

ORDINANCE NO. 330

**A ORDINANCE LEVYING AND ASSESSING SPECIAL ASSESSMENTS ON CERTAIN PARCELS AND TRACTS OF GROUND LIABLE FOR SUCH SPECIAL ASSESSMENTS TO PAY THE COSTS OF CERTAIN STREET IMPROVEMENTS IN THE CITY OF BAZINE, NESS COUNTY, KANSAS AS AUTHORIZED BY CITY RESOLUTION NO. 168; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS AS PROVIDED BY K.S.A. §12-6a01 ET SEQ.**

WHEREAS, the City Council (the "Council") of the City of Bazine, Ness County, Kansas (the "City") has, pursuant to *K.S.A. §12-6a01 et seq.*, (the "Act"), passed and approved City Resolution No. 168 which authorized the improvement to certain City streets (the "Improvements") and the creation of a street benefit district to finance the same comprising: (a) Washington Ave. from its western intersection with N. Foos Ave. easterly to its intersection with N. Austin Street; (b) N. Foos Avenue from its northern intersection with Washington Ave. to its southern intersection with W Avenue A; (c) W. Bellevue Ave. from its western intersection with N. Foos Ave. easterly to its western intersection with N. Austin Street; (d) W. Park Ave. from its western intersection with N. Foos Ave. easterly to its western intersection with N. Austin Street; (e) W. Avenue A from its intersection with N Foos Street easterly to its intersection with N Austin Street and W Avenue A from its intersection with N Lawrence Street easterly to its intersection with N Main Street; (f) N Gilmore Street from north portion of railroad right of way northerly to its intersection with W Avenue A; and (g) portions of Main Street, Avenue A and Waumbaugh Street which front or abut the parcels or tracts of ground owned by or used by the Cooperative Grain & Supply facilities that generally lie north of the railroad right of way and south of W Avenue A and east of N Austin Street (the "Street Benefit District").

WHEREAS, the construction of the Improvements are complete and the final costs of the Improvements (including temporary note interest) have been ascertained to be \$1,414,992.44 of which \$335,574.88 has been paid by owners of parcels of ground in the Street Benefit District leaving \$1,079,417.56 (the "Improvement Costs") to be paid by a levy of special assessments upon the blocks and parcels of ground in the Street Benefit District as calculated based on the linear footage of ground fronting the streets in the Street Benefit District.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAZINE, NESS COUNTY, KANSAS:**

*SECTION 1.* The Improvements Costs are hereby ratified and approved and the payment of the same shall be in compliance with the Act and this Ordinance.

*SECTION 2.* The Street Benefit District shall be those lots, blocks, and parcels of ground as are set forth in Resolution No. 168 and herein, and the method of assessing the Improvement Costs shall be as is set forth herein.

*SECTION 3.* To pay the Improvement Costs there are hereby levied and assessed a special assessment in the amounts set forth below against the parcels and tracts of ground that lie within the City Street Benefit District.

PROPERTY OWNER	PROPERTY ASSESSED	ASSESSMENT AMOUNT
City of Bazine, KS	Lots 4, 5 & 6, Block 2; Lot 6, Block 3, Foos Addition No. 1	\$554,021.73

	and all other City owned land in the Street Benefit District	
Coop Grain & Supply	Lots 1 & 25, Block 31, Forbes Second Addition and 300' north of RR tracks both sides of Gilmore Street	\$263,189.23
Franklin & Jeanette Foos	A tract of ground 160 feet west of Foos Avenue from the north side of Washington Ave. to south of Avenue A that lies within Section 36, Township 18, Range 22, Ness County, Kansas	\$197,965.90
Ness County Fire Dis. No. 2	Lot 4, Block 1, Foos Addition No. 1	\$32,120.34
Bazine Golden Years	Lot 1, Block 2 Foos Addition No. 1	\$32,120.34

**SECTION 4.** The amounts so levied and assessed hereunder shall be due and payable from and after the date of the publication of this Ordinance.

**SECTION 5.** The City Clerk shall mail, postage prepaid, to the owners of the affected property their assessment amounts, and, that unless said assessment is fully paid within thirty (30) days from the date of publication of this Ordinance, general obligation bonds of the City will be issued therefore and such assessments shall be levied concurrently with general taxes and will be payable in ten (10) annual installments, together with the general obligation bond interest corresponding thereto. Such amounts shall be placed on the tax rolls and collected as other taxes are collected, the levy for each year being a portion of the principal amount of the assessment plus one year's interest on the amount remaining unpaid.

**SECTION 6.** This Ordinance shall be filed with the Register of Deeds of Ness County, Kansas.

**SECTION 7.** This Ordinance shall take effect and be in force and effect after one publication in the official City newspaper.

PASSED and approved by the City Council of the City of Bazine, Ness County, Kansas, this 18<sup>th</sup> day of August, 2025.

CITY OF BAZINE, NESS COUNTY, KANSAS

ATTEST:

Patricia Showalter  
Patricia Showalter, Mayor

Debbie LeDoux  
Debbie LeDoux, City Clerk



EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
CITY OF BAZINE, NESS COUNTY, KANSAS  
HELD ON August 18, 2025

The governing body of City of Bazine, Ness County, Kansas (the "City"), met in session at the usual meeting place in the City, at 11:15 a.m. with the following members present and participating: Council Members: Scott Corsair, Jeff Werth,

Mike Tyrell, Beverly Hall and Mayor Pat Shawalter

Absent: Cindy Fuentes-Ummel

A Ordinance was presented entitled:

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Council Member Mike Tyrell moved that the Ordinance be adopted. The motion was seconded by Council Member Beverly Hall. The Ordinance was read and considered, and upon being put, the motion for the adoption of the Ordinance was carried by the vote of the governing body, the vote being as follows:

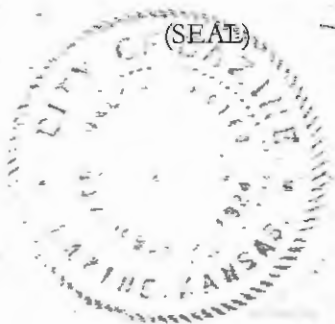
Aye: 4

Nay: 0

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(Other Proceedings)

On motion made and seconded, the meeting was adjourned.



Debbie LeDoux  
City Clerk