



# REGULAR COUNCIL MEETING, JUNE 19, 2024

Wednesday, June 19, 2024 at 6:30 PM  
Council Chambers, 520 N. Commercial Ave.

## AGENDA

---

*Council Meeting will be broadcast on Facebook Live. Click to visit our [Facebook Page](#).*

### CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE

Mayor Bryan Chapman opened the Council Meeting at \_\_\_\_\_ (time).

The Mayor led the Pledge of Allegiance.

Council Members present

Kramer Siemens \_\_\_\_\_

Mark Jacob \_\_\_\_\_

Josh Liby \_\_\_\_\_

Dan Hartman \_\_\_\_\_

Brenda DeHaven \_\_\_\_\_

Others present \_\_\_\_\_

### APPROVAL OF AGENDA

Motion to approve the agenda as presented.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

### HEARINGS / PRESENTATIONS / PUBLIC FORUM

#### STAFF REPORTS

1. Kyle Nordick, City Administrator
2. Brad Jantz, City Attorney

#### CONSENT AGENDA

Motion to approve the Consent Agenda as presented.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

- 3. Minutes of June 5, 2024, Regular Meeting
- 4. Approval of Payroll June 7, 2024 Amount \$21,024.79
- 5. Approval of General Disbursement Checks Amount \$57,922.93

**OLD BUSINESS**

- 6. Discussion of Distressed Property Located at 311 N Lincoln Ave  
Motion to authorize the demolition of the structure and remediation of miscellaneous materials located at 311 N. Lincoln Avenue Sedgwick, KS 67135.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

**NEW BUSINESS**

- 7. Discuss and Consider Ordinance 903  
Motion to approve Ordinance 903 as presented.  
Motion by \_\_\_\_\_  
Second by \_\_\_\_\_
- 8. Discuss and Consider Cancellation of July 3, 2024 Regular Council Meeting  
Motion to cancel the July 3, 2024 Regular Council Meeting.  
Motion by \_\_\_\_\_  
Second by \_\_\_\_\_

**GOVERNING BODY REMARKS**

**ADJOURN**

Motion to adjourn the Regular Council Meeting at \_\_\_\_\_ PM.

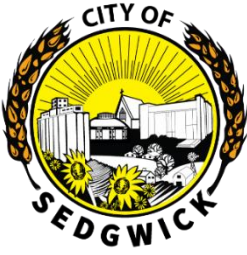
Motion by \_\_\_\_\_

Second by \_\_\_\_\_

COUNCIL WILL ADJOURN INTO A WORKSHOP.

Contact: Shelia Agee ([agee@cityofsedgwick.org](mailto:agee@cityofsedgwick.org), 316-772-5151)

Agenda Published on MM/DD/20YY at H:MM PM.



# REGULAR COUNCIL MEETING, JUNE 5, 2024

Wednesday, June 05, 2024 at 6:30 PM  
Council Chambers, 520 N. Commercial Ave.

## MINUTES

*Council Meeting will be broadcast on Facebook Live. Click to visit our [Facebook Page](#).*

### CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE

Mayor Bryan Chapman opened the Council Meeting at \_\_\_\_\_ (time).

The Mayor led the Pledge of Allegiance.

Council Members present

Kramer Siemens\_\_\_\_\_

Mark Jacob\_\_\_\_\_

Josh Liby\_\_\_\_\_

Dan Hartman\_\_\_\_\_

Brenda DeHaven\_\_\_\_\_

Others present \_\_\_\_\_

Mayor Bryan Chapman opened the Council Meeting at 6:30pm.

The Mayor led the Pledge of Allegiance.

### PRESENT

Brenda DeHaven (arrived 6:35pm)

Dan Hartman

Josh Liby

Mark Jacob

### ABSENT

Kramer Siemens

OTHERS PRESENT: Kyle Nordick, City Administrator; Shelia Agee, City Clerk; Brad Jantz, City Attorney; Bill Bush, Harvey County Independent; Bryan Hall, Police Chief; Jennifer Shelton/Jennifer Mueller, Harvey County EDC, Sherri Andree, Joe Nold

## **APPROVAL OF AGENDA**

Motion to approve the agenda as presented.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Motion to approve the agenda as amended to remove Tree Removal Bid for discussion during workshop.

