



Dwight D. Eisenhower Municipal Building  
419 N. Broadway Street  
Abilene, KS 67410  
[www.abilencityhall.com](http://www.abilencityhall.com)  
Phone: (785) 263-2355

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INVITATION TO BID  
PROJECT: Violation Abatement - Mowing/Weed Removal  
CITY OF ABILENE, KANSAS

You are invited to bid on violation abatement mowing/weed removal in accordance with Chapter IV. Civil Offenses/Articles 6. Weeds for the City of Abilene, Kansas. Contractors will work generally unsupervised during the contract period of April 1, 2026 – March 31, 2027.

The City of Abilene, Kansas, will receive sealed bids until 4:00 p.m., Thursday, March 19, 2026, at the Office of the City Clerk, 419 Broadway, Abilene, Kansas 67410. Bids received by email will not be accepted.

Submission requirements:

- Bidder must be at least 18 years of age.
- Bidder must specify the proposed hourly rate.
- Bidder must provide proof of \$300,000 in liability insurance.
- Bidder must provide their own mowers, fuel, and ability to remove debris as a result of the work order.
- Bidder must be able to haul and dispose of debris to the county landfill and submit a paid receipt to the City for reimbursement.

The City of Abilene reserves the right to reject any and all bids and to waive technicalities under these specifications.

Upon award of the contract, the City's responsibilities will include:

1. Issuance of work orders by email.
2. To provide a clear image or map of the property's boundaries to assist the Contractor in not encroaching on another property.
3. To clearly identify the work area of each job through a site plan/and/or photographs.
4. To review and authorize specialized equipment rental requests, including reimbursement to the contractor.
5. To reimburse any landfill expenses related to any debris removal related to the work order.

The contractor's responsibilities will include:

1. To obtain liability insurance amounting to at least \$300,000.
2. To confirm receipt of work orders by email within 24 hours.
3. To notify the City Inspector/Code Enforcement Officer via call or text at 785-200-0541 upon starting and finishing each job.
  - a. All work must be completed within seven (7) business days from the date the work order is issued, unless prior arrangements have been made with the City Inspector's office. Delays in starting the work must be communicated promptly to the City Inspector/Code Enforcement Officer.
  - b. Services should be performed during the City's regular operating hours between 8 am – 5 pm Monday-Friday unless otherwise approved by the City Inspector/Code Enforcement Officer.
4. To not enter any fenced or gated areas unless otherwise approved by the City Inspector/Code Enforcement Officer.
5. To cease work and contact the City Inspector/Code Enforcement Officer with any concerns regarding the property or contact from the property owner.
6. To obtain prior approval from the City Inspector/Code Enforcement Officer to rent specialized equipment to complete a specific job. Upon approval, the contractor will coordinate all rentals and submit a paid receipt to the City of Abilene for reimbursement.

For any questions regarding this bid, please contact the City Inspector at 785-263-2355 or email [travis@abilencityhall.com](mailto:travis@abilencityhall.com).

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## Article 6. Weeds

### 4-601. Weeds to be removed.

It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, rights-of-way, and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

(Ord. 2827; Code 2015)

### 4-602. Definitions.

For the purposes of this article, the following words and phrases shall mean:

- (a) Calendar Year means that period of time beginning January 1 and ending December 31 of the same year.
- (b) Weeds means any of the following:
  - (1) Brush and woody vines shall be classified as weeds
  - (2) Grasses and comparable vegetation which may attain such large growth as to become, when dry, a fire menace to adjacent improved property
  - (3) Grasses and comparable vegetation which bear or may bear seeds of a downy or wingy nature
  - (4) Grasses and comparable vegetation which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare
  - (5) Grasses and comparable vegetation on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such grasses and comparable vegetation shall be presumed to be blighting if they exceed twelve (12) inches in height.

(Ord. 2827; Code 2015)

### 4-603. Notice to remove.

Whenever the City Health Officer determines there has been a violation of this article or has grounds to believe that a violation has occurred, a one-time yearly written notice of violation and order of abatement (“notice and order”) shall be given to the owner, occupant or agent of the subject premises.

(Ord. 2827; Ord. 2978; Ord. 3300)

### 4-604. Order of abatement.

The one time yearly notice and order shall provide information sufficient to reasonably allow the recipient to determine the nature of the actions required to self-abate the violation by cutting or destroying weeds or overgrowth within ten (10) days.

(Ord. 2827; Code 2015; Ord. 3300)

#### **4-605. Request for hearing.**

The recipient of the notice and order may request a hearing before the Building Standards Board appeal by completing and filing a written request for hearing form in the office of the city clerk prior to the close of business on the date of the deadline for self-abatement of the violation as stated in the notice and order. The hearing shall be conducted under the same procedure as set forth in Section 4-310. The decision of the building standards board shall be the final order of the City.

(Ord. 2827; Code 2015; Ord. 3300)

#### **4-606. Form.**

The notice and order shall:

- (a) Include a description of the subject premises or exterior property sufficient for identification;
- (b) Include a statement of the nature of the violation, including relevant ordinances, with sufficient information that would reasonably allow the recipient to determine the nature of the violation and to allow for self-abatement.
- (c) Include an order of abatement allowing a reasonable time to take the actions required to self-abate the violation;
- (d) Inform the recipient of the notice and order of the right to a hearing if the recipient prepares and files a written request for a hearing form in the office of the city clerk prior to the close of business on the date of the deadline for self-abatement of the violation;
- (e) Inform the recipient that failure to comply with the notice and order may result in the City abating the violation and recovering any costs not paid by the recipient within 30 days of a notice of costs by (1) assessing of any costs against the subject real estate or (2) filing suit seeking a personal judgment against the recipient;
- (f) Inform the recipient that the violation is subject to prosecution; and
- (g) Inform the recipient that no further notices and orders will be given in the same calendar year to remove weeds or plant growth.

