

## **AGENDA**

### **CALL TO ORDER**

### **PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

### **OLD BUSINESS**

1. Approval of Minutes

### **AUDIENCE PARTICIPATION**

### **PRESENTATIONS**

### **NEW BUSINESS**

2. Neighborhood Revitalization Plan Review
3. Ordinance No. 1089 - Updating Chapter 4, Article VII - Fences, Section 701 - Permit Required; Fee and Section 705 - Residential Fences; Standards of the City of Lansing, KS Code
4. Ordinance No. 1090 - Updating Chapter 9, Article III - Environmental Requirement, Section 313 - Weeds and Grass of the City of Lansing, KS Code

### **REPORTS - City Attorney, City Administrator, Department Heads, Councilmembers**

5. Monthly Department Vehicle and Equipment Mileage Reports
6. City Administrator Report

### **PROCLAMATIONS**

### **OTHER ITEMS OF INTEREST**

### **ADJOURNMENT**

Regular meetings are held on the first and third Thursday of each month. For information on how to view prior meetings, please visit our website at <https://www.lansingks.org>. Any person wishing to address the City Council, simply proceed to the microphone in front of the dais after the agenda item has been introduced and wait to be recognized by the Mayor. When called upon, please begin by stating your name and address. A time designated "Audience Participation" is listed on the agenda for any matter that does not appear on this agenda. The Mayor will call for audience participation. Please be aware that the City Council and staff may not have had advance notice of your topic and that the City Council may not be able to provide a decision at the meeting. If you require any special assistance, please notify the City Clerk prior to the meeting.

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# AGENDA ITEM

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TO: Tim Vandall, City Administrator  
FROM: Tish Sims, City Clerk  
DATE: September 9, 2022  
SUBJECT: Approval of Minutes

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The Regular Meeting Minutes of September 1, 2022 are enclosed for your review.

Action: Staff recommends a motion to approve the Regular Meeting Minutes of September 1, 2022, as presented.

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## AGENDA ITEM #

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**CITY OF LANSING**  
CITY COUNCIL MEETING

**MEETING MINUTES**  
September 1, 2022

**Call To Order:**

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

**Roll Call:**

Mayor McNeill called the roll and indicated which Councilmembers were in attendance.

**Councilmembers Present:**

**Ward 1:** Gene Kirby and Dave Trinkle

**Ward 2:** Don Studnicka

**Ward 3:** Jesse Garvey and Kerry Brungardt

**Ward 4:** Gregg Buehler and Dan Clemons

**Councilmembers Absent:** Marcus Majure

**OLD BUSINESS:**

Approval of Minutes of the Regular Meeting of August 18, 2022, as presented:

**Councilmember Buehler made a motion to approve Regular Meeting Minutes of August 18, 2022, as presented. Councilmember Garvey seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: Kerry Brungardt; Absent: Marcus Majure. The motion was approved.**

Approval of Minutes of the Special Meeting of August 25, 2022, as presented.

**Councilmember Brungardt made a motion to approve Special Meeting Minutes of August 25, 2022, as presented. Councilmember Buehler seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Garvey, and Buehler; Nay: none; Abstain: Dave Trinkle and Gene Kirby; Absent: Marcus Majure. The motion was approved.**

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

**Presentations:** None

**COUNCIL CONSIDERATION OF AGENDA ITEMS:**

**Public Hearing to Exceed the Revenue Neutral Rate and Consideration of Resolution No. B-9-2022**

A public hearing is required for taxing entities who are planning on exceeding the revenue neutral rate. Although the city does not intend to exceed the RNR, the budget was prepared using estimated property valuations and it is recommended that the city hold the RNR hearing to levy the tax dollars needed to fund the 2023 budget should final valuations differ from the estimates.

**Councilmember Kirby made a motion to Open the public hearing for Exceeding the Revenue Neutral Rate. Councilmember Buehler seconded the motion.** The City Finance Director stated that guidance from the state indicated that even if we were staying at the Revenue Neutral Rate the city should still hold the Revenue Neutral Rate hearing because we are working with estimates. After consulting with the State and County, it was recommended that we publish and go ahead and hold the RNR hearing despite staying at the Revenue Neutral Rate. If the evaluation comes in at a different amount and we did not hold this Revenue Neutral Rate, it will cap the city at the mill levy and reduce the amount of tax dollars we need to fund our budget. Tax dollars are not going to change from last

year. We just want to be able, if the estimated value changes, to have that wiggle room to keep the tax dollars the same as what we need to fund our budget. The intent is still that we are not increasing taxes. We are staying Revenue Neutral. **Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**Councilmember Kirby made a motion to Close the public hearing for Exceeding the Revenue Neutral Rate. Councilmember Buehler seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**Councilmember Buehler made a motion to Approve Resolution No. B-9-2022. Councilmember Kirby seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**Public Hearing on and Consideration of Proposed 2023 Budget**

The proposed 2023 Budget will reflect a mill levy decrease of 4.605 mills.