Motion made by Hartman, Seconded by Jacob.

Voting Yea: Hartman, Liby, Jacob

## **HEARINGS / PRESENTATIONS / PUBLIC FORUM**

Joe Nold requested Council to consider putting in a dog park.

1. Harvey County EDC Presentation - Beth Shelton

Beth Shelton, Harvey County EDC Director, presented background of what EDC does and presentation of budget and 2025 fees.

## **STAFF REPORTS**

2. **Kyle Nordick, City Administrator**

Kyle Nordick, City Administrator, announced the Ridge/1st Street sidewalk is complete. Once lights and pavement markings are done, we will have a Ribbon Cutting. East Side Paving Project stalled at 32 signatures and project has been defeated for now.

3. **Brad Jantz, City Attorney**

Will discuss items during Executive Session.

## **CONSENT AGENDA**

Motion to approve the Consent Agenda as presented.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Motion to approve the Consent Agenda as presented.

Motion made by Hartman, Seconded by DeHaven.

Voting Yea: DeHaven, Hartman, Liby, Jacob

4. Minutes of May 15, 2024, Regular Meeting

- 5. Approval of Payroll May 24, 2024 Amount \$17,056.42.
- 6. Approval of General Disbursement Checks Amount \$164,218.98
- 7. Downtown Revitalization Grant Application – Sedgwick Body Shop

**OLD BUSINESS**

- 8. Discussion of Distressed Property Located at 311 N Lincoln Ave  
 Motion to defer the execution of the resolution for 2 weeks until next council meeting on June 19th.  
 Motion made by Hartman, Seconded by Liby.  
 Voting Yea: DeHaven, Hartman, Liby  
 Voting Abstaining: Jacob

**NEW BUSINESS**

- 9. Discuss and Consider CDBG Proposal  
 Motion to approve the quotation for professional services from Ranson Financial for a not-to-exceed amount of \$10,000.  
 Motion by \_\_\_\_\_  
 Second by \_\_\_\_\_  
  
 Motion to approve the quotation for professional services from Ranson Financial for a not-to-exceed amount of \$10,000.  
 Motion made by Hartman, Seconded by Jacob.  
 Voting Yea: DeHaven, Hartman, Liby, Jacob
- 10. Discuss and Consider Tree Removal Bid  
 Motion to approve the quotation from Wichita Tree Service for a not-to-exceed amount of \$14,525.  
 Motion by \_\_\_\_\_  
 Second by \_\_\_\_\_  
 Removed from agenda to be discussed during workshop.
- 11. Discuss and Consider Debt Management Policy  
 Motion to approve Resolution 06052024 a resolution establishing a debt management policy for the City of Sedgwick, Kansas.  
 Motion by \_\_\_\_\_  
 Second by \_\_\_\_\_

Motion to approve Resolution 06052024 a resolution establishing a debt management policy for the City of Sedgwick, Kansas.

Motion made by Hartman, Seconded by Jacob.

Voting Yea: DeHaven, Hartman, Liby, Jacob

**EXECUTIVE SESSION - CONTRACT NEGOTIATIONS**

Recess Into Executive Session For Consultation With The City Attorney On Matters Privileged Under The Attorney-Client Relationship Relating To Contract Negotiations

Move to recess into executive session for \_\_\_\_\_ minutes to consult with the City Attonrey related to matters privileged under the attorney-client relationship (K.S.A. 75-4319(B)(2)) for the purpose of discussing Contractual Matters. The open meeting will resume at \_\_\_\_\_pm with those present in the executive session being the Governing Body, City Administrator, and City Attorney.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Move to recess into executive session for 25 minutes to consult with the City Attonrey related to matters privileged under the attorney-client relationship (K.S.A. 75-4319(B)(2)) for the purpose of discussing Contractual Matters. The open meeting will resume at 7:45pm with those present in the executive session being the Governing Body, City Administrator, and City Attorney.

Motion made by DeHaven, Seconded by Liby.

Voting Yea: DeHaven, Hartman, Liby, Jacob

NO ACTION TAKEN.

**GOVERNING BODY REMARKS**

**ADJOURN**

Motion to adjourn the Regular Council Meeting at \_\_\_\_\_ PM.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Motion to adjourn the Regular Council Meeting at 7:48pm.

