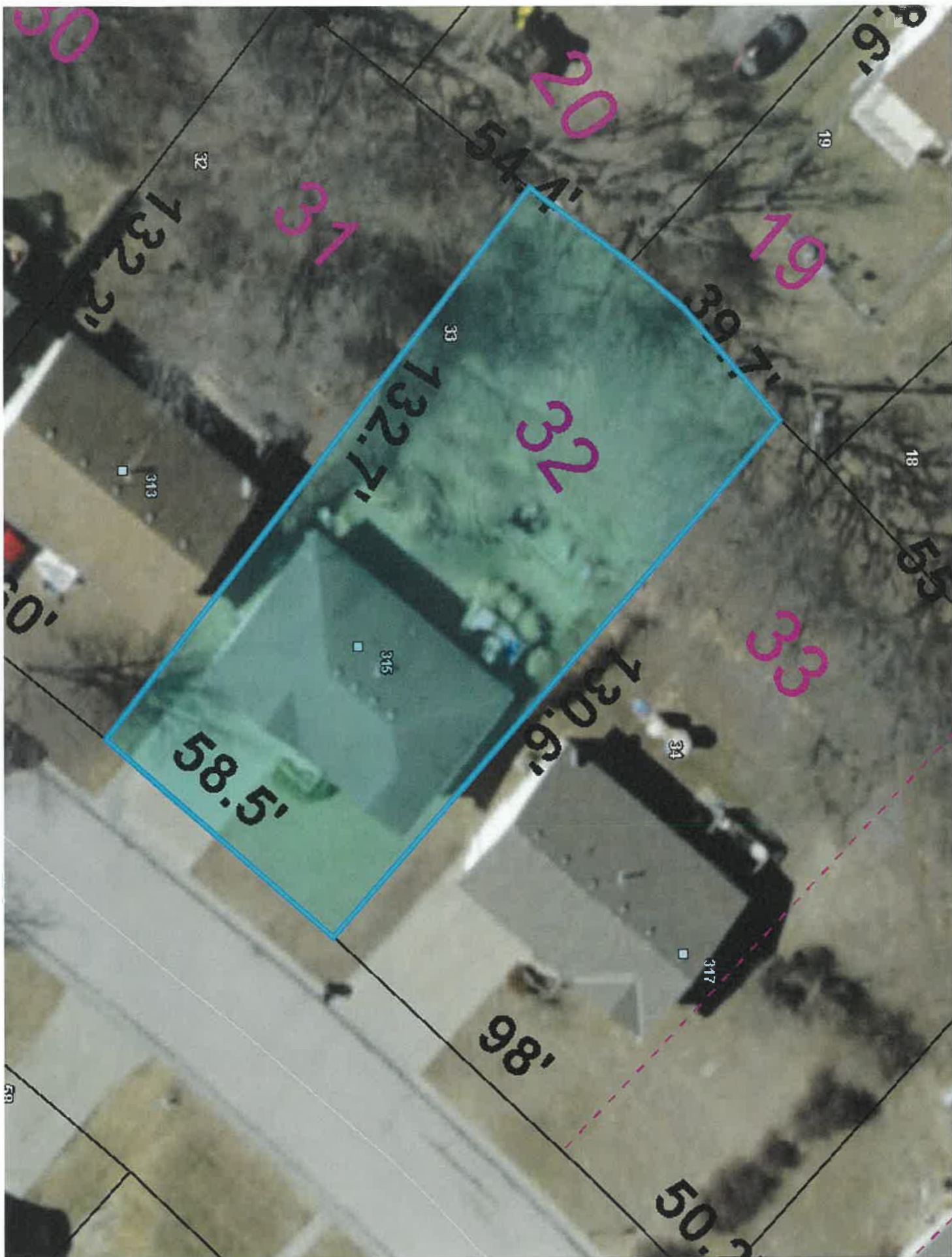
Council Presentation (MM/DD/YYYY & HHMM): 08/15/19@1700	Applicant Notified (of Council Presentation) On (MM/DD/YYYY & HHMM): 08/01/19@1330
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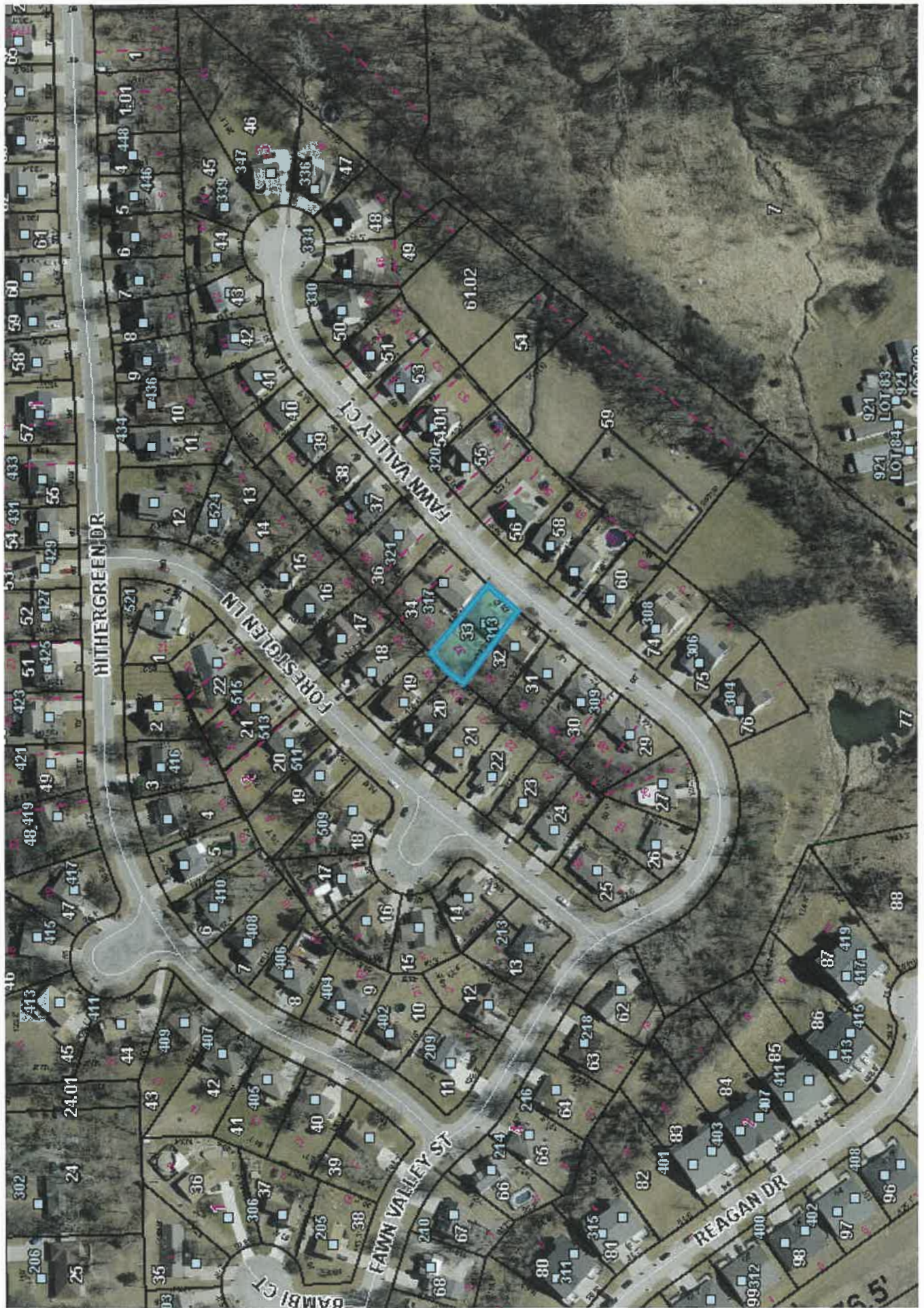
Submitted By: ACO W. Burr/1548	Date: 8/6/19	Reviewed By:	Date:
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This has been an ongoing issue for the past year. When I initially met Ms. Cellier in July 2018, I was under the impression that she was caring for a feral cat colony. I have since learned that she took in two pregnant female cats and raised the kittens to be outside cats. She provides daily food outside in her back yard and provides permanent shelter on her back porch. Ms. Cellier has used the services of Hope Clinic in Leavenworth for free spay/neutering on the cats and has paid for the required (by Hope Clinic) rabies vaccinations. Ms. Cellier does not have an issue with the cats running at large because she enjoys the activity. These cats are not on the edge of the neighborhood or living in the wooded areas. They reside for the most part on Ms. Celliers property. She rings a bell and they all come home to eat. These cats have become a nuisance to Ms. Cellier's neighbors up the hill to her west. Ms. Cellier is in denial that her cats are a nuisance and she has refused by inaction of adjusting to keep the cats from running at large. By City ordinance definition, Ms. Cellier is the harbinger, caretaker and owner of the cats. Ms. Cellier was given a letter by Animal Control to comply with City ordinances or be issued citations. She has continued to drag her feet on compliance. She applied for a permit in the time frame but has failed to license the cats as of this date. I do not recommend that Ms. Cellier be issued a permit to keep the cats.

Case #'s

18-1935 Nuisance ~ Feral Cats
19-0647 Nuisance Complaint
19-1985 Letter of Compliance











City of Lansing Police Department



ANIMAL CONTROL

June 24, 2019

Dear Patricia Cellier,

In reference to our meeting on March 15, 2019 at 1245hrs, this letter is being presented to you to resolve the issue.

Due to the number of cats that have been in your care for the past 24 months, by City ordinance **Sec. 2-102 Definitions ~**

***Own or owning* shall mean to keep, maintain, harbor, shelter, manage, possess, control, sell, trade, buy or have a part interest.**

***Owner* shall mean the person who owns, keeps, harbors, shelters manages, controls or possesses an animal or specified animal. A parent or legal guardian shall be deemed to be an owner of an animal or specified animal owned or maintained by a minor in the parent's or guardian's charge.**

you are the owner of more than four unlicensed cats with no current rabies vaccinations on file with the City Animal Control. By harboring and maintaining these animals, you are in violation of the following City ordinances:

Sec. 2-301 Animal nuisances

Sec 2-302 Responsibility for removal of animal excrement

Sec 2-303 Animals running at large

Sec 2-501 Permit required for more than four animals

Sec. 2-507 Licensing; vaccination

You have 14 days from the date of this letter to comply with the above City ordinances. If you plan on keeping all the cats, you must apply for a special use permit, license and provide proof of current rabies for all. If you choose to keep four or less, licensing and current rabies vaccinations are required, but no special use permit is needed. The remainder of the cats must be removed from the City within 14 days.

If compliance is not met, citations will be issued.

COPY

Regards,
W. Burr/1548
Animal Control Officer
Lansing Police Department

Sec. 2-301. - Animal nuisances.**A. It shall be unlawful for any person to:**

1. Own any animal, including a dog or cat, in a residentially-zoned district, which by frequent or long continued noise shall disturb the comfort or repose of any person within the vicinity of such animal (see also noise ordinance 12-301); or
2. Own any animal, including a dog or cat, in a residentially-zoned district, which shall by the nature of their maintenance or by the numbers of the same shall create an offensive odor so as to be objectionable to surrounding residences; or
3. Own any dog or cat, in a residentially-zoned district, which is in heat, unless such animal is confined in a secure and sufficiently enclosed area; or
4. Own on their premises more than four (4) dogs, cats or other non-prohibited animals or combination of non-prohibited animals, ten (10) weeks in age or older, unless such premises is licensed as a commercial kennel or a Special Permit has been issued by the City as provided for in Article V of this chapter. The limit to four animals shall not include rodents, fish, and invertebrates.

Violation of this section shall be a municipal offense and upon conviction shall be punishable by a fine of \$90.00, plus applicable court costs, per offense.

Sec. 2-302. - Responsibility for removal of animal excrement.

- A. It shall be unlawful for any person to appear with an animal upon the public right-of-way, within public places or upon the property of another, absent that person's consent, without some means for removal of excrement that may be deposited by the animal.
- B. It shall be unlawful for any person who is an owner or possessor of an animal in their care to fail to remove any excrement deposited by the animal upon any public or private property, other than the property of the owner of the animal.
- C. The provisions of this section shall not apply to persons who have a physical disability or visual impairment, who are using service dogs, and can provide adequate documentation, upon demand of an animal control officer or law enforcement officer, that the service dog is an animal trained by an accredited institution which trains dogs for service work for the physically disabled or visually impaired.

Violation of this section shall be a municipal offense and upon conviction shall be punishable by a fine of \$90.00, plus applicable court costs, per offense. The Municipal Judge shall have no authority

to suspend the fine or any portion thereof.

Sec. 2-303. - Animals running at large; fines.

- A. It shall be unlawful for any person to own or keep a dog or cat or other animal which runs at large in the City. Knowledge or acquiescence by the owner or keeper is not an element of the offense.
- B. An animal shall not be deemed to be running at large if:
 - 1. The animal is firmly attached to a leash or chain under the physical control of its owner or keeper; or
 - 2. The animal is within a structure or within a fence enclosure with the permission of the owner or keeper of the structure or fence enclosure; or
 - 3. The animal has an operating electronic collar and is under the charge, care or control, of its owner or keeper who is operating an electronic pet containment system or electronic training system for the animal in the owner's back or side yard. Notwithstanding this subsection, all animals on or in the public right-of-way must be kept on a leash or chain under the physical control of its owner or keeper.
- C. Any animal on property without the permission of the property owner shall be deemed to be an animal at large and the owner of such animal shall be in violation of this section.
- D. Any cat that is on the property of its owner or keeper shall not be deemed to be running at large in the City.
- E. The provisions of this section shall not apply to persons who have a physical disability or visual impairment, who are using service dogs, and can provide adequate documentation, upon demand of an animal control officer or law enforcement officer, that the service dog is an animal trained by an accredited institution which trains dogs for service work for the physically disabled or visually impaired.
- F. Any person found guilty of a violation of this section shall be fined as follows: \$90.00 for the first offense within a twelve (12) month period; \$100.00 for the second offense within a twelve (12) month period; \$110.00 for the third offense within a twelve (12) month period; and \$160.00 for the fourth and subsequent offense(s) within a twelve (12) month period. The Municipal Judge shall have no authority to suspend the fine or any portion thereof established by this section. The fine shall be in addition to any applicable court costs or impoundment fees. The animal sheltering

facility having custody of the animal, if any, shall not release an animal to an owner if the owner has failed to pay a fine or has failed to appear in Municipal Court for the adjudication of a violation of this section.

Sec. 2-309. - Filing complaint; enforcement.

It is hereby made the duty of the animal control officer, or anyone having the authority of an animal control officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this chapter. Pursuant to Charter Ordinance No. 2-2008, and other lawful authority, the animal control officer is authorized to issue citations to the owner of and/or impound any dog, cat or other animal found in violation of the terms of this chapter. The Chief of Police may appoint persons to be known as animal control officers, whose duties it shall be to assist in the enforcement of this article as defined by K.S.A. 12-4113(j) and to work under the immediate supervision and direction of the Police Department.

Any person having personal knowledge of the violations of any of the provisions of this article may make a verified complaint of the facts showing a violation of this article before the Municipal Court Judge and upon the filing of such a complaint, the Municipal Court Judge may issue proper legal process to enforce the penalties provided herein

(Memo of 10-26-2017)

Sec. 2-314. - Penalty.

Unless otherwise specified herein, upon a first conviction for a violation of any section of this article, a defendant shall be fined \$90.00, plus applicable court costs. A second or subsequent violation of any section of this article shall be a municipal offense for which a mandatory court appearance is required, and shall be punishable by a fine of not less than \$110.00 nor more than \$500.00, plus applicable court costs, and/or imprisonment for not more than ten (10) days. Each consecutive day's violation shall constitute a separate punishable offense. Any costs associated with the impoundment of the animal shall be assessed against the convicted person and shall be in addition to any fines or other penalties imposed.

Sec. 2-501. - Permit required for more than four animals.

Any person or organization wishing to own, keep or harbor more than four dogs, cats or other non-prohibited animals or combination of non- prohibited animals at the same address or on the same premises shall be required to obtain a City permit for said ownership..

- A. An application for any permit required pursuant to this section shall be made to the City Clerk in writing and upon a form furnished by the City Clerk. Said application shall be verified by the person who desires to have, keep, maintain or have in his/her possession or under his/her control, in the City, the animals for which a permit is required, and shall set forth the following:
1. Name, address and telephone number of the applicant.
 2. The applicant's interest in such animals and justification why such number of animals should be allowed in the City.
 3. The proposed location, and the name, address, and telephone number of the owner of such location, and of the lessee, if any.
 4. The number and general description of all animals for which the permit is sought.
 5. Any information known to the applicant concerning vicious or dangerous propensities of all such animals.
 6. The housing arrangements for all such animals with particular details as to safety or structure, locks, fencing, etc.
 7. Safety precautions proposed to be taken.
 8. Noises or odors anticipated in the keeping of such animals.
 9. Prior history of incidents involving the public health or safety involving any of said animals.
 10. Proof of insurance to cover those who may be injured or killed by said animal.
 11. A statement, signed by the applicant, indemnifying the City and its agents and employees for any and all injuries that may result from said animal.
 12. Any additional information required by the Chief of Police or his/her designated representative at the time of filing such application or thereafter.

In addition, the applicant shall allow the Chief of Police or his designated

representative the ability to inspect the animals and/or property where the animals are to be kept.

- B. The fee for a permit application shall be \$25.00 per permit. The fee is nonrefundable. Said fee shall be payable to the City Clerk at the time of filing the permit application.
- C. Upon the submission of a fully and properly completed application for permit and fees, the City Clerk shall forward the permit application to the Governing Body. The matter shall be set for hearing on a regularly scheduled council meeting not later than 45 days after submission and acceptance of a fully and properly completed application for permit and the appropriate fees.
- D. No permit shall be granted except upon an explicit finding by the Governing Body of Lansing that the issuance of a permit will not be contrary to the public health, safety and general welfare. The Governing Body may consider, but is not limited to the following factors in making its determination: the possible impact on neighbors and the surrounding area; the possibility of harm to the general public; detriment to the health of the animal(s) or neighboring animals; public nuisance, sanitary or offensive conditions; the noises from the animals and possible odors; the number of animals; planning and zoning requirements; etc. The Governing Body may attach requirements and conditions to the issuance of the permit which the applicant will be required to comply with. The decision of the Governing Body is final.

Sec. 2-503. - Permit, term and renewal.

No permit required by this chapter shall be granted for a period in excess of one year. An application for renewal of any permit shall be made not less than 45 days prior to the expiration thereof, and shall be accompanied by a \$25.00 renewal fee.

Sec. 2-504. - Permit; inspections, investigations, and issuance of renewal.

Prior to the annual renewal of any permit issued hereunder and at least once, not more than six (6) months after the issuance of any such permit or after its renewal, the Chief of Police, animal control officer or a designated representative shall inspect the premises subject to such permit to determine whether the person to whom it has been issued is complying or continuing to comply with all of the conditions specified in this article. In addition, the officer or representative shall

investigate the past history of the permit holder to determine whether during the past permit period the permit holder was in compliance with all of the conditions specified in this article. The investigation may include a review of department records and interviews with the permit holder and neighbors. If the officer or representative determines during any such inspection and investigation that any of the conditions therein specified are being violated or have been noted during the past permit period, he/she shall recommend denial of a renewal of any such permit, and/or he/she shall recommend revocation of such permit in the event that such violation is not corrected within such period of time as she/he shall direct. Upon completion of the investigation and review process provided herein, the Chief of Police or his/her designated representative shall, in the case of a multiple animal permit, recommend to the City Clerk that the permit be renewed or that the renewal application be denied, and in the case of any other permit required pursuant to this chapter, either renew or deny the permit.

Sec. 2-505. - Permit; revocation and suspension.

The Chief of Police may, for good cause, revoke any permit or modify any terms or provisions thereof and may, in the event it is reasonably necessary to protect against an immediate threat or danger to the public health or safety, suspend any permit or portion thereof without hearing. Failure to comply with any of the provisions of this chapter shall be considered good cause for revocation or suspension of a permit.

Sec. 2-506. - Appeals; fee.

- A. Any person aggrieved by or dissatisfied with any of the decisions, rulings, actions or findings by the Chief of Police or his designated representative in regards to a denial, revocation or suspension of a permit may, within ten (10) days thereafter, file a written notice or statement of appeal from said decision, ruling, action or finding to the Lansing Governing Body.
- B. An administrative fee of \$10.00 shall be paid to the City Clerk and is required for each appeal to the Lansing Governing Body, and no appeal shall be set for hearing until such fee has been paid. No appeal shall be set for hearing if it is filed more than ten (10) days after said action, decision, ruling or findings of the Chief of Police or his designated representative from which the party is appealing.
- C. An appeal shall be scheduled for hearing within forty-five (45) days after the request and fees are received by the City Clerk.
- D. The filing of an appeal under this subsection shall not stay any action taken pursuant

to this chapter.

- E. The decision of the Governing Body to either affirm or reverse the determination previously made by the Chief of Police regarding the issuance of a permit shall be final.

Sec. 2-507. - Licensing; vaccination.

No person shall own or have custody of any dog or cat over four months of age unless such dog or cat is licensed as herein provided.

- A. Before a license will be issued, the animal owner must produce satisfactory evidence that the dog or cat has been vaccinated against rabies with either of the following:
 - 1. Killed tissue vaccine (also known as "one-year" vaccine) within the 12 months previous to the date of the issuance of the license.
 - 2. Modified live virus vaccine (also known as "three-year" vaccine) within the 36 months previous to the date of the issuance of the license.
- B. The license fee shall be \$15.00 for each dog or cat; however, if spayed or neutered the license fee shall be \$7.50 for each dog or cat.
- C. All licenses shall be valid from the date of issuance through the last day of the month containing the one-year anniversary of the date of issuance. The office of the Chief of Police is authorized to issue dog and cat licenses.
- D. Each person shall, upon purchase of the required license, cause such animal to wear a durable tag furnished by the police department for the particular animal for which the license is issued, and bearing the animal's assigned number. In case of the loss of any tag, the police department shall, upon presentation of the original receipt, issue a duplicate tag at no charge. No person shall place upon any animal a City-issued tag other than the one given for the particular animal for which it is issued.
- E. Failure of an owner or keeper of an animal required to be registered pursuant to this chapter to either:
 - 1. Procure and maintain current rabies vaccination(s) on said animal; and/or
 - 2. Purchase the annual City license for said animal, shall be a municipal offense and, upon conviction, shall be punishable by a fine of \$90.00, plus applicable court costs.

Sec. 2-508. - Violations and penalties.

Unless otherwise stated herein, the failure to obtain any permit required pursuant to this article shall be a municipal violation for which a mandatory court appearance shall be required. Upon

conviction in the Municipal Court, a defendant shall be fined not less than \$200.00 nor more than \$1,000.00, plus applicable court costs, per offense. In addition to the fine imposed, the Court may sentence the defendant to imprisonment in the county jail for a period not to exceed 30 days. In addition, the Court shall order the registration (if any) of the subject animal revoked and the animal removed from the City. Should the defendant refuse to remove the animal from the City, the Municipal Court Judge shall find the defendant owner in contempt and order the immediate confiscation and impoundment of the animal.