**Councilmember Brungardt made a motion to Open the public hearing for the 2023 Budget. Councilmember Garvey seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**Councilmember Clemons made a motion to Close the public hearing for the 2023 Budget. Councilmember Kirby seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**Councilmember Brungardt made a motion Approve the 2023 Budget with a 36.426 mill levy. Councilmember Kirby seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**MSE Wall Repair (Lansing Project 2022-3 Proposals)**

The Mechanically Stabilized Earth (MSE) wall installed as part of the original Town Centre Project has been gradually moving over the past few years. This project was identified as a future project in the 2022 CIP work session and submitted for engineering as part of the 2023 budget. During a rain event over the 4th of July weekend 2022, the wall experienced a failure. It was decided to accelerate the project and solicit for proposals

Proposals were solicited for a COMPETITIVE SEALED PROPOSAL. Due to the nature of this project and the need to move quickly, the prospective contractors were asked to solicit outside engineering expertise to address the wall failure.

Proposals will be opened and evaluated by either the City Council or a special committee of the city council.

**Councilmember Kirby made a motion to designate a proposal review committee consisting of members of the City Council, City Engineer, and City Administrator to open and evaluate the proposals. This committee will then determine if additional information is needed from the submitting proposal teams and conduct interviews if needed. This committee will then report back their findings and recommendations to the City Council for review and approval.**

**Councilmember Buehler seconded the motion.** Councilmember Garvey asked if we know who built the wall originally. The City Engineer stated Linaweaver Construction indicated they were the general contractor, but he would have to check the file for the information on the sub-contractor.

Councilmember Garvey stated that he would not want to hire them again. Councilmember Kirby asked who is responsible for repairing the walls on private property and the golf course down Main Street.

The City Engineer clarified that in certain cases the developer would be responsible. However, he would have to check the files regarding the golf course to determine who is responsible for those repairs. Councilmember Kirby and Trinkle both stated that we need to identify the responsible party for the rest of Main Street. The Mayor and City Engineer clarified that we are specifically addressing the detention wall that was part of the Town Center. Councilmember Kirby agreed and asked if the other sections of wall down Main Street fail, who would that be on? The City Administrator and Mayor both stated that they would look into it further to determine who would be responsible. The City Engineer asked if anyone from the City Council would like to sit on the selection committee that will make the recommendation to the full council on which contractors' proposal is in the best interest of the city.

Councilmembers Kirby, Brungardt, and Clemons will serve. **Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

#### **Executive Session – Preliminary Discussion of the Acquisition of Real Property**

**Councilmember Buehler made a motion to go into Executive Session to discuss the acquisition of real property pursuant to K.S.A. 75-4319(b)(6) for 30 minutes, beginning at 7:14 PM and returning to the Council Chambers at 7:44 PM. Councilmember Clemons seconded the motion. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

**Councilmember Kirby made a motion to return to Open Session at 7:44 PM. Councilmember Buehler seconded the motion.** No binding actions were taken during the Executive Session. **Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

#### **REPORTS:**

**City Attorney:** Nothing to discuss.

**City Administrator:** City Administrator Tim Vandall stated that the city was applying for a grant from the state to repair the Desoto Rd bridge. We would need to include our share next summer for the budget in 2024. Discussion continued clarifying that there is an agreement with the County to pay half for any repairs to the Desoto Rd. bridge. The code report discussed in the last meeting was added to the council packet. The City Administrator stated he will continue to include the report. Councilmember Kirby asked for clarification from the CED Director regarding the certified letters on the vehicle report. CED Director stated he would double check the code regarding the notification times required for vehicle related violations and inform the council to clarify that section of the report.

**Department Heads:** Nothing to discuss.

**City Engineer:** Nothing to discuss.

**Governing Body:**

Councilmember Clemons: Nothing to discuss.

Councilmember Brungardt: Liked the City Administrator’s ideas for the pool. Liked the open house to allow citizens to come in and get the correct information to dispel the rumors. Feels it necessary to counteract the misinformation with what’s actually factual. The City Administrator stated that he would be willing to attend possibly with the Mayor or the Parks and Recreation director to educate groups. Councilmember Brungardt asked if we could have an information booth set up at the football games with education and information only. The City Administrator stated that there will be an information booth at the fall fest. Discussion continued regarding how to best inform the citizens.

Councilmember Studnicka: Asked for clarifications on when the mailings regarding the pool would start. The City Administrator stated that they were shooting for the first week of October. Discussion continued regarding realistic estimates of costs and how the fees and taxes will be distributed. The City Administrator also addressed Councilmember Garvey’s comment regarding beginning of construction stating that if approved, they would start working on the design immediately. The design would take about six months followed by the bidding process taking six months. Barring any significant issues, the pool could possibly be completed in 2024. Councilmember Studnicka then addressed the internet fiber going in. Clearwave’s Lansing manager has been going around the neighborhoods introducing himself. The main complaint is with AT&T and the boxes being placed. Is there any way to get in touch with AT&T and have the boxes flush with the ground? The City Administrator stated that after the previous concerns expressed by Councilmembers Studnicka and Majure, he had reached out to AT&T and scheduled a meeting for Wednesday of next week. Councilmember Studnicka expressed that he would like to make the aesthetic consistent even if it means holding permits until we can make a deal with them to make them ground level.