Motion made by Hartman, Seconded by Jacob.

Voting Yea: DeHaven, Hartman, Liby, Jacob

Adjourned into a workshop on Tree Removal Bid, 1/2 Cent Sales Tax, and Kemper Cemetery.

Contact: Shelia Agee ([agee@cityofsedgwick.org](mailto:agee@cityofsedgwick.org), 316-772-5151)

Agenda Published on 05/31/2024 at 1:00 PM.

DRAFT

June 19, 2024

**PAYROLL CHECKS - DIRECT DEPOSIT**

6/7/24

\$ 21,024.79

**TOTAL PAYROLL CHECKS**

**\$ 21,024.79**

**GENERAL DISBURSEMENT CHECKS-AAABXK**

\$ 11,567.23

**GENERAL DISBURSEMENT CHECKS-AAABXL**

\$ 46,355.70

**TOTAL DISBURSEMENT CHECKS**

**\$ 57,922.93**



## AP Bank Reconciliation Posting Audit Report

City of Sedgwick (SEDGKS)

06/07/2024 08:18:38 AM

Batch: AAABXK

User ID: SHELIA

Page 1

Bank Code: CKG      LEGACY BANK

Vendor Tran#	Document #	Date	Type	User ID	Posting Reference	Total Amount
<b>CARL B DAVIS, CHAPTER 13 TRUSTEE</b>						
1	70714	06/07/2024	Check	SHELIA	AP0000001287AAABXK	\$668.31
Description:						
<b>LEGACY BANK</b>						
2	70715	06/07/2024	Check	SHELIA	AP0000001287AAABXK	\$6,255.36
Description:						
<b>KPERS</b>						
3	70716	06/07/2024	Check	SHELIA	AP0000001287AAABXK	\$3,640.41
Description:						
<b>KANSAS STATE WITHHOLDING TAX</b>						
4	70717	06/07/2024	Check	SHELIA	AP0000001287AAABXK	\$1,003.15
Description:						

	Bank Totals	Items	Total Voids	Items
Checks	(\$11,567.23)	4	\$0.00	0
Deposits	\$0.00	0	\$0.00	0
Deductions	\$0.00	0	\$0.00	0
Additions	\$0.00	0	\$0.00	0
Bank Charges	\$0.00	0	\$0.00	0
<b>Net Activity for CKG:</b>	<b>(\$11,567.23)</b>			

**Report Totals**

	Bank Totals	Items	Total Voids	Items
Checks	(\$11,567.23)	4	\$0.00	0
Deposits	\$0.00	0	\$0.00	0
Deductions	\$0.00	0	\$0.00	0
Additions	\$0.00	0	\$0.00	0
Bank Charges	\$0.00	0	\$0.00	0
<b>Net Activity:</b>	<b>(\$11,567.23)</b>			



**AP Enter Bills Edit Report - Sorted by Vendor \*\* Customized \*\***

City of Sedgwick (SEDGKS)