INCIDENT REPORT

LANSING POLICE DEPARTMENT

800 1ST Terrace
Lansing, KS 66043
PH. 913-727-3000

Case #:
18-1935

Nature of Incident #:

Feral Cats

Location of Incident:

512 Forestglen Ln, Lansing

Officer & Badge #:

Burr/1548

Occurred Date & Time (MM/DD/YYYY - 0000)

07/23/18@1557

Reported Date & Time (MM/DD/YYYY - 0000)

07/30/18@1015

Code	Name (L, F, M)	DOB	Race	Sex	Address, City, St	Tel.
RP	Henry, Lela M	03/22/1949	B	F	512 Forestglen Ln, Lansing	913.727.2240
S	Cellier, Patricia Louise	12/26/1946	W	F	315 Fawn Valley Ct, Lansing	Unknown

NARRATIVE

On 07/23/18 at approximately 1557hrs, Ms. Henry left a voicemail concerning the feral cats in her yard and her neighbors abandoned vehicle that the cats use as shelter.

On 07/30/18 at approximately 1015hrs, I made contact with Henry at her residence. She explained that she never minded the occasional cat in the area, but now some feral cats have tried to enter her residence through the open garage door. She advised that she is allergic to cats and the feral cats have begun to sleep under her back porch during the day. She believes the cats are coming up the hill from Fawn Valley Drive. She is aware of a neighbor who feeds the feral cats in the area.

I explained to Henry the course of action Animal Control has implemented to combat the feral cat population. I realized that her issue wouldn't be prevented by the program and I offered her some preventive measures to possibly set up a buffer zone between her and the cats. I advised her that I would speak with the neighbor on Fawn Valley to work out a solution to keep the cats from venturing up the hill to Henry's yard. Code enforcement arrived on scene to address the issue of the abandoned vehicle at 510 Forestglen Lane.

I cleared from Forestglen and made contact with Patricia Cellier at 315 Fawn Valley Court. I advised Cellier of Ms. Henry's complaint. Cellier advised that she feeds approximately 9 cats and a couple of older kittens. She stated that all the cats have been spayed or neutered and the kittens will be done when they come of age. I thanked her for taking it upon herself to take care of these cats. I advised Cellier that she needed to help resolve the problem since she was the caretaker. I suggested that she maybe back off on the food she is feeding to make the cats hungrier between feedings. Allow the cats to hunt for a few meals and not spend the day sleeping under the neighbor's porch. She advised she would take steps to try to prevent the cats from hanging out on Ms. Henry's property.

Officer:	Date:	Reviewed By:	Review Date:
Codes:	V-Victim RP-Reporting/ Responsible Party	W-Witness DI-Discovered Incident	S-Subject AP-Attending Physician P-Parent AO-Animal Owner



Lansing Police Department
800 1st Terrace
Lansing, Kansas 66043

Incident/Investigation Report

<input type="checkbox"/> Attempted <input type="checkbox"/> Completed		Case # 19-0647		
Nature of Incident/Investigation: Animal Nuisance		Location of Incident/Investigation (Address, City, Zip): 515 Fawn Valley Ct, Lansing 66043		
Date & Time Occurred: 02/26/19 ~ Ongoing	Date of Report: 02/27/19	Time Reported: 1630	Time Arrived: 1115	Time Cleared: 1256

CODES: V-Victim O-Owner RP-Reporting Party W-Witness S-Subject P-Parent AO-Animal Owner JV-Juvenile Victim JS-Juvenile Subject

Subj. #: 1	Name (L, F, M): Henry, Lela Mae	Date of Birth: 03/22/1949	Race: B	Sex: F	Driver's License/ID No. & ST: K00204976/KS
Subj. Code: RP	Address, City, Zip: 512 Forestglen Ln, Lansing 66043				Tel (Home): 913-727-2240
Employer:		Address, City, Zip:			Tel. (Work):
Veh. Year:	Veh. Make:	Veh. Mod:	Veh. Style:	Veh. Color:	Lic. St.: Lic. No.: V.I.N.:

Subj. #: 2	Name (L, F, M): Cellier, Patricia Louise	Date of Birth: 12/26/1946	Race: W	Sex: F	Driver's License/ID No. & ST: K00306550/KS
Subj. Code: AO	Address, City, Zip: 515 Fawn Valley Ct, Lansing 66043				Tel (Home):
Employer:		Address, City, Zip:			Tel. (Work):
Veh. Year:	Veh. Make:	Veh. Mod:	Veh. Style:	Veh. Color:	Lic. St.: Lic. No.: V.I.N.:

Subj. #: 3	Name (L, F, M): Bazil, Derald Reese	Date of Birth: 09/06/1956	Race: W	Sex: M	Driver's License/ID No. & ST: K01215940/KS
Subj. Code: AO	Address, City, Zip: 315 Fawn Valley Ct, Lansing 66043				Tel (Home):
Employer:		Address, City, Zip:			Tel. (Work):
Veh. Year:	Veh. Make:	Veh. Mod:	Veh. Style:	Veh. Color:	Lic. St.: Lic. No.: V.I.N.:

Subj. #:	Name (L, F, M):	Date of Birth:	Race:	Sex:	Driver's License/ID No. & ST:
Subj. Code:	Address, City, Zip:				Tel (Home):
Employer:		Address, City, Zip:			Tel. (Work):
Veh. Year:	Veh. Make:	Veh. Mod:	Veh. Style:	Veh. Color:	Lic. St.: Lic. No.: V.I.N.:

NON-EVIDENTIARY PROPERTY USE ONLY – NON-EVIDENTIARY PROPERTY USE ONLY – NON-EVIDENTIARY PROPERTY USE ONLY							
PROPERTY	Status	Description	QTY	WGT	Type	Value	Disposition

Status Codes: L-Lost F-Found Z-Seized R-Recovered
Dispo Codes: D-Destroyed P-Protective Custody RO-Returned to Owner OJ – Other Jurisdiction

Officer: W. Burr/1548	Date: 02/27/19	Reviewed By:	Review Date:
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Lansing Police Department
800 1st Terrace
Lansing, Kansas 66043

Incident/Investigation Report

**THE INFORMATION BELOW IS CONFIDENTIAL
FOR USE BY AUTHORIZED PERSONNEL ONLY**

(The information below is part of an investigation and may not be open public record)

Case #: 19-0647

On 02/26/19 at approximately 1630hrs, I received a phone complaint from Lela Henry in reference to her neighbor's cats continuously running at large on her property at 512 Forestglen Lane.

Henry advised that the problem has continued on and off since she last spoke with me in July 2018. (See 18-1935) The cats defecate in her yard and lounge on her back deck several times a week. She advised at times she has counted 5-7 cats on her property at one time.

I advised Henry that I would speak with Patricia Cellier, the cat caretaker and give her a verbal warning that Cellier has to rectify the situation.

On 02/27/19 at approximately 1115hrs, I contacted Cellier and her partner, Derald Bazil, in person. I advised both parties that the 11 feral cats they maintain by providing food and outdoor shelter have become a nuisance. Cellier and Bazil were advised that technically they were the owner's of the cats and in violation of several ordinances. I told them that I would give them some time to find homes for at least 7 cats and I would be back in 2 weeks to see what progress had been made.

After speaking with Cellier, I spoke with Henry at her residence. I advised her of the conversation I had with Cellier and Bazil. I gave Henry a voluntary statement to fill out and advised her to drop it off with her photos at the station.

COPY

Officer: W. Burr/1548	Date: 02/27/19	Reviewed By:	Review Date:
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**City of Lansing
Police Department**



August 6, 2019

Dear Lela & Curtis,

This letter is to inform you that your neighbor, Patricia Cellier, has applied for a permit to own more than 4 animals in the City of Lansing. Patricia Cellier is in possession of 9 outdoor cats on the property. The inspection for their permit has been completed.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,

W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



City of Lansing Police Department



August 6, 2019

Dear Ross & Doreen Lewis,

This letter is to inform you that your neighbor, Patricia Cellier, has applied for a permit to own more than 4 animals in the City of Lansing. Patricia Cellier is in possession of 9 outdoor cats on the property. The inspection for their permit has been completed.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,

A handwritten signature in black ink, appearing to be "W. Burr".

W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



**City of Lansing
Police Department**



August 6, 2019

Dear Stephen & Becky,

This letter is to inform you that your neighbor, Patricia Cellier, has applied for a permit to own more than 4 animals in the City of Lansing. Patricia Cellier is in possession of 9 outdoor cats on the property. The inspection for their permit has been completed.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,

W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



**City of Lansing
Police Department**



August 6, 2019

Dear Anthony & Angela Goff,

This letter is to inform you that your neighbor, Patricia Cellier, has applied for a permit to own more than 4 animals in the City of Lansing. Patricia Cellier is in possession of 9 outdoor cats on the property. The inspection for their permit has been completed.

You are welcome to attend the Lansing City Council Meeting being held on August 15, 2019 at 7:00pm. At that time, the Lansing City Council will be addressing any concerns or complaints regarding this permit application.

Respectfully,



W. Burr #1548
Animal Control Officer
Lansing Police Department

COPY



CITY OF LANSING

ANIMAL PERMIT APPLICATION

Applicant Name: Patricia Cellier "Tisha"
Address: 315 Fawn Valley St. - Lansing KS. 66043
Street City State Zip Code
Proposed Location (if different): N/A
Street City State Zip Code
Mailing Address (if different): N/A
Street City State Zip Code
Telephone (Day): (913) 724-3965 Telephone (Evening): (913) 727-3965 Email: patricia.cellier@yahoo.com
Property Owner Name: Patricia Cellier / David Cellier Property Owner Telephone: (913) 727-3965
Property Owner Address: 315 Fawn Valley St. Lansing KS 66043
Street City State Zip Code
Number of Each Type of Animal: 9 ferals
General Description of Each Animal: Black, Tan, white - Calico
* descriptions attached - Proof copies of Rabies vaccinations + spade/venter tag.
Noises or Odors Anticipated: N/A

Housing Arrangements for All Such Animals including Safety or Structure, Locks, Fencing, etc.: Homes set up as condos - straw in winter - fence but ferals - food & water provided besides their hunting - I and other neighbors
Interest in Such Animal(s): N/A
Any Information Regarding Vicious or Dangerous Propensities of All Such Animals: N/A

Safety Precautions to be Taken: ferals
Prior Incidents Involving Public Health or Safety: Involving cat "pop" on cement - Has since discovered it was a raccoon (witnessed by husband)

LICENSE INFORMATION
Type of License: ☒ More than 4 Animals (\$25.00) Cash \$25.00 ☐ Other (\$25.00) **PAID**
Renewal: ☐ Yes ☒ No
JUL 8 8 2019

I declare under penalty of false statement that, to the best of my knowledge and belief, the statements made herein are true and correct.

Signature: Patricia Cellier Per: AN Date: 7/8/2019

No license shall be issued until the applicant or premise complies with all codes and ordinances of the City of Lansing. The Police Department may also review this application and schedule an inspection prior to license approval.

FOR OFFICIAL USE ONLY:

Application Received By: _____ Signature _____ Date _____
Cost: _____ License Period: _____
Amount Received: _____ ☐ Cash ☐ Check ☐ Credit
Additional Information Required: ☐ Copy of Insurance
☐ Indemnity Statement ☐ Vaccination Information
☐ Spay/Neuter Information ☐ Identification Photographs
Inspection Scheduled: _____
Police Signature: _____
Council Meeting Date: _____ ☐ Approved ☐ Denied

July 8, 2019

Wendy,

Attached with the Animal Permit Application are copies of proof of rabies shots and spade/neutering for each feral and the application fee of \$25.00.

Two are due for rabies vaccinations August 27, 2019, five are due for rabies vaccinations January 21, 2020 and two were updated Saturday, July 6, 2019.

Neighbors said they would each adopt four apiece. I however, ~~think~~ think it is more suitable to get a permit for them and comply with our Lansing ordinances.

If you have any questions or need more information, please give me a call at (913) 727-3965. I thank you for your time and consideration. Thank you for working with us on this matter. We really appreciate your assistance and care.

Sincerely,



Trisha Cellier

CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 07-06-19
Next Rabies Vaccination On: 07-05-20

Certificate No: 2925
Previous Rabies Vaccination:

VETERINARY CLINIC
Humane Society of Greater Kansas City
5445 Parallel Parkway
Kansas City, KS 66104
913-596-1000

OWNER OF ANIMAL
PATRICIA CELLIER
315 FAWN VALLEY ST
Kansas City, KS 66043
County:

This is to certify...

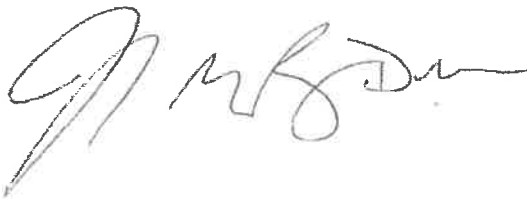
THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Snookie
SPECIES: Feline
SEX: ♂

TAG NO: 138557
WEIGHT: 0.00
AGE: 24 months

Color and markings... Calico



Signed _____

Cynthia Goldston

License: 7845

Vaccinations done...

07-06-19 CM Feline Rabies 1 year, #138557 07-05-20

Rabies Vaccine Information...

MFG BY: PFZER
LOT EXP: 7/28/20

SER.NO: 347471
ADM: SQ

CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 07-06-19
Next Rabies Vaccination On: 07-05-20

Certificate No: 2924
Previous Rabies Vaccination:

VETERINARY CLINIC

Humane Society of Greater Kansas City
5445 Parallel Parkway
Kansas City, KS 66104
913-596-1000

OWNER OF ANIMAL

PATRICIA CELLIER
315 FAWN VALLEY ST
Kansas City, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Bella
SPECIES: Feline
SEX: ♀

TAG NO: 138561
WEIGHT: 0.00
AGE: 24 months

Color and markings... Black & White



Signed _____

Cynthia Goldston

License: 7845

Vaccinations done...

07-06-19 CM Feline Rabies 1 year, #138561 07-05-20

Rabies Vaccine Information...

MFG BY: PFZER
LOT EXP: 7/28/20

SER.NO: 347471
ADM: SQ

CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 08-27-18
Next Rabies Vaccination On: 08-27-19

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Tina
SPECIES: Feline
SEX: S

TAG NO: -
WEIGHT: 4.50
AGE: 17 weeks

Color and markings... Black and White

Signed _____

G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

Vaccinations done...

08-27-18 RH Rabies Vaccination - 1yr., #- 08-27-19

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 270782
ADM: Sq



CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 08-27-18
Next Rabies Vaccination On: 08-27-19

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Sammy
SPECIES: Feline
SEX: N

TAG NO: -
WEIGHT: 4.50
AGE: 17 weeks

Color and markings... White and Black

Signed _____

G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

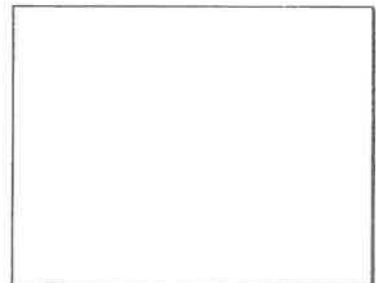
Vaccinations done...

08-27-18 RH Rabies Vaccination - 1yr., #- 08-27-19

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 270782
ADM: Sq



CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 01-21-19
Next Rabies Vaccination On: 01-21-20

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Munchkin
SPECIES: Feline
SEX: N

TAG NO: -
WEIGHT: 0.00
AGE: 6 months

Color and markings... Tan, Black and White

Signed G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

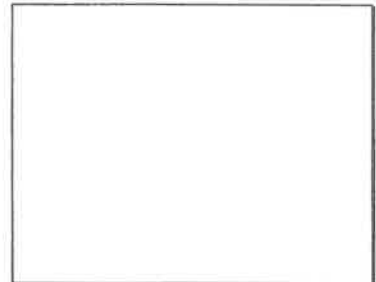
Vaccinations done...

01-21-19 RH Rabies Vaccination - 1yr., # 01-21-20

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 282276A
ADM: Sq



CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 01-21-19
Next Rabies Vaccination On: 01-21-20

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Mittens
SPECIES: Feline
SEX: N

TAG NO: -
WEIGHT: 0.00
AGE: 6 months

Color and markings... Black and White

Signed G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

Vaccinations done...

01-21-19 RH Rabies Vaccination - 1yr., # 01-21-20

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 282276A
ADM: Sq



CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 01-21-19
Next Rabies Vaccination On: 01-21-20

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Kit Kat
SPECIES: Feline
SEX: N

TAG NO: -
WEIGHT: 0.00
AGE: 6 months

Color and markings... Tan, Black and White

Signed

G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

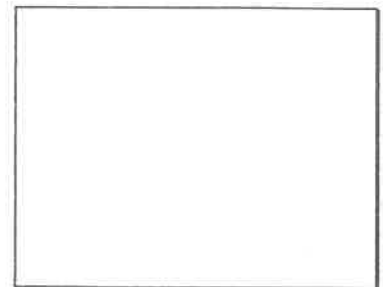
Vaccinations done...

01-21-19 RH Rabies Vaccination - 1yr., #- 01-21-20

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 282276A
ADM: Sq



CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 01-21-19
Next Rabies Vaccination On: 01-21-20

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Gizmo
SPECIES: Feline
SEX: N

TAG NO: -
WEIGHT: 0.00
AGE: 6 months

Color and markings... Tan, Black and White

Signed

G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

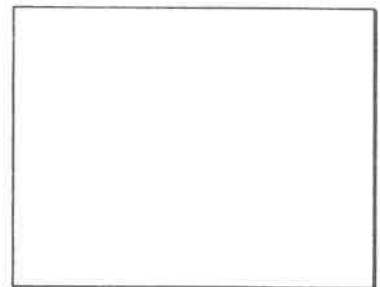
Vaccinations done...

01-21-19 RH Rabies Vaccination - 1yr., #- 01-21-20

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 282276A
ADM: Sq



CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 01-21-19
Next Rabies Vaccination On: 01-21-20

Certificate No: 0
Previous Rabies Vaccination:

VETERINARY CLINIC
Hope Inc.
728 Cherokee
Leavenworth, KS 66048
913-651-6761

OWNER OF ANIMAL
Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
County:

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.

Patient information...

PATIENT: Chloe
SPECIES: Feline
SEX: S

TAG NO: -
WEIGHT: 0.00
AGE: 3 years

Color and markings... Black and White

Signed G. Randy Hamilton DVM

Randy Hamilton D.V.M

License: 5285

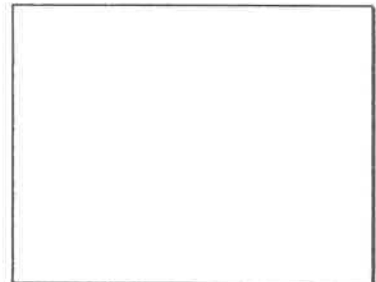
Vaccinations done...

01-21-19 RH Rabies Vaccination - 1yr., #- 01-21-20

Rabies Vaccine Information...

MFG BY: ZOE
LOT EXP: 6-12-19

SER.NO: 282276A
ADM: Sq



INVOICE

Humane Society of Greater Kansas City

5445 Parallel Parkway
Kansas City, KS 66104
913-596-1000

Thank You for Helping Stop the Overpopulation of Unwanted Pets: Spay & Neuter

FOR: PATRICIA CELLIER
315 FAWN VALLEY ST
Kansas City, KS 66043

Printed: 07-06-19 at 11:32a
Date: 07-06-19
Account: 57417
Invoice: 208430

Date	For	Qty	Description	Price	Discount	Net Price
07-06-19	Bella	1	Feline Rabies 1 year			15.00
07-06-19		1	Physical Exam - Wellness Day			10.00
07-06-19		1	Charity Care Pet Program Subsidy	0.00	10.00	-10.00 **
07-06-19	Snookie	1	Physical Exam - Wellness Day			10.00
07-06-19		1	Feline Rabies 1 year			15.00
07-06-19		1	Charity Care Pet Program Subsidy	0.00	10.00	-10.00 **
07-06-19			Cash payment			-30.00
<hr/>						
Old balance		Charges	Payments	Discount	New balance	
0.00		30.00	30.00	20.00 **	0.00	

Your invoice total reflects our **Regular** discount.

INVOICE

Hope Inc.

728 Cherokee
Leavenworth, KS 66048
913-651-6761

Help Over-Population of Pets Economically

FOR: Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
(913) 775-1359

Printed: 01-21-19 at 1:13p
Date: 01-21-19
Account: 5042
Invoice: 21524

Date	For	Qty	Description	Price	Discount	Price
Services by Randy Hamilton D.V.M						
01-21-19	Chloe	1	Pre-Surgical Exam			0.00
01-21-19		1	Ovariohysterectomy, Feline	65.00	32.50	32.50 **
01-21-19		1	Rabies Vaccination - 1yr.			10.00
01-21-19		1	LAWS COUPON	0.00	32.50	-32.50 **
01-21-19	Gizmo	1	Pre-Surgical Exam			0.00
01-21-19		1	Rabies Vaccination - 1yr.			10.00
01-21-19		1	Castration, Feline	55.00	30.00	25.00 **
01-21-19		1	LAWS COUPON	0.00	25.00	-25.00 **
01-21-19	Kit Kat	1	Pre-Surgical Exam			0.00
01-21-19		1	Rabies Vaccination - 1yr.			10.00
01-21-19		1	Castration, Feline	55.00	30.00	25.00 **
01-21-19		1	LAWS COUPON	0.00	25.00	-25.00 **
01-21-19	Mittens	1	Pre-Surgical Exam			0.00
01-21-19		1	Rabies Vaccination - 1yr.			10.00
01-21-19		1	Castration, Feline	55.00	30.00	25.00 **
01-21-19		1	LAWS COUPON	0.00	25.00	-25.00 **
01-21-19	Munchkin	1	Pre-Surgical Exam			0.00
01-21-19		1	Rabies Vaccination - 1yr.			10.00
01-21-19		1	Castration, Feline	55.00	30.00	25.00 **
01-21-19		1	LAWS COUPON	0.00	25.00	-25.00 **

Total charges, this invoice... 50.00

**Total discount included: 285.00

Your old balance... 0.00

Total payment(s) received... 50.00

01-21-19 HOPE, Inc 50.00

Your new balance... 0.00

Your invoice total reflects our **Good Clients** discount.

Reminders for: Munchkin		Last done
01-21-20	Feline Rabies Vaccination	01-21-19
Reminders for: Mittens		Last done
01-21-20	Feline Rabies Vaccination	01-21-19
Reminders for: Kit Kat		Last done
01-21-20	Feline Rabies Vaccination	01-21-19
Reminders for: Gizmo		Last done
01-21-20	Feline Rabies Vaccination	01-21-19
Reminders for: Chloe		Last done
01-21-20	Feline Rabies Vaccination	01-21-19

Hope Inc.

