



City Council Committee Meeting Notice

CITY COUNCIL
City Hall, 215 SE 7th Street, Suite 255
Topeka, KS 66603-3914
Tel: (785) 368-3710
www.topeka.org

Committee: Public Health & Safety

Meeting Date: April 16, 2025

Time: 9:30am – 11:00am

Location: Topeka Police Department in LEC Classroom A, 320 SE Kansas Ave
(virtual attendance option also available)

Agenda:

1. Call to order
2. Minutes - March 19, 2025 - Approve
3. Social Determinants of Health –Danielle Twemlow, LiveWell; Karla Hedquist, Stormont Vail Health - Presentation #2 and Discussion
4. Changing Our Culture of Property Maintenance –Fines and Fees for Landlords – Legal Dept. – Presentation and Discussion
5. Updates
6. Other
7. Next Meeting: May 21, 2025, 9:30am-11:00am
8. Adjourn

STAFF REQUESTED: Property Maintenance Director John Schardine, Changing our Culture Program Administrator Nicole Stovall, Director of Communications Dan Garrett, City Attorney Amanda Stanley, Senior Attorney Mathew Mullen, Community Engagement Division Director Monique Glaude', City Manager Dr. Robert Perez, Director of Planning and Development Rhiannon Friedman, Division Director of Housing Services Carrie Higgins

COMMITTEE MEMBERS: Karen Hiller - District 1
Christina Valdivia-Alcalá - District 2
David Banks - District 4
Brett Kell - District 5

*****Virtual and in-person attendance options available. Please call the Council Office by 12:00pm the date prior to the meeting to request Zoom link. *****

Contact: Tara Jefferies or Tonya Bailey, City Council Assists 785-368-3710

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CITY OF TOPEKA

CITY COUNCIL COMMITTEE MEETING MINUTES

PUBLIC HEALTH & SAFETY COMMITTEE

CITY COUNCIL
City Hall, 215 SE 7th Street, Suite 255
Topeka, KS 66603-3914
Tel: 785-368-3710
www.topeka.org

Date: March 19, 2025

Time: 9:30am

Location: 1st Floor Conference Room; Cyrus K. Holliday Building 620 SE Madison
(virtual attendance option also available)

Committee members present: Councilmembers Karen Hiller (Chair), Christina Valdivia-Alcalá, David Banks, and Brett Kell (Zoom)

City staff present: Property Maintenance Director John Schardine, Director of Communications Dan Garrett, Community Engagement Division Director Monique Glaude', City Manager Dr. Robert Perez, Director of Planning and Development Rhiannon Friedman, Division Director of Housing Services Carrie Higgins, Captain Colleen Stuart, Fire Chief Randall Phillips, Fire Marshal Alan Stahl, Police Business Services Manager Gretchen O'Donovan, City Attorney Amanda Stanley (Zoom)

Call to Order

Committee chair Hiller called the meeting to order at 9:30am. She introduced staff and committee members.

Committee chair Hiller spoke that the topic of focus for most of today's meeting will be the City of Topeka Homeless Strategy.

Committee member Valdivia-Alcalá inquired about City of Topeka Homeless Strategies being listed on the agenda. She feels over the past 5 years there has been more movement than ever regarding the unsheltered population, and with it being a big enough crisis it should stay within the Governing Body for any kind of votes.

City Attorney Amanda Stanley confirmed the Governing Body does not have to take up actions from committees.

1 - Public Health & Safety Committee
Minutes Taken: March 19, 2025
Minutes Approved:
Minutes Submitted By: TRJ

Committee member Banks concerned votes should be done through entire Governing Body not committee, hesitant to move towards action.

Committee chair Hiller advised she meant for it to be a Presentation and discussion, was not expecting action.

City Manager Dr. Robert Perez shared Lew McGinnis had 47 sanitation cases go through court, and we collected a little over \$61,000 in fines for the trash issue. He also gave kudos to all teams and staff that helped with the clean up of the trash and Legal team, courts, and City Attorney's office for seeing these cases through.

Committee member Valdivia-Alcalá thanked Property Maintenance Director John Schardine and his team.

Approval of February 26, 2025 Meeting Minutes

Committee member Banks made a motion to approve the minutes.

Committee member Valdivia-Alcalá seconded. Approved 4-0-0.

Changing Our Culture of Property Maintenance (CoCPM)

Community Engagement Division Director Monique Glaude' spoke of the Yard of the Month Program. The timeline will be April through September 2025, with this year starting in May so the judging panel can be identified. She recommended Keeping America Beautiful's Executive director as a possible Judging Panel Member, and to have an odd number of judges between 3-7. She also shared Duties of the Judges (document attached) to ensure judges are fair, and to give ideas of what to look at. Will possibly take 15-30 minutes per month.

