

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, August 25, 2021 with Mayor Johnson presiding and Commissioners Moffatt and Nichol present.

Commissioner Moffatt moved to approve the agenda as presented with the addition of Business Item 4A: Approve Purchase of Water Meters; and Business Item 4B: KwiKom Presentation, Eric Vogel. 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 August 11, 2021 Commission Meeting; minutes from the August 18, 2021 Special Call Meeting; Appropriation (2021) 14; Fire Insurance Proceeds Disbursement and Raw Water Project Bond Appropriation 94. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding the purchase of new water meters for the conversion to AMI. This purchase is approved as an eligible expense under the American Rescue Plan Act. Discussion held.

Commissioner Moffatt moved to approve the purchase of water meter equipment in an amount not to exceed \$164,000. Seconded by Commissioner Nichol. Motion carried.

The Governing Body welcomed Eric Vogel of KwiKom for a presentation on the advancement of their fiber network into Neodesha. Presentation given and discussion held. No action taken.

Administrator Truelove addressed the Commission regarding the KDOT/Local Agreement for Safe Routes to School-PE on Phase 2 of the plan. This grant is related to the preliminary engineering expenses. Discussion held.

Commissioner Moffatt moved to approve the KDOT/Local Agreement for Safe Routes to School (Preliminary Engineering), for Phase-2. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the acceptance of a grant from the Kansas Wildlife & Parks, Community Fisheries Assistance Program. This grant will be used for continued improvements to the City Pond located at Riverwalk Park. Discussion held.

Commissioner Nichol moved to approve the Kansas Wildlife & Parks, Community Fisheries Assistance Program grant as presented. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission with a request for donation of property known as the Get Fit Building. This item was initially discussed at the February 20, 2021 Commission Meeting, but was tabled. The request was discussed again at the March 10, 2021 meeting but the motion died for lack of a 2<sup>nd</sup>. At the request of Wilson Medical Center CEO, Dennis Shelby, the Commission is again asked to consider the donation of the Get Fit Building to Wilson Medical Center, but the request has now been modified to reflect the consideration of donation be to the Wilson Medical Center Foundation. Citizens from the community; Robert Hare, Carolyn Smalley and Janie Steele were also present to relay their concerns regarding this donation. Discussion held.

Commissioner Moffatt moved to table this item until the September 8, 2021 meeting. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the transfer of deed to the Neodesha Housing Authority for the property located at 220 N 7<sup>th</sup> Street. Discussion held.

Commissioner Nichol moved to approve the transfer of 220 N 7<sup>th</sup> Street to the Neodesha Housing Authority. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding a request from SICUT that the City vacate and deed to them a portion of Little Bear Trail located at West Granby Business Park. Discussion held.

Commissioner Nichol moved to table this item until the September 8, 2021 meeting. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding the placement of a monitoring well. Due to the construction of the new building for Neodesha Plastics, the BP contractor requested that the monitoring well be moved from the property. Discussion held.

Commissioner Moffatt moved to approve the placement of a monitoring well on Wilson Drive. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the reconsideration of the request by Wilson Medical Center staff for the use of Memorial Park for a Fall Festival. During the Commission meeting of August 11, 2021, Wilson Medical Center staff asked for the use of Memorial Park. Due to the permanent placement of electrical outlets in Riverwalk Park, Wilson Medical Center was approved for the festival at this location. Wilson Medical Center staff is now asking the Commission to reconsider their request for the festival to be conducted at Memorial Park. Discussion held.

*(continued on next page)*

*(continued from previous page)*

Commissioner Nichol moved to approved the request from Wilson Medical Center to hold their Fall Festival at Memorial Park as originally requested. Seconded by Commissioner Moffatt. Motion carried.

At 3:40 p.m. Commissioner Moffatt requested a 10-minute recess. Seconded by Commissioner Nichol. Motion carried. The live streamed Zoom meeting was then placed on hold with audio, video and recording paused.

At 3:50 p.m. the regular meeting of the Governing Body reconvened in the Commission Room at City Hall. The live streamed Zoom meeting then resumed with audio, video and recording.

Commissioner Moffatt moved to recess to an Executive Session including the Governing Body, City Administrator, City Clerk, and Fire Chief Landon Woodward in the Commission Room to discuss an individual employee's performance pursuant to the non-elected personnel matter exception KSA 75-4319(b)(1) because if this matter were discussed in open session it might invade the privacy of those discussed. The open meeting will resume in the Commission Room at 4:00 p.m. Seconded by Commissioner Nichol. Motion carried. The live streamed Zoom meeting was then placed on hold with audio, video and recording ceased.

At 4:00 p.m. the regular meeting of the Governing Body reconvened in the Commission Room at City Hall. The live streamed Zoom meeting then resumed with audio, video and recording. No action taken.

Commissioner Nichol moved to recess to an Executive Session including the Governing Body, City Administrator, Assistant to the City Administrator, City Clerk, and Police Chief Sam Tomlinson in the Commission Room to discuss an individual employee's performance pursuant to the non-elected personnel matter exception KSA 75-4319(b)(1) because if this matter were discussed in open session it might invade the privacy of those discussed. The open meeting will resume in the Commission Room at 4:20 p.m. Seconded by Commissioner Nichol. Motion carried. The live streamed Zoom meeting was then placed on hold with audio, video and recording ceased.

At 4:20 p.m. the regular meeting of the Governing Body reconvened in the Commission Room at City Hall. The live streamed Zoom meeting then resumed with audio, video and recording. No action taken.

Commission Nichol moved to terminate employment with Municipal Judge Joslyn Kusiak effective immediately. The Governing Body thanked Ms. Kusiak for her service to the community. Seconded by Commissioner Moffatt. Motion carried.

Commissioner Moffatt moved to recess to an Executive Session including the Governing Body, City Administrator and City Clerk in the Commission Room to discuss an individual employee's performance pursuant to the non-elected personnel matter exception KSA 75-4319(b)(1) because if this matter were discussed in open session it might invade the privacy of those discussed. The open meeting will resume in the Commission Room at 4:55 p.m. Seconded by Commissioner Nichol. Motion carried. The live streamed Zoom meeting was then placed on hold with audio, video and recording ceased.

At 4:55 p.m. the regular meeting of the Governing Body reconvened in the Commission Room at City Hall. The live streamed Zoom meeting then resumed with audio, video and recording. No action taken.

Commissioner Moffatt moved to extend the Executive Session including the Governing Body, City Administrator and City Clerk in the Commission Room to discuss an individual employee's performance pursuant to the non-elected personnel matter exception KSA 75-4319(b)(1) because if this matter were discussed in open session it might invade the privacy of those discussed. The open meeting will resume in the Commission Room at 5:15 p.m. Seconded by Commissioner Nichol. Motion carried. The live streamed Zoom meeting was then placed on hold with audio, video and recording ceased.

At 5:15 p.m. the regular meeting of the Governing Body reconvened in the Commission Room at City Hall. The live streamed Zoom meeting then resumed with audio, video and recording. No action taken.

The next regular meeting of the Governing Body will be held at City Hall on Wednesday, September 8, 2021 at 2:00 p.m.

At 5:15 p.m. Commissioner Nichol moved to adjourn. Seconded by Commissioner Moffatt. Motion carried.

ATTEST:

/s/ Devin Johnson

Devin Johnson, Mayor

/s/ Stephanie Fyfe

Stephanie Fyfe, City Clerk