728 Cherokee
Leavenworth, KS 66048
913-651-6761

INVOICE

*Snookie
+ Bella
Ovariohysterectomy
Nov, 2017
other adopted*

Help Over-Population of Pets Economically

FOR: Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
(913) 775-1359

Printed: 11-21-17 at 12:11p
Date: 11-21-17
Account: 5042
Invoice: 19301

Date	For	Qty	Description	Price	Discount	Price
Services by Randy Hamilton D.V.M						
11-21-17	1	1	Pre-Surgical Exam			0.00
11-21-17		1	Castration, Feline	55.00	30.00	25.00 **
11-21-17		1	LAWS COUPON	0.00	25.00	-25.00 **
11-21-17		1	Rabies Vaccination - 1yr.			10.00
11-21-17		0.40	KBD 1:1:1			0.00
11-21-17	2	1	Pre-Surgical Exam			0.00
11-21-17		1	Ovariohysterectomy, Feline	65.00	32.50	32.50 **
11-21-17		1	LAWS COUPON	0.00	32.50	-32.50 **
11-21-17		1	Rabies Vaccination - 1yr.			10.00
11-21-17		0.40	KBD 1:1:1			0.00
11-21-17	3	1	Pre-Surgical Exam			0.00
11-21-17		1	Ovariohysterectomy, Feline	65.00	32.50	32.50 **
11-21-17		1	LAWS COUPON	0.00	32.50	-32.50 **
11-21-17		1	Rabies Vaccination - 1yr.			10.00
11-21-17		0.40	KBD 1:1:1			0.00
11-21-17	4	1	Pre-Surgical Exam			0.00
11-21-17		1	Castration, Feline	55.00	30.00	25.00 **
11-21-17		1	LAWS COUPON	0.00	25.00	-25.00 **
11-21-17		1	Rabies Vaccination - 1yr.			10.00
11-21-17		0.40	KBD 1:1:1			0.00
11-21-17	5	1	Pre-Surgical Exam			0.00
11-21-17		1	Castration, Feline	55.00	30.00	25.00 **
11-21-17		1	LAWS COUPON	0.00	25.00	-25.00 **
11-21-17		0.50	KBD 1:1:1			0.00
11-21-17		1	Rabies Vaccination - 1yr.			10.00
11-21-17	6	1	Pre-Surgical Exam			0.00
11-21-17		1	Ovariohysterectomy, Feline	65.00	32.50	32.50 **
11-21-17		1	LAWS COUPON	0.00	32.50	-32.50 **
11-21-17		1	Rabies Vaccination - 1yr.			10.00
11-21-17		0.40	KBD 1:1:1			0.00

*60 month
7 to yard
to yard
at 222
right 222
3 miles*

11-21-17		1 Pre-Surgical Exam			0.00
11-21-17		1 Ovariohysterectomy, Feline	65.00	32.50	32.50 **
11-21-17		1 LAWS COUPON	0.00	32.50	-32.50 **
11-21-17		1 Rabies Vaccination - 1yr.			10.00
11-21-17		0.40 KBD 1:1:1			0.00
11-21-17	8	1 Pre-Surgical Exam			0.00
11-21-17		1 Ovariohysterectomy, Feline	65.00	32.50	32.50 **
11-21-17		1 LAWS COUPON	0.00	32.50	-32.50 **
11-21-17		1 Rabies Vaccination - 1yr.			10.00
11-21-17		0.40 KBD 1:1:1			0.00

Total charges, this invoice... 80.00

**Total discount included: 490.00

Your old balance... 0.00

Total payment(s) received... 80.00

11-21-17 HOPE, Inc 80.00

Your new balance... 0.00

Your invoice total reflects our **Good Clients** discount.

Reminders for: 8 (Weight: 4.5 lbs -)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 7 (Weight: 4.5 lbs -)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 6 (Weight: 8.0 lbs -)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 5 (Weight: 11.0 lbs -)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 4 (Weight: 4.0 lbs -)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 3		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 2 (Weight: 5.0 lbs -)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17
Reminders for: 1 (Weight: 4.5 lbs - 4y)		Last done
11-21-18	Feline Rabies Vaccination	11-21-17

pd

INVOICE

Hope Inc.

728 Cherokee
Leavenworth, KS 66048
913-651-6761

Help Over-Population of Pets Economically

FOR: Trisha Cellier
315 Fawn Valley St
Lansing, KS 66043
(913) 775-1359



Printed: 08-27-18 at 10:20a
Date: 08-27-18
Account: 5042
Invoice: 20769

Date	For	Qty	Description	Price	Discount	Price
Services by Randy Hamilton D.V.M						
08-27-18	Sammy	1	Pre-Surgical Exam			0.00
08-27-18		1	Castration, Feline	55.00	30.00	25.00 **
08-27-18		1	LAWS COUPON	0.00	25.00	-25.00 **
08-27-18		1	Rabies Vaccination - 1yr.			10.00
08-27-18	Tina	1	Pre-Surgical Exam			0.00
08-27-18		1	Ovariohysterectomy, Feline	65.00	32.50	32.50 **
08-27-18		1	LAWS COUPON	0.00	32.50	-32.50 **
08-27-18		1	Rabies Vaccination - 1yr.			10.00
Total charges, this invoice...						20.00
**Total discount included: 120.00						
Your old balance...						0.00
Total payment(s) received...						20.00
08-27-18 HOPE, Inc						20.00
Your new balance...						0.00

Your invoice total reflects our **Good Clients** discount.

Reminders for: Tina (Weight: 4.5 lbs - 17w)		Last done
08-27-19	Feline Rabies Vaccination	08-27-18
Reminders for: Sammy (Weight: 4.5 lbs - 17w)		Last done
08-27-19	Feline Rabies Vaccination	08-27-18

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Elizabeth Sanford, Finance Director 
DATE: August 6, 2019
SUBJECT: Ordinance No. 1025 – Standard Traffic Ordinance Adoption

Ordinance No. 1025 adopts the 2019 Standard Traffic Ordinance for Kansas, 47th 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. 1025 adopting the “2019 Standard Traffic Ordinance for Kansas Cities, 47th Edition.”

AGENDA ITEM #

6

ORDINANCE NO. 1025

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, 47th Edition of 2019, with certain omissions, changes and additions; prescribing additional regulations; providing certain penalties and repealing Ordinance No. 1005 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, 47th Edition of 2019, 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. 1025," 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	
South 2nd 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 2nd 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
147th Street	4-H Road to South City Limits	40 mph
155th 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 8th 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 147th Street	35 mph
McIntyre Road	South Main to East City Limits	25 mph
Ridge Drive	147th 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), (c), (d), and (e), 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. 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.

D. 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.

E. Notwithstanding the provisions of subsection (a), persons engaged in agricultural purposes may operate an all-terrain vehicle on a federal highway or state highway and within the corporate limits of the city under the following conditions:

1. The operator of the all-terrain vehicle must be a licensed driver and be operating within the restrictions of the operator's license;
2. The federal highway or state highway must have a posted speed limit of 65 miles per hour or less;
3. The operator of the all-terrain vehicle must operate the all-terrain vehicle as near to the right side of the roadway as practicable, except when making or preparing to make a left turn; and
4. The purpose of the trip using the all-terrain vehicle must be for agricultural purposes.

F. 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.

G. Any person operating an all-terrain vehicle pursuant to (b), (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. 8-15,100)

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. 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.

C. 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.

D. 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.

E. Notwithstanding the provisions of subsection (a), persons engaged in agricultural purposes may operate a work-site utility vehicle on a federal highway or state highway and within the corporate limits of the city under the following conditions:

1. The operator of the work-site utility vehicle must be a licensed driver and be operating within the restrictions of the operator's license;
2. The federal highway or state highway must have a posted speed limit of 65 miles per hour or less;
3. The operator of the work-site utility vehicle must operate the work-site utility vehicle as near to the right side of the roadway as practicable, except when making or preparing to make a left turn; and
4. The purpose of the trip using the work-site utility vehicle must be for agricultural purposes.

F. 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.

G. Any person operating a work-site utility vehicle pursuant to (b), (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 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 a 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. 1005, 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 15th day of August, 2019.

{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. 1025: 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. 1025 Summary:



On August 15, 2019, the City of Lansing, Kansas, adopted Ordinance No. 1025, incorporating by reference the Standard Traffic Ordinance known as the Standard Traffic Ordinance for Kansas Cities, 47th Edition of 2019 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.lansingks.org. 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

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Elizabeth Sanford, Finance Director 
DATE: August 6, 2019
SUBJECT: Ordinance No. 1026 – Uniform Public Offense Code Adoption

Ordinance No. 1026 adopts the 2019 Edition of the Uniform Public Offense Code for Kansas Cities, 35th 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. 1026 adopting the “2019 Uniform Public Offense Code for Kansas Cities, 35th Edition.”

AGENDA ITEM #

7

ORDINANCE NO. 1026

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," 35th Edition of 2019 and repealing Ordinance No. 1006 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," 35th Edition of 2019, 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. 1026," 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. MODIFICATIONS.

Article 5: Section 5.7 of said Uniform Public Offense Code, relating to selling/giving/furnishing tobacco products to a minor, is hereby declared to be and is omitted and deleted.

Article 6: Section 6.8 of said Uniform Public Offense Code, relating to criminal littering, is hereby amended to read as follows:

Criminal Littering

(a) Criminal littering is recklessly depositing or causing to be deposited any object or substance into, upon or about:

(1) Any public street, highway, alley, road, right-of-way, park or other public place, or any lake, stream, watercourse, or other body of water, except by direction of some public officer or employee authorized by law to direct or permit such acts; or

(2) Any private property without the consent of the owner or occupant of such property.

(b) Criminal littering is an unclassified offense punishable:

- (1) Upon a first conviction by a fine of not less than \$250 nor more than \$1,000;
 - (2) Upon a second conviction by a fine of not less than \$1,000 nor more than \$2,000;
- and
- (3) Upon a third or subsequent conviction by a fine of not less than \$2,000 nor more than \$4,000.

(c) The provisions of Standard Traffic Ordinance Section 112.1, Littering from a motor vehicle, are excepted from the application of this section.

Article 9: Section 9.9.3 of said Uniform Public Offense Code, relating to unlawful distribution of controlled substances, is hereby declared to be and is omitted and deleted.

Article 9: Section 9.9.4 of said Uniform Public Offense Code, relating to unlawful possession of controlled substances, is hereby declared to be and is omitted and deleted.

Article 9: Section 9.9.5 of said Uniform Public Offense Code, relating to unlawful possession of a simulated controlled substance, is hereby declared to be and is omitted and deleted.

Article 9: Section 9.9.6 of said Uniform Public Offense Code, relating to distribution of a non-controlled substance, is hereby declared to be and is omitted and deleted.

Article 10: Section 10.4 of said Uniform Public Offense Code, relating to failure to register explosives, is hereby amended to read as follows:

Failure to Register Explosives.

(a) Failure to register explosives is, with no requirement of a culpable mental state, the omission by:

- (1) The seller of any explosive or detonating substance, to keep a register of every sale or other disposition of such explosives made by the seller as required by this section; or

- (2) any person to whom delivery of any quantity of explosive or other detonating substance is made, to acknowledge the receipt thereof by signing the person's name in the register provided in subsection (c) on the page where the record of such delivery is entered.

(b) Failure to register explosives as defined in:

(1) Subsection (a)(1) is a Class B nonperson violation; and

(2) subsection (a)(2) is a Class C violation.

(c) The register of sales required by subsection (a)(1) shall contain the date of the sale or other disposition, the name, address, age and occupation of the person to whom the explosive is sold or delivered, the kind and amount of explosive delivered, the place at which it is to be used and for what purpose it is to be used. Such register and record of sale or other disposition shall be open for inspection by any law enforcement officer, mine inspector or fire marshal of this state for a period of not less than one year after the sale or other disposition.

(d) The provisions of this section:

(1) shall not be applicable to the sale or other disposition of fireworks as authorized by Chapter 7, Article V, of the Code of the City of Lansing, Kansas, 2018, and any and all subsequent recodifications thereof; and

(2) shall not impose upon the seller of such fireworks any additional requirements beyond those already mandated by Chapter 7, Article V, of the Code of the City of Lansing, Kansas, 2018, (and any and all subsequent recodifications thereof) or by the laws and regulations of the State of Kansas.
(K.S.A. 21-6311)

Article 11: Section 11.15 of said Uniform Public Offense Code, relating to permitting a dangerous animal to be at large, is hereby declared to be and is omitted and deleted.

SECTION 3. REPEAL.

Ordinance No. 1006 is hereby repealed and all other ordinances and parts of ordinances of the City of Lansing in conflict herewith are hereby repealed.

SECTION 4. 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 15th day of August, 2019.

{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. 1026: 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. 1026 Summary:



On August 15, 2019, the City of Lansing, Kansas, adopted Ordinance No. 1026, incorporating by reference the Uniform Public Offense Code officially known as the Uniform Public Offense Code for Kansas Cities, 35th Edition of 2019 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.lansingks.org. 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: _____, 2019.

Catalina Thompson, City Prosecutor

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Sarah Bodensteiner, City Clerk 
DATE: August 8, 2019
SUBJECT: Ordinance No. 1027 – Fine, Bond, Court Fees & Costs Established by the Municipal Court Judge

Ordinance No. 1027 establishes the fine, bond, court fees & costs schedules set by the Municipal Court Judge. Attachments A & B summarize these schedules. K.S.A. 12-4305 requires adoption of these schedules by ordinance to implement any changes.

Attachment A Changes:

- The League of Kansas Municipalities added many new sections to both the STO and UPOC books this year, so those violations and their corresponding fines were added to the fine schedule.

Attachment B Changes:

- Amends the reference to the state statute ordering courts to collect KBI testing fees in cases where evidence has been tested by the forensics lab.

Action: Staff recommends a motion to adopt Ordinance No. 1027.

AGENDA ITEM #

8

ORDINANCE NO. 1027

**AN ORDINANCE OF THE CITY OF LANSING, KANSAS
CONCERNING THE FINE AND BOND SCHEDULE ESTABLISHED
BY THE MUNICIPAL COURT JUDGE.**

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

Section 1. That the governing body of the City of Lansing hereby approves the attached fine and bond schedules established by the Municipal Court Judge hereby incorporated by reference. (See Attachment A: Fine and Bond Schedule and Attachment B: Court Fees and Costs)

Section 2. Ordinance 1004 is hereby repealed, it being the intent to supersede the repealed provisions.

Section 3. Severability. If any section, clause, sentence or phrase of this ordinance is found to be unconstitutional or is otherwise held invalid by a court of competent jurisdiction, it shall not affect the validity of any remaining parts of this ordinance.

Section 4. This ordinance shall be effective on and after publication as provided by law.

PASSED AND APPROVED by the governing body of the City of Lansing, County of Leavenworth, State of Kansas, this 15th day of August 2019.

ATTEST

Michael W. Smith, Mayor

Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Gregory Robinson, City Attorney

Published: Leavenworth Times
Publication Date:

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

Ordinance No. 1027: An Ordinance of the City of Lansing, Kansas Concerning the Fine and Bond Schedule Established By the Municipal Court Judge.

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. 1027 Summary:

On August 15, 2019, the City of Lansing, Kansas, adopted Ordinance No. 1027, repealing Ordinance No. 1004, setting the Fine and Bond Schedules established by the Municipal Court Judge. A complete copy of this ordinance is available at www.lansingks.org or at City Hall, 800 First Terrace, Lansing, KS 66043. This summary certified by Gregory Robinson, City Attorney.

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

DATED: _____, 2019.

Gregory Robinson, City Attorney

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
Owning a prohibited animal	-	-	-	-	2-103	2-108	90.00	500.00	90.00
Animal cruelty	\$ 1,000	-	21-6412	11.11	2-201	2-202(F)	90.00	1,000.00	90.00
Animal nuisance <i>[not barking; use 12-301]</i>	-	-	-	-	2-301	2-301	-	90.00	50.00
Fail to remove animal excrement	-	-	-	-	2-302	2-302	-	90.00	50.00
Animal at large:									
AaL: 1st occurrence	-	-	-	-	2-303	2-303(F)	-	90.00	50.00
AaL: 2nd occ. [w/in 12 mos of 1st]	-	-	-	-	2-303	2-303(F)	-	100.00	50.00
AaL: 3rd occ. [w/in 12 mos of 1st]	-	-	-	-	2-303	2-303(F)	-	110.00	50.00
AaL: 4th occ. + [w/in 12 mos of 1st]	-	-	-	-	2-303	2-303(F)	-	160.00	50.00
Animal at large [Habitual Violator]	-	-	-	-	2-304	2-304(B)	90.00	500.00	90.00
Aggressive animal at large:									
Agg AaL: 1st occurrence	-	-	-	-	2-305	2-305(B)	-	110.00	50.00
Agg AaL: 2nd occ. [w/in 12 mos of 1st]	-	-	-	-	2-305	2-305(B)	-	120.00	50.00
Agg AaL: 3rd occ. [w/in 12 mos of 1st]	-	-	-	-	2-305	2-305(B)	-	130.00	50.00
Agg AaL: 4th occ. + [w/in 12 mos of 1st]	-	-	-	-	2-305	2-305(B)	-	180.00	50.00
Aggressive animal at large [Habitual Violator]	\$ 500	-	-	-	2-306	2-306(B)	180.00	500.00	90.00
Harboring a dangerous animal w/o a permit	\$ 500	-	-	-	2-401	2-408	200.00	1,000.00	90.00
Fail to obtain permit for more than 4 animals	-	-	-	-	2-501	2-508	200.00	1,000.00	90.00
Fail to obtain other required animal permit	-	-	-	-	2-502	2-508	200.00	1,000.00	90.00
No city dog/cat license	-	-	-	-	2-507E2	2-507	-	90.00	50.00
No current rabies vaccination	-	-	-	-	2-507E1	2-507	-	90.00	50.00
Operating a kennel without a license	-	-	-	-	2-601	2-605	90.00	500.00	90.00
Public consumption of alcohol	\$ 500	-	-	-	3-104E	3-104F	50.00	500.00	90.00
Fences; permit required	-	-	-	-	4-701	4-710	150.00	500.00	90.00
Prohibited fence (barbed wire, electric)	-	-	-	-	4-704	4-710	150.00	500.00	90.00
Swimming pool; req'd. maintenance, permit	-	-	-	-	4-802	4-812	150.00	500.00	90.00
Swimming pool; req'd. fence/gate	-	-	-	-	4-807	4-812	150.00	500.00	90.00
Transient vendor; fail to comply with code requirements	-	-	-	-	5-209	5-211	150.00	500.00	90.00
Open burning without a permit	-	-	-	-	7-301	7-311	-	500.00	90.00
Illegal trash burning (times, supervision, equipment)	\$ 500	-	-	-	7-303	7-311	-	500.00	90.00
Illegal discharge of fireworks	-	-	-	-	7-509	7-509	50.00	100.00	50.00
Sale/possession of illegal fireworks	\$ 500	-	-	-	7-507	7-512	500.00	1,500.00	90.00
Spitting in public building / on sidewalk	\$ 500	-	-	-	8-108	8-110	-	500.00	90.00
Nuisance: parking on lawn/unpaved surface	\$ 500	-	-	-	8-309	8-309(B)	-	500.00	90.00
Nuisance; outdoor storage prohibited	\$ 500	-	-	-	8-310	8-320	-	500.00	90.00
Nuisance: noxious weeds	\$ 500	-	-	-	8-311	8-320	-	500.00	90.00
Nuisance: inoperable/abandoned vehicle	\$ 500	-	-	-	8-312	8-320	-	500.00	90.00
Nuisance: other	\$ 500	-	21-6204	9.5	8-319	8-320	-	500.00	90.00
Disturbing religious assembly	\$ 500	-	-	-	12-201	12-212	-	500.00	90.00
Loitering on streets, public places	\$ 500	-	-	-	12-202	12-212	-	500.00	90.00
Obscenity on building/structure	\$ 500	-	-	-	12-203	12-212	-	500.00	90.00
Obscene advertising material	\$ 500	-	-	-	12-204	12-212	-	500.00	90.00
Curfew violation - Under age 16	-	-	-	-	12-205(a)	12-205(c)	-	25.00	-
Curfew violation - Age 16-17	-	-	-	-	12-205(b)	12-205(c)	-	25.00	-
False fire/security alarm - #3 in one year	-	-	-	-	12-207(a)	12-207(b)(1)	-	50.00	50.00
False fire/security alarm - #4 in one year	-	-	-	-	12-207(a)	12-207(b)(2)	-	100.00	50.00
False fire/security alarm - #5+ in one year	-	-	-	-	12-207(a)	12-207(b)(3)	-	200.00	50.00
Resisting arrest	\$ 500	-	21-5229	-	12-208	12-212	-	500.00	90.00
Aiding/abetting one who violates city ordinance	\$ 500	-	-	-	12-209	12-212	-	500.00	90.00
Public urination/defecation	-	-	-	-	12-210	12-210C	50.00	500.00	90.00
Sell/give/furnish tobacco to a minor under age 21	\$ 1,000	-	-	-	12-211	12-211H	200.00	1,000.00	90.00
Excessive noise	\$ 500	-	-	-	12-301	12-310	-	1,000.00	90.00
Excessive noise: Barking dog	\$ 500	-	-	-	12-301(b)(6)	12-310	-	1,000.00	90.00
Attempt to commit Class A Violation	\$ 1,000	-	21-5301	2.1	-	-	-	1,000.00	90.00
Attempt to commit Class B or C Violation	\$ 500	-	21-5301	2.1	-	-	-	500.00	90.00
Conspiracy to commit misdemeanor	\$ 500	-	21-5302	2.2	-	-	-	500.00	90.00
Battery	\$ 1,000	-	21-5413	3.1	-	-	-	1,000.00	90.00
Battery against Law Enforcement Officer	\$ 1,000	-	21-5413	3.2	-	-	-	2,500.00	90.00
Battery, sexual	\$ 1,000	-	21-5505	3.2.1	-	-	-	2,500.00	90.00