Community Engagement Division Director Monique Glaude' also shared the Scoring form (document attached). Seasonal decoration was removed leaving 7 categories. She asked if committee can schedule time next month for judging panel discussion take place, so their ready to start in May. They would like at least a month to market the program prior to any judging taking place.

Committee member Valdivia-Alcalá inquired if the Committee or Monique's team was taking hold of the Program.

2 - Public Health & Safety Committee

Minutes Taken: March 19, 2025

Minutes Approved:

Minutes Submitted By: TRJ

City Manager Dr. Robert Perez advised that staff would take the reign, but that Committee members should be the ones to recommend Community Leaders or folks within the Community who they would like to see as a judge.

Committee member Banks recommended 5 judges and the Committee be tasked with locating the judging members, or at least conversations on who members are.

Recommendations and comments for Judging Panel Members are to be sent to Community Engagement Division Director Monique Glaude' by 12:00pm Wednesday March 26, 2025

City of Topeka Homeless Strategies

Committee member Kell spoke to the concerns of his colleagues with this topic in committee and not Governing Body.

Committee chair Hiller advised that the intent was to get some work done on it before it was presented to the Governing Body, and not to take any action today.

Committee member Valdivia-Alcalá stated she feels this is being rushed when we don't know where we are financially. That the Governing Body needs a comprehensive report showing exactly where we stand with what we are trying to achieve.

City Manager Dr. Robert Perez shared that he thinks it will be helpful to get thoughts from Public Health & Safety Committee, to strengthen the presentation to take to City Council. He doesn't anticipate any decisions coming out of this committee.

Director of Planning and Development Rhiannon Friedman shared that Housing Services specifically has 18 employees that are either directly or indirectly day in and day out doing nothing but focusing on how to support the community, whether that be through homeless prevention or direct support to our unsheltered population.

Division Director of Housing Services Carrie Higgins spoke to Homeless Initiatives.

3 - Public Health & Safety Committee
Minutes Taken: March 19, 2025
Minutes Approved:
Minutes Submitted By: TRJ

- Total spent 2022-2024: \$8,218,957.
- Total spent in 2024: \$2,822,230.
- \$1,745,2145 in Grant Funds - this includes Shelter Plus Care, HESG, Impact Avenues, and KDADS Boundary Spanner.
- \$1,077,015 in General Funds - this includes social services, EAS, and Impact Avenues.

Division Director of Housing Services Carrie Higgins also spoke to Homeless Prevention/Rehab Initiatives.

- Total spent 2022-2024: \$14,358,379
- Total spent in 20224: \$5,567,621
- \$3,717,621 in Grant Funds - this includes CDBG, HOME, FHLB, EECBG, and Lead grants.
- \$1,850,000 in General Funds - this includes DREAMS and HOME match funds.
- Programs include: Weatherization, Accessibility, Emergency Repair, TOTO, Major Rehab, Exterior Rehab, Property Maintenance Rehab, Infill, and CHDO partnerships.

Division Director of Housing Services Carrie Higgins shared Current City of Topeka Programs in place that work with unsheltered individuals:

- Equity. Access. Shelter. - a single point of access to help individuals with rent or mortgage assistance.
- Impact Avenues - a program to assist homeless students and families with wrap around services and housing.
- Shelter Plus Care - housing program to help homeless individuals with severe mental illness or substance abuse.
- HESG - funding for Rapid Rehousing, Homeless Prevention, and Emergency Shelter.
- KDADS Boundary Spanner - a program to assist individuals exiting a Nursing Facility for Mental Health to find housing and connect with wrap around services.
- Social Service Grants - funding allocated to partner agencies to assist with our vulnerable citizens, minimize crime, and optimize success.

Director of Planning and Development Rhiannon Friedman spoke to 2023 - 2024 Abatements.

- Total Cost: \$245,732.52

4 - Public Health & Safety Committee

Minutes Taken: March 19, 2025

Minutes Approved:

Minutes Submitted By: TRJ

- Total Hours: 1,253.77
- WPC - 14 Abatements: \$175,310.60, 493.3 labor hours
- TDP - 4 Abatements: \$16,577.82, 291 labor hours
- PMU - 62 Abatements: \$33,657.00, 434 labor hours
- Public Works - 2 Abatements: \$20,187.10, 35.47 labor hours

Committee member Valdivia-Alcalá spoke to the concerns with the costs of the abatements and is it better to let the encampments stay. The feedback from District 2 is they understand it's their tax dollars being used they want abatements to continue.

City Manager Dr. Robert Perez shared as we continue the cleanups, we've adjusted some of our processes to include a 30 day notice instead of a 2-day notice with our partners.

Committee member Kell stated that some other avenues should be investigated for long-term cost savings.

Director of Planning and Development Rhiannon Friedman shared that with Warming Centers the city's role has always been to assist and support and not lead these efforts as it falls outside our core services. We have been able to partner with Community Partners such as the Rescue Mission and several churches. EAS is onsite daily to complete assessments. Planning and Fire coordinate temporary approvals for buildings to allow overnight occupancy. The Behavioral Health Unit periodically checks in and assists if an issue arises.

