

Neodesha, Kansas
July 28, 2021

The Board of Commissioners met in regular session at 2:00 p.m. in the Commission Room at City Hall conducting the meeting by live streaming with Zoom on Wednesday, July 28, 2021 with Mayor Johnson presiding and Commissioners Moffatt and Nichol present.

Commissioner Moffatt moved to approve the agenda as presented. Seconded by Commissioner Nichol. Motion carried.

Commission and Administrator Reports were heard.
Community Development Director report was heard.
Public Comments were invited and heard.

Commissioner Nichol moved to approve the consent agenda as presented consisting of the minutes from the July 4, 2021 Special Call Meeting; minutes from the July 14, 2021 Commission Meeting; minutes from the July 16, 2021 Special Call Meeting; minutes from the July 21, 2021 Special Call Meeting; Appropriation (2021) 12; and Gas Line Project Appropriation 30. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding an Ordinance providing authority for the structures located at 521 Mill Street be demolished and the property made safe. Discussion held.

ORDINANCE NO. 1748

AN ORDINANCE AUTHORIZING AND DIRECTING THE REMOVAL OF CERTAIN UNSAFE AND DANGEROUS STRUCTURES LOCATED ON LEGAL DESCRIPTION: NORTH 133 FEET OF LOTS 1&2, BLOCK 82, SECTION TWENTY (20), TOWNSHIP THIRTY (30), RANGE SIXTEEN (16) LESS THE SOUTH FORTY-FIVE (45) OF THE NORTH ONE HUNDRED THIRTY-THREE (133) FEET, COMMONLY KNOWN AS 521 MILL, NEODESHA, KANSAS, AUTHORIZING THE FINANCING OF THE COSTS OF SUCH REMOVAL BY THE SALE OF SALVAGE FROM SUCH STRUCTURES, IF ANY, AND/OR FROM THE GENERAL FUND OF THE CITY, AND THE LEVYING OF SPECIAL ASSESSMENTS AGAINST THE LOTS ON WHICH SUCH STRUCTURE IS LOCATED.

WHEREAS, the governing body did after proper notice and hearing as provided by law make findings by Resolution 21-17 dated June 9, 2021, that the structure hereinafter described as unsafe and dangerous and did direct the owner of such structure to repair or remove the same and make the premises safe and secure, together with the statement that if the owner failed to commence the repair or removal within the time fixed by such resolution or failed to diligently prosecute the same until the work was completed, the city would cause the structure to be razed and removed, and

WHEREAS, such resolution was published in the official city newspaper and copies of such resolution were mailed to each owner, agent, lienholder of record and occupants of such structures and were otherwise served as required by law, and

WHEREAS, the owner has wholly failed to commence the repair or removal of such structures; now therefore

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

Section 1: The enforcing officer is hereby authorized and directed to cause the dwelling located on legal description: NORTH 133 FEET OF LOTS 1&2, BLOCK 82, SECTION TWENTY (20), TOWNSHIP THIRTY (30), RANGE SIXTEEN (16) LESS THE SOUTH FORTY-FIVE (45) OF THE NORTH ONE HUNDRED THIRTY-THREE (133) FEET, COMMONLY KNOWN AS 521 MILL, NEODESHA, KANSAS, to be razed and removed and the premises be made safe and secure and for this purpose is authorized to invite bids, negotiate a contract, or cause the work to be done by city employees.

Section 2: The enforcing officer shall keep an account of the cost of the work and may sell the salvage from such structures and shall keep an account of the receipts therefrom as provided by law.

Section 3: All costs incurred by the city in the razing and removal of such structures and the making of the premises safe and secure shall be paid from moneys received from the sale of salvage therefrom and all moneys in excess of that necessary to pay such costs shall, after the payment of all costs, be paid to the owner of the premises upon which said structures were located: **PROVIDED**, that if there is no salvageable material or if moneys received from the sale of salvage is insufficient to pay the cost of such work, such costs or any portion thereof in excess of the amount received from the sale of salvage shall be assessed as a special assessment against the lots on which the structure was located and may be financed until the assessment is paid out of the general fund of the city.

Section 4: **EFFECTIVE DATE.** This ordinance shall be in full force and effect upon its publication in the official city newspaper.

Commissioner Moffatt moved to approve Ordinance 1748, directing the removal of certain dangerous and unsafe structures at 521 Mill Street. Seconded by Commissioner Nichol. Motion carried.

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Administrator Truelove addressed the Commission regarding a request for economic assistance, by Mr. Nathan Daniel, Founder of SoHome Kids Foundation. This item had been tabled from the May 26, 2021 meeting. Discussion held. No action taken.

Administrator Truelove along with Jeri Hammerschmidt, Community Development Director, briefed the Commission on a possible grant for the police department, and a request to have SEKRPC serve as the grant administrator. The grant is called the Edward Byrne Justice Assistance Grant (JAG). Discussion held.

Commissioner Nichol moved to approve the grant administration agreement with Southeast Kansas Regional Planning Commission. Seconded by Commissioner Moffatt. Motion carried.

The next regular meeting of the Governing Body will be held at City Hall on Wednesday, August 11, 2021 at 2:00 p.m.

At 2:40 p.m. Commissioner Moffatt moved to adjourn. Seconded by Commissioner Nichol. Motion carried.

ATTEST:

/s/ Devin Johnson

Devin Johnson, Mayor

/s/ Stephanie Fyfe

Stephanie Fyfe, City Clerk