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
Battery against a School Employee	\$ 1,000	-	21-5413	3.2.2	-	-	-	2,500.00	90.00
Assault	\$ 500	-	21-5412	3.3a	-	-	-	500.00	90.00
Assault against Law Enforcement Officer	\$ 1,000	-	21-5412	3.3b	-	-	-	2,500.00	90.00
Unlawful interference w/EMS attendant	\$ 1,000	-	21-6326	3.4	-	-	-	1,000.00	90.00
Unlawful interference with firefighter	\$ 1,000	-	21-6325	3.5	-	-	-	1,000.00	90.00
Unlawful restraint	\$ 1,000	-	21-5411	3.6	-	-	-	2,500.00	90.00
Mistreatment of confined person	\$ 1,000	-	21-5416	3.7	-	-	-	2,500.00	90.00
Interference w/custody of committed person	\$ 1,000	-	21-5416	3.7.1	-	-	-	2,500.00	90.00
Violation of a protective order	\$ 1,000	-	21-5924	3.8.1	-	-	-	2,500.00	90.00
Criminal false communication	\$ 1,000	-	21-6103	3.9	-	-	-	2,500.00	90.00
Hazing	\$ 1,000	-	21-5418	3.10	-	-	-	1,000.00	90.00
Unlawful administration of a substance	\$ 1,000	-	21-5425	3.11	-	-	-	2,500.00	90.00
Breach of privacy	\$ 1,000	-	21-6101	3.12	-	-	-	2,500.00	90.00
Stalking	\$ 1,000	-	21-5427	3.13	-	-	-	2,500.00	90.00
Lewd, lascivious behavior	\$ 1,000	-	21-5513	4.1	-	-	-	1,000.00	90.00
Selling sexual relations	\$ 1,000	-	21-6419	4.3	-	-	-	1,000.00	90.00
Buying sexual relations	\$ 1,000	-	21-6421	4.5	-	-	-	2,500.00	90.00
Unlawful use of communication facility	\$ 1,000	-	21-6424	4.5.1	-	-	-	2,500.00	90.00
Contributing to child's misconduct/deprivation	\$ 1,000	-	21-5603	5.1	-	-	-	2,500.00	90.00
Unlawful possession of visual depiction of child	\$ 1,000	-	21-5610	5.1.2	-	-	-	1,000.00	90.00
Unlawful transmission of visual depiction of child	\$ 1,000	-	21-5611	5.1.3	-	-	-	2,500.00	90.00
Furnishing alcohol/CMB to minors	\$ 1,000	-	21-5607	5.2	-	-	200.00	1,000.00	90.00
Hosting minors consuming alcohol/CMB	\$ 1,000	-	21-5608	5.3	-	-	1,000.00	2,500.00	90.00
Endangering a child	\$ 1,000	-	21-5601	5.4	-	-	-	2,500.00	90.00
Purch/possess tobacco by a minor under age 18	-	-	79-3321	5.6	-	-	-	25.00	-
Purch/possess/consum of alcohol by a minor 18-21	\$ 500	-	41-727	5.8	-	-	200.00	500.00	90.00
Theft of property/services < \$1500	\$ 1,000	-	21-5801	6.1	-	-	-	2,500.00	90.00
Theft of lost/mislaid property < \$1000	\$ 1,000	-	21-5802	6.3	-	-	-	2,500.00	90.00
Criminal deprivation of property	\$ 1,000	-	21-5803	6.5	-	-	-	2,500.00	90.00
Criminal damage to ppty < \$1000	\$ 1,000	-	21-5813	6.6	-	-	-	1,000.00	90.00
Criminal trespass	\$ 1,000	-	21-5808	6.7	-	-	-	1,000.00	90.00
Trespass on railroad property	\$ 1,000	-	21-5809	6.7.1	-	-	-	2,500.00	90.00
Criminal littering (not from a vehicle)	\$ 500	-	21-5815	6.8	-	-	250.00	1,000.00	90.00
Tampering with landmark	\$ 500	-	21-5816	6.9	-	-	-	500.00	90.00
Tampering with traffic signal	\$ 500	-	21-5817	6.10	-	-	-	500.00	90.00
Unlawful manufacture of false tokens	\$ 1,000	-	21-5829	6.11	-	-	-	1,000.00	90.00
Tampering with manuf. serial numbers	\$ 500	-	-	6.12	-	-	-	500.00	90.00
Withholding possession of public property	\$ 500	-	-	6.13	-	-	-	500.00	90.00
Unlawful deposits in sewers	\$ 500	-	-	6.14	-	-	-	500.00	90.00
Damaging sewers	\$ 500	-	-	6.15	-	-	-	500.00	90.00
Giving a worthless check < \$1000	\$ 1,000	-	21-5821	6.16	-	-	-	2,500.00	90.00
Criminal use of a financial card < \$1000	\$ 1,000	-	21-5828	6.17	-	-	-	2,500.00	90.00
Acting as motor vehicle dealer w/o state license	\$ 1,000	-	8-2434	6.18	-	-	-	2,500.00	90.00
Equity skimming	\$ 1,000	-	21-6504	6.19	-	-	-	2,500.00	90.00
Unlawful acts concerning computers	\$ 1,000	-	21-5839	6.20	-	-	-	2,500.00	90.00
Taking wildlife w/o permission on posted land	\$ 500	-	32-1013	6.21	-	-	-	500.00	90.00
Criminal hunting	\$ 500	-	21-5810	6.22	-	-	-	500.00	90.00
Unlawful use of recording device	\$ 1,000	-	51-301	6.23	-	-	-	2,500.00	90.00
Unlawful use of recordings	\$ 1,000	-	21-5806	6.23.1	-	-	-	2,500.00	90.00
Illegal commercial fossil hunting	\$ 1,000	-	21-5811	6.24	-	-	-	1,000.00	90.00
Counterfeiting < \$1000	\$ 1,000	-	21-5825	6.25	-	-	-	2,500.00	90.00
Automobile master key violation	\$ 500	-	21-5833	6.26	-	-	-	500.00	90.00
Interference with law enforcement	\$ 1,000	-	21-5904	7.2	-	-	-	2,500.00	90.00
Escape from custody	-	-	21-5911	7.3	-	-	-	2,500.00	90.00
Interference with judicial process	\$ 1,000	-	21-5905	7.4	-	-	-	2,500.00	90.00
Performing an unauthorized official act	\$ 1,000	-	21-5919	7.6	-	-	-	1,000.00	90.00
Simulating legal process	\$ 1,000	-	21-5907	7.7	-	-	-	2,500.00	90.00
Tampering w/public record	\$ 1,000	-	21-5920	7.8	-	-	-	2,500.00	90.00
Tampering w/public notice	\$ 500	-	21-5921	7.9	-	-	-	500.00	90.00

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
False signing of a petition	\$ 500	-	21-5916	7.10	-	-	-	500.00	90.00
False impersonation	\$ 1,000	-	21-5917	7.11	-	-	-	1,000.00	90.00
Interf. w/conduct of public business in public bldg.	\$ 1,000	-	21-5922	7.12	-	-	-	2,500.00	90.00
Interference with police dogs	\$ 500	-	-	7.13	-	-	-	500.00	90.00
Electioneering	\$ 500	-	25-2430	7.14	-	-	-	500.00	90.00
Intimidation of witness or victim	\$ 1,000	-	21-5908	7.15	-	-	-	1,000.00	90.00
Obstructing apprehension / prosecution	\$ 500	-	21-5913	7.16	-	-	-	500.00	90.00
Official misconduct	\$ 1,000	-	21-6002	7A.1	-	-	-	2,500.00	90.00
Receiving compensation for past official acts	\$ 1,000	-	21-6003	7A.2	-	-	-	1,000.00	90.00
Presenting / permitting a false claim < \$1000	\$ 1,000	-	21-6004	7A.3	-	-	-	2,500.00	90.00
Misuse of public funds < \$1000	\$ 1,000	-	21-6005	7A.4	-	-	-	2,500.00	90.00
Denial of civil rights	\$ 1,000	-	21-6102	8.1	-	-	-	2,500.00	90.00
Unlawful disclosure of tax information	\$ 1,000	-	21-6104	8.2	-	-	-	2,500.00	90.00
Unjustifiably exposing convicted/charged person	\$ 1,000	-	21-6105	8.3	-	-	-	1,000.00	90.00
Disorderly conduct	\$ 500	-	21-6203	9.1	-	-	-	500.00	90.00
Unlawful assembly	\$ 1,000	-	21-6202	9.2a	-	-	-	1,000.00	90.00
Remaining at unlawful assembly	\$ 1,000	-	21-6202	9.2b	-	-	-	2,500.00	90.00
Rioting	\$ 1,000	-	21-6201	9.4	-	-	-	2,500.00	90.00
Unlawful request for emergency services	\$ 1,000	-	21-6207	9.7	-	-	-	2,500.00	90.00
Criminal desecration < \$1000	\$ 1,000	-	21-6205	9.8	-	-	-	2,500.00	90.00
Abusing toxic vapors	\$ 1,000	-	21-5712	9.9	-	-	-	1,000.00	90.00
Possession of marijuana/THC	\$ 1,000	-	21-5706	9.9.1	-	-	-	1,000.00	90.00
Poss. of simulated controlled substance	\$ 1,000	-	21-5709	9.9.2a1	-	-	-	1,000.00	90.00
Possession of drug paraphernalia	\$ 1,000	-	21-5709	9.9.2a	-	-	-	1,000.00	90.00
Illegal possession of pseudoephedrine	\$ 1,000	-	21-5709	9.9.2b	-	-	-	2,500.00	90.00
Distribution/manufacture of drug paraphernalia	\$ 1,000	-	21-5709	9.9.2c	-	-	-	2,500.00	90.00
Harassment by telecommunication device	\$ 1,000	-	21-6206	9.10	-	-	-	2,500.00	90.00
Unlawful public demonstration at a funeral	\$ 1,000	-	21-6106	9.11	-	-	-	1,000.00	90.00
Unlawful posting of political material	\$ 500	-	21-5820	9.13	-	-	-	500.00	90.00
Criminal use of a weapon	\$ 1,000	-	21-6301	10.1	-	-	-	2,500.00	90.00
Criminal carrying of a weapon	\$ 1,000	-	21-6302	10.1.1	-	-	-	2,500.00	90.00
Possession of firearm while under the influence	\$ 1,000	-	21-6332	10.2	-	-	-	2,500.00	90.00
Criminal distribution of firearms to felon	\$ 1,000	-	21-6303	10.3	-	-	-	2,500.00	90.00
Failure to register explosives	\$ 1,000	-	21-6311	10.4	-	-	-	1,000.00	90.00
Unlawful discharge of firearm	\$ 1,000	-	21-6308a	10.5	-	-	-	1,000.00	90.00
Air gun/bow & arrow/slingshot/bb gun/paintball gun	\$ 500	-	-	10.6	-	-	-	500.00	90.00
Aiding/abetting to operate prohib. firearm	\$ 500	-	-	10.8	-	-	-	500.00	90.00
Carrying concealed explosives	\$ 1,000	-	21-6312	10.9	-	-	-	2,500.00	90.00
Endangerment of another person	\$ 1,000	-	21-5429	10.10	-	-	-	2,500.00	90.00
Creating a hazard	\$ 1,000	-	21-6318	10.11	-	-	-	1,000.00	90.00
Unlawful failure to report a wound	\$ 500	-	21-6319	10.12	-	-	-	500.00	90.00
Barbed wire	\$ 500	-	-	10.13	-	-	-	500.00	90.00
Operating a vessel under the influence of alcohol	\$ 500	-	32-1131	10.15	-	-	100.00	500.00	90.00
Throwing objects	\$ 1,000	-	21-5819	10.16	-	-	-	1,000.00	90.00
Tattooing/piercing a juvenile w/o written consent	\$ 1,000	-	65-1953	10.17	-	-	-	2,500.00	90.00
Failure to place/maintain a smoke detector	-	-	31-162	10.18	-	-	-	25.00	-
Illegal sale of medicines/drugs thru vending machines	\$ 1,000	-	65-650	10.19	-	-	25.00	500.00	90.00
Unlawfully obtaining Rx drug	\$ 1,000	-	21-5708	10.20	-	-	-	2,500.00	90.00
Selling beverage containers w/detachable tabs	\$ 500	-	21-6320	10.21	-	-	-	500.00	90.00
Alcohol w/o liquid machine	\$ 1,000	-	21-6321	10.22	-	-	-	2,500.00	90.00
Trafficking in counterfeit drugs < \$500	\$ 1,000	-	65-4167	10.23	-	-	-	2,500.00	90.00
Smoking or allowing smoking in prohibited locations	-	-	21-6112	10.26	-	-	-	90.00	50.00
Illegal operation of amusement ride	\$ 1,000	-	44-1610	10.27	-	-	-	1,000.00	90.00
Endangering the food supply	\$ 1,000	-	21-6317	10.28	-	-	-	2,500.00	90.00
Promoting obscenity	\$ 1,000	-	21-6401	11.1	-	-	-	2,500.00	90.00
Promoting obscenity to minors	\$ 1,000	-	21-6401	11.2	-	-	-	2,500.00	90.00
Commercializing wildlife	\$ 1,000	-	32-1005	11.3	-	-	-	2,500.00	90.00
Furnishing/exposing harmful materials to minors	\$ 1,000	-	21-6402	11.7	-	-	-	1,000.00	90.00
Gambling	\$ 1,000	-	21-6404	11.8	-	-	-	1,000.00	90.00

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
Commercial gambling	\$ 1,000	-	21-6406	11.9	-	-	-	1,000.00	90.00
Illegal bingo operation	\$ 1,000	-	21-6505	11.9.1	-	-	-	2,500.00	90.00
Possession of gambling device	\$ 1,000	-	21-6408	11.10	-	-	-	1,000.00	90.00
Cockfighting	\$ 4,000	-	21-6417	11.12	-	-	-	2,500.00	90.00
Possession of cockfighting paraphernalia	\$ 1,000	-	21-6417	11.12a	-	-	-	2,500.00	90.00
Attendance of cockfighting	\$ 1,000	-	21-6417	11.12b	-	-	-	1,000.00	90.00
Possession of dog fighting paraphernalia	\$ 1,000	-	21-6414	11.13a	-	-	-	2,500.00	90.00
Attendance of dog fighting	\$ 1,000	-	21-6414	11.13b	-	-	-	1,000.00	90.00
Illegal animal ownership	\$ 1,000	-	21-6415	11.14	-	-	-	1,000.00	90.00
False membership claim	\$ 500	-	21-6410	11.16	-	-	-	500.00	90.00
Fail to comply with officer directing traffic	\$ 500	6	8-1503	-	-	-	-	500.00	90.00
Fail to comply with construction zone restrictions	-	6.1	8-1531a	-	-	-	-	90.00	50.00
Disobey traffic control device	-	12	8-1507	-	-	-	-	90.00	50.00
Disobey traffic signal	-	13	8-1508	-	-	-	-	135.00	50.00
Unlawful poss of a traffic signal preemption device	\$ 500	13.1	21-6324	-	-	-	200.00	1,000.00	90.00
Disobey pedestrian control signal	-	14	8-1509	-	-	-	-	90.00	50.00
Disobey flashing traffic signal	-	15	8-1510	-	-	-	-	90.00	50.00
Disobey lane-direction control signal	-	16	8-1511	-	-	-	-	90.00	50.00
Unauthorized sign/signal/markings	-	17	8-1512	-	15-102	-	-	90.00	50.00
Destroy traffic or R/R control signal	\$ 500	18	8-1513	-	-	-	-	500.00	90.00
Improper driving on designated play street	-	20	8-2002	-	-	-	-	90.00	50.00
Accident, leaving scene; injury/pty damage > \$1000	\$ 1,000	23b2	8-1602	-	-	-	-	2,500.00	90.00
Accident, leaving scene; ppty damage < \$1000	\$ 500	23b1	8-1602	-	-	-	-	500.00	90.00
Accident; duty to provide information	\$ 250	25a1	8-1604	-	-	-	-	250.00	90.00
Accident; duty to render aid	\$ 250	25a2	8-1604	-	-	-	-	250.00	90.00
Accident; failure to report when required	\$ 250	25b	8-1604	-	-	-	-	250.00	90.00
Accident; duty on striking unattended ppty	\$ 500	26	8-1605	-	-	-	-	250.00	90.00
Providing false info on traffic report	\$ 500	28	8-1608	-	-	-	-	500.00	90.00
Reckless driving #1	\$ 500	29	8-1566	-	-	-	25.00	500.00	90.00
Reckless driving #2 +	\$ 500	29	8-1566	-	-	-	50.00	500.00	90.00
DUI #1	\$ 1,000	30	8-1567	-	-	-	750.00	1,000.00	90.00
DUI #2	\$ 1,500	30	8-1567	-	-	-	1,250.00	1,750.00	90.00
DUI #1 in CMV	\$ 1,250	30.1	8-2,144	-	-	-	750.00	1,000.00	90.00
DUI #2 in CMV	\$ 1,500	30.1	8-2,144	-	-	-	1,250.00	1,750.00	90.00
Ignition interlock device required	\$ 1,000	30.3	8-1017	-	-	-	-	2,500.00	90.00
Flee/attempt to elude LEO #1	\$ 1,000	31	8-1568	-	-	-	-	1,000.00	90.00
Flee/attempt to elude LEO #2	\$ 1,000	31	8-1568	-	-	-	-	2,500.00	90.00
Basic speed (too fast for conditions)	-	32	8-1557	-	-	-	-	90.00	50.00
Speeding: 0-15 over limit	-	33	8-1558	-	-	-	-	90.00	50.00
Speeding: 16-20 over limit	-	33	8-1558	-	-	-	-	130.00	50.00
Speeding: 21-25 over limit	-	33	8-1558	-	-	-	-	190.00	50.00
Speeding: 26-30 over limit	-	33	8-1558	-	-	-	-	410.00	50.00
Speeding: 31+ over limit [add \$10/mph > 30]	-	33	8-1558	-	-	-	-	410.00	50.00
Special speed limitations on certain vehicles	-	33.1	8-1563	-	-	-	-	90.00	50.00
Minimum speed (impede traffic)	-	34	8-1561	-	-	-	-	90.00	50.00
Speed limit on motored cycle w/o headlamp	-	35	8-1562	-	-	-	-	50.00	50.00
Racing on highways	\$ 500	37	8-1565	-	-	-	-	500.00	90.00
Fail to drive on right side of roadway	-	38	8-1514	-	-	-	-	90.00	50.00
Fail to drive on far-right in defile/canyon	-	38.1	8-1579	-	-	-	-	90.00	50.00
Improper passing (veh moving opposite directions)	-	39	8-1515	-	-	-	-	90.00	50.00
Improper passing (veh moving same direction)	-	40	8-1516	-	-	-	-	90.00	50.00
Fail to exercise caution around stationary trash truck	-	40.1	8-15,112	-	-	-	-	90.00	50.00
Illegal passing on right side of traffic	-	41	8-1517	-	-	-	-	90.00	50.00
Improper passing (on left when not clear)	-	42	8-1518	-	-	-	-	90.00	50.00
Driving left of center [w/obstruc view, in intersection]	-	43	8-1519	-	-	-	-	90.00	50.00
Passing in no-passing zone	-	44	8-1520	-	-	-	-	90.00	50.00
Driving wrong direction on 1-way road	-	45	8-1521	-	-	-	-	90.00	50.00
Roadways laned for traffic (f/t maintain lane)	-	46	8-1522	-	-	-	-	90.00	50.00
Following too closely	-	47	8-1523	-	-	-	-	90.00	50.00

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
Improper driving/stopping on divided highway	-	48	8-1524	-	-	-		90.00	50.00
Improper turn	-	49	8-1545	-	-	-		90.00	50.00
Illegal turn at intersection	-	50	8-2202	-	-	-		90.00	50.00
Illegal U-turn	-	51	8-1546	-	-	-		90.00	50.00
Turning on curve or crest of grade	-	52	8-1546	-	-	-		90.00	50.00
Unsafe starting of parked vehicle	-	53	8-1547	-	-	-		90.00	50.00
Fail to signal turn/vehicle lane change	-	54	8-1548	-	-	-		90.00	50.00
Improper hand/arm signal	-	56	8-1550	-	-	-		90.00	50.00
Fail to yield ROW (2 vehicles @ intersection simult.)	-	57	8-1526	-	-	-		90.00	50.00
Fail to yield to oncoming vehicle when turning left	-	58	8-1527	-	-	-		90.00	50.00
Disobey stop/yield sign	-	59	8-1528	-	-	-		90.00	50.00
Fail to yield when entering roadway	-	60	8-1529	-	-	-		90.00	50.00
Fail to yield to/move over for emergency vehicle	-	61	8-1530	-	-	-		260.00	50.00
Passing others w/in 100 ft of stat'y emergency vehicle	-	61.1	8-1520a	-	-	-		90.00	50.00
Fail to yield ROW to workers in construction zone	-	62	8-1531	-	-	-		90.00	50.00
Pedestrian; Fail to obey traffic control device	-	63	8-1532	-	-	-		90.00	50.00
F/t yield to pedestrian in crosswalk	-	64	8-1533	-	-	-		90.00	50.00
Disobey school crossing guard	-	64.1	8-15,103	-	-	-		135.00	50.00
Jaywalking	-	65	8-1534	-	-	-		50.00	50.00
Pedestrians; fail to keep to right within crosswalk	-	67	8-1536	-	-	-		50.00	50.00
Pedestrian on roadway when sidewalk provided	-	68	8-1537	-	-	-		50.00	50.00
Pedestrian soliciting ride/business	-	69	8-1538	-	-	-		90.00	50.00
Driving through safety zone	-	70	8-1539	-	-	-		90.00	50.00
F/t yield ROW to pedestrian on sidewalk	-	71	8-1540	-	-	-		90.00	50.00
Pedestrian fail to yield to emergency vehicle	-	72	8-1541	-	-	-		90.00	50.00
Fail to yield ROW to blind pedestrian	-	73	8-1542	-	-	-		130.00	50.00
Pedestrian under the influence in roadway	\$ 500	74	8-1543	-	-	-	-	500.00	90.00
Pedestrian; Fail to obey bridge or R/R signal	-	75	8-1544	-	-	-		50.00	50.00
Disobey signal indicating approach of train	-	76	8-1551	-	-	-		90.00	50.00
Fail to stop at dangerous R/R crossing	-	77	8-1552	-	-	-		90.00	50.00
Certain vehicles fail to stop at R/R Xing	-	78	8-1553	-	-	-		90.00	50.00
Moving heavy equipment at R/R crossing	-	79	8-1554	-	-	-		260.00	50.00
Fail to stop when emerging from alley/private drive	-	80	8-1555	-	-	-		90.00	50.00
Overtake/pass school bus w/flashing red lights	-	81	8-1556	-	-	-		315.00	50.00
Overtake/pass church/daycare bus w/flashing red lts	-	82	8-1556a	-	-	-		130.00	50.00
Improper stopping/standing/parking	-	83	8-1569	-	-	-		50.00	50.00
Stop/stand/park where prohibited	-	85	8-1571	-	-	-		50.00	50.00
Parking too far from curb/against flow of traffic	-	86	8-1572	-	-	-		50.00	50.00
Illegal parking in handicapped space	-	87	8-1,129	-	-	-		90.00	50.00
Handicap placard; unauthorized/illegal use	\$ 500	87.1	8-1,130a	-	-	-	100.00	300.00	90.00
Parking vehicle on roadway for sale/maintenance	-	88	-	-	-	-		50.00	50.00
Stall parking	-	89	-	-	-	-		50.00	50.00
Blocking traffic by parking on narrow street	-	90	-	-	-	-		50.00	50.00
Parking on narrow street when prohibited by sign	-	91	-	-	-	-		50.00	50.00
Illegal parking in alley	-	92	8-2002	-	-	-		50.00	50.00
Parking or abandoning disabled vehicles/machinery	-	93	8-1102	-	-	-		50.00	50.00
Parking adjacent to schools when signs prohibit	-	94	8-2002	-	-	-		50.00	50.00
Stop/park in hazardous/congested area	-	95	8-2002	-	-	-		50.00	50.00
Parking in "no-parking" zone	-	96	-	-	-	-		50.00	50.00
Fail to comply with limited time parking zones	-	97	8-2002	-	-	-		50.00	50.00
Illegal parking in loading/unloading zone	-	99	8-2002	-	-	-		50.00	50.00
Using headphones in vehicle	-	103	-	-	-	-		90.00	50.00
Inattentive driving	-	104	-	-	-	-		90.00	50.00
Allow use of vehic by one suspended for intox fail/refus	\$ 500	105	8-1022	-	-	-	500.00	1,000.00	90.00
Drive/move oversized/overweight vehicle	-	105.1	8-1901	-	-	-	-	500.00	50.00
Drive passenger vehicle w/load > 6" beyond right side	-	105.3	8-1903	-	-	-	-	90.00	50.00
Drive passenger veh w/load > 3' beyond front bumper	-	105.4	8-1905	-	-	-	-	90.00	50.00
Transporting open container	\$ 250	106	8-1599	-	-	-	-	200.00	90.00
Leaving vehicle unattended	-	107	8-1573	-	-	-		90.00	50.00