Division Director of Housing Services Carrie Higgins spoke to the Point in Time Homeless Count the total number of individuals is down 12, we saw a decrease in the number of unsheltered individuals that correlates with an increase in the number in transitional housing or emergency shelters. It is a great testament to the fact that we have more housing available. Cornerstone has been adding units over the past several years. There are 534 individuals, 399 households. There are strict rules and definitions we follow for this count. We don't count anyone couch hopping, in Shawnee County jail, but consider themselves homeless, it is strictly individuals that are either unsheltered in transitional housing or emergency shelter.

Director of Planning and Development Rhiannon Friedman shared last year was the first year doing the count in July which was helpful. People experiencing homelessness interact in different ways in different climates. We're trying to accurately represent as best as possible the true and full number of people experiencing this, because until we can secure that number then we don't have a benchmark to be able to work against becoming closer to Built for Zero.

Committee member Valdivia-Alcalá inquired if there have been any warning that the numbers could increase for homelessness because of what were going through right now as a country.

Division Director of Housing Services Carrie Higgins shared that it is a concern. Last year's numbers were at an all-time high Nationwide. There is an expected increase.

Committee member Banks stated how important the information they received today is, their able to pass along to the rest of the community. This information gives him the ability to show his constituents there is light at the end of the tunnel.

Committee member Valdivia-Alcalá spoke to having a small presentation created that lets the community know what it takes to get Built for Zero off the ground.

City Manager Dr. Robert Perez spoke to whether we continue encampment cleanups, his recommendation is we continue due to Public Health and Safety issues. Services are provided ahead of time to the individuals in the encampments. He also spoke to warming centers and needing to determine city and county's role. Dr. Perez also shared that other communities if they establish a homeless individual is from another community they bus them back there for support, deciding if we should consider a Topeka First Initiative.

Committee chair Hiller spoke to encampment cleanups if there is any data or stories from partners. What the standard success ratio for how long someone with an emergency voucher stays? Is there a reason we let the encampments get so big before we step in?

Next Meeting

Committee Chair Hiller requested to meet April 16, 2025 at 9:30am

Adjourn

Committee Chair Hiller adjourned the meeting at 11:01am.

<https://youtube.com/live/AcluY5IFZ6Y?feature=share>

DRAFT

7 - Public Health & Safety Committee

Minutes Taken: March 19, 2025

Minutes Approved:

Minutes Submitted By: TRJ

Duties of the Judges for the Changing Our Culture of Property Maintenance Yard of the Month Program

1. Review and Understand the Judging Criteria

- Familiarize themselves with the official judging guidelines, including landscaping, curb appeal, maintenance, creativity, and sustainability.
- Ensure all selections align with the program's goals and community standards.

2. Conduct Yard Evaluations

- Visit nominated properties in person or review submitted photos, depending on the judging format.
- Assess each yard based on the scoring system
- Take notes and discuss standout features or areas of improvement.

3. Score and Rank Nominations

- Use a standardized scorecard or ranking system to evaluate each yard fairly.
- Consider factors such as originality, eco-friendliness, and neighborhood impact.
- Discuss and agree on the final selection to ensure a consensus.

4. Ensure Fair and Impartial Judging

- All residential properties within Topeka are eligible for nomination, regardless of neighborhood, property size, or location.
- Judges will ensure that nominations represent all areas across the city, ensuring fair recognition of efforts in the community.
- Refrain from favoritism or bias toward specific nominees.
- Recuse themselves if they have a personal connection to a nominated yard.
- Follow ethical guidelines to maintain integrity in the selection process.

5. Provide Feedback (Optional)

- Offer constructive feedback to participants upon request to encourage community engagement.
- Suggest areas for improvement for future nominations.

6. Announce and Recognize Winners

- Participate in presenting awards, yard signs, or certificates to winners.
- Assist in taking photos or publicity, and social media promotion.

- Help engage the community by sharing insights on why the winning yard was chosen.

7. Promote Community Engagement

- Encourage participation by spreading awareness about the programs.
- Support outreach efforts through local events, social media, or community meetings.



