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# AGENDA ITEM

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TO: Tim Vandall, City Administrator  
FROM: Elizabeth Sanford, Finance Director  
DATE: July 1, 2022  
SUBJECT: Ordinance No. 1085 – Sewer and Solid Waste Assessments

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Pursuant to Chapter 16, Utilities, Section 16-116 and 16-209 (e) of the City's Code of Ordinances, a copy of Ordinance No. 1085 listing the account name, property address, and delinquent amounts for customers whose accounts are at least two (2) months past due is attached for your review. Upon adoption by the City Council and subsequent publication in the Leavenworth Times, this Ordinance shall constitute a lien against the real estate for which service is supplied.

Fifty-eight (58) properties with a total delinquency of \$105,320.39 are listed on the ordinance.

Staff does not submit this ordinance for assessment until August 25, 2022. Residents are given the opportunity to be removed from the Ordinance by setting up a payment plan with the city before that date. Unfortunately, some residents default on their payment plan after the Ordinance has been published and submitted to the County for assessment against the property. Staff has informed each resident interested in setting up a payment plan that the account will be submitted to a third party collection agency if the resident misses a payment.

## Action:

Staff recommends a motion to adopt Ordinance No. 1085 for assessment of delinquent sewer and trash bills.

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## AGENDA ITEM #

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## ORDINANCE NO. 1085

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

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

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

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

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

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

ARAUJO, LUIS 607 WILLOW CT	\$2,696.70	JOHNSON, TODD 14092 ROBIN RD	\$499.45
BABCOCK, DAVID 109 N BROOKRIDGE ST	\$2,572.53	JONES, ANDREW 320 HIGHLAND RD	\$431.44
BECK, HEATHER 809 SOUTHFORK ST	\$2,184.41	KRITES, CHAD 504 1 <sup>ST</sup> TER	\$1,886.06
BEEMAN-KLEMISH, KATHLEEN		LEIHY, GAGE 508 FAIRLANE ST	\$364.16
615 BROOKMEADOW RD	\$1,878.55	LYSELL, FRANK 216 BITTERSWEET LN	\$2,241.78
BERNARD, WILLIAM 119 E LOIS ST	\$3,209.06	MANN, TRAVIS 312 FAWN VALLEY CT	\$589.63
BLAKLEY, RANDALL 407 MAPLE CT	\$505.94	MARTIN, EMMETT 806 ENGLEWOOD ST	\$1,846.23
BOWEN, RICHARD 130 EMILE ST	\$2,210.40	MCKERNAN-POLLARD, JAMIE	
BRASWELL, GEORGE 410 HOLIDAY DR	\$1,055.39	825 STONECREST DR	\$2,729.10
BROWN, TIMOTHY 106 HELEN ST	\$5,019.15	MOORE, SAMANTHA 922 N 4 <sup>th</sup> ST	\$549.04
BUFORD, MARY 324 VALLEY DR	\$1,895.29	MOORE, ALLEN 624 S HICKORY TRAIL	\$499.45
CANONICA, IRENE 126 E KANSAS AVE	\$1,587.71	MURRAY, JENNIFER 518 VALLEY DR	\$2,615.16
CARPENTER, JENNIFER 409 S DESOTO RD	\$499.45	PEACE, THOMAS 1213 1/2 APT A N 7 <sup>TH</sup> ST	\$677.40
COPE, STEVEN & LACY 715 N 2ND ST	\$2,274.18	PEACE, THOMAS 1213 1/2 APT B N 7 <sup>th</sup> ST	\$510.00
DAVIS, HEATHER 405 BROOKWOOD ST	\$1,907.40	POVLITZKI, ALEX 408 OAKBROOK DR	\$427.57
DEAN, TERI 124 CONTINENTAL DR	\$2,700.02	PRESTO, ANTIONETTE 513 VALLEY DR	\$971.77
DUBOIS, BRIAN 717 S DESOTO RD	\$499.45	QUINTANA, LAURA 542 HITHERGREEN DR	\$2,187.70
DUMLAO, SHARON 607 E BETH ST	\$916.23	ROMINE, ANTHONY 516 VALLEY DR	\$631.02
GAUGER, WILLIAM 606 MORGAN ST	\$2,127.30	SANCHEZ, DARIEN & HOLLY	
HIGINBOTHAM, JOSEPH		702 BROOKWOOD ST	\$1,883.50
809 ENGLEWOOD ST	\$789.91	SANDERSON, JASON 120 KAREN LN	\$1,468.98
HOWLETT, GINA 831 BLUEBERRY ST	\$2,122.02	SAVIDGE, HEATHER 339 FAWN VALLEY ST	\$2,455.73
JENSEN, VICKI 105 TIMBERCREEK CIR	\$1,886.06	SCHMALBECK, ANNIE 707 HOLIDAY DR	\$2,754.08
JOHNSON, LESLIE 401 FAIRLANE ST	\$2,062.86	SKAGGS, JON 1014 N 3 <sup>RD</sup> ST	\$2,476.16
JOHNSON, RANDY 990 PEBBLE BEACH DR	\$1,707.06	SMART, BRIANNA 439 HITHERGREEN DR	\$2,131.61
		SMOTHERMAN, DAVID 724 N DESOTO	\$499.45
		STALTER, ERIC 213 FAWN VALLEY ST	\$604.31

STEVENSON, ZACHARY 110 S 4 <sup>TH</sup> ST	\$1,184.00	VIGIL, PAUL 320 HOLIDAY DR	\$2,722.69
STIMAC, MEGAN 427 HITHERGREEN DR	\$971.45	WACKER, TERRIE 308 E KANSAS AVE	\$2,463.15
TAVIS, STEPHANIE 121 J ST	\$1,279.61	WASLH, CHARMAINE 1113 N 2 <sup>ND</sup> ST	\$777.66
THOMAS, WAYLON 801 MERION ST	\$2,968.76	WALSTRUM, MARK 309 FAWN VALLEY CT	\$2,707.70
THORNTON, STEVEN 121 KAREN LN	\$1,925.88	WEDDLE, TIM 1008 N 4 <sup>TH</sup> ST	\$1,878.63
TROWBRIDGE, DELIA 204 FAWN VALLEY ST	\$1,886.06	WELLS, AUSTIN 121 WOODLAND RD	\$1,391.43
TUTTLE, STEPHEN 313 FAWN VALLEY CT	\$521.46	WOOD, CHARLES 220 E CONNIE ST	\$2,041.93
TUTTLE, JAMIE 616 MEADOWLARK RD	\$2,362.13		

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

**PASSED AND APPROVED** by the Governing Body of the City of Lansing, County of Leavenworth, State of Kansas, this 7th day of July 2022.

{SEAL}

**ATTEST:**

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Anthony R. McNeill, Mayor

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Tish Sims, City Clerk

APPROVED AS TO FORM:

Published: *Leavenworth Times*

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Gregory C. Robinson, City Attorney