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
Driving with obstructed view	-	108	8-1576	-	-	-		90.00	50.00
Coasting prohibited	-	109	8-1580	-	-	-		90.00	50.00
Unlawful operation of motorized skateboard	-	109.1	-	-	-	-		90.00	50.00
Following/parking too closely to firetruck	-	110	8-1581	-	-	-		130.00	50.00
Driving over fire hose	-	111	8-1582	-	-	-		260.00	50.00
Putting glass/nails/etc. on roadway	-	112	8-1583	-	-	-		260.00	50.00
Littering from a vehicle	-	112.1	8-15,102	-	-	-		90.00	50.00
Obstructing traffic by stopping in intersection	-	113	8-1584	-	-	-		90.00	50.00
Illegal operation of snowmobile	-	114	8-1585	-	-	-		90.00	50.00
Unlawful operation of all-terrain vehicle	-	114.1	8-15,100	-	15-102	-		90.00	50.00
Unlawful operation of micro-utility truck	-	114.2	8-15,106	-	15-102	-		90.00	50.00
Unlawful operation of low-speed vehicle	-	114.3	8-15,101	-	-	-		90.00	50.00
Unlawful operation of golf cart	-	114.4	8-15,108	-	-	-		90.00	50.00
Unlawful operation of work-site utility vehicle	-	114.5	8-15,109	-	15-102	-		90.00	50.00
Unlawful operation of motorized minibike	-	114.6	-	-	15-102	-		90.00	50.00
Unlawful riding on vehicle by person over age 14	-	115	8-1578a	-	-	-		90.00	50.00
Driving on sidewalk	-	116	8-1575	-	-	-		90.00	50.00
Improper backing	-	117	8-1574	-	-	-		90.00	50.00
Avoiding traffic control devices	-	118	-	-	-	-		90.00	50.00
Unlawful parade/procession	-	119	8-2002a3	-	-	-		90.00	50.00
Driving through lawful procession	-	120	8-2002a3	-	-	-		90.00	50.00
Disobey/destroy street barriers	-	122	8-2002	-	-	-		90.00	50.00
Unsafe opening/closing vehicle door	-	123	8-1577	-	-	-		90.00	50.00
Riding in moving house trailer/mobile home	-	124	8-1578	-	-	-		130.00	50.00
Driving on lawns/yards/crops/etc. w/intent to damage	-	125	8-1348	-	-	-		90.00	50.00
Fail to remove traffic hazard on private property	-	126	8-2011	-	-	-		90.00	50.00
Obstructed/covered license plate	-	126.1	8-15,110	-	-	-		90.00	50.00
Texting while driving	-	126.2	8-15,111	-	-	-		90.00	50.00
Parent allowing unlawful bicycle operation by child	-	127	8-1586	-	-	-		90.00	50.00
Bicycles; fail to use seat / too many occupants	-	129	8-1588	-	-	-		90.00	50.00
Bicyclist/skater clinging to vehicle	-	130	8-1589	-	-	-		90.00	50.00
Improper operation of bicycle on roadway	-	131	8-1590	-	-	-		90.00	50.00
Carrying parcels while biking	-	132	8-1591	-	-	-		90.00	50.00
Bike lamps/equipment required	-	133	8-1592	-	-	-		90.00	50.00
Unlawful use of coasters/skates/similar devices	-	136	8-2002a21	-	-	-		90.00	50.00
Improper motorcycle operation	-	138	8-1594	-	-	-		90.00	50.00
Motorcycles; operation on laned roadways	-	139	8-1595	-	-	-		90.00	50.00
Motorcycles clinging to other vehicles	-	140	8-1596	-	-	-		90.00	50.00
Motorcycles; passenger seat, footrests required	-	141	8-1597	-	-	-		90.00	50.00
Equipment for motorcycle operator/rider	-	142	8-1598	-	-	-		90.00	50.00
Improper vehicle equipment	-	143	8-1701	-	-	-		90.00	50.00
Fail to use lights/lamps when required	-	144	8-1703	-	-	-		90.00	50.00
Improper/defective headlight	-	146	8-1705	-	-	-		90.00	50.00
Improper/defective taillamp	-	147	8-1706	-	-	-		90.00	50.00
Improper/defective taglight	-	147c	8-1706	-	-	-		90.00	50.00
Improper/defective reflectors	-	148	8-1707	-	-	-		90.00	50.00
Improper/defective brakelight or turn signal	-	149	8-1708	-	-	-		90.00	50.00
Additional lamps required on certain vehicles	-	151	8-1710	-	-	-		90.00	50.00
Improper air-conditioning equipment/refrigerant	-	151.1	8-1747	-	-	-		90.00	50.00
Improper color of lamps	-	152	8-1711	-	-	-		90.00	50.00
Improper mounting of reflectors/lamps	-	153	8-1712	-	-	-		90.00	50.00
Visibility of reflectors/lamps	-	154	8-1713	-	-	-		90.00	50.00
No lamps/flags on projecting loads when req'd	-	156	8-1715	-	-	-		90.00	50.00
Insufficient lamps on parked vehicles	-	157	8-1716	-	-	-		90.00	50.00
Lamps required on other vehicles/equipment	-	158	8-1718	-	-	-		90.00	50.00
Lights, etc. on farm tractors, slow-moving vehicles	-	158.1	8-1717	-	-	-		90.00	50.00
Improper use of spot/fog/auxiliary lamps	-	159	8-1719	-	-	-		90.00	50.00
Illegal operation of emerg'y lights by tow truck	-	160.1	8-2010c	-	-	-		90.00	50.00
Improper/defective turn signal	-	161	8-1721	-	-	-		90.00	50.00

Attachment "A"
Lansing Municipal Court Fine Schedule

Violation	Bond	STO	KSA	UPOC	City Code Section		Fine		Court Costs
					Violation	Penalty	Minimum	Maximum	
Improper hazard/warning lights	-	162	8-1722	-	-	-		90.00	50.00
Fail to use hazard lights when req'd for large vehicles	-	162.1	8-1745	-	-	-		90.00	50.00
Illegal additional lighting equipment	-	163	8-1723	-	-	-		90.00	50.00
Improper multi-beam lighting	-	164	8-1724	-	-	-		90.00	50.00
Improper use of multi-beam lights (fail to dim)	-	165	8-1725	-	-	-		90.00	50.00
Illegal single-beam lights	-	166	8-1726	-	-	-		90.00	50.00
Improper alternate road-lighting equipment	-	167	8-1727	-	-	-		90.00	50.00
Improper number of driving lamps	-	168	8-1728	-	-	-		90.00	50.00
Special restrictions on lamps (high-intensity, flashing)	-	169	8-1729	-	-	-		90.00	50.00
Illegal use of transportation network lighting device	-	169.1	2019SL61	-	-	-		90.00	50.00
Improper lighting on school buses	-	170	8-1730	-	-	-		90.00	50.00
Improper lighting on church/daycare buses	-	171	8-1730a	-	-	-		90.00	50.00
Operate highway maintenance vehicle w/o lamps	-	172	8-1731	-	-	-		90.00	50.00
Improper/defective brakes	-	173	8-1734	-	-	-		90.00	50.00
Improper/defective horn/warning device	-	174	8-1738	-	-	-		90.00	50.00
Improper/defective muffler	-	175	8-1739	-	-	-		90.00	50.00
Use of compression brakes w/o muffler	-	175.1	8-1761	-	-	-		90.00	50.00
Improper/defective mirrors	-	176	8-1740	-	-	-		90.00	50.00
Windshields unobstructed; wipers required	-	177	8-1741	-	-	-		90.00	50.00
Unauthorized/illegal tires	-	178	8-1742	-	-	-		90.00	50.00
Improper wide-base single tires	-	178.1	8-1742b	-	-	-		90.00	50.00
Spilling loads on roadways prohibited	-	179	8-1906	-	-	-		500.00	50.00
Improper towing/towbar mechanism	-	180	8-1907	-	-	-		90.00	50.00
Illegal one-way glass/sunscreening device	-	181	8-1749	-	-	-		90.00	50.00
Same; on vehicles registered out of state	-	181.1	8-1749	-	-	-		90.00	50.00
No child safety restraint (ages 0-3)	-	182a1	8-1343a	-	-	-		60.00	50.00
No child safety restraint (ages 4-7)	-	182a2	8-1343a	-	-	-		60.00	-
No child safety restraint (ages 8-13)	-	182a3	8-1343a	-	-	-		60.00	-
No seat belt (ages 18+)	-	182.1a	8-2502	-	-	-		30.00	-
No seat belt (ages 14-17)	-	182.1b	8-2502	-	-	-		60.00	-
No lap belt/shoulder harness installed in vehicle	-	182.1.2	8-1749	-	-	-		90.00	50.00
Unlawful riding on vehicle by person under age 14	-	182.2	8-1578a	-	-	-		90.00	50.00
Improper/defective motorcycle headlight	-	183	8-1801	-	-	-		90.00	50.00
Improper/defective motorcycle taillight	-	184	8-1802	-	-	-		90.00	50.00
Improper/defective motorcycle reflectors	-	185	8-1803	-	-	-		90.00	50.00
Improper/defective motorcycle brakelight	-	186	8-1804	-	-	-		90.00	50.00
Improper/defective motorcycle turn signal	-	186	8-1804	-	-	-		90.00	50.00
Improper/defective motorcycle multi-beam lights	-	187	8-1805	-	-	-		90.00	50.00
Illegal motorcycle lighting equipment	-	188	8-1806	-	-	-		90.00	50.00
No motorcycle brakes	-	189	8-1807	-	-	-		90.00	50.00
Defective motorcycle brakes	-	190	8-1808	-	-	-		90.00	50.00
Illegal operation of m-cycle w/unapproved brake system	-	190.1	8-1809	-	-	-		90.00	50.00
Other required motorcycle equipment	-	191	8-1810	-	-	-		90.00	50.00
Drivers license; none	\$ 350	192	8-235	-	-	-		1,000.00	90.00
Drivers license; expired	\$ 75	192	8-235	-	-	-		1,000.00	90.00
No drivers license in possession	\$ 75	193	8-244	-	-	-		1,000.00	90.00
D/L suspended/revoked #1	\$ 1,000	194	8-262	-	15-102	-	500.00	1,000.00	90.00
D/L suspended/revoked #2	\$ 1,000	194	8-262	-	15-102	-	1,000.00	2,500.00	90.00
Registration/tags; none or expired	\$ 1,000	198a1	8-142	-	-	-		2,500.00	90.00
Registration/tags; revoked/suspended	\$ 1,000	198a2	8-142	-	-	-		2,500.00	90.00
Registration/tags; allowing fraudulent use	\$ 1,000	198a3	8-142	-	-	-		2,500.00	90.00
Registration/tags; concealed/altered/defaced	\$ 500	198a4	8-142	-	-	-		500.00	90.00
Registration/tags; belonging to another vehicle	\$ 500	198a5	8-142	-	-	-		500.00	90.00
Unlawful use of license	\$ 1,000	199a	8-260	-	-	-		2,500.00	90.00
Furnish DL to minor to obtain alcohol	\$ 1,000	199c	8-260	-	-	-	200.00	500.00	90.00
No proof of liability insurance #1	\$ 400	200	40-3104	-	-	-	300.00	1,000.00	90.00
No proof of liability insurance #2	\$ 1,000	200	40-3104	-	-	-	800.00	2,500.00	90.00

Attachment "B"

MISCELLANEOUS FEES / COSTS

	<u>Fee</u>	<u>Code Section, if any</u>
Fingerprinting for employment, etc	10.00 per person	
Police Report copy fee	3.00 per report	
Video copy fee	25.00 per video	
Court Costs [per violation, according to City of Lansing Charter Ordinance 1-2004]:		
Ordinance traffic infraction (non-court-required)	50.00	LCC 10-108
Any other offense (court-required appearance)	90.00	LCC 10-108
Supervised probation fee	100.00	LCC 10-108
Fingerprinting offenders	10.00	LCC 10-108
Bench warrant fee	50.00	
Failure to Appear (FTA) fee	50.00	
Court-appointed counsel fee	100.00	LCC 10-108
Jail fee per-diem	55.00	LCC 10-108
Collection agency fees	Actual charges	LCC 10-108
Fail to comply with citation	--See below--	
State D/L Reinstatement fee	100.00	KSA 8-2110
State D/L Reinst. Judicial Branch surcharge	22.00	KSA 8-2110
KBI Laboratory testing fees	400.00	KSA 28-176
Returned check (NSF) fee	35.00	

Fines will be doubled in the following circumstances:

see STO 204
and KSA 8-2118

1. Infraction committed in construction zone
2. Infraction committed in school zone
3. Failure to comply with citation on or before the scheduled court date

LCC = Lansing City Code
KSA = Kansas Statutes Annotated
STO = Standard Traffic Ordinance for Kansas Cities

FINES FOR OTHER VIOLATIONS
NOT SPECIFICALLY MENTIONED HEREIN

All violations designated by state/local law as
Class A Violations carry a maximum fine of **\$2,500**

All violations designated by state/local law as
Class B Violations carry a maximum fine of **\$1,000**

All violations designated by state/local law as
Class C Violations carry a maximum fine of **\$500**

Court costs for Class A, B and C Violations
and all other violations that require the defendant
to appear in Municipal Court are **\$90.00**

Fines for violations listed in the Lansing City Code, the Uniform Public Offense Code, and the
Standard Traffic Ordinance for Kansas Cities, which include in their terms a set fine or range
of possible fines, will be assessed by the Court in accordance with those terms.

ANIMAL CONTROL FEES / COSTS

"altered" = animal that is spayed or neutered

	<u>Fee if Altered</u>	<u>Fee if Unaltered</u>	<u>Code Section</u>
Animal Release Fee	\$50.00 intake fee, plus \$20 per day impounded		LCC 2-308
Animal surrender fee	\$100.00		LCC 2-308
Yearly animal license	\$7.50 per animal	\$15.00 per animal	LCC 2-507(B)
Dangerous animal permit fee	\$25.00		LCC 2-502(B)

continued on next page

AGENDA ITEM

TO: Tim Vandall, City Administrator *P*
FROM: Matthew R. Schmitz, Director, Community & Economic Development *MRS*
DATE: August 15, 2019
SUBJECT: Ord. 1028 - Vacation of a Utility and Drainage Easement over lots 3, 4, and 5, Richard Besel Greenamyre Subdivision at 712 First Terrace, Lansing, KS

Explanation: Chad Schimke, owner of the property at 712 First Terrace, has asked for the existing Utility and Drainage Easement on 712 First Terrace to be vacated due to the existing sanitary sewer line that traverses the property being installed in a different alignment.

The platted easement runs under the corner of the existing building located at the above address. There are no existing utilities in the area to be vacated of the existing platted Utility and Drainage Easement, other than the city's sanitary sewer line. When the sanitary sewer line was installed, a manhole was added and alignment of the line was modified, but the Utility and Drainage Easement was never updated to reflect this change. Joe Herring, of Herring Surveying, has prepared the legal description included in Ordinance 1028, which is attached, for the section of the Utility and Drainage Easement to be vacated.

In addition, Mr. Schimke has executed a new Sanitary Sewer Easement, of which the legal description was prepared by Mr. Herring, and inserted into a form prepared by staff and reviewed by the City Attorney. The new easement has been executed by Mr. Schimke and is attached for your review. It will be filed with the county upon approval of this item.

Policy Considerations: None.

Action: Approve Ordinance No. 1028, an ordinance vacating a Utility and Drainage Easement over Lots 3, 4, and 5, Richard Besel Greenamyre Subdivision.

AGENDA ITEM #

9

SANITARY SEWER EASEMENT

THIS CONVEYANCE is made on this 6th day of August 2019, by and between **SEVEN12 STATION LLC**, a Kansas Limited Liability Company, its successors, administrators, and assigns, all of which are hereinafter collectively referred to as Grantor, and **CITY OF LANSING, KANSAS**, a Municipal Corporation of the State of Kansas, its successors, administrators, and assigns, all of which are hereinafter collectively referred to as Grantee.

IN CONSIDERATION of the sum of One Dollar and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, Grantor hereby grants and conveys unto Grantee a perpetual easement for the purposes of constructing, altering, extending, relocating, maintaining, operating, and authorizing the location of public sanitary sewer facilities and services, including, but not limited to, sanitary sewers, manholes, and other appurtenances thereto in any part of said Sanitary Sewer Easement, over, under and through the following described real estate lying and situated in the County of Leavenworth, State of Kansas, to-wit:

**SEE EXHIBIT "A" ATTACHED HERETO
AND INCORPORATED HEREIN BY
THIS REFERENCE**

THIS SANITARY SEWER EASEMENT is executed, delivered, and granted upon the following conditions and considerations:

1. Grantor understands and agrees the utilities constructed hereunder shall be, in every respect, managed by Grantee as a public utility as if placed in a dedicated, Grantee-owned Right of Way (ROW) of the City of Lansing, Kansas. Grantor and Grantee further agree this Easement shall be subject to regulation and management by the City of Lansing, Kansas, and the right of the City, in its sole discretion, to demand the future relocation of any utility to be constructed and maintained in the future within this Easement, with the cost of such relocation to be paid by the utility.

2. The rights granted herein shall not be construed to interfere with or restrict Grantor from the use of the described real estate with respect to the construction and maintenance of property improvements within this Easement so long as the same are so constructed as not to impair the strength or interfere with the access, use, or maintenance of said sanitary sewer facilities.

3. Grantee, its employees and agents, shall have the right of ingress and egress at all times to enter upon the described real estate for the purposes herein described, using such reasonable route across Grantor's remaining real estate as Grantor may designate.

4. Grantor hereby waives and releases Grantee, its employees and agents, from any and all claims for damage, known and unknown, foreseen and unforeseen, arising by reason of the use of the described real estate for the purposes herein described; provided, Grantee shall restore any disturbed property to Grantor to a neat and presentable condition. All such restoration shall be completed as soon as reasonably practicable.

5. This Easement is not a waiver of a claim for damage to or use of any property not restored promptly to Grantor, nor a waiver of any claim for personal injury made in accordance with the Kansas Tort Claims Act.

6. This Easement shall apply to all interests in the described real estate, now owned or hereafter acquired or assigned by Grantor or Grantee; this covenant shall run with the land.

IN WITNESS WHEREOF, Grantor has authorized and caused this conveyance to be signed on its behalf by its MANAGING MEMBER on the day and year first above written.

SEVEN12 STATION LLC


CHADSCHIMKE, MANAGING MEMBER

ACKNOWLEDGMENT

STATE OF Kansas)
)ss.
COUNTY OF Wyandotte)

THIS INSTRUMENT was acknowledged before me on this 7th day of aug 2019, by CHAD SCHIMKE as MANAGING MEMBER of SEVEN12 STATION LLC, a Kansas Limited Liability Company.

Amy Wilcox
Notary Public

3.19.21
My Appointment Expires



EXHIBIT "A"

PARCEL NUMBER(S): 099-30-0-20-05-004.06-0

SITUS ADDRESS: 712 1st Ter., Lansing, KS 66043

OWNER: SEVEN12 STATION LLC

MAILING ADDRESS: 11710 Kelly Rd., Leavenworth, KS 66048

LEGAL DESCRIPTION:

A 20 foot Sanitary Sewer Easement across a portion of Lots 3, 4, 5, and 6, RICHARD BESEL GREENAMYRE SUBDIVISION, City of Lansing, Leavenworth County, Kansas, being 10 feet each side of the following described centerline; Commencing at the Southwest corner of said Lot 3; thence North 88 degrees 59'33" East for a distance of 161.27 feet along the South line of said Lot 3 to the TRUE POINT OF BEGINNING; thence North 00 degrees 31'43" East for a distance of 7.70 feet along said centerline; thence North 20 degrees 08'17" East for a distance of 88.48 feet along said centerline; thence North 09 degrees 27'30" West for a distance of 171.23 feet along said centerline; thence North 06 degrees 45'53" West for a distance of 108.67 feet along said centerline to the North line of Lot 6 and the point of termination of said easement.

Together with and subject to covenants, easements, and restrictions of record.

ORDINANCE NO. 1028

**AN ORDINANCE VACATING A PORTION OF A
UTILITY AND DRAINAGE EASEMENT OVER LOTS 3, 4, AND 5, RICHARD BESEL
GREENAMYRE SUBDIVISION.**

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

SECTION 1. All of the Utility and Drainage Easement identified and set forth below was originally obtained for the installation of a sanitary sewer line at the time of the development of the Richard Besel Greenamyre subdivision; however, said sanitary sewer line was installed along, across or in an alternate alignment which was not in conformity with those portions of the Utility and Drainage Easement described and set forth herein below. There are no current requirements or known future plans for any other utilities or drainage facilities occupying or needing to occupy or make use of this said Utility and Drainage Easement, as such, there is no foreseeable need or necessity to retain said portion of this Utility and Drainage Easement over Lots 3, 4, and 5; and

Pursuant to K.S.A. 14-423, be it ordained by the Governing Body of the City of Lansing, Kansas, that the following described portion of the Utility and Drainage Easement over Lots 3, 4, and 5 be vacated:

A 20 Drainage and Utility Easement across a portion of Lots 3, 4, 5, and 6, RICHARD BESEL GREENAMYRE SUBDIVISION, City of Lansing, Leavenworth County, Kansas, being 10 feet each side of the following described centerline;

Commencing at the Southwest corner of said Lot 3; thence North 88 degrees 59'33" East for a distance of 161.27 feet along the South line of said Lot 3; thence North 00 degrees 31'43" East for a distance of 10.00 feet to the TRUE POINT OF BEGINNING thence North 00 degrees 31'43" East for a distance of 249.68 feet along said centerline; thence North 06 degrees 45'53" West for a distance of 93.59 feet along said centerline to the point of termination of said easement..

SECTION 2. That this ordinance shall become effective thirty (30) days after the publication thereof, unless one or more interested parties files a written protest in the Office of the City Clerk of the City of Lansing, Kansas, before the expiration of such time.

PASSED AND APPROVED by the governing body of the City of Lansing, County of Leavenworth, State of Kansas, this 15th day of August, 2019.