Yard of the Month Program Scoring Form

#	Category	Scoring Criteria	Score (1-10) *
1	Overall Appearance	Cleanliness, organization, and general upkeep of the yard.	
2	Lawn Maintenance	Grass is well-maintained, free of weeds, and property edged.	
3	Landscaping Design	Use of flowers, plants, shrubs, and layout of the garden or yard.	
4	Creativity & Uniqueness	Unique elements such as artistic decorations, themed gardens, or personal touches.	
5	Sustainability Practices	Eco-friendly practices such as drought-resistant plants, rainwater collection, or composting.	
6	Curb Appeal	How well the yard enhances the overall look of the street/neighborhood.	
7	Neighborly Impact	Positive influence on neighbors and encouragement for others to maintain their yards. <ul style="list-style-type: none"> ✓ Neighbor's observations ✓ Judging panels observations ✓ Before-and-after photos (Any combination of 2 or more)	

*Score Scale: 1 – very poor, 2 – poor, 3 – fair, 4 – below, 5 – Average, 6 – Slightly Above Average, 7 – Good, 8 – Very good, 9 – Excellent, 10 - Outstanding

Score Total: _____

PROPERTY ADDRESS: _____
 JUDGE SCORING: _____
 DATE: _____



LIVEWELL
SHAWNEE COUNTY



CREATING HEALTHIER COMMUNITIES

LiveWell Shawnee County mobilizes people, ideas, and resources to build healthier communities for everyone.

Our History

LiveWell Shawnee County, established in March 2008 by five organization leaders, initially operated as Heartland Healthy Neighborhoods. Over 15 years, the local, grassroots coalition has evolved, significantly impacting health in Shawnee County. LiveWell SNCO has actively engaged with local government to enhance public health through policies like the Clean Air Act (2010) and the Pedestrian Master Plan (\$21 million improvements).

With funding from over seven health-related grants over the years, we have supported initiatives such as community gardens and hosting an annual Community Baby Shower for Safe Sleep. In August 2020, the "Pathways to a Healthy Kansas" grant supported funding and training. In October 2022, LiveWell SNCO appointed the first full-time Director, and in summer 2023, rebranded from Heartland Healthy Neighborhoods to LiveWell Shawnee County, continuing their mission to reduce health disparities.

Who We Are

LiveWell Shawnee County is a grassroots community health and wellness coalition. We put equity at the forefront of the work we do throughout our communities.

The Leadership Team has assisted in conducting four Community Health Needs Assessments and partnered with other organizations in publishing three Community Health Improvement Plans. Seven workgroups make up the coalition, members doing the "boots on the ground" work in an effort to improve social determinants of health and accomplish the goals and objectives published in the CHIP.

What We Do



Measure

We collect and evaluate data to determine what disparities are impacting our communities.



Develop

Using our network of partners and resources we connect the right people to the right tools, to solve problems.



Implement

Our coalition partners work to implement improvement plans across all our communities.

Accomplishing more through a collective and collaborative effort.

Livewell Shawnee County and our workgroups work together to address the many health needs of the Topeka and Shawnee County area. Our workgroups consist of a chair and members, each with a different focused area.

Workgroups

Active Environment

Encouraging Shawnee County residents of all interests and skill levels to use common spaces and outdoor resources for a more active, healthy lifestyle.

Shawnee County Tobacco/Aerosol Prevention Workgroup

Working to bring partners and resources together with the common goal to reduce use of commercial tobacco and aerosol (vape) products.

Healthy Babies

Reducing infant mortality in Shawnee County and reinforcing infant and early childhood development in our communities.

Healthy Eating

Changing policies and systems to create an environment that will provide Shawnee County residents with the information and tools to promote healthy eating.

Sexual Health Collaborative

Working to educate, support, and advocate for sexual and reproductive health for all people in Shawnee County, regardless of their status or circumstances.

Mental Health Collaborative

A dedicated group working together to enhance the overall mental health and wellbeing of individuals in all areas and stages of life.



Substance Misuse Taskforce

Addressing the many factors and concerns that come with substance misuse, while staying up to date and informed with the latest resources and information available.