(Ord. 2827; Code 2015; Ord. 3300)

#### **4-607. Service of notice and order.**

The notice and order shall be served either by certified mail, return receipt requested, or by personal service; provided, however, if the subject premises or exterior property is unoccupied and the owner is a non-resident, then by mailing the order by certified mail, return receipt requested to the last known address of the owner. In cases where the owner is unknown or is a nonresident, and there is no resident agent, notice shall also be posted by the city clerk on the official city web site.

(Ord. 2827; Code 2015; Ord. 3300)

#### **4-608. Abatement by city; assessment and collection of costs.**

(a) If the recipient of the notice and order fails to comply with the order either (1) within the period of time designated in the order or in the published notice (if applicable); (2) in the event of any subsequent violation within the same year, without further notice, then the City may go onto the property to abate the violation in a reasonable manner. The City shall not be responsible for damage to property due to reasonable methods of gaining entrance onto the property or for damages to property in the reasonable exercise of its duty to the public to abate the violation(s). The City may use its own employees or contract for services to abate the violation.

(b) If the City takes action to abate the violation, it shall provide a notice of costs to the person responsible for the violation. The notice of costs shall be delivered by certified mail, return receipt requested, at the last known

mailing address; or if the property is vacant or unoccupied, the notice of costs shall also be posted on the property in a reasonable manner. The recipient shall have 30 days from the date of the notice of costs to make full payment. The notice of costs shall state:

- (1) The description of the subject premises or exterior property sufficient for identification;
- (2) The nature of the work performed to abate the violation;
- (3) The costs incurred for the abatement of the violations in either a lump sum or in itemized form;
- (4) That the notice is a demand for payment within 30 days from the date of notice;
- (5) That failure to pay the entire amount within 30 days shall allow the City to file a tax lien against the property or to pursue personal judgment for the recovery of the costs, or both;
- (6) That such additional remedies to recover costs shall include additional amounts including additional administrative costs, attorneys' fees when applicable, and interest; and
- (7) The payments shall be made by check or money order made payable to the City of Abilene, Kansas, with no post-dating of the check, and sent to the address as stated within the notice with a written indication of the purpose for the payment and the address of the property where the violations occurred. Partial payments will not be accepted and shall be considered as nonpayments, unless a payment arrangement has been agreed to and approved in writing by the code official.

(c) If the payment of costs is not made within the 30-day period, the City may levy a special assessment for such costs against the subject real estate (or the real estate abutting the right-of-way from which the violation was abated). The City Clerk at the time of certifying other city taxes to the county clerk shall certify such costs, and the county clerk shall extend the such cost on the tax roll of the county against the subject real estate, and it shall be collected by the county treasurer and paid to the City as other city taxes are collected and paid. Provided further, the City may collect the costs in the manner provided at K.S.A. 12-1,115, as amended, by bringing an action in the district court as a personal debt. The City may pursue both assessment and collection at the same time until the full cost, including applicable interests, court costs, attorneys' fees, and administrative costs, including but not limited to, investigative cost as well as the cost of providing notice, including any postage, have been paid in full.

(d) The abatement of a violation of this chapter by the City shall not be a defense or excuse to any person in violation of this article.

(Ord. 2827; Code 2015; Ord. 3300)

#### **4-609. Right of entry.**

The public officer, and authorized assistants, employees, contracting agents or other representatives are hereby expressly authorized to enter upon private property at all reasonable hours for the purpose of cutting, destroying and/or removing such weeds in a manner not inconsistent with the city weed control law.

(Ord. 2827; Code 2015; Ord. 3300)

#### **4-610. Unlawful interference.**

It shall be unlawful for any person to interfere with or to attempt to prevent the public officer or authorized representatives from entering upon any such lot or piece of ground or from proceeding with such cutting and destruction. Such interference shall constitute a violation of the city weed control law.

(Ord. 2827; Code 2015; Ord. 3300)

**4-611. Noxious weeds.**

Nothing in the city weed control law shall affect or impair the rights of the city under the provisions of Chapter 2, Article 13 of the Kansas Statutes Annotated, relating to the control and eradication of certain noxious weeds.

(Ord. 2978; Ord. 3300)

**4-612. Definition of noxious weeds.**

For the purpose of this article, the term noxious weeds shall mean kudzu (*Pueraria lobata*), field bindweed (*Convolvulus arvensis*), Russian knapweed (*Centaurea picris*), hoary cress (*Lepidium draba*), Canada thistle (*Cirsium arvense*), quackgrass (*Agropyron repens*), leafy spurge (*Euphorbia esula*), burragweed (*Franseria tomentosa* and *discolor*), pignut (*Hoffmannseggia densiflora*), musk (nodding) thistle (*Carduus mttans L.*), and Johnson grass (*Sorghum halepense*).

(Ord. 3300)

**4-613. Failure to comply; penalty.**

(a) In addition to or as an alternative to the remedy of abatement as provided under this article, any person in violation of this article may be prosecuted in municipal court and subject to:

- (1) a fine of not less than \$50 nor more than \$500;
- (2) a sentence of not more than six (6) months in jail;
- (3) such other orders as the court deems just and consistent with the purpose and intent of this article; or
- (4) any combination thereof

(b) Prosecution of any offender under this article does not limit the city's right to pursue assessment or collection of costs as stated in this article, or by other laws.

(c) Each day that any violation shall continue shall constitute a separate offense.

(d) Any fines assessed under this article shall be collected by the municipal court administration and paid over to the general fund, except for assessments of court costs.

(Ord. 3300)