Batch: AAABXL

6/7/2024 8:34:22 AM

Page 1

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
<b>21</b>	<b>ABC TERMITE / ABC TERMITE &amp; PEST CONTROL</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>1556781</b>	<b>\$186.00</b>
1	01-01-60-6100 BUG SPRAY CITY HALL			1.0 \$75.0000	\$75.00
2	01-01-60-6100 BUG SPRAY SR. CENTER			1.0 \$45.0000	\$45.00
3	01-01-60-6100 BUG SPRAY LIBRARY			1.0 \$36.0000	\$36.00
4	13-00-60-6100 BUG SPRAY WWTP			1.0 \$30.0000	\$30.00
<b>8</b>	<b>B &amp; B LUMBER / B &amp; B LUMBER</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>2405-502299</b>	<b>\$796.31</b>
1	40-11-00-8210 200 BLDG WINDOWS			1.0 \$796.3100	\$796.31
<b>26</b>	<b>BAYSINGER / BAYSINGER POLICE SUPPLY</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>1067399 1067398 7400</b>	<b>\$679.39</b>
1	01-03-70-7250 PD UNIFORMS-B HALL			1.0 \$303.4500	\$303.45
2	01-03-70-7250 PD UNIFORMS-TAYLOR			1.0 \$197.9700	\$197.97
3	01-03-70-7250 PD UNIFORMS-CARTWRIGHT			1.0 \$177.9700	\$177.97
<b>4</b>	<b>BURRIS FAB / BURRIS FABRICATION</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>5399</b>	<b>\$1,200.00</b>
1	13-00-60-6100 FLOOD WATER GATE REPAIR			1.0 \$1,200.0000	\$1,200.00
<b>11</b>	<b>CULLIGAN / CULLIGAN OF WICHITA</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>744089</b>	<b>\$20.00</b>
1	01-01-60-6290 ALLOCATE CULLIGAN DRINKING WATER			0.0 \$20.0000	\$0.00
2	01-01-60-6290 DRINKING WATER-ADMIN			1.0 \$8.0000	\$8.00
3	01-03-60-6290 DRINKING WATER-PD			1.0 \$6.0000	\$6.00
4	13-00-60-6290 DRINKING WATER-SEWER			1.0 \$6.0000	\$6.00
<b>20</b>	<b>D. GERBER / D. GERBER COMMERCIAL POOL PRODUC</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>24157</b>	<b>\$3,170.01</b>
1	01-06-70-7220 POOL CHEMICALS			1.0 \$2,635.0100	\$2,635.01
2	01-06-70-7110 DISCHARGE VALVE ASSY/SHUTOFF VALVE			1.0 \$535.0000	\$535.00
<b>13</b>	<b>GALLS / GALLS, LLC</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>028087899</b>	<b>\$150.02</b>
1	01-03-70-7250 PATCHES			1.0 \$24.3200	\$24.32
2	01-03-70-7250 KEY RING HOLDER			1.0 \$17.2500	\$17.25
3	01-03-70-7250 POLO-B HALL			1.0 \$82.9900	\$82.99
4	01-03-70-7110 FLASHLIGHT BATTERIES			1.0 \$25.4600	\$25.46
<b>25</b>	<b>HALSTEAD / CITY OF HALSTEAD</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724EMS</b>	<b>\$10,000.00</b>
1	01-02-60-6290 HALSTEAD EMS SERVICE			1.0 \$10,000.0000	\$10,000.00

**AP Enter Bills Edit Report - Sorted by Vendor \*\* Customized \*\***

City of Sedgwick (SEDGKS)  
Batch: AAABXL

6/7/2024 8:34:22 AM

Page 2

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
<b>19</b>	<b>IDEATEK / IDEATEK, LLC</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>591513</b>	<b>\$1,298.68</b>
1	01-01-60-6180 CITY HALL PHONE/FAX/INTERNET			1.0 \$165.7800	\$165.78
2	01-05-60-6180 COURT PHONE/FAX/INTERNET			1.0 \$55.2600	\$55.26
3	10-00-60-6180 WATER PHONE/FAX/INTERNET			1.0 \$55.2600	\$55.26
4	13-00-60-6180 SEWER PHONE/FAX/INTERNET			1.0 \$55.2500	\$55.25
5	01-11-60-6180 MAINT SHOP 320 N WASH PHONE			1.0 \$96.5700	\$96.57
6	01-04-60-6180 FIRE PHONE/INTERNET			1.0 \$136.5700	\$136.57
7	13-00-60-6180 SEWER PLANT PHONE/INTERNET			1.0 \$171.6700	\$171.67
8	01-06-60-6180 POOL PHONE/INTERNET			1.0 \$136.5700	\$136.57
9	01-03-60-6180 PD PHONE/FAX/INTERNET/TV			1.0 \$143.0500	\$143.05
10	13-00-60-6180 EAST LIFT PHONE			1.0 \$86.5700	\$86.57
11	13-00-60-6180 SOUTH LIFT PHONE			1.0 \$86.1300	\$86.13
12	01-08-60-6180 WEST WATER TOWER			1.0 \$110.0000	\$110.00
<b>24</b>	<b>JANTZ, BRAD / BRAD JANTZ</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724ATTY</b>	<b>\$3,040.00</b>
1	01-01-60-6290 ATTORNEY SERVICES			1.0 \$2,270.0000	\$2,270.00
2	01-05-60-6300 PROSECUTOR SERVICES			1.0 \$770.0000	\$770.00
<b>23</b>	<b>JOY / JOY WILLIAMS</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724JUDGE</b>	<b>\$500.00</b>
1	01-05-60-6300 JUDGE SERVICES-JOY			1.0 \$500.0000	\$500.00
<b>7</b>	<b>KAYE / KAYE ELECTRIC INC</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>40112</b>	<b>\$2,450.00</b>
1	01-04-60-6100 FIRE STATION-ELECTRICAL REPAIR			1.0 \$2,450.0000	\$2,450.00
<b>6</b>	<b>KS PUBLISHING / KANSAS PUBLISHING VENTURES, LL</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>14984795</b>	<b>\$80.00</b>
1	01-01-60-6290 GRADUATION AD			1.0 \$40.0000	\$40.00
2	01-01-60-6290 MEMORIAL DAY AD			1.0 \$40.0000	\$40.00
<b>15</b>	<b>LOGO / LOGO DEPOT</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>S154021 E153111</b>	<b>\$710.30</b>
1	01-11-70-7250 MAINT SHIRTS-IZAIAH, WYATT, MIKE			1.0 \$355.8000	\$355.80
2	41-02-00-8210 EMS SHIRTS-JAIME			1.0 \$354.5000	\$354.50