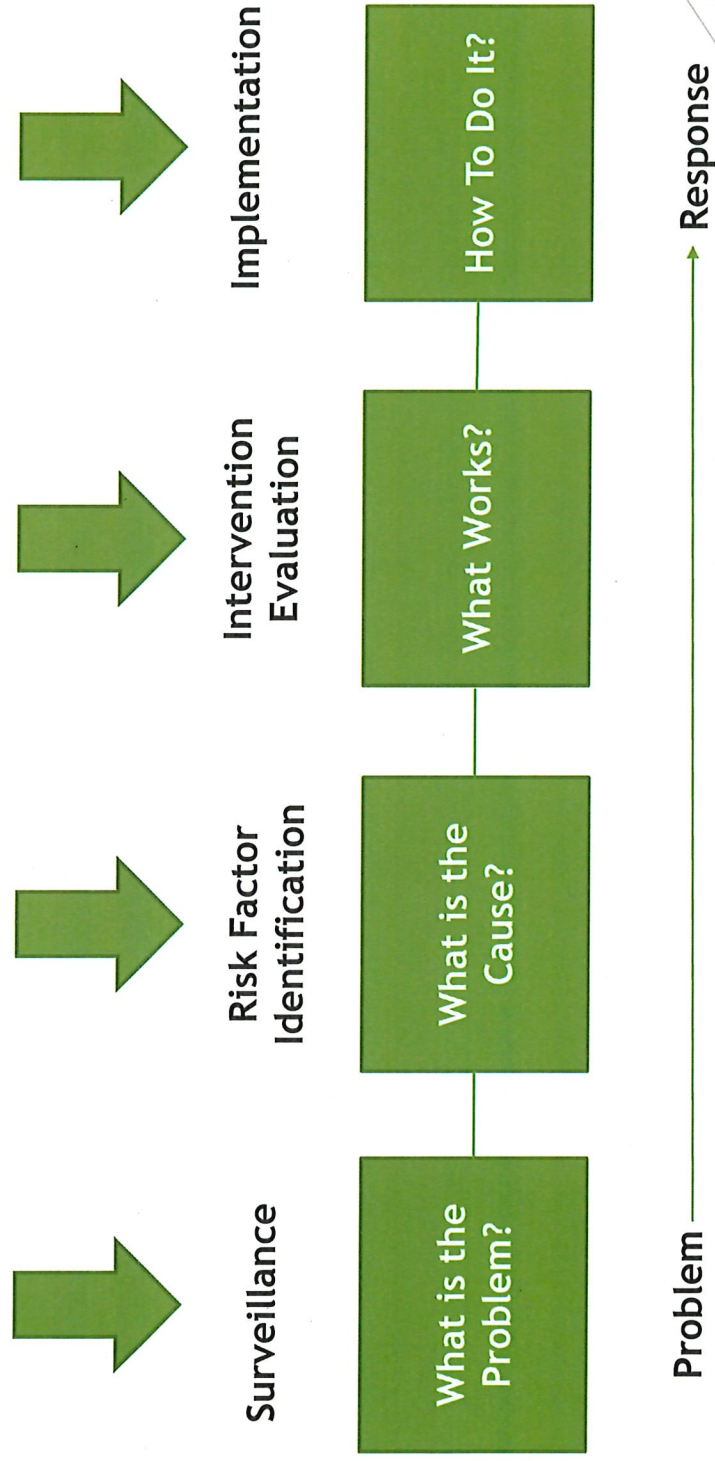
Community Health Needs & Improvement Planning

Teresa Fisher
Director
Shawnee County Health Department
Teresa.Fisher@snco.us

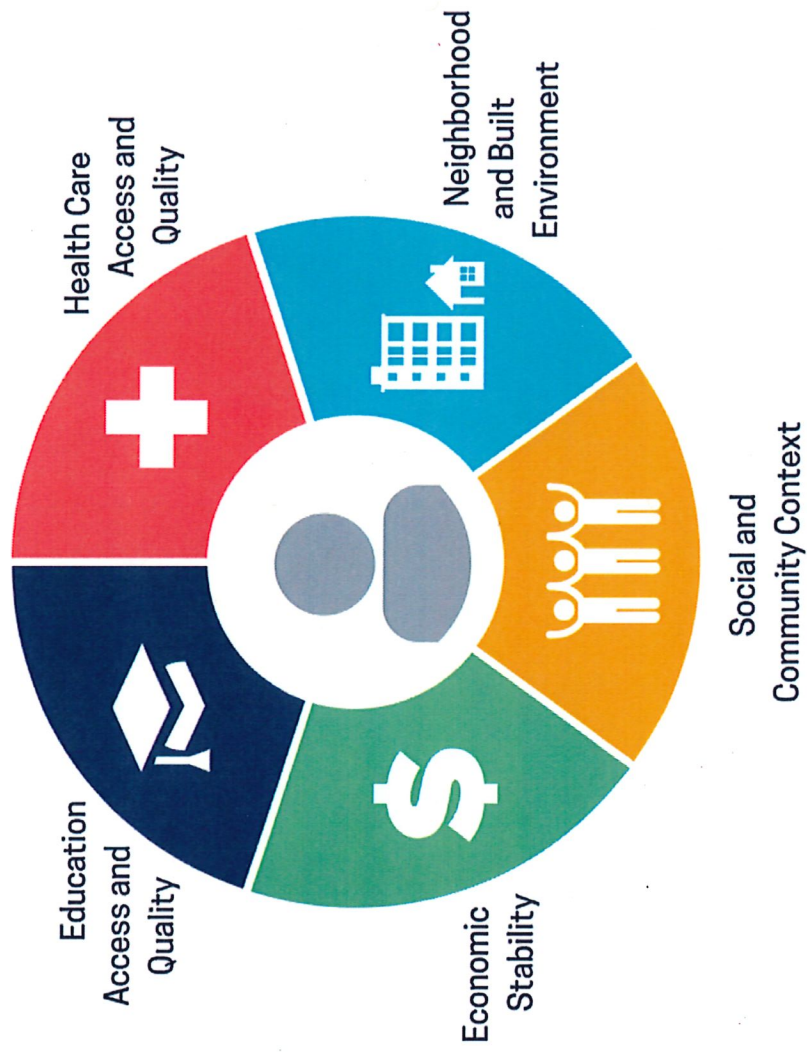
Karla Hedquist
Director, Community Health Engagement
Stormont Vail Health
khedquis@stormontvail.org

Sarah Karns
LiveWell Shawnee County Director
Pathways to a Healthy Kansas Coordinator
skarns@uwkawvalley.org


Public Health Approach



Social Determinants of Health



Social Determinants of Health
Copyright-free

 Healthy People 2030



What Is The CHNA?