{SEAL}

Michael W. Smith, Mayor

ATTEST:

Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Gregory C. Robinson, City Attorney

Publication Date:

Published: The Leavenworth Times

CITY OF LANSING
FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE

**Ordinance No. 1028: An Ordinance of the City of Lansing, Kansas Vacating A Portion of A
Utility And Drainage Easement Over Lots 3, 4, And 5, Richard Besel Greenamyre
Subdivision.**

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. 1028 Summary:

On August 15, 2019, the City of Lansing, Kansas, adopted Ordinance No. 1028, an ordinance of the City of Lansing, Kansas Vacating A Portion of A Utility And Drainage Easement Over Lots 3, 4, And 5, Richard Besel Greenamyre Subdivision. A complete copy of this ordinance is available at 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 15, 2019

Gregory C. Robinson, City Attorney

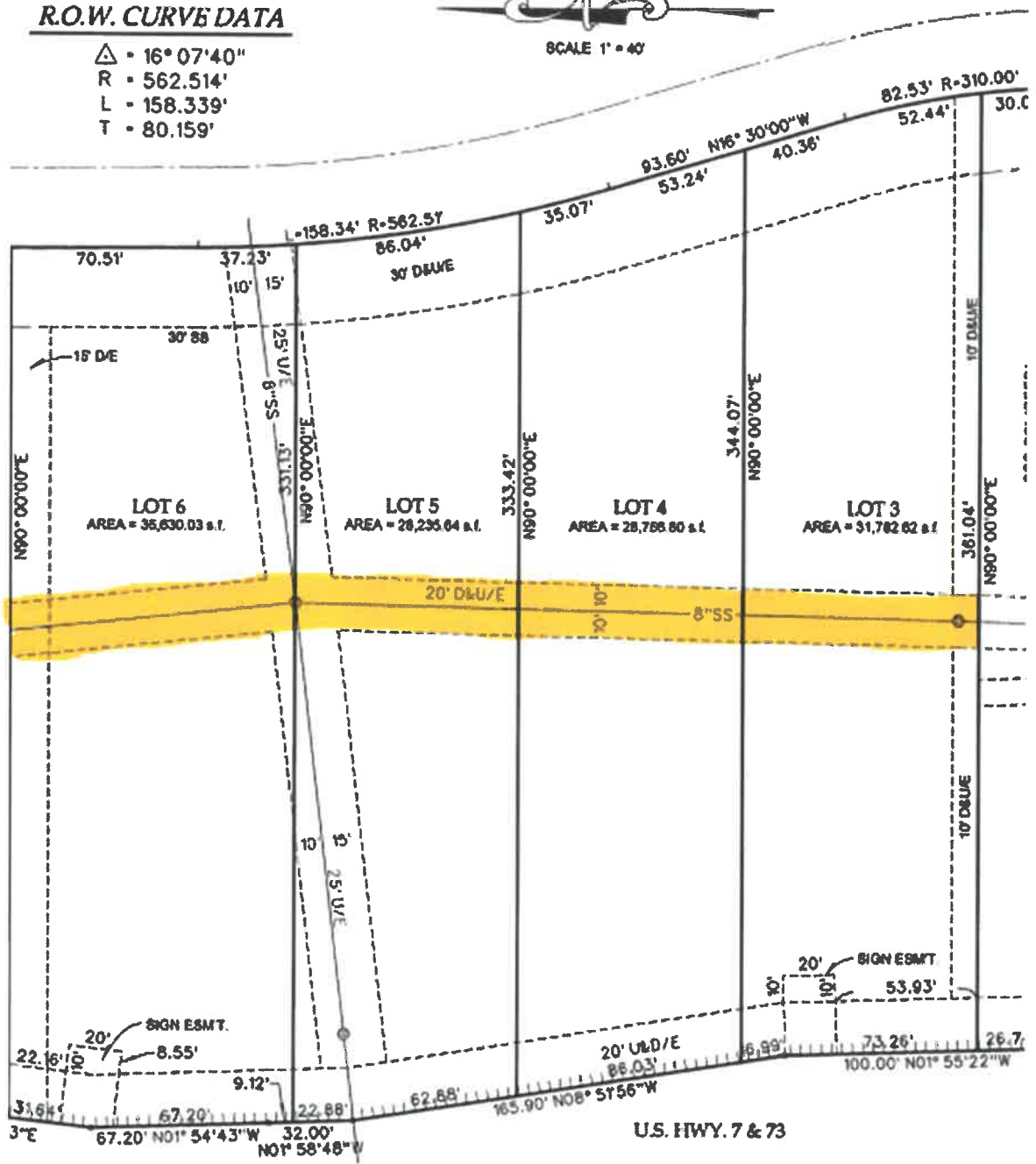


Existing building / sewer lines on property @ 712 First Terrace.

R.O.W. CURVE DATA

$\Delta = 16^{\circ} 07' 40''$
 $R = 562.514'$
 $L = 158.339'$
 $T = 80.159'$

SCALE 1" = 40'



Platted Easement (to be abandoned) on property @ 712 First Terrace.

EASEMENT EXHIBIT

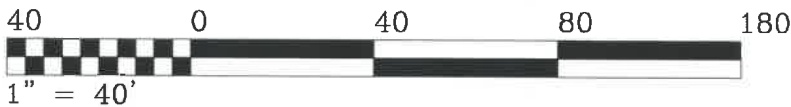
PREPARED FOR:
SEVEN12 STATION LLC

EASEMENT DESCRIPTION:

A 20 Sanitary Sewer Easement across a portion of Lots 3, 4, and 5, RICHARD BESEL GREENAMYRE SUBDIVISION, City of Lansing, Leavenworth County, Kansas, being 10 feet each side of the following described centerline; Commencing at the Southwest corner of said Lot 3; thence North 88 degrees 59'33" East for a distance of 161.27 feet along the centerline; thence North 00 degrees 31'43" East for a distance of 7.70 feet along said centerline; thence North 20 degrees 08'17" East for a distance of 88.48 feet along said centerline; thence North 09 degrees 27'30" West for a distance of 171.23 feet along said centerline; thence North 06 degrees 45'53" West for a distance of 108.67 feet along said centerline to the North line of Lot 6 and the point of termination of said easement. Together with and subject to covenants, easements, and restrictions of record.

INFORMATION ONLY

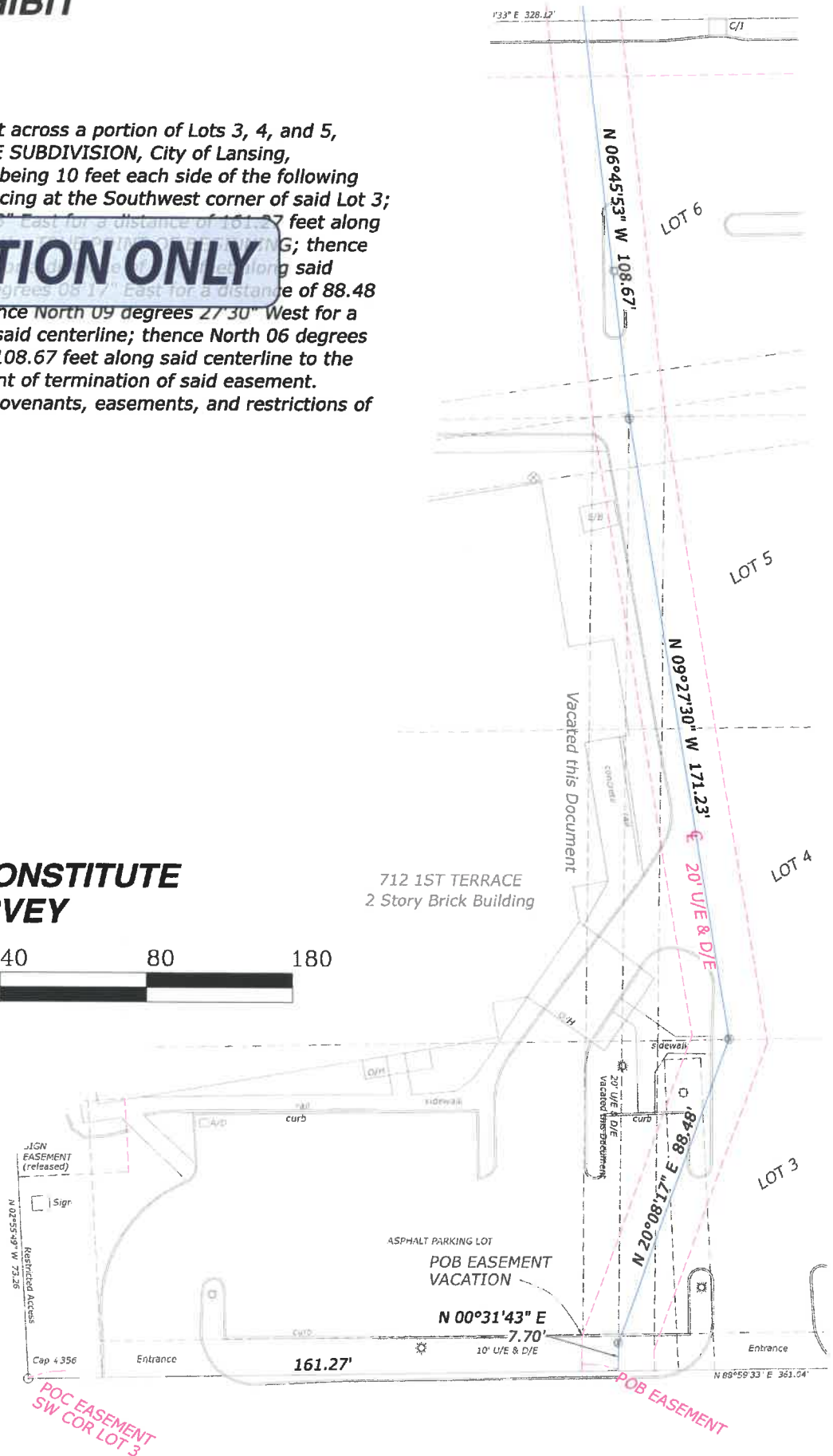
**THIS DOES NOT CONSTITUTE
A BOUNDARY SURVEY**



Scale 1" = 40'

Job # K-19-1280
July 5, 2019

J. Herring, Inc. (dba)
HERRING
SURVEYING
COMPANY
315 North 5th Street, Leav., KS 66048
Ph. 913.651.3858 Fax 913.674.5381
Email - survey@teamcash.com



AGENDA ITEM

TO: Tim Vandall, City Administrator *TV*
FROM: Matthew R. Schmitz, Director, Community & Economic Development *MRS*
DATE: August 15, 2019
SUBJECT: Ord. 1029 - Vacation of a Drainage Easement and a previously filed Sanitary Sewer Easement over a portion of Lot 1, Block 3, Con-Way Heights Subdivision at 00000 N. Main St., Lansing, KS (Southeast corner of Main & Connie Streets)

Explanation: The property on the southwest corner of Main & Connie Streets has been a subject of discussion for several years. The property discussed in this item was originally the Kansas Department of Transportation's (KDOT) property, but KDOT has quit claimed the property to the City of Lansing, at Staff's request, in an effort to increase the developability of the lot at this corner. The quitclaim deed and information from KDOT has been included for your review. The remainder of the corner property is owned by Mark Linaweaver and has been on the market for several years.

Staff engaged McAfee Henderson Solutions (MHS) to prepare legal descriptions in order to facilitate the transfer of property from KDOT to the City, as well as to prepare new easements for the property that reduce the affected area of land to only what the City needs to maintain the underground storm sewers and sanitary sewers located on the affected property. Once the entire process is complete, MHS will also prepare a new survey for the property to be filed with the county to complete this project.

The next step in this process is to vacate the existing easements on the property, and assign the new easements that are required to provide maintenance of the underground facilities in the future. The new easements are attached for your review, as well as the vacation ordinance. Upon completion of this step, the property can be quitclaimed to Mark Linaweaver to increase the developability of his existing vacant lot.

Policy Considerations: None.

Action: Approve Ordinance No. 1029, an ordinance vacating a Drainage Easement and a previously filed Sanitary Sewer Easement over Lot 1, Block 3, Con-Way Heights Subdivision and approve the mayor to execute the new Storm Drainage and Sanitary Sewer easements and quitclaim deed.

AGENDA ITEM #

10

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745

Julie L. Lorenz, Secretary
William J. Haverkamp, P.S., Chief



Phone: 785-296-3501
Fax: 785-296-0009
Toll Free: 877-461-6817
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

July 1, 2019

City of Lansing
Attn: Matthew Schmitz, Director of Community & Economic Development
800 First Terrace
Lansing, Kansas 66043

RE: Release of Highway Right of Way
Project No. 73-52 K-8239-01
Leavenworth County
C/A 3136 - Tract No. 78 - Rid No. 2311

Dear Mr. Schmitz;

Enclosed is the recorded quitclaim deed for the US-73 highway right of way located at the corner of Connie Street and Main. The deed has been recorded in the Leavenworth County Register of Deeds Office.

Thank you for your patience with this transaction. If you have any questions, please contact this office, (785) 296-6942.

Sincerely,

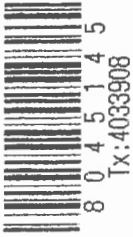
William J. Haverkamp, P.S., Chief
Bureau of Right of Way

A blue ink signature of DeAllon Wildeman, written in a cursive style.

DeAllon Wildeman
Right of Way Inventory & Disposal Section

WJH: DW
Enclosure

C: Leroy Koehn, District I Engineer
Bob Brown, District I Land Surveyor
Jason Van Nice, District I Area Engineer – Bonner Springs
Steve Garrett, Bureau of Fiscal Services – Procurement and Inventory Section



Doc #: 2019R04599
STACY R. DRISCOLL
REGISTER OF DEEDS
LEAVENWORTH COUNTY, KANSAS
RECORDED ON:
06/24/2019 12:39:02 PM
RECORDING FEE: 72.00
PAGES: 4

Entered in the transfer record in my office this

At day of *September* 20 *19*
Stacy R. Driscoll
County Clerk
by B. Jones

Leavenworth County Tr. 78 CSA 73-52 K-8239-01 6/13/19 Job No. 3136 RID No. 2311 Page 1 of 4
No Sales Validation Required KSA 79-1437e(a)(13)

QUITCLAIM DEED

THIS DEED, Made June 13, 2019, by and between The State of Kansas, acting by and through Julie L. Lorenz, as Secretary of Transportation of the State of Kansas, of the first part, and City of Lansing of Leavenworth County, in the State of Kansas of the second part:

WITNESSETH, That said party of the first part, in consideration of the sum of one dollar and other valuable consideration to it duly paid, has sold, and by these presents does Remise, Release and Quitclaim unto the said parties of the second part, their heirs and assigns, forever, all that tract of land situated in the County of Leavenworth and the State of Kansas described as follows, to-wit:

See Page 2 for Legal Description

See Page 3 for Graphic Exhibit A

KDOT #72 ✓

2019.015
KS Hwy 7 And Connie Street
5/23/2019
Linaweaver Construction, Inc.
Parcel ID: 0941.8030.1200.1150

ATTACHMENT A

A parcel of land being a part of Lot 1, Block 3, CON-WAY HEIGHTS SUBDIVISION, a subdivision plat and also being part of the Southwest 1/4 of Section 18, Township 9 South, Range 23 East, all being in the City of Lansing, Leavenworth County, Kansas, being more particularly described as follows:

Beginning at the Northeast Corner of Lot 1, Block 3, said Con-Way Heights subdivision; thence S 00°30'25" W along the East line of said Lot 1, a distance of 20.00 feet; thence N 89°31'05" W along a line being 20.00 feet South of and being parallel with the North line of said Lot 1, a distance of 59.15 feet; thence S 00°30'25" W along a line being 59.15 West of and being parallel with the East line of said Lot 1, a distance of 80.76 feet; thence N 89°31'05" W along a line being 100.76 feet South of and being parallel with the North line of said Lot 1, a distance of 186.22 feet to a point on the East Right-of-Way line of Kansas Highway No. 7 as now exists per Document No. 2014R07073, as filed in the Register of Deeds office of Leavenworth County, said point also being 54.13 feet Easterly of the West line of the Southwest Quarter of Said Section 18, Township 9 South, Range 23 East; thence N 00°30'25" E W along a line being 54.13 feet East of and being parallel with said West line of said Southwest Quarter, a distance of 100.76 feet to a point on the Westerly extension of the North line of said Lot 1, said line also being Westerly extension of the South Right-of-Way line of Connie Street as platted per said Con-Way Heights Subdivision; thence S 89°31'05" E along said Westerly extension and said North line thereof of said Lot 1, a distance of 245.37 feet to the Point of Beginning, and containing 19946.15 Sq. Ft., more or less.

SURVEYOR'S CERTIFICATE

I, D. Steven West, a registered land surveyor in the state of Kansas, do hereby certify that this real property description was prepared by me or under my direct supervision and is correct to the best of my belief and ability.

D. Steven West, RLS 1614



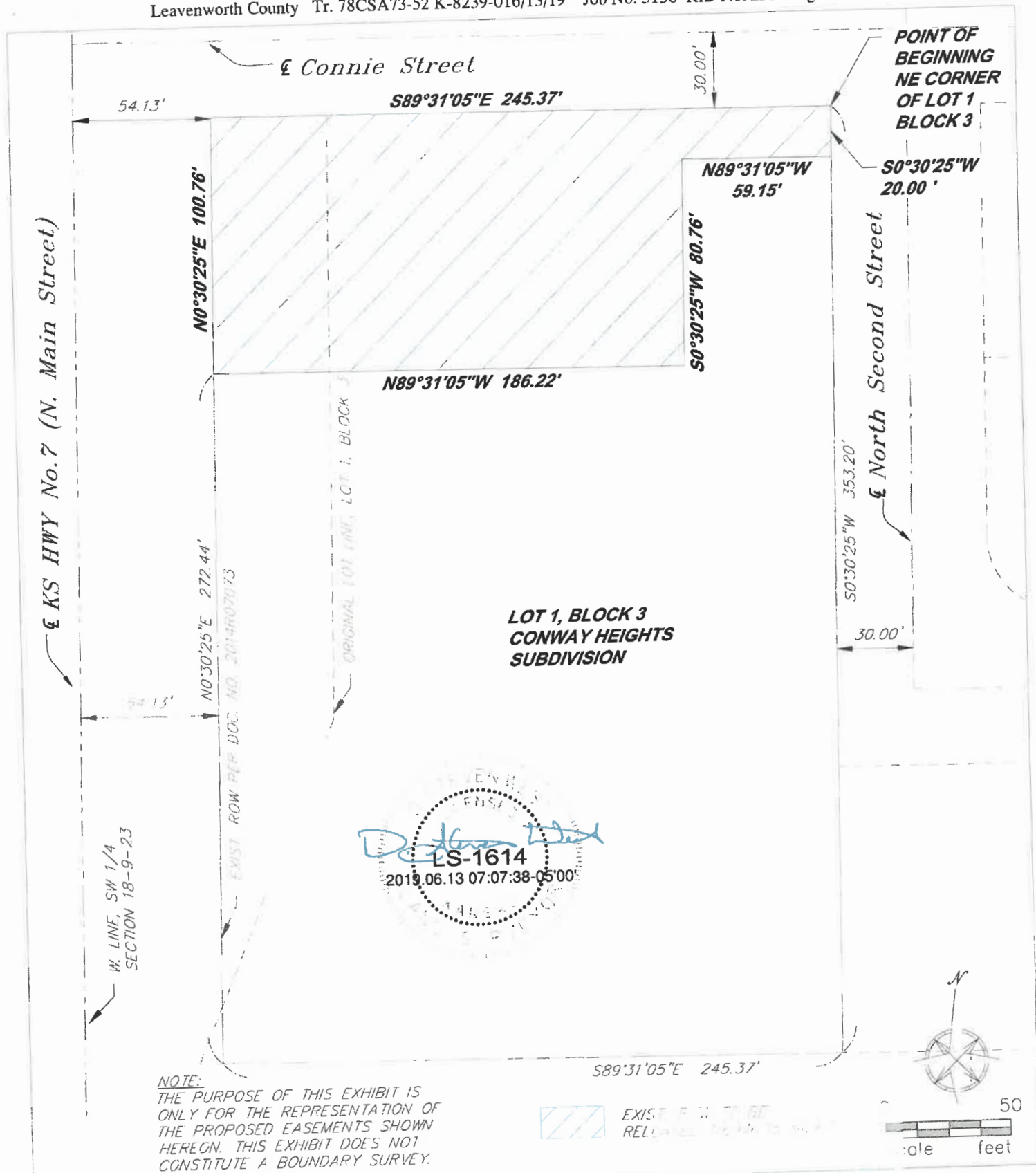


Exhibit A
 Linaweaver Construction, Inc.
 Lansing, Kansas



McAFEE HENDERSON SOLUTIONS, INC.
 Civil Engineering & Land Surveying
 15700 College Blvd. Suite 202 Lenexa, KS 66219
 Ph: (913) 885-4647 Fax: (913) 330-9865
 www.mhs-eng.com

Leavenworth County Tr. 78 CSA 73-52 K-8239-01 6/13/19 Job No. 3136 RID No. 2311 Page 4 of 4
RESTRICTIVE COVENANT: The party of the second part, for their heirs and assigns, do hereby covenant and agree, said covenant to run with the land, that the land conveyed herein shall not be used for billboards or other off-premise commercial advertising purposes, which does not include on premise advertising signs for businesses operated on the described land.

The above described land is subject to easement for the right of ingress and egress, reconstruction, and maintenance of all existing utilities and appurtenances thereto, together with the appurtenance and all the estate, title and interest of said party of the first part therein.

TO HAVE AND TO HOLD ALL and singular the above-described premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns forever.

I, Burt Morey, P.E., Deputy Secretary and State Transportation Engineer, pursuant to the authority delegated to me by the Secretary of the Kansas Department of Transportation under K.S.A. 75-5005, hereby certify that I have authority to act on behalf of the Secretary of Transportation when the Secretary is absent or unavailable, and further certify I am signing the foregoing document in accordance with that authority.



Julie L. Lorenz
Secretary of Transportation

BY:

Burt Morey 6-18-19

Burt Morey, P.E.
Deputy Secretary and
State Transportation Engineer

STATE OF KANSAS)
) ss:
COUNTY OF SHAWNEE)

BE IT REMEMBERED, that on this 19th
day of June, 2019, before me, that the undersigned, a Notary Public in and for the County and State aforesaid, came Burt Morey, P.E. Deputy Secretary and State Transportation Engineer for the State of Kansas, who is personally known to me to be the same person who executed the foregoing instrument of writing and such person acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

TERRI RULE
Notary Public

My Commission Expires:

July 7, 2021



ORDINANCE NO. 1029

AN ORDINANCE VACATING A DRAINAGE EASEMENT AND A PREVIOUSLY FILED SANITARY SEWER EASMENT OVER A PORTION OF LOT 1, BLOCK 3, CON-WAY HEIGHTS SUBDIVISION.