**AP Enter Bills Edit Report - Sorted by Vendor \*\* Customized \*\***

City of Sedgwick (SEDGKS)  
Batch: AAABXL

6/7/2024 8:34:22 AM

Page 3

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
<b>1</b>	<b>LOWE'S / LOWE'S</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724LOWES</b>	<b>\$2,772.50</b>
1	10-00-70-7110			DISHWASHER COUPING	1.0 \$13.2800 \$13.28
2	10-00-70-7110			AERATOR KEY RING	1.0 \$9.0200 \$9.02
3	01-11-70-7130			RETRACTABLE RATCHETT	1.0 \$35.1300 \$35.13
4	10-00-70-7420			PRESSURE GUAGE	1.0 \$12.3300 \$12.33
5	01-06-70-7100			POOL-REPAIR SUPPLIES	1.0 \$241.8800 \$241.88
6	01-08-70-7110			SUPPLIES/PARTS FOR BLEACHERS AT PARK	1.0 \$308.9600 \$308.96
7	01-03-70-7010			EVIDENCE ROOM TOTES AND SUPPLIES	1.0 \$794.8500 \$794.85
8	01-03-70-7010			EVIDENCE ROOM TOTE	1.0 \$10.9100 \$10.91
9	40-11-00-8210			200 BLDG FIXTURES/SUPPLIES	1.0 \$723.0000 \$723.00
10	01-08-70-7420			MOWER & TRIMMER, ETC	1.0 \$623.1400 \$623.14
<b>5</b>	<b>NEWTON CITY / CITY OF NEWTON</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724WTRTRTMNT</b>	<b>\$7,443.42</b>
1	10-00-60-6152			4-18-24 TO 5-22-24 WATER TREATMENT 568200 USAGE	1.0 \$7,443.4200 \$7,443.42
<b>17</b>	<b>PRIDE AG / PRIDE AG RESOURCES</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>112589/3</b>	<b>\$137.95</b>
1	01-08-70-7420			MAINT TOOLS-WEEDER, RAKES, SCOOP	0.3 \$137.9500 \$45.80
2	01-10-70-7420			MAINT TOOLS-WEEDER, RAKES, SCOOP	0.3 \$137.9500 \$45.94
3	01-11-70-7420			MAINT TOOLS-WEEDER, RAKES, SCOOP	0.3 \$137.9500 \$46.21
<b>16</b>	<b>RON'S / RON'S SIGN CO, INC.</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>59687</b>	<b>\$4,725.08</b>
1	08-00-70-7130			POLES FOR DIRECTIONAL SIGNAGE	1.0 \$4,725.0800 \$4,725.08
<b>9</b>	<b>SDK / SDK LABORATORIES</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724SDK</b>	<b>\$274.00</b>
1	13-00-60-6170			SEWER LAB ANALYSIS	1.0 \$274.0000 \$274.00
<b>14</b>	<b>SEDGWICK BODY / SEDGWICK BODY SHOP</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724DTREVIT</b>	<b>\$5,000.00</b>
1	01-07-60-6400			DOWNTOWN REVIT GRANT-BODY SHOP	1.0 \$5,000.0000 \$5,000.00
<b>22</b>	<b>STATE OF KS-CHIEF FINANCIAL OFFICER / STATE OF K</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>060724AUDIT</b>	<b>\$300.00</b>
1	01-01-60-6220			AUDIT FILING FEE	1.0 \$300.0000 \$300.00
<b>3</b>	<b>VERIZON / VERIZON WIRELESS</b>	<b>6/7/2024</b>	<b>6/7/2024</b>	<b>9964939495</b>	<b>\$364.41</b>
1	01-03-60-6180			PD MDT SERVICE	1.0 \$120.0300 \$120.03
2	01-03-60-6180			PD CELL PHONES	2.0 \$41.4500 \$82.90
3	01-03-60-6180			PD DASH CAMS	2.0 \$40.0100 \$80.02
4	01-11-60-6180			MAINT CELL PHONE	1.0 \$41.4500 \$41.45
5	01-11-60-6180			MAINT MDT LAPTOP	1.0 \$40.0100 \$40.01