Community Health Needs Assessment

- Systemic process for understanding and documenting health needs and social challenges of our community
- IRS requirement of non-profit hospitals every 3 years, followed by development of CHIP strategies/interventions, and Hospital Implementation Plan
- Required for public health department accreditation (PHAB)
- Required of Federally Qualified Health Centers (FQHC)
- Required for Certified Community Behavioral Health Center (CCBHC) designation



The CHNA includes:

1

Perception survey regarding
access to care, preventive care,
health and social concerns,
income, and demographics

2

Roundtables with under-represented
voices on community strengths, quality
of care, concerns, underlying reasons,
suggested improvements

3

Data analysis of community
demographics, economic
factors, health indicators, and
County Health Rankings

4

Town Hall meeting to review all
information collected to determine
priorities



3,816 Total Survey Responses in 2024!!!

+50% Increase From 2021

Greatly Improved Survey Demographic Representation:

- **74% Female vs. 51% SNCO** (+ 203 Male responses than 2021)
- Age fairly representative
- 9.61% Black or African American vs 8.5% SNCO (2X responses from 2021)
- 5.98 % American Indian or Alaska Native vs 1.40% SNCO
- 1.88 % Asian vs 1.5% SNCO
- 71.12 % Caucasian/White vs 72.5% SNCO
- **9.54% Hispanic/Latino/Spanish vs. 13.4% SNCO** (+ 181 responses than 2021)
- .89% Middle East = New Category
- .99% Native Hawaiian/Pacific Islander vs .10% SNCO
- Income on bell curve around SNCO median income of \$63,463
- Increased number of responses in all zip codes

NEW CHNA Priority Areas For The 2025-2027 CHIP Community Health Improvement Planning

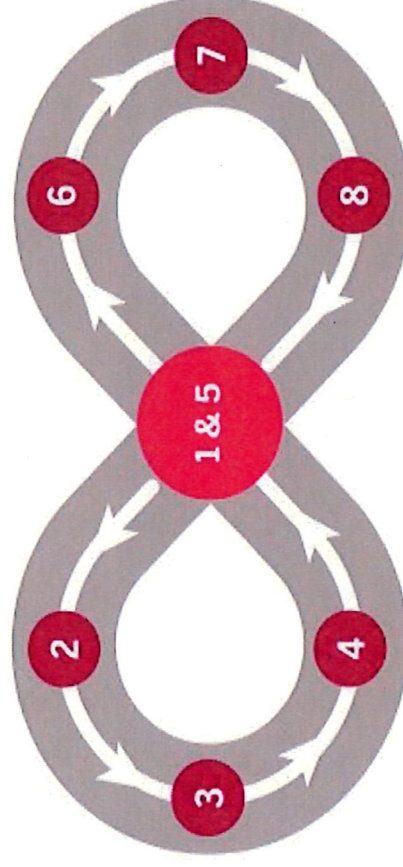
- ▶ Behavioral Health (Mental Health and Substance Misuse)
- ▶ Neighborhood Safety and Housing
- ▶ Food Security (Healthy Eating and Accessibility)
- ▶ Health Equity - Addressing Disparities (ex: STI's, Infant Mortality)

Community Health Improvement Planning -CHIP

CHNA priorities are used to develop strategic CHIP interventions that address health concerns over a 3-year timeline by engaging community partners and assigning ownership of tactics. The work is always happening, and always evolving.



COMMUNITY HEALTH IMPROVEMENT PROCESS





LIVEWELL
SHAWNEE COUNTY

LiveWell Shawnee County is a grassroots community health and wellness coalition.

We put equity at the forefront of the work we do throughout our communities.

WHAT WE DO



Measure

We collect and evaluate data to determine what disparities are impacting our communities.