Councilmember Trinkle: Asked is there anything we can do to notify the citizens when situations happen at the prison? Similar to an Amber Alert. The City Administrator stated that the Amber Alert type idea came up from someone else as well. They reached out to Senator French about the issue. Senator French was going to talk to the KDOC to see what it would take. The City Administrator was not sure if it is possible. Councilmember Trinkle asked about maybe using the sirens with a different tone to indicate for a possible walk away prisoner. Discussion continued indicating that the schools had sent out notifications regarding the prisoner and when the prison would use a whistle to alert regarding a walk away prisoner. Councilmember Brungardt asked if we could contact the prison to see how they notify the school, if there was a way to do something similar to notify the citizens, and what happened to the siren/whistle to indicate the walk away prisoners. Discussion continued about the best ways to notify the public.

Councilmember Kirby: Offered condolences to the Young Family regarding the death of Ada Young. Emphasized given the current issues in other states that we need to keep our infrastructure up to snuff.

Councilmember Garvey: Acknowledged the hard work that Ada Young put into our community and expressed condolences to her family. He is excited about the pool, the aerial shots of the ball field, and improvements happening. He then thanked the PIO regarding the updates.

Councilmember Buehler: Nothing to discuss.

**ADJOURNMENT:**

**Councilmember Buehler made a motion to adjourn. Councilmember Clemons seconded the motion. Roll Call Vote: Aye: Councilmembers Clemons, Brungardt, Studnicka, Trinkle, Kirby, Garvey, and Buehler; Nay: none; Abstain: none; Absent: Marcus Majure. The motion was approved.**

The meeting was adjourned at 8:07 p.m.

**ATTEST:**

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City Clerk Tish Sims, CMC

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# AGENDA ITEM

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TO: Tim Vandall, City Administrator  
FROM: Matthew Schmitz, MPA – Director, Community and Economic Development  
DATE: September 15, 2022  
SUBJECT: Neighborhood Revitalization Plan Review

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**Explanation:** According to the Neighborhood Revitalization Plan ([www.lansingks.org/nr](http://www.lansingks.org/nr)), Item 14 – Page 4, a review of the plan is to be performed every five (5) years to determine its continuation. This item is to review and discuss the Neighborhood Revitalization Plan, as well as the continuation of the program.

In the past five years, the following projects have been completed under the plan:

- 2017 – Crestline Storage – expansion of storage facility – 2 60’ x 100’ buildings and 8 40’ x 70’ buildings – total project cost of \$750,000.
- 2018 – Ducks Carpet Cleaning – new building – 40’ x 100’ – total project cost of \$100,000.
- 2019 – Aldi – 3,308 sq. ft. expansion / remodel – total project cost of \$2,150,000.
- 2019 – 110 W. Kay St. – Residential Remodel – total project cost of \$66,500.
- 2019 – Leavenworth Coop – 3,600 sq. ft. office and 6,000 sq. ft. warehouse – total project cost of \$1,700,000.
- 2019 – Casey Worrall – New addition to existing building – 5,587 sq. ft. – total project cost of \$375,000.
- 2021 – Harbor Freight – New 15,000 sq. ft. building – total project cost of \$1,600,000.

These projects represent a total investment in the community of \$6,741,500 that otherwise may not have occurred but for the Neighborhood Revitalization Program.

**Policy Considerations:** The Neighborhood Revitalization Plan has been in place since 2002 when it was originally adopted. The plan operates under K.S.A. 12-17,114 through 12-17,120, which provides that cities may prepare plans and designate Neighborhood Revitalization Areas.

**Financial Consideration:** While the plan does decrease the property taxes that the City, County, Fire District, and School District would receive up front on projects completed, Staff believes that the long-term impacts of these projects being developed far outweighs the short-term impact of the reduction on taxes up front.

**Action:** Motion to approve the renewal of the Neighborhood Revitalization Plan and authorize the Mayor to sign a continuance of the plan with no changes to the plan scope or boundary with the next renewal to occur in September of 2027.



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# AGENDA ITEM

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TO: Tim Vandall, City Administrator  
FROM: Matthew Schmitz, MPA – Director, Community and Economic Development  
DATE: September 15, 2022  
SUBJECT: Ordinance No. 1089 – Updating Chapter 4, Article VII - Fences, Section 701 – Permit Required; Fee and Section 705 – Residential Fences; Standards of the City of Lansing, KS Code

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**Explanation:** During the August 25<sup>th</sup> City Council Work Session, staff discussed with council potential updates to the City Code in reference to requirements for Fence permits and Fence locations in Lansing.

The attached ordinance would codify the changes discussed during the work session as follows for Section 701 – Permit Required; Fee:

1. Replace Community Development Division of the Public Works Department with Community & Economic Development Department.
2. Correct "...or invoice disputes of property lines..." to "...or involve disputes of property lines..."
3. Changed the time for field review to occur by City Staff from 1 business day to 2 business days.

