

LeRoy City Council

Minutes

October 3, 2022

Mayor Steve Cox called the meeting to order at 6:00 p.m., followed by the Pledge of Allegiance.

Council members Georgia Eggleston, Jeff Brite, Rob McCann, and Terry Tyler were present. Council member Tim Harvey was absent.

Mayor Cox recommended approval of the proposed October 3 agenda. McCann moved to approve the proposed October 3 agenda. Eggleston seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0.

Mayor Cox recommended approval of the proposed September 12 city council meeting minutes. Tyler moved to approve the proposed September 12 city council meeting minutes. McCann seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0.

Mayor Cox recommended the city council pay warrants/bills provided with the proposed agenda. Brite moved to approve payment of the city warrants provided with the proposed agenda. Eggleston seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0.

Ryan Yoho addressed the council regarding nuisance vehicles at 1441 F Street.

Mayor Cox provided the council with a report on nuisance vehicles.

Mayor Cox provided the council with a report on structures in the City that he found dangerous, unsafe, or unfit for human habitation.

Mayor Cox recommended the council pass proposed resolution No. 2022-11, establishing December 5, 2022, at 6:00 p.m. at City hall as a time and place for a hearing on unsafe and dangerous structures associated with the building located at 614 Main Street. The Mayor read proposed resolution No. 2022-11 to the council. McCann moved to pass resolution 2022-11 as read. Brite seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0. A copy of Resolution No. 2022-11 is incorporated into these minutes by reference.

Mayor Cox recommended the council pass proposed resolution No. 2022-12, establishing December 5, 2022, at 6:00 p.m. at City hall as a time and place for a hearing on unsafe and dangerous structures associated with the building located at 726 11th street. The Mayor read proposed resolution No. 2022-12 to the council. McCann moved to pass resolution 2022-12 as read. Tyler seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed

4/0. A copy of Resolution No. 2022-12 is incorporated into these minutes by reference.

Mayor Cox provided the council with a report on a property he found violates the City's mobile home ordinances.

Mayor Cox recommended the council pass proposed resolution No. 2022-10, establishing December 5, 2022, at 6:00 p.m. at City hall as a time and place for a show cause hearing for alleged violations of the City's mobile home ordinances associated with the property located at 629 3rd street. The Mayor read proposed resolution No. 2022-10 to the council. McCann moved to pass resolution 2022-10 as read. Tyler seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0. A copy of Resolution No. 2022-10 is incorporated into these minutes by reference.

City Superintendent Copeland gave a report to the council.

City Clerk Alexander gave a report to the council.

McCann moved to enter a 10-minute executive session with the City Attorney to address issues protected by the attorney-client privilege. Tyler's seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0. The executive meeting started at 6:50 p.m. At 7:00 p.m., the council returned to its regular session. The council took no action following the executive session.

McCann moved to adjourn the October 3 City Council meeting. Eggleston seconded the motion. The Mayor asked for any discussion. Hearing no discussion, the Mayor called for a vote. The motion passed 4/0. The meeting adjourned at 7:00 p.m.

RESOLUTION NO. 2022-11

A RESOLUTION FIXING A TIME AND A PLACE FOR A HEARING ON UNSAFE OR DANGEROUS PROPERTY, PURSUANT TO CITY CODE § 4-601 et. seq. and K.S.A. 12-1750, et. seq.

WHEREAS, the governing body has the power to cause the repair or removal of any structure located within the city which has become unsafe or dangerous. K.S.A. § 12-1751.

WHEREAS, The enforcing officer, has filed with the governing body a statement in writing that certain structure located at 614 Main LeRoy Kansas is dangerous, unsafe, or unfit for human habitation. City Code § 4-604.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEROY, KANSAS:

A hearing is hereby established for Dec 5, 2022, at 6:00 p.m. at LeRoy City Hall, 713 Main St., LeRoy, KS 66857. At such hearing, the owners, the owners' agents, any lienholders of record, and any occupant of the structure located at 614 Main Street LeRoy Kansas may appear and show cause why such structure(s) should not be condemned and ordered repaired or demolished.

Passed by the council the 3rd day of October, 2022. APPROVED by the Mayor



[Handwritten signature]

Steve Cox, Mayor

[Handwritten signature]
City Clerk

RESOLUTION NO. 2022-12

A RESOLUTION FIXING A TIME AND A PLACE FOR A HEARING ON UNSAFE OR DANGEROUS PROPERTY, PURSUANT TO CITY CODE § 4-601 et. seq. and K.S.A. 12-1750, et. seq.

WHEREAS, the governing body has the power to cause the repair or removal of any structure located within the city which has become unsafe or dangerous. K.S.A. § 12-1751.

WHEREAS, The enforcing officer, has filed with the governing body a statement in writing that certain structure located at 726 ELEVENTH ST, LEROY, KS 66857 is dangerous, unsafe, or unfit for human habitation. City Code § 4-604.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEROY, KANSAS:

A hearing is hereby established for Dec 5, 2022, at 10 p.m. at LeRoy City Hall, 713 Main St, LeRoy, KS 66857. At such hearing, the owners, the owners' agents, any lienholders of record, and any occupant of the structure located at 726 ELEVENTH ST, LEROY, KS 66857 may appear and show cause why such structure(s) should not be condemned and ordered repaired or demolished.

Passed by the council the 3rd day of October, 2022. APPROVED by the Mayor



[Signature]
City Clerk

14

Steve Cox, Mayor

RESOLUTION NO. 2022-10

A RESOLUTION DIRECTING AN ORDER OF VIOLATION BE ISSUED FOR FAILURE TO COMPLY WITH THE CITY'S MOBILE HOME ORDINANCES.

WHEREAS, No more than one mobile home may be located upon any one platted city lot. City Code § 16-403(i).

WHEREAS, No more than one mobile home may be placed on any land contiguously owned by the same person unless such land is permitted mobile home park. City Code § 16-403(k).

WHEREAS, Any willful failure to comply with any provision of City Code § 16-401 et. seq. shall be deemed a misdemeanor punishable by a fine of not less than \$100 per violation and no more than \$500 per violation.

WHEREAS, Each day a person fails to comply with the provisions of City Code § 16-401 et. seq. shall be considered a separate offense.

WHEREAS, the Mayor has reported to the governing body that more than one mobile home is placed on land within the City of Leroy at the address commonly referred to as 629 Third Street LeRoy Kansas.

WHEREAS, the Property is not permitted as a mobile home park.

WHEREAS, the Property is one platted city lot.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEROY, KANSAS:

1. The WHEREAS clauses above are incorporated into this resolution by reference.
2. Upon information and belief, the Property is owned by Lonnie and Gladys Yeager.
3. The governing body directs the city clerk to serve an order of violation upon Lonnie and Gladys Yeager and any other owner of the Property, and any agent of the owner of the property.
4. The order of violation served shall materially conform with the attached order which is incorporated into this resolution by reference.

Passed by the council on the 3rd day of October 2022. **APPROVED** by the Mayor

19

Steve Cox, Mayor



Kevin Alexander
City Clerk