**City of Sedgwick  
City Council Meeting  
June 19, 2024**

**TO:** Mayor and City Council

**SUBJECT:** Distressed Property 311 N. Lincoln

**INITIATED BY:** Administration

**AGENDA:** Old Business

---

**Recommendation:** Authorize the demolition and remediation of materials located on the property at 311 N. Lincoln Ave. Sedgwick, KS 67135.

**Background:** The timeline attached herein shows that since the date of the fire, the property owner has had 1 year and 7 months to remediate the unsafe structure located at 311 N. Lincoln Ave in Sedgwick, KS. The building is in a residential area and open to the elements and anyone passing through. The property owner was sufficiently notified on August 15, 2023, that the structure and surrounding materials needed to be cleaned up within 90 days to avoid future violations. The governing body gave Mr. Jacob an extension to the 90 days on February 21, 2024, during a show cause hearing for the property. On June 5, 2024, the governing body agreed to give Mr. Jacob another 14 days to remedy the issues.

In its current condition, the structure continues to present a hazard to the public and a violation of the current municipal code. As mentioned in the June 5, 2024, meeting, there was another property that suffered a structural fire along the same time frame as this property which was resolved in a timely manner compliant with our current practices. It is understood that residential fires and commercial fires differ, however, current practices hold all structure types and remediation timelines the same.

**Financial Considerations:** During the June 5, 2024, council meeting, Mr. Jantz advised the council that the insurance proceeds that are being held could be utilized by the city to remediate the property. At this time, it is unclear what the dollar amount would be to remediate the property. If authorized, the city would obtain three bids for demolition companies and move forward per our procurement policy. Any money spent on the remediation of the property would be charged back to the property owner through an assessment of the property.

**Recommendations/Actions:** It is recommended that the governing body authorize the demolition and remediation of materials located on the property at 311 N. Lincoln Avenue.

**Attachment:** Images

### Timeline of Events

November 23, 2022 – Fire occurs at 311 Lincoln Ave. Sedgwick, KS 67135 causing significant structural damage.

December 8, 2022 – Demolition permit obtained by Mark Jacob for 311 Lincoln Ave.

August 15, 2023 – Certified letter mailed to Mr. Jacob from Jantz Law Office on behalf of the City of Sedgwick requesting the existing code violations and unsafe structure be addressed within 90 days.

November 15, 2023 – Resolution 01042024B brought before the governing body requesting a show cause hearing for the distressed property at 311 Lincoln Ave. Meeting minutes confirm that the governing body voted to give Mr. Jacob until December 31, 2023, to fully demolish and clean up the property.

February 21, 2024 – Resolution 02212024 was brought before the governing body during the show cause hearing giving the City authority to remediate the property if the existing code violations and unsafe structure was not addressed within 90 days.

April 17, 2024 – Mr. Jacob, Mayor Chapman, Brad Jantz and Kyle Nordick have a meeting upon the conclusion of the regular council meeting. Mr. Jacob was informed that the zoning of the property at 311 Lincoln Avenue reverts back to residential usage and that the building and items on the property would need to be remediated in a timely fashion. Mr. Jacob was advised that he could file for a zoning variance with the Planning & Zoning board if he pleased. To date, that application has not been filed.