The attached ordinance would codify the changes discussed during the work session as follows for Section 705 – Residential Fences; Standards:

1. Clarify that no fence shall be constructed in, or within 12 inches of, City owned Right-of-Way without the express permission of the City Council.
2. Clarify that all fences are subject to permission from adjacent property owners if they are to be constructed on a property line, and that permission must be provided with the application for permit.
3. Increase maximum height for side and rear yards from 48" with an exception by the City inspector for areas around paved patios and swimming pools to a maximum height of 72" with no other requirements.
4. Remove requirement for side and rear yards that fences cannot be constructed in the building setback areas.

**Policy Considerations:** The modification of this part of the code and control over the location of fences in town is consistent with other cities in the area as outlined during the work session discussion.

**Financial Consideration:** Not applicable.

**Action:** Motion to approve Ordinance No. 1089, an ordinance updating Chapter 4, Article VII – Fences, Section 701 – Permit Required; Fee and Section 705 – Residential Fences; Standards of the City of Lansing, KS Code.

**ORDINANCE NO. 1089**

**AN ORDINANCE OF THE CITY OF LANSING, KANSAS, AMENDING CHAPTER 4, ARTICLE VII – FENCES, SECTION 701 – PERMIT REQUIRED; FEE AND SECTION 705 – RESIDENTIAL FENCES; STANDARDS OF THE CODE OF THE CITY OF LANSING, KANSAS, 2022 EDITION, AND AMENDMENTS THERETO.**

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

**SECTION 1.**

Chapter 4, Article VII - Fences, Section 701 – Permit Required; Fee and Section 705 – Residential Fences; Standards of the Code of the City of Lansing, Kansas, 2022 Edition, shall be amended to read as follows:

**Sec. 4-701. – Permit required; fee.**

It shall be unlawful for any person to erect or install anywhere in the City fencing without first obtaining a permit from the Community & Economic Development Department. Applications for permits that contain unusual requests or involve disputes of property lines shall be referred to the governing body for approval prior to a permit being issued. A site plan showing the property lines, any improvements on the lot, and the proposed fence location shall be submitted with the permit application. Prior to review and processing of the application by the Community & Economic Development Department, the applicant shall locate or have located – and marked with a lathe or pin flag – all property corner pins for the lot, the proposed location of each end post and corner post, and the proposed location of any fence to be built on a curve. Once the locations noted above have been located and clearly marked, the applicant shall notify the Community & Economic Development Department for an on-site inspection. No post or fence installation may proceed prior to inspection, approval, payment, and processing of the permit. Approval of the permit is contingent upon the field review finding that the proposed fence location complies with all regulations, and that other requirements of this article are met. Providing that all requirements are met during the application process, a field review will be made within 2 business days of the notification that the property lines and proposed fence location has been marked per these requirements.

Permit fee for fence installation shall be listed in the Schedule of Fees.

**Sec. 4-705 – Residential Fences; standards.**

- A. No fence shall be constructed in, or within 12 inches of, City owned Right-of-Way without the express permission of the City Council.
- B. All fences shall remain 12 inches off property lines unless written permission of the adjacent property owners to install the fence on the property lines is provided with the fence permit application.
- C. Front yard:

1. No solid fence shall be constructed or reconstructed beyond the front building of residential property.
2. Open fences may be constructed in the front yard but shall not exceed 48 inches in height above the natural contour of the ground.

D. Side or rear yards:

1. No solid or open fence located in a side or rear yard of residential property shall be constructed to a height greater than 72 inches above the natural contour of the ground.

**SECTION 2. 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 3. EFFECTIVE DATE.** This ordinance shall take effect from and after its passage, approval, and publication by summary in the official city newspaper.

**PASSED AND APPROVED** by the governing body of the city of Lansing, Kansas, this 15th day of September, 2022.

\_\_\_\_\_  
Anthony R. McNeill, Mayor

ATTEST

\_\_\_\_\_  
Tish Sims, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

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

Published: The Leavenworth Times

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

Agenda Item 3.

**Ordinance No. 1089: An Ordinance of the City of Lansing, Kansas, amending Chapter 4, Article VII – Fences, Section 701 – Permit Required; Fee and Section 705 – Residential Fences; Standards of the code of the City of Lansing, Kansas, 2022 Edition, and amendments thereto.**

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. 1089 Summary:**

On September 15, 2022, the City of Lansing, Kansas, adopted Ordinance No. 1089, an ordinance of the City of Lansing, Kansas, amending Chapter 4, Article VII – Fences, Section 701 – Permit Required; Fee and Section 705 – Residential Fences; Standards of the code of the City of Lansing, Kansas, 2022 Edition and amendments thereto. A complete copy of this ordinance is available at [www.lansingks.org](http://www.lansingks.org) 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: September 15, 2022

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Gregory C. Robinson, City Attorney

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# AGENDA ITEM

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TO: Tim Vandall, City Administrator  
 FROM: Matthew Schmitz, MPA – Director, Community and Economic Development  
 DATE: Sept. 15, 2022  
 SUBJECT: Ordinance No. 1090 – Updating Chapter 9, Article III – Environmental Requirement,  
 Section 313 – Weeds and Grass of the City of Lansing, KS Code

