

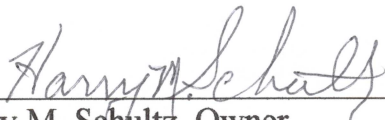
RESOLUTION NO. 379

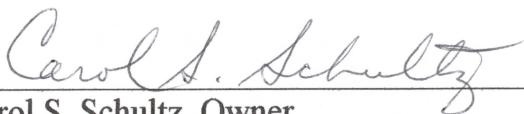
**A STIPULATED RESOLUTION OF FINDINGS AND DETERMINATIONS BETWEEN THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS, AND THE OWNERS OF RECORD, HARRY M. SCHULTZ AND CAROL S. SCHULTZ, CONCERNING A STRUCTURE LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN, TO BE CONDEMNED AND ORDERED DEMOLISHED AS AN UNSAFE AND DANGEROUS STRUCTURE.**

WHEREAS, on this 2<sup>nd</sup> day of September, 2008, the Enforcing Officer of the City of Columbus, Kansas, presents to the Governing Body of said City, this Stipulated Resolution of Findings and Determinations executed by the owners of record, Harry M. Schultz and Carol S. Schultz, and the Enforcing Officer, Charles Sharp, presenting the structure, hereinafter described, as unsafe and dangerous, and that the City shall enter the property and proceed with demolition of the structure and removal of all debris. The property is described as follows:

417 N. Diamond Ave., Columbus, Cherokee County, Kansas, consisting of BLOCK 2, THIRD ADD SUBDIVISION, BEG AT A PT 20W & 277.87N SE COR LT 3 TH N137 M/L TO N LI LT 3 NWLY TO NW COR LT 3 S176.75 E TO POB

WHEREAS, as witnessed by their signatures below, Harry M. Schultz and Carol S. Schultz, owners of record of the structure and property described above, voluntarily waive their rights to formal notice and hearing before the Governing Body, and agree that the City shall proceed with demolition of the unsafe and dangerous structure and removal of debris. Cost of demolition and removal of debris shall be paid by the City of Columbus from the Clean Up Columbus Fund.

  
\_\_\_\_\_  
Harry M. Schultz, Owner

  
\_\_\_\_\_  
Carol S. Schultz, Owner

  
\_\_\_\_\_  
Charles Sharp, Enforcing Officer

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS:

Based on the voluntary agreement between Harry M. Schultz and Carol S. Schultz, owners of record, and the Governing Body of the City of Columbus, Kansas, through its agent and Enforcing Officer, Charles Sharp, the City Administrator shall proceed by contracting the appropriate contractor and scheduling the demolition of the structure and removal of debris on the property described above.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published.

Adopted this 2<sup>nd</sup> day of September, 2008.

CITY OF COLUMBUS, KANSAS

  
HARLEY MCDANIEL, MAYOR

ATTEST:

  
JANICE BLANCETT, CITY CLERK

(Seal)



## LAMP CONDEMNATION RESOLUTION

- I. **NEW RESOLUTION/NOTICE:** numbered and signed by the Mayor; Council voted again to proceed with another attempt to serve owners and condemn the property
- II. **SERVICE OF PROCESS:** I have another special process server who will serve in Joplin, so I'll take the copies and the service return to him.

We will have to pay for the service – probably \$40 - \$50.

Two copies of the Resolution for personal service: one copy to Tiffany Lamp and one copy to David Lamp

### III. PUBLICATION

1. Resolution must be published 1 time per week for 2 consecutive weeks (on the same day each week) with the last publication occurring no later than October 16, 2008.

### IV. PUBLIC HEARING

1. Public hearing on condemnation issue scheduled for November 17, 2008, at 6:30 p.m.