

Neodesha, Kansas
November 23, 2022

The Board of Commissioners met in regular session at 2:00 p.m., on Wednesday, November 23, 2022, in the Commission Room at City Hall conducting the meeting by live streaming with Zoom 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 reports were heard.

City Administrator reports were heard.

Community Development Director reports were heard.

Public Comments were invited and heard.

Commissioner Nichol moved to approve the consent agenda as presented consisting of minutes from the November 9, 2022 Meeting; and Appropriation (2022) 21. Seconded by Commissioner Moffatt. Motion carried.

Mayor Johnson read a proclamation celebrating and recognizing "Small Business Saturday 2022", focusing on the value and importance of small businesses to the health and sustainability of the local, regional, and national economy. Together, the Neodesha Area Chamber of Commerce and the City of Neodesha, strives to work towards creating an environment which is safe, fun, and festive for the holiday shopping and entertainment season.

This being the time and date published in the official newspaper for the hearing on the Dangerous Structures located at 318 S 2nd Street, the public hearing was opened. Discussion held. Then the hearing was closed.

RESOLUTION NO. 22-21

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 318 S 2nd, NEODESHA, KANSAS ON LEGAL DESCRIPTION: THE NORTH SEVENTY-ONE (71) FEET OF LOTS TWENTY-TWO (22), TWENTY-THREE (23) AND TWENTY-FOUR (24), BLOCK SEVENTY-FOUR (74) CITY OF NEODESHA, WILSON COUNTY, KANSAS IS UNSAFE OR DANGEROUS AND DIRECTING THE STRUCTURE TO BE REPAIRED OR REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Neodesha, Kansas did on the 28th day of September, 2022 file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and

WHEREAS, the governing body did by Resolution dated the 28th day of September, 2022, fix the time and place of a hearing at which the owner, his or her agent, any lienholders of record and any occupant of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and

WHEREAS, such Resolution was published in the official city paper on the 6th day of October, 2022, and on the 13th day of October, 2022, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on this 23rd day of November, 2022, the governing body has heard all evidence submitted by the enforcing officer of the city, the owners, agents, lienholders, and occupants of such structure (having appeared or having failed to appear);

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF NEODESHA, THAT said governing body hereby finds that the structure located at 318 S 2nd, The North Seventy-one (71) feet of Lots Twenty-two (22), Twenty-three (23), and Twenty-four (24), Block Seventy-four (74), City of Neodesha, Wilson County, Kansas is unsafe and dangerous and hereby directs such structure to be removed and the premises made safe and secure. The owner of such structure is hereby given **30** days from the date of publication of this Resolution within which to commence the removal of such structure within the time stated or fails to diligently prosecute the same until the work is completed, said governing body will cause the structure to be razed and removed and the costs of such razing and removing, less salvage if any, to be assessed as a special assessment against the lot or parcel of land upon which the structure is located as provided by law.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and a copy mailed to the owners, agents, lienholders and occupants as provided by law.

Commissioner Moffatt moved to approve Resolution 22-21 declaring the property located at 318 S 2nd Street as unsafe or dangerous, and allow the property owner 30 days to repair or remove the structures and make the property safe and secure. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding a resolution authorizing the issuance and sale of certificates to finance a solar project at the Neodesha Airport. Discussion held.

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Mayor Johnson called for a motion to approve Resolution 22-22. The agenda item died due to a lack of motion being brought forth.

The Governing Body welcomed Russell Riggins and Jeff Miller, AirMed Care, by Zoom, for a presentation on their company's air ambulance service. Discussion held. No action taken.

The Governing Body welcomed Ms Susan Lockhart for a continued discussion on providing a children's day care facility in Neodesha and to discuss issues relating to achieving this task. Discussion held. No action taken.

Administrator Truelove addressed the Commission regarding a request from Mr Gary Larson to discuss allowing City employees to have paid time during their work day to attend non-city functions. Discussion held. No action taken.

The Governing Body welcomed Ryan Cummins, Assistant Utility Foreman, for the City's required Annual Gas Presentation. No action taken.

Administrator Truelove addressed the Commission regarding the proposed renewal of our HACH service agreement for the Water Treatment Plant. Discussion held.

Commissioner Nichol moved to approve the renewal of the service agreement with HACH Service Plus in an amount not to exceed \$3,971. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding the approval of a CMB License for El Rancho. The restaurant is under new management, and the owner is asking that he be issued a cereal malt beverage license for the current year. Discussion held.

Commissioner Moffatt moved to approve the cereal malt beverage license for the El Rancho Restaurant for the calendar year 2022. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the now available haying acreage at the Neodesha Municipal Airport. Discussion held. No action taken.

Administrator Truelove addressed the Commission regarding the selection of a bidder and to award the Water Plant Farm Lease for 2023. Discussion held.

Commissioner Nichol moved to approve the bid of \$151.50 per acre from Jantz Brothers LLC, with the consideration towards precision agriculture technology. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding the appointment of a Public Works Director. Discussion held.

Commissioner Moffatt moved to appoint Ryan Toms as the Public Works Director. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the consideration of a holiday bonus for all full-time and part-time city employees. Discussion held.

Commissioner Moffatt moved to approve a holiday bonus of \$250 for all full-time and part-time employees. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the closure of City Hall for a certain time period to allow employees to gather for the annual Christmas party and meal. Discussion held.

Commissioner Nichol moved to approve closing City Hall on December 7, 2022 at 11:00 a.m. Seconded by Commissioner Moffatt. Motion carried.

At 4:30 p.m. Commissioner Nichol requested a 5-minute recess. Seconded by Commissioner Moffatt. Motion carried. The live streamed Zoom meeting was then placed on hold with audio, video and recording ceased.

At 4:35 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, 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 5:00 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 5:00 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.

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The next regular meeting of the Governing Body will be held at City Hall on Wednesday, December 14, 2022 at 2:00 p.m.

At 5:00 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