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**Explanation:** During the August 25<sup>th</sup> City Council Work Session, staff discussed with council potential updates to the City Code in reference to allowable grass heights in Lansing. The attached ordinance would codify the changes discussed during the work session as follows:

1. Reduce allowable height of grass in residentially zoned areas to 10” maximum.
2. Reduce allowable height of grass in developed commercially zoned areas to 8” maximum.
3. Reduce allowable height of grass in undeveloped commercially zoned and/or agriculturally zoned areas to 10” maximum height for the first 30’ from street or neighboring properties.
4. Removal of the requirement that the area be platted or within 100 feet of any platted area, developed area, or any public street or right-of-way
5. Clarify that property owners are responsible for property maintenance for his or her property and the public right-of-way to the curb line of the street.

**Policy Considerations:** The modification of this part of the code and control over the maximum height grass is allowed to grow before being maintained is consistent with other cities in the area as outlined during the work session discussion.

**Financial Consideration:** Not applicable.

**Action:** Motion to approve Ordinance No. 1090, an ordinance updating Chapter 9, Article III – Environmental Requirement, Section 313 – Weeds and Grass of the City of Lansing, KS Code.

**ORDINANCE NO. 1090**

**AN ORDINANCE OF THE CITY OF LANSING, KANSAS, AMENDING CHAPTER 9, ARTICLE III – ENVIRONMENTAL REQUIREMENT, SECTION 313 – WEEDS AND GRASS OF THE CODE OF THE CITY OF LANSING, KANSAS, 2022 EDITION, AND AMENDMENTS THERETO.**

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

**SECTION 1.**

Chapter 9, Article III – Environmental Requirement, Section 313 – Weeds and Grass of the Code of the City of Lansing, Kansas, 2022 Edition, shall be amended to read as follows:

**Sec. 9-313. – Weeds and grass.**

All areas shall be kept free from uncontrolled growth of weeds, grass, or plants which are noxious or detrimental to the public health and welfare. Weeds, grass, or plants shall be deemed uncontrolled growth if by their placement or growth they create a dangerous situation to the public or if they exceed the following heights:

1. Residentially zoned areas:
  - a. 10” Maximum Height
2. Developed Commercially zoned areas:
  - a. 8” Maximum Height
3. Undeveloped Commercially zoned areas and/or Agriculturally zoned areas:
  - a. 10” Maximum Height for first 30’ from street or neighboring properties.

A property owner is responsible for property maintenance for his or her property and the public right-of-way to the curb line of the street.

**SECTION 2. 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 3. EFFECTIVE DATE.** This ordinance shall take effect from and after its passage, approval, and publication by summary in the official city newspaper.

**PASSED AND APPROVED** by the governing body of the city of Lansing, Kansas, this 15th day of September, 2022.

ATTEST

Agenda Item 4.

\_\_\_\_\_  
Tish Sims, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

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

Published: The Leavenworth Times

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

Agenda Item 4.

**Ordinance No. 1090: An Ordinance of the City of Lansing, Kansas, amending Chapter 9, Article III – Environmental Requirement, Section 313 – Weeds and Grass of the code of the City of Lansing, Kansas, 2022 Edition, and amendments thereto.**

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. 1090 Summary:**

On September 15, 2022, the City of Lansing, Kansas, adopted Ordinance No. 1090, an ordinance of the City of Lansing, Kansas, amending Chapter 9, Article III – Environmental Requirement, Section 313 – Weeds and Grass of the code of the City of Lansing, Kansas, 2022 Edition and amendments thereto. A complete copy of this ordinance is available at [www.lansingks.org](http://www.lansingks.org) 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: September 15, 2022

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Gregory C. Robinson, City Attorney



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	22196	22,295	99	
						0	
						0	
						0	
						0	
Total						99	

Equipment

Year	Make	Model	Description	Hours Start	Hours End	Hours Used	Comments
2018	Advance	SC1500	AutoScrubber Floor Machine	55.98	56.47	0.49	Community Center Cleaning
2018	Kubota	ZG227-A	Mower	268.9	270	1.1	
2021	Kaivac	1750	Cleaning Machine	8.3	8.6	0.3	
						0	
						0	
						0	
Total						1.89	

**Lansing Community and Economic Development Department**

**Monthly Fleet Report**

**Month** August      **Year** 2022

**Vehicles**

<b>Year</b>	<b>Make</b>	<b>Model</b>	<b>License Plate #</b>	<b>Description</b>	<b>Mileage Starting</b>	<b>Mileage Ending</b>	<b>Miles Driven</b>	<b>Comments</b>
2005	Ford	Ranger	57932	LT. Pick-up Ext	51,713	51,940	227	
2006	Ford	Ranger XLT	67211	LT. Pick-up Ext	60,763	61,156	393	
2015	Dodge	Journey	A6545	SUV	78,454	78,513	59	KTag: KTA. 02497158
2022	Dodge	Ram 1500	D100764	Truck	15	180	165	