May 21, 2024 – Deadline for the property owner to remediate the issues passes. The building still stands in its current state.

June 5, 2024 – Discussion regarding the distressed property takes place during the regular council meeting. It was voted on and approved to give Mr. Jacob until June 19, 2024 to have the structure demolished.









**City of Sedgwick  
City Council Meeting  
June 19, 2024**

**TO: Mayor and City Council**

**SUBJECT: Ordinance 903**

**INITIATED BY: Administration**

**AGENDA: New Business**

---

**Background:** During the 2019 codification process, Chapter 13 Article 3 was erroneously created to address trees within the city limits of Sedgwick. This code is currently outside of the normal practice for dealing with dead and diseased trees and requires an amendment to align it with current practices.

**Analysis:** Prior to the 2019 codification, dead and diseased trees ordered for removal on any property constituted the costs of removal be borne to the property owner. During the 2019 codification process, language was erroneously introduced shifting that burden to the city for trees in the public right-of-way.

Through Ordinance 903, an amendment to Chapter 13 Article 3 of the municipal code of the City of Sedgwick, this language would be corrected to include current business practices.

**Financial Considerations:** Due to the absence of definition on official municipal maps regarding public rights-of-way, there is not an effective way of determining ownership of the trees, thus leaving the city open to potentially covering the cost of removal.

**Recommendations/Actions:** Approve Ordinance 903 as presented.

**Attachment:** Ordinance 903

**ORDINANCE NO. 903**

**AN ORDINANCE OF THE CITY OF SEDGWICK, HARVEY AND SEDGWICK COUNTIES, AMENDING ORDINANCE NO. 887, CODIFIED AS CHAPTER 13, ARTICLE 3 OF THE CODE FOR THE CITY OF SEDGWICK, AN ORDINANCE AND ARTICLE OF THE CITY OF SEDGWICK, HARVEY AND SEDGWICK COUNTIES, APPROVING SPECIFIC MODIFICATIONS TO FEE LICENSURE APPLICABLE TO AND FOR CONTRACTORS WITHIN THE CITY OF SEDGWICK, KANSAS; AND REPEALING ANY AND ALL OTHER ORDINANCES IN CONFLICT HEREWITH.**

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

**SECTION 1. Amendment to Ordinance No. 887, Codified as Chapter 13, Article 3 of the Code for the City of Sedgwick, Kansas:** Chapter 13, Article 3, Section 06 shall be amended in its entirety to read as follows:

**Article 3. Trees and Shrubs**

**13-306. Dead and dangerous trees.**

- (a) Every owner of any tree overhanging any street or right-of-way within the city shall prune the branches so that such branches shall not obstruct the light from any streetlamp or obstruct the view of any street intersection and so that there shall be a clear space of 14 feet above the surface of the street or right-of-way. The owners shall remove all dead, diseased or dangerous trees, or broken or decayed limbs which constitute a menace to the safety of the public. The city shall have the right to prune any tree or shrub on private property when it interferes with the proper spread of light along the Street from a street light, or interferes with visibility of any traffic control device or sign.
- (b) The city shall have the right to cause the removal of any dead or diseased trees within the city, wheresoever located including, but not limited to private or public property, street right of way or public easement within the jurisdictional limits of the City of Sedgwick, Kansas, when such trees constitute a hazard to life and property. The city will notify in writing, the owners of such trees. Removal shall be done by said owners at their own expense within sixty (60) calendar days after the date of service notice. In the event of failure of owners to comply with such provisions, the city shall have the authority to remove the trees and charge the cost of removal on the owner's property tax notice.

**SECTION 2. Repeal of Section 13-307 of Chapter 13, Article 3 of the Code for the City of Sedgwick, Kansas:** Chapter 13, Article 3, Section 13-307 shall be repealed, in its entirety, and Section shall remain unassigned at this time until further modification thereof.

**SECTION 3.** Other ordinances or portions thereof in conflict herewith, are hereby repealed.

**SECTION 4.** This Ordinance shall take effect and be in full force from and after its publication in the official City newspaper.

**PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS, THIS 19<sup>th</sup> DAY OF JUNE, 2024.**

\_\_\_\_\_  
Bryan Chapman, Mayor

ATTEST:

\_\_\_\_\_  
Shelia Agee, City Clerk

(SEAL)