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

SECTION 1. The easement areas herein described below are being vacated for the purpose of reducing the easement areas on the property. There are utilities and drainage facilities occupying or needing to occupy each of the easements described below, however new, narrower easements accomplishing these uses have been defined and applied to these areas. The current easements described below are therefore no longer required for their intended purposes.

Pursuant to K.S.A. 14-423, be it ordained by the Governing Body of the City of Lansing, Kansas, that the following described drainage easement be vacated:

A parcel of land being a part of Lot 1, Block 3, CON-WAY HEIGHTS SUBDIVISION, a subdivision plat and also being part of the Southwest 1/4 of Section 18, Township 9 South, Range 23 East, all being in the City of Lansing, Leavenworth County, Kansas, being more particularly described as follows:

Beginning at the Northwest Corner of Lot 1, Block 3, said Con-Way Heights subdivision; thence S 89°31'05" E along the north line of said Lot 1, a distance of 110.00 feet; thence S 00°30'25" W along a line being 110.00 feet East of and being parallel with the West line of said Lot 1, a distance of 57.45 feet; thence N 89°31'05" W along a line being 57.50 feet South of and being parallel with the North line of said Lot 1, a distance of 110.00 feet to the West line of said Lot 1; thence N 00°30'25" E along the West line of said Lot 1, a distance of 57.50 feet to the Northwest corner of said Lot 1, said point also being the Point of Beginning, and containing 6,325.20 Sq. Ft., more or less.

Additionally, also pursuant to K.S.A. 14-423, be it ordained by the Governing Body of the City of Lansing, Kansas that the following described sanitary sewer easement be vacated:

A previously filed Sanitary Sewer Easement filed as Document No. 2015R04663 at the Register of Deeds office of Leavenworth County, Kansas and shown hereon verbatim per said document and described as follows:

A Permanent easement over a portion of Lot 1, Block 3, Con-Way Heights, a subdivision of land in the City of Lansing, Leavenworth County, Kansas being described as follows:

Commencing at the Northwest corner of said Lot 1; thence South 01 degree 30 minutes 26 seconds East along the west line of said Lot 1 a distance of 76.55 feet to the Point of Beginning; thence South 73 degrees 53 minutes 13 seconds East a distance of 41.38 feet; thence North 89 degrees 17 minutes 35 seconds East a distance of 4.60 feet; thence South 54 degrees 39 minutes 10 seconds West a distance of 20.49 feet; thence North 73 degrees 40 minutes 33 seconds West a distance of 28.37 feet to a point on said west line; thence North 01 degree 30 minutes 26 seconds West along said west line a distance of 15.31 feet to the Point of Beginning.

Less that part in existing easement.

Contains: 301.54 square feet more or less.

SECTION 2. That this ordinance shall become effective thirty (30) days after the publication thereof, unless one or more interested parties files a written protest in the Office of the City Clerk of the City of Lansing, Kansas, before the expiration of such time.

PASSED AND APPROVED by the governing body of the City of Lansing, County of Leavenworth, State of Kansas, this 15th day of August, 2019.

{SEAL}

Michael W. Smith, Mayor

ATTEST:

Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Gregory C. Robinson, City Attorney

Publication Date: _____

Published: The Leavenworth Times

CITY OF LANSING

FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE

Ordinance No. 1029: An Ordinance Vacating A Drainage Easement and A Previously Filed Sanitary Sewer Easement Over A Portion of Lot 1, Block 3, Con-Way Heights Subdivision.

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. 1029 Summary:

On August 15, 2019, the City of Lansing, Kansas, adopted Ordinance No. 1029, an ordinance of the City of Lansing, Kansas Vacating A Portion of A Drainage Easement And A Previously Filed Sanitary Sewer Easement Over A Portion of Lot 1, Block 3, Con-Way Heights Subdivision. A complete copy of this ordinance is available at 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 15, 2019

Gregory C. Robinson, City Attorney

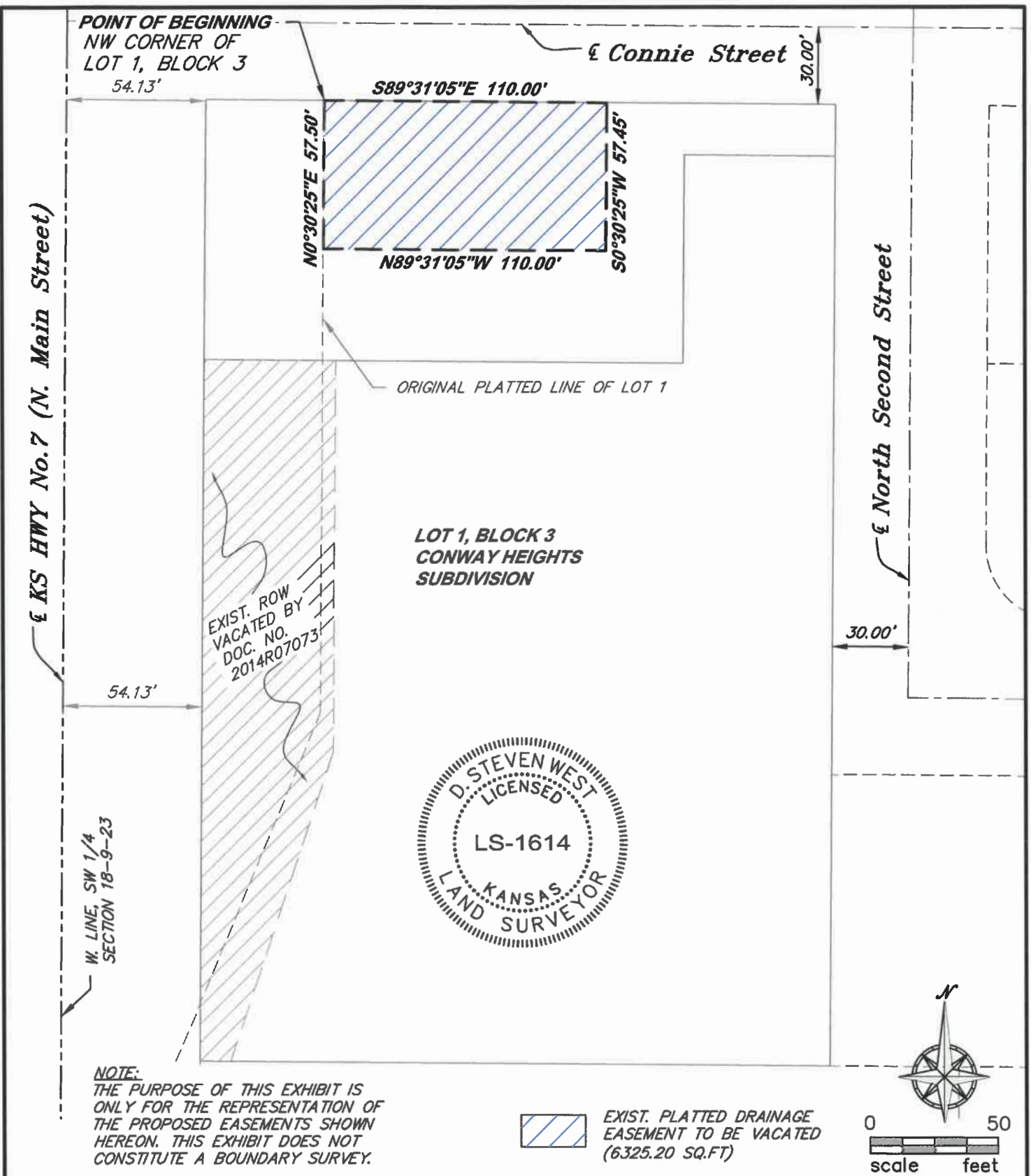


Exhibit A
Linaweaver Construction, Inc.
Lansing, Kansas



McAFEE HENDERSON SOLUTIONS, INC.
 Civil Engineering + Land Surveying
 15700 College Blvd. Suite 202 Lenexa, KS 66219
 Ph: (913) 888-4647 Fax: (913) 390-0665
 www.mhs-eng.com

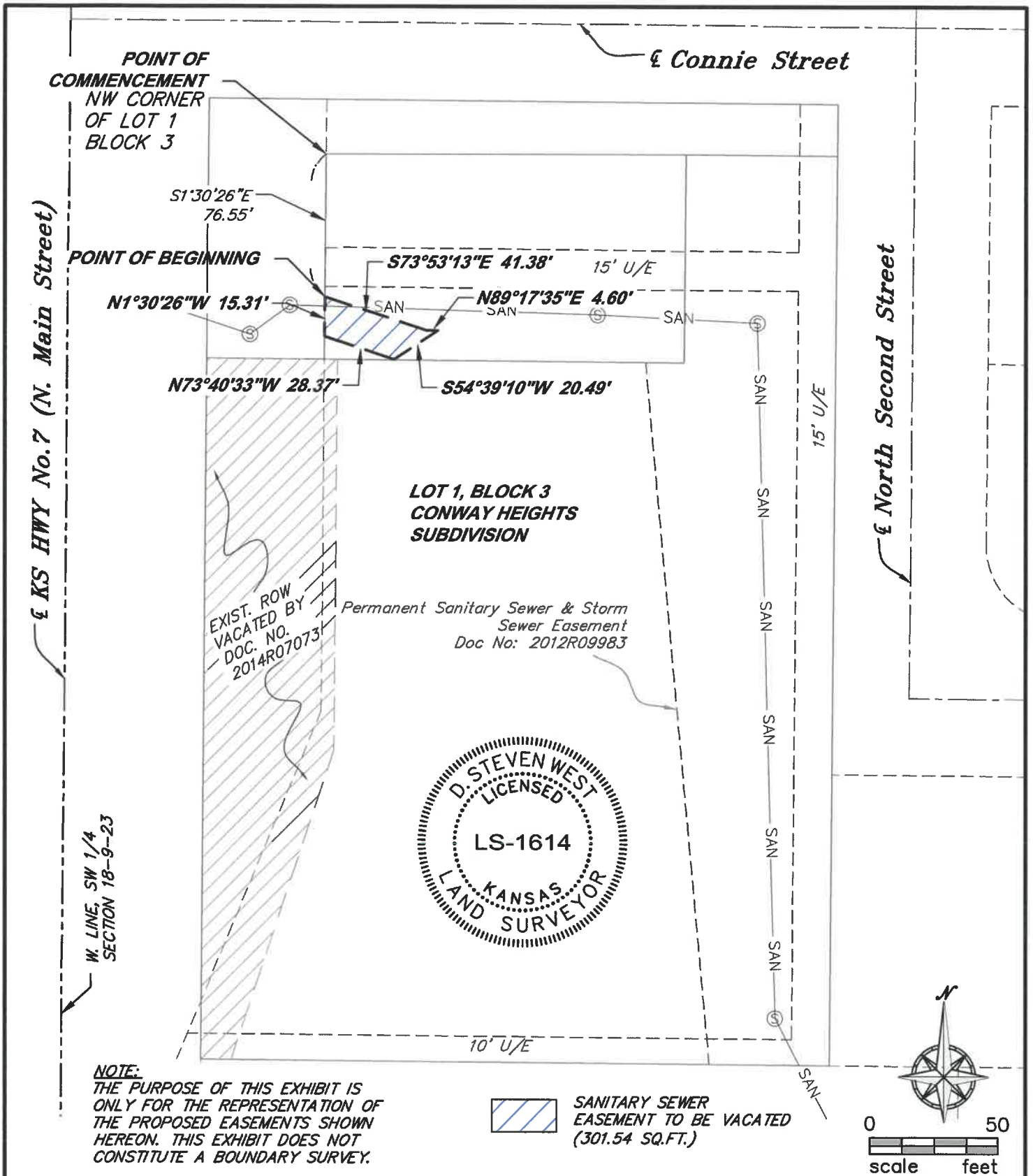


Exhibit A
Linaweaver Construction, Inc.
Lansing, Kansas



McAFEE HENDERSON SOLUTIONS, INC.
 Civil Engineering + Land Surveying
 15700 College Blvd, Suite 202 Lenexa, KS 66219
 Ph: (913) 888-4647 Fax: (913) 390-9885
 www.mhs-eng.com

STORM DRAINAGE AND SANITARY SEWER EASEMENT

THIS CONVEYANCE is made on this 15th day of August 2019, by and between **CITY OF LANSING, KANSAS**, a municipal corporation, county of Leavenworth, state of Kansas, its successors, administrators, and assigns, all of which are hereinafter collectively referred to as Grantor, and **CITY OF LANSING, KANSAS**, a municipal corporation, county of Leavenworth, state of Kansas, its successors, administrators, and assigns, all of which are hereinafter collectively referred to as Grantee.

IN CONSIDERATION of the sum of One Dollar and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, Grantor hereby grants and conveys unto Grantee a perpetual easement for the purposes of constructing, altering, extending, relocating, maintaining, and using public storm drainage and sanitary sewer facilities, including, but not limited to, sanitary and storm sewers, drainage channels, tributary connections, and other appurtenances thereto in any part of said Storm Drainage and Sanitary Sewer Easement, over, under and through the following described real estate lying and situated in the County of Leavenworth, State of Kansas, to-wit:

**SEE EXHIBIT "A" ATTACHED HERETO
AND INCORPORATED HEREIN BY
REFERENCE**

THIS STORM DRAINAGE AND SANITARY SEWER EASEMENT is executed, delivered, and granted upon the following conditions and considerations:

1. Grantor understands and agrees the storm drainage and sanitary sewer facilities authorized hereunder shall be, in every respect, managed by Grantee as a public utility as if placed in a dedicated, Grantee-owned Right of Way (ROW) of the City of Lansing, Kansas. Grantor and Grantee further agree this Easement shall be subject to regulation and management by the City of Lansing, Kansas, and the right of the City, in its sole discretion, to demand the future relocation of any utility to be constructed and maintained in the future within this Easement, with the cost of such relocation to be paid by the utility.

2. The rights granted herein shall not be construed to interfere with or restrict Grantor from the use of the described real estate with respect to the construction and maintenance of property improvements within this Easement so long as the same are so constructed as not to impair the strength or interfere with the access, use, or maintenance of said storm drainage and sanitary sewer facilities.

3. Grantee, its employees and agents, shall have the right of ingress and egress at all times to enter upon the described real estate for the purposes herein described, using such reasonable route across Grantor's remaining real estate as Grantor may designate.

4. Grantor hereby waives and releases Grantee, its employees and agents, from any and all claims for damage, known and unknown, foreseen and unforeseen, arising by reason of the use of the described real estate for the purposes herein described; provided, Grantee shall restore any disturbed property to Grantor to a neat and presentable condition. All such restoration shall be completed as soon as reasonably practicable.

5. This Easement is not a waiver of a claim for damage to or use of any property not restored promptly to Grantor, nor a waiver of any claim for personal injury made in accordance with the Kansas Tort Claims Act.

6. This Easement shall apply to all interests in the described real estate, now owned or hereafter acquired or assigned by Grantor or Grantee; this covenant shall run with the land.

IN WITNESS WHEREOF, Grantor has authorized and caused this conveyance to be signed on its behalf by its Mayor, to be attested by its City Clerk, and its seal to be hereunto affixed, on the day and year last above written.

City of Lansing, Kansas

Michael W. Smith, Mayor

ATTEST:

Sarah Bodensteiner, City Clerk

ACKNOWLEDGMENT

STATE OF KANSAS)
)ss.
COUNTY OF LEAVENWORTH)

THIS INSTRUMENT was acknowledged before me on this _____ day of _____ 2019, by Michael W. Smith, as Mayor of the City of Lansing, Kansas, a Kansas municipal corporation, and by Sarah Bodensteiner, as City Clerk of said City.

Notary Public

My Appointment Expires

EXHIBIT "A"

PARCEL NUMBER(S): 094-18-0-30-12-001.16-0

SITUS ADDRESS: 00000 N. Main St., Lansing, KS 66043

OWNER: City of Lansing, Kansas

MAILING ADDRESS: 800 First Terrace
Lansing, Kansas 66043

LEGAL DESCRIPTION:

A parcel of land being a part of Lot 1, Block 3, CON-WAY HEIGHTS SUBDIVISION, a subdivision plat and also being part of the Southwest 1/4 of Section 18, Township 9 South, Range 23 East, all being in the City of Lansing, Leavenworth County, Kansas, being more particularly described as follows:

Commencing at the Northeast Corner of Lot 1, Block 3, said Con-Way Heights subdivision; thence S 00°30'25" W along the East line of said Lot 1, a distance of 20.00 feet; thence N 89°31'05" W along a line being 20.00 feet South of and being parallel with the North line of said Lot 1, a distance of 59.15 feet; thence S 00°30'25" W along a line being 59.15 West of and being parallel with the East line of said Lot 1, a distance of 52.50 feet to the Point of Beginning; thence S 00°30'25" W along the west line of a Permanent Sanitary Sewer and Storm Sewer Easement as now exists per Document No. 2012R09983, as filed in the Register of Deeds office of Leavenworth County, said line also being 59.15 West of and being parallel with the East line of said Lot 1, a distance of 28.26 feet; thence N 89°31'05" W along said Permanent Sanitary Sewer and Storm Sewer Easement, a distance of 14.95 feet; thence N 05°09'01" W, a distance of 9.30 feet; thence N 89°31'05" W along a line being 91.5 feet South of and being parallel with the North line of said Lot 1, a distance of 141.20 feet; thence S 53°52'59" W, a distance of 13.65 feet; thence N 71°52'22" W, a distance of 19.09 feet; thence N 00°30'25" E along a line being 54.13 feet East of and being parallel with the West line of the Southwest Quarter of said Section 18, Township 9 South, Range 23 East, a distance of 15.74 feet; thence S 71°52'22" E, a distance of 16.17 feet; thence N 53°52'59" E, a distance of 17.64 feet; thence S 89°31'05" E along a line being 72.5 feet South of and being parallel with the North line of said Lot 1, a distance of 156.65 feet to a point on the west line of said Permanent Sanitary Sewer and Storm Sewer Easement, said point also being the Point of Beginning, and containing 3622.09 Sq. Ft., more or less.

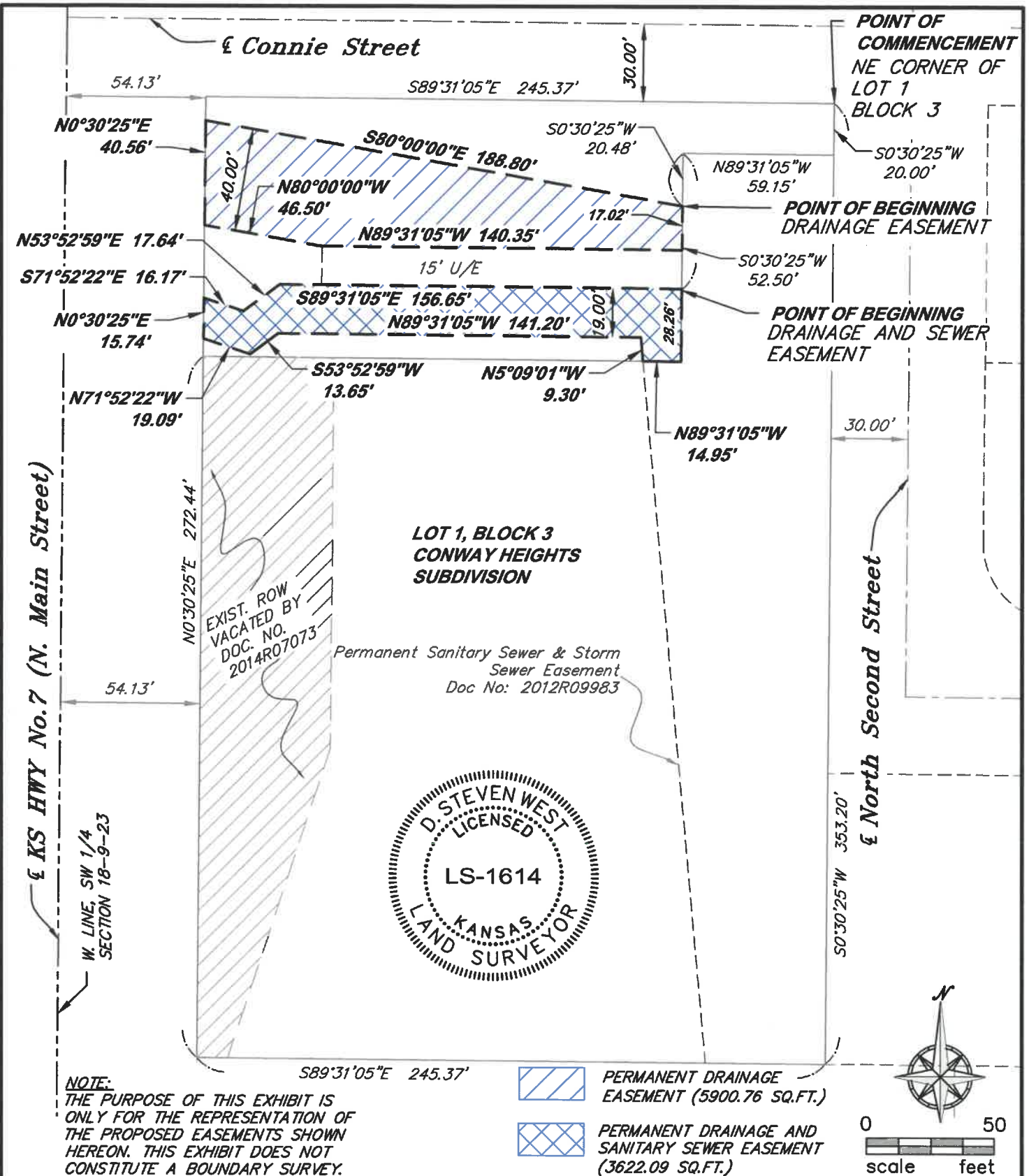


Exhibit A
Linaweaver Construction, Inc.
Lansing, Kansas



McAFEE HENDERSON SOLUTIONS, INC.
 Civil Engineering + Land Surveying
 15700 College Blvd, Suite 202 Lenexa, KS 66219
 Ph: (913) 858-4647 Fax: (913) 390-8885
 www.mhs-eng.com

STORM DRAINAGE EASEMENT

THIS CONVEYANCE is made on this 15th day of August 2019, by and between **CITY OF LANSING, KANSAS**, a municipal corporation, county of Leavenworth, state of Kansas, its successors, administrators, and assigns, all of which are hereinafter collectively referred to as Grantor, and **CITY OF LANSING, KANSAS**, a municipal corporation, county of Leavenworth, state of Kansas, its successors, administrators, and assigns, all of which are hereinafter collectively referred to as Grantee.