## Parks and Recreation Fleet Report August 2022

***Vehicles:***

Year	Make	Model	Description	Mileage Start	Mileage Ending	Miles Driven	Current Use	Comments
2006	Dodge	Caravan	Minivan	51,898	52,002	104	AC/Parks use	
2014	Ford	F-350	Dump truck	22447.0	22493.0	46.0	Parks maintenance	
2016	Jeep	Patriot	SUV	66378	66429	51	Activity Center use	
2017	Chevrolet	Silverado	truck	20966	21138	172	Parks maintenance	
2018	Ford	F-350	4-dr crew	29078	29842	764	Parks maintenance	
Total						1137.00		

***Equipment:***

Year	Make	Model	Description	Hours Start	Hours End	Hours used	Current Use	Comments
1992	Massey Ferguson	1020	Tractor	1985.2	1985.2	0	Parks maintenance	
2005	Kubota	F3060	mower	370.8	376.4	5.6	Parks maintenance	
2007	Turbo Tool Cat	5600	utility vehicle	1271.7			Parks maintenance	<i>out for service</i>
2012	Wright	ZK	stander mower	1160.4	1161.7	1.3	Parks maintenance	
2016	ABI	Force	infield groomer	306.6	308.2	1.6	Parks maintenance	
2017	Kubota	ZD1211	mower	852.6	863.8	11.2	Parks maintenance	
2018	Polaris	Ranger	utility vehicle	350.5	362.2	11.7	Parks maintenance	
2019	Exmark	LZ 72	mower	558.2	584.3	26.1	Parks maintenance	
2019	Emark	LZ 96	mower	286.5	290	3.5	Parks maintenance	
2020	Kubota	ZD1211	mower	257.4	285	27.6	Parks maintenance	
2022	Wright	ZK	stander mower	8.6	8.6	0	Parks maintenance	
Total						88.60		

Lansing Police Department  
 Vehicle Fleet End of Month Report

Aug-2022

Unit	Year	Make/Model	VIN Last 5	Mileage as of 08/11	Mileage as of 09/01	Miles Driven	Current Use	Future Use	Comments
1	2013	Ford Explorer	40459	101426	101681	255	Detective	Detective	Limited Use - Detective
2	2020	Dodge Durango	96952	38071	39428	1357	Patrol	Patrol	Fit for patrol duty
3	2021	Dodge Durango	64458	17463	19131	1668	Patrol	Patrol	Fit for patrol duty
4	2015	Ford Explorer	40976	77822	78696	874	Patrol	Patrol	Fit for patrol duty
5	2021	Dodge Durango	64459	5669	6090	421	Captain	Captain	Limited Use - Captain
7	2018	Ford Explorer	34004	24527	24774	247	Patrol	Patrol	Fit for patrol duty
8a	2017	Dodge Charger	86270	73396	74047	651	Patrol	Patrol	Fit for patrol duty
9	2018	Ford Explorer	34003	35686	35739	53	Lieutenant	Lieutenant	Limited Use - Lieutenant
11	2003	Ford F150	64639	86808	86808	0	Animal Control	Animal Control	Fit for animal control duty
12	2019	Dodge Durango	85335	23411	24415	1004	Chief	Patrol	Limited Use - Chief
13a	2017	Dodge Charger	96163	84321	85021	700	Patrol	Patrol	Fit for patrol duty
15	2021	Dodge Durango	34002	8129	9371	1242	Patrol	Patrol	Fit for patrol duty
10	2022	Dodge Ram Truck	XXXXX	0	0	0	N/A	Patrol	<b>Awaiting Upfit</b>
14	2022	Dodge Ram Truck	XXXXX	0	0	0	N/A	Chief	<b>Awaiting Upfit</b>
				<b>Mileage Total:</b>		8472			

**Lansing Public Works Department  
Monthly Fleet Report**

Month August Year 2022

**Vehicles**

Year	Make	Model	License Plate #	Description	Mileage Starting	Mileage Ending	Miles Driven	Comments
2022	Dodge	Ram 2500	B3859	Pick-up	782	907	125	
1998	Ford	1/2 ton	48091	Pick-up	70,165	70,263	98	
2005	Sterling	LT 8500	64614	Dump Truck	60,652	60,740	88	
2007	Elgin	Crosswind J+	70295	Street Sweeper	6,666	7,095	429	
2017	Chevrolet	3500	88437	Pick-up Truck	31,397	31,591	194	
2011	International	7400	75269	Dump Truck	22,808	22,821	13	
2016	Ford	F350 4x4	88468	One-ton Dump Truck	18,908	18,970	62	
2013	Ford	Explorer	80551	SUV	75,928	76,256	328	
2019	Ford	Ecosport	A4358	SUV	9,490	9,560	70	KTag- KTA. 02497157
2020	Chevrolet	3500	A8914	One-ton Dump Truck	5,581	5,776	195	
2005	Mack	Granite	B0282	Dump Truck	44,841	44,841	0	