Develop

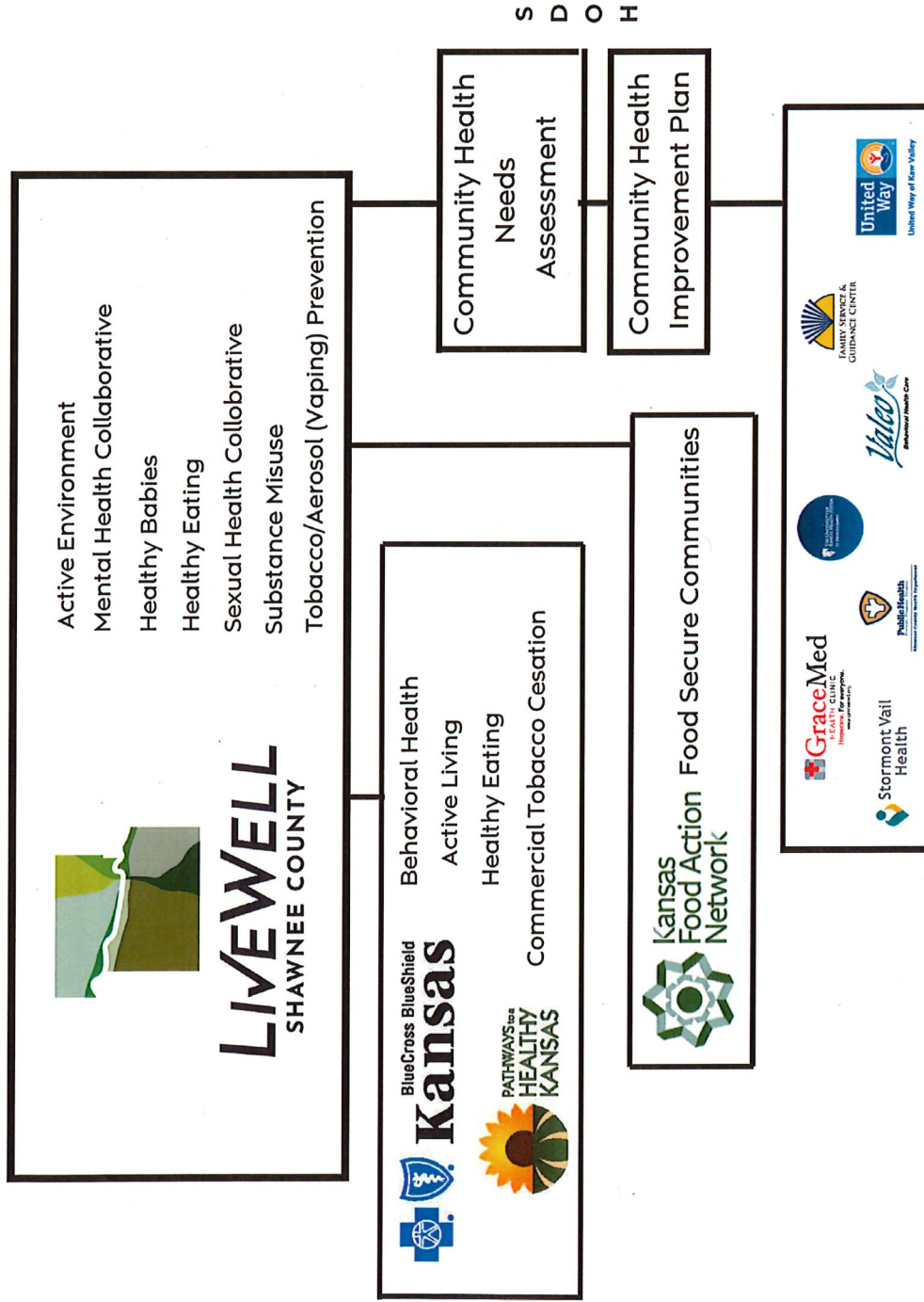
Using our network of partners and resources we connect the right people to the right tools, to solve problems.



Implement

Our coalition partners work to implement improvement plans across all our communities.

LiveWell Shawnee County Coalition Structure



S D O H

Examples of How Local Government Fits In

- ▶ Local Government Initiative Examples:
- ▶ Complete Streets
- ▶ Smoke-Free Air-Flavored Tobacco Restrictions
- ▶ Alcohol Ordinances-Safer Alcohol Sales
- ▶ Landlord-Tenant Rights-Legal Support for Renters-Healthy Rentals
- ▶ Land Banks and Affordable Housing Trusts
- ▶ Increase Safe Green Spaces
- ▶ Healthy Food Purchasing
- ▶ High-Quality Accessible Childcare and PK
- ▶ Safe Air Quality
- ▶ Violence Reduction Strategies
- ▶ Social Services Funding

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Dr. Robert M. Perez, concerning the prosecution of property maintenance code violations by landlords that make dwelling units unfit for habitation, amending Topeka Municipal Code § 8.60.070 and repealing original section.

WHEREAS, the Governing Body recognizes the fact that many tenants are subject to living conditions that make their dwelling units unfit for habitation. Many of these rented dwelling units are not in compliance with property maintenance and fire codes, and can be unsafe, unsanitary, or non-livable. Examples of these conditions can include poor maintenance, lack of running water, and insufficient heating/cooling; and

WHEREAS, it is hereby declared to be the public policy of the City of Topeka that all landlords shall provide their tenants with a habitable and code compliant dwelling unit, that is well-maintained, structurally sound, has essential and adequate services such as plumbing, electricity, heating/cooling, and does not endanger or impair the health and safety of the tenant; and

WHEREAS, the Governing Body desires stronger prosecution and punishment of landlords who fail to provide habitable dwelling units for their tenants; and

WHEREAS, amendments to the currently adopted International Property Maintenance Code are needed to execute this desire.

