

STAFF REPORT

DATE: 11/13/24
TO: City Council
FROM: Ted Henry, City Manager
SUB: Sedgwick County Annexation Letter



SUMMARY:

Earlier this year, Lynn Packer, Sedgwick County's Director of Public Works, reached out to Ty Lasher, former City Manager, to discuss the County's desire for Bel Aire to annex shared roadways. Sedgwick County's intent with these road annexations is to reach a mutual understanding of equitable responsibility for the road infrastructure. Two areas were identified:

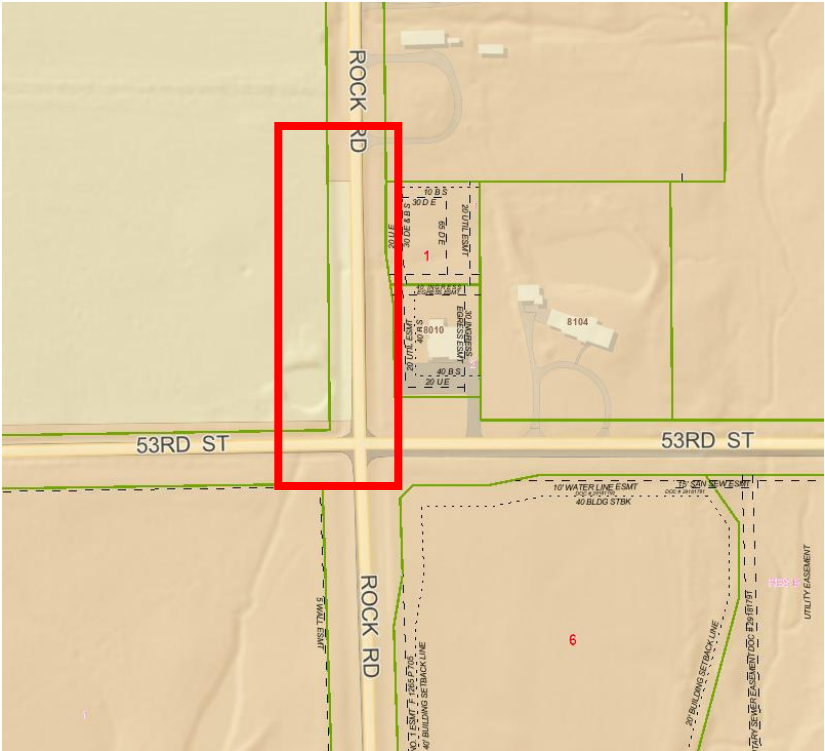
1. A small segment on Rock Road, just north of 53rd Street.
2. Webb Road between K-254 and ½ mile north of 53rd Street North, where Bel Aire is adjacent to the roadway.

These areas were selected based on several factors: Sedgwick County does not maintain any portion of Webb Road north of Kellogg, Bel Aire has already annexed the adjacent land. The county has to go out of its way to maintain this half-mile section of road. In exchange for this annexation, Sedgwick County offered to construct the next pavement preservation treatment on the section of Webb Road. This will give Bel Aire several years to plan and budget for future maintenance.

In October, I met with Mr. Packer to discuss a cost-share approach to this situation, but this type of arrangement was not accepted. Bel Aire is not alone in this process; Sedgwick County is offering this proposal to every city in the area.

Historically, it has been understood that when annexing property, the city will take responsibility for half of the roadway, with the other jurisdiction taking the other half. However, this belief is only half true. The reference to the centerline of the road is found in paragraph 7(e) of KSA 12-520 of the Kansas State Statutes. The sentence reads: "The governing body of the city shall certify by ordinance that the certification is correct and declare the highway, or portion of the highway extending to the center line where another *city boundary line* abuts the opposing side of the highway, annexed to the city..." The italicized portion of this sentence states that if another city were to have annexed the land east of Webb Road, then annexation to the centerline of the road by both municipalities would be an acceptable solution. In the case of Webb Road, the land on the east is unincorporated, so annexation of the full road right-of-way is permitted.

Mr. Packer will be at tonight's meeting to discuss further and answer questions.



Screenshot from Board of County Commissioners October 23, 2024 Meeting:

CONSENT

- K** 24-3143 RESOLUTION REQUESTING THE CITY OF ANDALE ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 3
- L** 24-3128 RESOLUTION REQUESTING THE CITY OF BEL AIRE ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 1
- M** 24-3129 RESOLUTION REQUESTING THE CITY OF CHENEY ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 3
- N** 24-3130 RESOLUTION REQUESTING THE CITY OF CLEARWATER ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 2
- O** 24-3131 RESOLUTION REQUESTING THE CITY OF DERBY ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 5
- P** 24-3132 RESOLUTION REQUESTING THE CITY OF GARDEN PLAIN ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 3
- Q** 24-3133 RESOLUTION REQUESTING THE CITY OF GODDARD ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 3
- R** 24-3134 RESOLUTION REQUESTING THE CITY OF HAYSVILLE ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 2
- S** 24-3127 RESOLUTION REQUESTING THE CITY OF MAIZE ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 4
- T** 24-3135 RESOLUTION REQUESTING THE CITY OF MOUNT HOPE ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 3
- U** 24-3136 RESOLUTION REQUESTING THE CITY OF VALLEY CENTER ANNEX CERTAIN ROAD RIGHTS-OF-WAY.
District 4