**Equipment**

Year	Make	Model	Description	Hours Starting	Hours Ending	Hours Used	Comments
1997	JD	770BH	Grader	5,165	5,165	0	
2004	IR	DD-24	Asphalt Roller	308	310	2	
2006	IR	185	Air Compressor	226	226	0	
1997	Bobcat	763	Skid Steer	2,334	2,340	6	
2014	Case	580 SNWT	Backhoe	1,845	1,853	8	
2002	Crafco	110	Crack Sealer	842	842	0	
2003	Kubota	L3710	Tractor	1,631	1,631	0	
2009	Case	465	Skid Steer	756	760	4	
2018	John Deere	5065E	Tractor	203	212	9	
2018	Vermeer	BC1000	Chipper	15	15	0	
2022	Case	SV280B	Skidsteer	11	20	9	

August	Wastewater		
City Influent	25.96 MG	City Avg Daily	.837 MGD
LCF Influent	.400 MGD	LCF Daily Avg	0.129 MG
Total Biosolids	1.06 MG	Precip	

Vehicles

Year	Make	Model	Description	Mileage Start	Mileage Ending	Miles Driven	Current Use
1999	Sterling	Vactor	Jet Truck	8506	8506	0	Collection System
2012	Chevrolet	Tahoe	SUV	108958	109487	529	Ops/Maint.
2019	Ford	F250	Pick Up Truck	10525	10569	44	Ops/Maint.
2019	Ford	F250	Flatbed Truck	4064	4119	55	Ops/Maint.
2005	Freightliner	M2106	Dump Truck	26055	26107	52	Biosolids Disposal
Total						680	

Equipment

Year	Make	Model	Description	Hours Start	Hours Ending	Hours Used	Current Use
1991	Case	1825	Uni-Loader	989	989	0	Plant Activities
1999	Sterling	Vactor	Jet Truck	228.6	228.6	0	Collection System
2004	John Deere	7920	Tractor	1333	1336	3	Biosolids Disposal
2005	Polaris	Ranger #1	Utility Vehicle	1478	1482	4	Operations
2004	Case	621D	Loader	2492	2494	2	Operations
2005	Polaris	Ranger #2	Utility Vehicle	1613	1620	7	Maintenance
2006	JCB	531-70	Telehandler	692	693	1	Plant Activities



City of Lansing  
800 First Terrace  
Lansing, Kansas 66043

**City Administrator's Report**  
September 15, 2022

**Agenda Items:**

The City should be reviewing and updating the Neighborhood Revitalization plan every five years. We last reviewed the plan back in 2017. The Neighborhood Revitalization program has been utilized by several new and expanding businesses over the last five years, totaling an investment of over \$6,741,500 in our community. This is an attractive economic development tool, especially on new construction, as the rebate can be significant for businesses.

Ordinance No. 1089 amends Chapter Four, Article VII, Section 701 on Fences in the Lansing City Code. These updates are in response to the August work session when fence rules were discussed and reviewed by the governing body. Community & Economic Development Director Matt Schmitz will be on hand to answer any questions from the governing body or review any of the updates.

Ordinance No. 1090 updates Chapter Nine, Article III Section 313 of the City Code pertaining to weeds and grass within the City limits. These updates reduce the maximum allowable height of grass in residential areas to 10". This would also reduce the maximum allowable height in commercial areas to 8". Reducing the maximum allowable height will allow us to reach out to property owners sooner, thereby speeding up the process of rectifying the nuisance. These rules are consistent with other areas in the Kansas City metro area and was discussed at the August work session.

**Public Works:**

Staff met with leadership from AT&T last week to review the progress of the installation of their fiber. Going forward, AT&T agreed to utilize the above ground fiber pedestals in back yard utility easements only. They will utilize at grade boxes (flowerpots) for all future front yard installations. AT&T also noted that some of their installations in Lansing will slow down, so they will continue installations in 2023. We anticipate yard restoration to take place this fall for both active fiber provider permits. Big thanks to Councilmen Majure and Clemons for taking time to attend the meeting!

The engineering study to review and analyze changes to the speed limit along East Mary Street came in just over \$14,000. The current speed limit is 20 miles per hour. Details like the number of driveways, site distance, lack of shoulders, previous accidents, current average speeds, and the fact that it's a school zone would all come in to play on the study.

A progress meeting for the K7/Eisenhower project was held on September 1st. The project is currently on schedule and still slated to be complete in late November (pending weather delays).



City of Lansing  
800 First Terrace  
Lansing, Kansas 66043

The project will soon shift to the K7 portion of the project, resulting in temporary north/south lane closures. Minor clearing has begun east of QuikTrip’s sidewalk, outlining where the future right-turn lane will be located. We anticipate lane closures along K7 to occur soon. Please encourage residents to utilize detours or to access those areas during non-peak hours, if possible.

The bid opening for the Southfork Road pipe liner repair is scheduled for September 22<sup>nd</sup>, with Council approval at the October 6<sup>th</sup> meeting.

**Community & Economic Development:**

Building plans for the dental office between Mutual Savings Association and Anytime Fitness have been approved. We hope to see progress at this property soon.