IN CONSIDERATION of the sum of One Dollar and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, Grantor hereby grants and conveys unto Grantee a perpetual easement for the purposes of constructing, altering, extending, relocating, maintaining, and using public storm drainage facilities, including, but not limited to, storm sewers, drainage channels, tributary connections, and other appurtenances thereto in any part of said Storm Drainage Easement, over, under and through the following described real estate lying and situated in the county of Leavenworth, state of Kansas, to-wit:

**SEE EXHIBIT "A" ATTACHED HERETO
AND INCORPORATED HEREIN BY
REFERENCE**

THIS STORM DRAINAGE EASEMENT is executed, delivered, and granted upon the following conditions and considerations:

1. Grantor understands and agrees the storm drainage facilities authorized hereunder shall be, in every respect, managed by Grantee as a public utility as if placed in a dedicated, Grantee-owned Right of Way (ROW) of the City of Lansing, Kansas. Grantor and Grantee further agree this Easement shall be subject to regulation and management by the City of Lansing, Kansas, and the right of the City, in its absolute and sole discretion, to demand the future relocation of any utility to be constructed and maintained in the future within this Easement, with the cost of such relocation to be paid by the utility.

2. The rights granted herein shall not be construed to interfere with or restrict Grantor from the use of the described real estate with respect to the construction and maintenance of property

improvements within this Easement so long as the same are so constructed as not to impair the strength or interfere with the access, use, or maintenance of said storm drainage facilities.

3. Grantee, its employees and agents, shall have the right of ingress and egress at all times to enter upon the described real estate for the purposes herein described, using such reasonable route across Grantor's remaining real estate as Grantor may designate.

4. Grantor hereby waives and releases Grantee, its employees and agents, from any and all claims for damage, known and unknown, foreseen and unforeseen, arising by reason of the use of the described real estate for the purposes herein described; provided, Grantee shall restore any disturbed property to Grantor to a neat and presentable condition. All such restoration shall be completed as soon as reasonably practicable.

5. This Easement is not a waiver of a claim for damage to or use of any property not restored promptly to Grantor, nor a waiver of any claim for personal injury made in accordance with the Kansas Tort Claims Act.

6. This Easement shall apply to all interests in the described real estate, now owned or hereafter acquired or assigned by Grantor or Grantee; this covenant shall run with the land.

IN WITNESS WHEREOF, Grantor has authorized and caused this conveyance to be signed on its behalf by its Mayor, to be attested by its City Clerk, and its seal to be hereunto affixed, on the day and year last above written.

City of Lansing, Kansas

Michael W. Smith, Mayor

ATTEST:

Sarah Bodensteiner, City Clerk

ACKNOWLEDGMENT

STATE OF KANSAS)
)ss.
COUNTY OF LEAVENWORTH)

THIS INSTRUMENT was acknowledged before me on this _____ day of _____ 2019, by Michael W. Smith, as Mayor of the City of Lansing, Kansas, a Kansas municipal corporation, and by Sarah Bodensteiner, as City Clerk of said City.

Notary Public

My Appointment Expires

EXHIBIT "A"

PARCEL NUMBER(S): 094-18-0-30-12-001.16-0

SITUS ADDRESS: 00000 N. Main St., Lansing, KS 66043

OWNER: City of Lansing, Kansas

MAILING ADDRESS: 800 First Terrace
Lansing, Kansas 66043

LEGAL DESCRIPTION:

A parcel of land being a part of Lot 1, Block 3, CON-WAY HEIGHTS SUBDIVISION, a subdivision plat and also being part of the Southwest 1/4 of Section 18, Township 9 South, Range 23 East, all being in the City of Lansing, Leavenworth County, Kansas, being more particularly described as follows:

Commencing at the Northeast Corner of Lot 1, Block 3, said Con-Way Heights subdivision; thence S 00°30'25" W along the East line of said Lot 1, a distance of 20.00 feet; thence N 89°31'05" W along a line being 20.00 feet South of and being parallel with the North line of said Lot 1, a distance of 59.15 feet; thence S 00°30'25" W along a line being 59.15 West of and being parallel with the East line of said Lot 1, a distance of 20.48 feet to the Point of Beginning; thence S 00°30'25" W along the west line of a Permanent Sanitary Sewer and Storm Sewer Easement as now exists per Document No. 2012R09983, as filed in the Register of Deeds office of Leavenworth County, said line also being 59.15 West of and being parallel with the East line of said Lot 1, a distance of 17.02 feet to the North line of a platted 15 feet Utility Easement as now exists per said Con-way Heights Subdivision; thence N 89°31'05" W along the North line of said easement, a distance of 140.35 feet; thence N 80°00'00" W, a distance of 46.50 feet; thence N 00°30'25" E along a line being 54.13 feet East of and being parallel with the West line of the Southwest Quarter of Said Section 18, Township 9 South, Range 23 East, a distance of 40.56 feet; thence S 80°00'00" E, a distance of 188.80 feet to a point on the West line of said permanent Sanitary and Storm Sewer Easement, said point also being the Point of Beginning, and containing 5900.76 Sq. Ft., more or less.

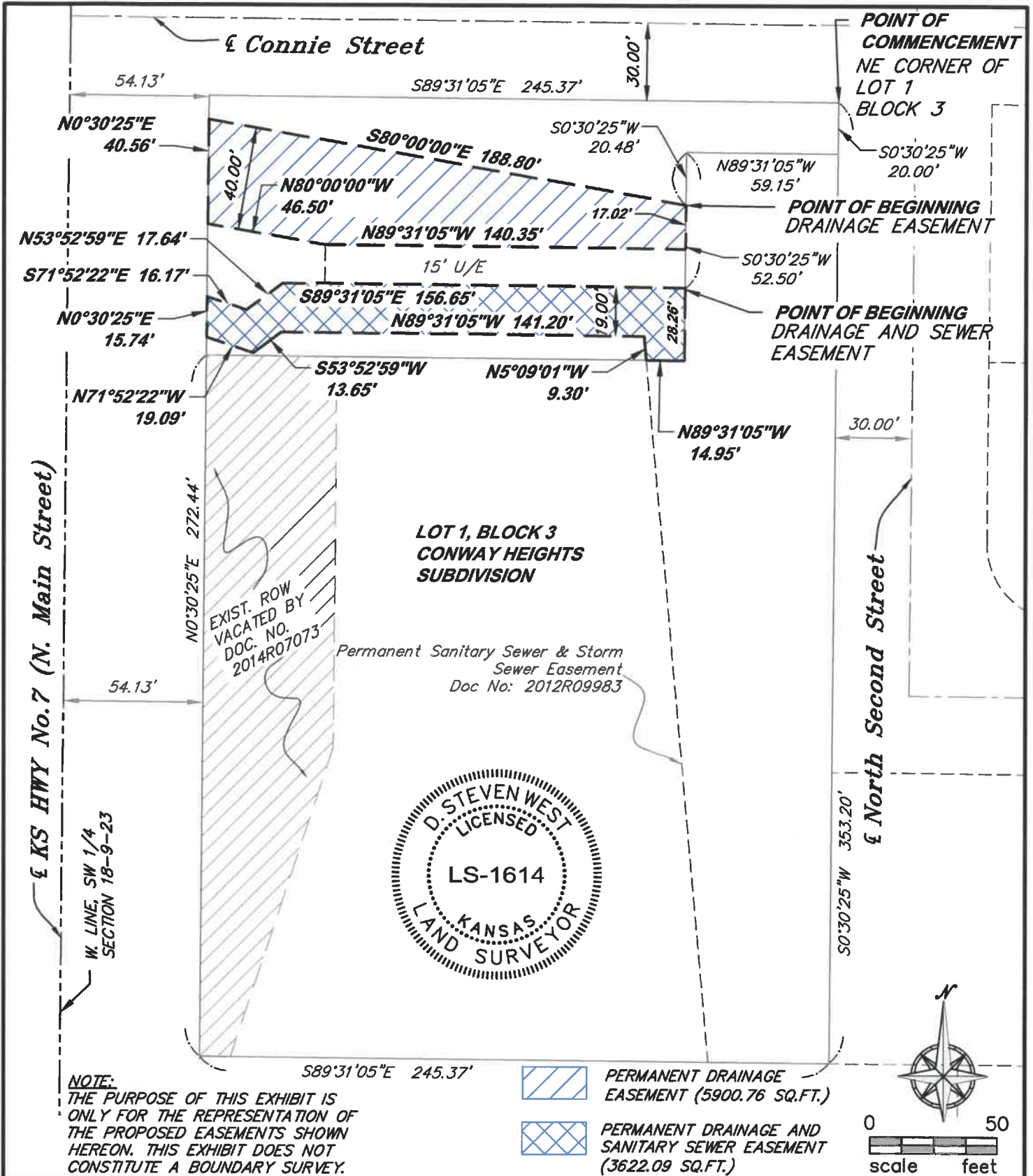


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KANSAS QUITCLAIM DEED

On this 15th day of August, 2019, CITY OF LANSING, KANSAS, a municipal corporation, county of Leavenworth, state of Kansas, "Grantor", quitclaims to, LINAWEAVER CONSTRUCTION, INC., a Kansas Corporation, "Grantee" all of the following-described real estate in Leavenworth County, Kansas, to wit:

LEGAL DESCRIPTION

for the sum of ZERO DOLLARS & ZERO CENTS (\$0.00),

SUBJECT TO all easements and restrictions of record.

Mayor – Michael W. Smith
CITY OF LANSING, KANSAS, Grantor

STATE OF KANSAS)
)SS
COUNTY OF LEAVENWORTH)


This instrument was acknowledged before me on the 15th day of August, 2019, by Mayor Michael W. Smith, CITY OF LANSING, KANSAS, Grantor.

Notary Public

My Appointment Expires:

Pursuant to K.S.A. 79-1437e, a real estate validation questionnaire is not required due to Exception No. 12

AGENDA ITEM

TO: Tim Vandall, City Administrator 
FROM: Matthew R. Schmitz, Director, Community & Economic Development
DATE: August 15, 2019
SUBJECT: Homestead Acres Perimeter Street Fees

MRS

Explanation: A final plat for Homestead Acres was submitted by Joe Herring, agent, for Elizabeth Heslop and Ray Jones, property owners, for property currently addressed as 00000 Mt. Calvary Road, Lansing, Kansas to the City Council on July 2, 2019. The Final Plat was approved at that meeting, and there was some discussion regarding perimeter street fees.

As discussed at the meeting, the regulations that are currently in place state that perimeter street fees should be collected in this case. The applicant has asked that the perimeter street fees be waived. Because Mt. Calvary Road is a Collector Street, as identified in the Comprehensive Plan, the fees to be collected for this portion would be \$114,049.92. If the Council collects the fees based on a residential street, the fee would be reduced to \$97,330.56.

Regarding questions asked at the previous council meeting where this was discussed, here are the answers to those questions:

1. Did the City charge perimeter street fees when the homes that front DeSoto Road were constructed near Holiday Drive?
 - a. The homes that are north and south of Holiday Drive were built as part of Maples of the Woodland Hills, Phase 4. That subdivision did collect street fees, in the amount of \$44,776.25, which was for the entire 37 lot subdivision.
 - b. 906 DeSoto Road (intersection of Kane and DeSoto Road) was built as a single home, and no street fees were collected for that home.
2. Are Perimeter Street Fees in a separate fund?
 - a. Over a decade ago, there was a separate fund, but there is not one today.
3. Has the City ever made improvements to Mt. Calvary Road?
 - a. Staff believes the road was overlaid sometime in the past 10 years, but that is the only maintenance that has been performed.
4. Is there sidewalk near this project?
 - a. The closest sidewalk is on the north side of Eisenhower, approx. 1300 feet north of the subject property.
5. What year was this property annexed?
 - a. This property was annexed on April 25, 1989.

Another item of consideration for the Council is the requirement of the road being extended across this project. While Staff and the Planning Commission have not required this, it is within the authority of the Council to require the extension of the road across this property, however Staff believes that if Council does so, consideration should be given for providing sewer service to the property.

Policy Considerations: Waiving the fees for this project is solely at the discretion of the Council. At an upcoming work session, staff intends to have a larger discussion about Perimeter Street Fees as a whole.

Action: Approve / Deny the request to waive Perimeter Street Fees for Homestead Acres.

AGENDA ITEM

TO: Tim Vandall, City Administrator
FROM: Anthony J. Zell, Jr., Wastewater Utility Director *AJZ*
DATE: August 11, 2019
SUBJECT: Bid Approval for Eisenhower Sewer Extension Project (City Project 19-03)

Seven bids were opened on Friday August 9, 2019, for the Eisenhower Sewer Extension Project. This project will replace existing PVC sewers and a manhole that is exposed in a drainage channel, as well as connect Aldi and the Quik Trip properties by gravity to Lansing's sanitary sewer system.

Bid Tabulation

Amino Brothers	\$330,786.10
Blue Nile Contractors, Inc.	\$235,106.85
Kansas Heavy Construction	\$276,890.70
Lexeco, Inc.	\$308,600.50
Linaweaver Construction, Inc.	\$215,090.00
Rodriguez Mechanical, Inc.	\$299,870.95
Westland Construction, Inc.	\$188,300.00

The engineering estimate for this project was \$265,000.00. George Butler Associates has reviewed the bids and found that Westland Construction met the requirements of the bid, is a qualified, competent contractor in the state of Kansas. The project may begin within 7 days of contract approval, and total contract time for substantial completion is 90 days.

Policy Consideration: N/A

Financial Consideration: Funds for this project are available from the Utility's cash reserve.

Action: A motion to approve the bid of Westland Construction for the installation of City Project 19-03, in an amount of \$188,300.00 (One-hundred eighty-eight thousand, three hundred dollars.)

City Clerk's Office/Building Maintenance Vehicle and Equipment Report

Vehicles

Year	Make	Model	Description	Mileage Start	Mileage Ending	Miles Driven	Comments
2007	Ford	Econoline	15 Passenger Wagon	19727	19,782	55	
						0	
						0	
						0	
						0	
Total						55	

Equipment

Year	Make	Model	Description	Hours Start	Hours End	Hours Used	Comments
2018	Advance	SC1500	AutoScrubber Floor Machine	21.9	22.87	0.97	Community Center Cleaning
2018	Kubota	ZG227-A	Mower	78.8	88.3	9.5	
						0	
						0	
						0	
						0	
Total						10.47	

Parks and Recreation Fleet Report July 2019

Vehicles

Year	Make	Model	Description	Mileage Start	Mileage Ending	Miles Driven	Current Use	Comments
2002	Ford	Explorer	SUV	128,642	128,642	0	Parks maintenance	
2011	Dodge	Charger	passenger car	77,726	77,811	85	Activity Center use	
2014	Ford	F-350	Dump truck	12564	12652.5	89	Parks maintenance	
2017	Chevrolet	Silverado	truck	10887	11260	373	Parks maintenance	
2018	Ford	F-350	4-dr crew	7519	8185	666	Parks maintenance	
Total						1,213		

Equipment

Year	Make	Model	Description	Hours Start	Hours End	Hours used	Current Use	Comments
1992	Massey Ferguson	1020	Tractor	1977	1977	0	Parks maintenance	
2005	Kubota	F3060	mower	287.2	288.6	1.4	Parks maintenance	
2007	Turbo Tool Cat	5600	utility vehicle	*1065	1082.1	17.1	Parks maintenance	2 month total
2012	Wright	ZK	stander mower	*1025.8	1029.2	3.4	Parks maintenance	2 month total
2014	Kubota	ZD331LP-72	mower	1307	1322.9	15.9	Parks maintenance	
2016	ABI	Force	infield groomer	184.5	189.7	5.2	Parks maintenance	
2017	Kubota	ZD1211	mower	411.2	437.6	26.4	Parks maintenance	
2018	Polaris	Ranger	utility vehicle	95.3	103.5	8.2	Parks maintenance	
2019	Exmark	LZ 72	mower	58	69.3	11.3	Parks maintenance	
2019	Emark	LZ 96	mower	43.2	56.7	13.5	Parks maintenance	
Total						102.4	* end hours from May/in shop June	

Lansing Police Department
Vehicle Fleet End of Month Report

Jul-2019

Unit	Year	Make/Model	Last 5 VIN	Mileage as of 07/12	Mileage as of 08/05	Miles Driven	Current Use	Future Use	Comments
1	2013	Ford Explorer	40459	78350	78470	120	Detective	Detective	Limited Use - Detective
2	2012	Dodge Charger	07028	53571	54832	1261	Patrol	Patrol	Fit for patrol duty
3	2015	Ford Explorer	40975	56125	56584	459	Patrol	Patrol	Fit for patrol duty
4	2015	Ford Explorer	40976	39744	40253	509	Patrol	Patrol	Fit for patrol duty
5	2012	Dodge Charger	07027	39250	39450	200	Lieutenant	Lieutenant	Limited Use - Lieutenant
6	2019	Dodge Durango	85334	1864	2882	1018	Sergeants	Sergeants	Limited Use - Sergeants
7	2018	Ford Explorer	34004	4525	4882	357	Captain	Captain	Limited Use - Captain
8a	2017	Dodge Charger	86270	35833	35852	19	Patrol	Patrol	Fit for patrol duty
9	2018	Ford Explorer	34003	14929	15937	1008	Patrol	Patrol	Fit for patrol duty
10	2011	Dodge Charger	52349	51952	53705	1753	SRO/Training	SRO/Training	Fit for SRO/Training
11	2003	Ford F150	64639	82094	82237	143	Animal Control	Animal Control	Fit for animal control duty
12	2019	Dodge Durango	85335	527	1030	503		Chief	Limited Use - Chief
13a	2017	Dodge Charger	96163	35636	36439	803	Patrol	Patrol	Fit for patrol duty
15	2018	Ford Explorer	34002	14963	15860	897	Patrol	Patrol	Fit for patrol duty
17	2016	Dodge Charger	23367	29881	30380	499	Patrol	Patrol	Fit for patrol duty
				0	0	0			
					Mileage Total:	9549			

Lansing Public Works Department**Monthly Fleet Report**Month July Year 2019**Vehicles**

Year	Make	Model	Description	Mileage Starting	Mileage Ending	Miles Driven	Comments
2008	Ford	Ranger XLT	LT. Pick-up Ext	56,592	56,709	117	
2007	Ford	Ranger XLT	LT. Pick-up Ext	45,145	45,499	354	
1998	Ford	1/2 ton	Pick-up	65,475	65,635	160	
2005	Ford	Ranger	LT. Pick-up Ext	43,704	43,926	222	
2005	Sterling	LT 8500	Dump Truck	52,258	52,344	86	
2007	Elgin	Crosswind J+	Street Sweeper	6,174	6,174	0	
1992	Ford	700	Dump Truck	64,002	64,002	0	
2017	Chevrolet	3500	Pick-up Truck	12,279	12,746	467	
2002	Ford	F350 4x4	Dump Truck	75,708	75,715	7	
2011	International	7400	Dump Truck	16,889	17,086	197	
2016	Ford	F350 4x4	One-ton Dump Truck	9,646	9,762	116	
2006	Dodge	Charger	Sedan	124,253	124,571	318	
2013	Ford	Explorer	SUV	65,141	65,356	215	

Equipment

Year	Make	Model	Description	Hours Starting	Hours Ending	Hours Used	Comments
1997	JD	770BH	Grader	5,064	5,064	0	
2004	IR	DD-24	Asphalt Roller	274	279	5	
2006	IR	185	Air Compressor	198	198	0	
1993	Ford	5030	Tractor	523	523	0	Purple Wave Item
1997	Bobcat	763	Skid Steer	2,130	2,152	22	
2014	Case	580 SNWT	Backhoe	1,218	1,229	11	
2002	Crafco	110	Crack Sealer	808	808	0	
2003	Kubota	L3710	Tractor	1,607	1,614	7	
2009	Case	465	Skid Steer	617	626	9	
2018	John Deere	5065E	Tractor	30	36	6	

Jul-19

City Influent	29.29 MG	City Avg Daily	.945 MGD
LCF Influent	13.67 MG	LCF Daily Avg	.441 MGD
Total Biosolids	1.04	Precip	2.04 inches

Vehicles

Year	Make	Model	Description	Mileage Start	Mileage Ending	Miles Driven	Current Use	Comments
1999	Sterling	Vactor	Jet Truck	8223	8237	14	Collection System	
2002	Ford	350	Pick Up Truck	94648	94652	4	Ops/Maint.	Auction Close Date 08/20/2019
2012	Chevrolet	Tahoe	SUV	100186	100977	791	Ops/Maint.	
2005	Ford	550	Flatbed Truck	42957	42964	7	Ops/Maint.	Auction Close Date 08/20/2019
2019	Ford	F250	Pick Up Truck	1618	1819	201	Ops/Maint.	
2019	Ford	F250	Flatbed Truck	109	217	108	Ops/Maint.	
2005	Freightliner	M2106	Dump Truck	21869	22447	578	Biosolids Disposal	
Total						1703		

Equipment

Year	Make	Model	Description	Hours Start	Hours Ending	Hours Used	Current Use	Comments
1991	Case	1825	Uni-Loader	951	952	1	Plant Activities	
1999	Sterling	Vactor	Jet Truck	2248	2250	2	Collection System	
1999	Aries	Saturn III	Camera Trailer	344	344	0	Collection System	Out of Service - Awaiting Auction
2004	John Deere	7920	Tractor	1219	1219	0	Biosolids Disposal	unable to aerate sludge due to field flooding
2005	Polaris	Ranger #1	Utility Vehicle	1265	1266	1	Operations	
2004	Case	621D	Loader	2315	2318	3	Operations	
2005	Polaris	Ranger #2	Utility Vehicle	1262	1270	8	Maintenance	
2006	JCB	531-70	Telehandler	580	584	4	Plant Activities	

**COMMUNITY AND ECONOMIC DEVELOPMENT
PERMITS/LICENSES AND CODE ENFORCEMENT REPORT FOR JULY**

TO: Tim Vandall, City Administrator

FROM: Matthew R. Schmitz, Director, Community and Economic Development *MRS*

DATE: August 1, 2019

PERMITS AND LICENSES:	<u>Current Month</u>	<u>Year to Date</u>
Number of permits issued.....	35	180
Number of permits for new single-family housing	1	2
Number of permits for new multi-family housing	0	0
Number of occupancy certificates issued	1	10
Total valuation of residential and commercial construction and remodeling for which permits were issued.....	\$471,962.06	\$2,392,026.18
Permit fees.....	\$4,978.00	\$25,385.50
Number of inspections performed	62	326
Number of trade licenses issued	6	272
Total trade contractor licenses issued	3	99
Number of occupational licenses issued	5	88

CODE ENFORCEMENT:	<u>Current Month</u>	<u>Year to Date</u>
<u>Nuisance Report</u>		
Three Day Warnings:.....	16	136
Certified Letters Sent:	2	2
Compliance:	9	103
Compliance Review:	10	123
<u>Vehicle Report</u>		
Warning Letters/Verbal:	11	38
Certified Letters Sent (20 Days):	1	1
Compliance:	6	20
Compliance Review:	9	29
<u>Weeds Report</u>		
Three Day Warnings:.....	18	212
Certified Letters Sent:	1	18
Compliance:	15	163
Compliance Review:	22	206
<u>Infiltration of Storm Water System</u>		
Three Day Warnings:.....	0	0
Certified Letters Sent:	0	0
Compliance:	0	0
Compliance Review:	0	0
<u>Additional Actions</u>		
Violation Publications:.....	0	0
Number of Court Actions:	0	0
Abated:	3	4
Citations:	0	0
Contracted for Work:.....	2	5