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

Section 1. That section 8.60.070, Section 106 – Violations, abatements, fees, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Section 106 – Violations, abatements, fees.

Section 106.3, Prosecution of violation, is deleted in its entirety and the following

provisions shall be substituted therefor:

(a) The goal is to be in compliance with the code, thus abatement by the person may result in dismissal of the case, except in cases where the person is a landlord (defined by TMC 9.25.020) of the premise, in which those cases a prosecutor shall not dismiss the case solely based on voluntary compliance. A person who fails to comply with a notice of violation served in accordance with Section 107, shall be guilty of a misdemeanor and, if convicted, may be punished in accordance with subsection (b). A violation of this chapter shall be deemed a strict liability offense. Abatement of a violation by the Code Official shall not be a defense or excuse to a violation. The pendency of an administrative hearing pursuant to section 8.60.110 or section 8.75.040 shall not be a defense to a violation or prevent prosecution and adjudication in Municipal Court.

(b) Punishment for a violation of the International Property Maintenance Code (IPMC), adopted pursuant to TMC 8.60.010, shall be as follows:

- (1) Upon a first conviction, a fine of not more than one thousand dollars;
- (2) Upon a second conviction, a fine of not less than one hundred dollars nor more than one thousand dollars;
- (3) Upon a third conviction, a fine of not less than five hundred dollars nor more than one thousand dollars;
- (4) Upon a fourth or subsequent conviction, a fine of not less than one thousand dollars nor more than two thousand five hundred dollars;
- (5) In addition to the preceding fines such person may be punished by a term of imprisonment which shall not exceed six (6) months, or by both such

52 fines and imprisonment.

53 (c) For the purposes of determining whether a conviction is a first or subsequent
54 conviction in sentencing under this section:

55 (1) conviction includes being convicted of a violation of the IPMC, and it is
56 irrelevant whether an offense occurred before or after conviction for a previous
57 offense.

58 (2) conviction includes being convicted of a violation of the IPMC or
59 entering into a diversion agreement in lieu of further criminal proceedings on a
60 complaint alleging a violation of this section.

61 (3) any convictions occurring during the three years prior to the date of the
62 occurrence shall be taken into account when determining the sentence to be
63 imposed.

64 (d) Each day that any violation of this ordinance continues shall constitute a
65 separate offense and be punishable hereunder as a separate violation.

66 (e) In addition to the penalties set forth above, the court may require that the
67 owner register the property pursuant to Chapter 8.65 TMC.

68 Section 106.4, Violation penalties, is deleted in its entirety and the following
69 provisions shall be substituted therefor:

70 Administrative penalties.

71 (a) There shall be an administrative monetary penalty of \$100.00 imposed on the
72 owner or, in the case of inoperative vehicles, the vehicle owner for each violation of this
73 chapter that remains uncorrected after the time period stated in the notice of violation
74 has elapsed.

(b) The administrative monetary penalty for a second or subsequent violation for which an administrative penalty has been imposed under this chapter that remains uncorrected after the time period stated in the notice of violation has elapsed for the same property within 12 months of the same or substantially same violation shall be \$200.00.

Section 106.5, Abatement of violations, is deleted in its entirety and the following provisions shall be substituted therefor:

(a) Abatement. Upon the expiration of the compliance period stated in the notice of violation, the Code Official shall inspect the property. The Code Official may grant an extension of time if the owner demonstrates that due diligence is being exercised in abating the violation. If the owner has failed to comply within the compliance period or has failed to timely request an appeal hearing, the Code Official may abate the violation and assess the costs against the owner. If the costs are not paid within 30 days, the cost may be collected pursuant to K.S.A. 12-1,115 and amendments thereto and/or charged against the property pursuant to K.S.A. 12-1617e, K.S.A. 12-1617f, K.S.A. 12-1755, or K.S.A. 17-4759 and amendments thereto.

(b) Fees. The costs incurred by the City for abatement, including any administrative costs, shall be paid by the owner or, in the case of inoperative vehicles, the vehicle owner. The administrative costs shall be:

General violations of the IPMC \$140.00

Vegetation \$140.00

Inoperative vehicles \$175.00

Section 2. That original § 8.60.070 of The Code of the City of Topeka, Kansas,

is hereby specifically repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Section 4. This ordinance shall supersede all ordinances, resolutions or rules, or portions thereof, which are in conflict with the provisions of this ordinance.

Section 5. Should any section, clause or phrase of this ordinance be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

PASSED AND APPROVED by the City Council on _____.

CITY OF TOPEKA, KANSAS

Michael A. Padilla, Mayor

ATTEST:

Brenda Younger, City Clerk