Construction continues at Family Eye Care. The building is closed in, and they are working on interior work, as well as exterior site work. The building’s owner is asking to modify the site plan that was already approved by the Planning Commission. The modifications requested, involving a retaining wall, will go before the Planning Comm. at their September 14<sup>th</sup> meeting.

Take 5 Oil Change is currently working on a Traffic Impact Study (TIS) to evaluate their potential impact at the K7/East Eisenhower intersection. KDOT would need to approve the TIS. They are also working on their formal building permit plans.

Work has begun on the townhomes at Santa Fe and Fairlane. A completion date is tentatively scheduled for next year. We have reached out to the developer of the Fairway Estates Fifth Plat. We hope to receive updated plans for this single-family home subdivision shortly.

**YTD Sales Tax Update:**

	<b>2021 YTD</b>	<b>2022 YTD</b>	<b>Difference</b>
<b>Local Sales &amp; Use Tax (1.45%)</b>	\$1,200,327	\$1,403,198	\$202,871, 16.9%
<b>County Sales Tax</b>	\$647,868	\$669,736	\$21,868, 3.38%
<b>County Use Tax</b>	\$188,018	\$245,528	\$57,510, 30.59%
<b>Guest Tax</b>	\$174,626	\$59,837	-\$114,789, -65.73%*

Through the August disbursement, the .45% sales tax has generated \$434,992, on pace for \$652,488 throughout the year. The 2022 debt payment for DeSoto Road is \$388,075. Based on current projections, this would leave \$264,413 toward park improvements this year.

\*A hotel in Lansing was used in 2021 for isolation during the pandemic. Current Transient Guest Tax figures are slightly less but comparable to periods prior to the pandemic.



**Parks & Recreation:**

Installation of the septic system has begun. All the field lights have been installed and wiring is currently being ran. Topsoil in the outfields and infield materials have been put into place. Progress continues on the installation of the blocks for the concession / restroom building. Plumbing has been roughed in and the floors have been poured. The transformer pads have been poured as well as sections of sidewalk, ADA parking stalls and some curb and gutter. Backstop poles have been installed as well as most of the fence posts and some of the fence mesh has been installed. Trenching and installation of the irrigation is underway. Foul poles have been delivered and assembled. Support beams for the bleacher shade structures are also being installed.

**Wastewater:**

Two of the four easements needed for the Town Center Sewer Replacement project have been negotiated and signed. One of the remaining parcels is involved in a probate case, while the last property is still in discussions with staff. 100% plans and specifications are complete and permitting is ongoing. The latest engineer estimate for construction is \$900,000. Construction of this project will follow, as directed by the City Council.

The owner of a gas main in conflict with the sewer alignment for the McIntyre Sewer Interceptor project has been found and contacted. Plans have been sent to the gas company to work through this issue. This project would extend sewers to McIntyre Road and include the installation of nearly 9,500 feet of pipe.

The flow meters have been removed and the data gathering has concluded. There have been several rain events during this flow monitoring period, which has provided good data for the master plan update. A draft report of the flow study and revision to the WWMP will be delivered in the coming months.

**Meetings & Announcements:**

The City currently has openings for the Parks & Recreation Administrative Assistant, part time Municipal Court Clerk, part time Animal Control Officer. All volunteer boards are fully registered!

The sprinkler system repairs at City Hall began last week at the northwest corner of the building. Work continues this week, with City Hall not having running water for two days. Unfortunately, due to the location of the leak further back in the building than originally anticipated, the cost will be greater than originally submitted. We anticipate the work to be complete this week.

The School District reached out about hosting a joint meeting with the City at 6pm on Monday, October 10<sup>th</sup>. Please let me know if that works for you all so we can confirm with USD 469 leadership.



City of Lansing  
800 First Terrace  
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- Thursday, September 15<sup>th</sup> City Council Meeting, 7:00pm, City Hall
- September 16<sup>th</sup> & 17<sup>th</sup> Citywide Garage Sale
- Wednesday, September 21<sup>st</sup> Planning Commission Meeting, 7:00pm, City Hall
- Thursday, September 29<sup>th</sup> City Council Work Session, 7:00pm, City Hall
  - Public Works Projects Update
- Tuesday, October 4<sup>th</sup> Volunteer Dinner, Community Center
- Thursday, October 6<sup>th</sup> City Council Meeting, 7:00pm, City Hall
- Monday, October 10<sup>th</sup> Staff Development Day-City Offices Closed
- Monday, October 10<sup>th</sup> Tentative Joint Meeting with USD 469, 6pm, District Off.
- Saturday, October 15<sup>th</sup> Fall Festival, Angel Falls Trail
- Wednesday, October 19<sup>th</sup> Planning Commission Meeting, 7:00pm, City Hall
- Thursday, October 20<sup>th</sup> City Council Meeting, 7:00pm, City Hall
- Thursday, October 27<sup>th</sup> City Council Work Session, 7:00pm, City Hall
- Saturday, October 29<sup>th</sup> Spooky Center, Activity Center

Sincerely,

Tim Vandall