

**Agenda**  
City Commission of the City of Neodesha, KS  
July 14, 2021 2:00 p.m.  
ZOOM Online Access: <https://us02web.zoom.us/j/6203252828>

Item 1: Opening Session

- Call to Order
- Roll Call
- Invocation
- Pledge of Allegiance
- Additions/Deletions to the Agenda
- Mayor's Report
- Commissioners' Reports
- City Administrator's Comments
- Community Development Director Report

Item 2: Public Comments

Item 3: Consent Agenda (Routine agenda items can be approved with unanimous consent of the City Commission. Any item can be removed and placed in items of business.)

- Approval of June 23, 2021 Minutes
- Approval of July 12, 2021 Special Call Minutes
- Appropriation (2021) 11
- Raw Water Project Bond Appropriation 92

Item 4: Business Items to Consider

- A. Discussion: Gas Line Project and American Rescue Plan Act; Ranson Financial
- B. Concert at Neodesha Splash Zone: Gary Larson
- C. Discussion: Internal Power Generation: KMEA
- D. Discussion: Clay Target Shooting Range
- E. Ordinance: Peddlers and Canvassers
- F. Public Hearing: Dangerous Structures 201 Ohio
- G. Resolution: Dangerous Structures 201 Ohio
- H. Public Hearing: Dangerous Structures 911 Illinois
- I. Resolution: Dangerous Structures 911 Illinois
- J. Public Hearing: Dangerous Structures 421 N 9<sup>th</sup>
- K. Resolution: Naming/Renaming Public Places and Facilities
- L. Consider Requesting Ambulance Lease/Purchase Bids
- M. Consider Purchase of Cameras & Door Security for Police Department
- N. Approve Building permit for AT&T Fiber optic Project
- O. Appointments to Planning & Zoning Commission
- P. Set Date for Budget Work Session

Item 5: Date/Time of Next Regular Meeting

Wednesday, July 28, 2021 at 2:00 p.m. – Regular Meeting, City Hall

Item 6: Executive Session: Non-Elected Personnel

Item 7: Adjournment

**AGENDA COMMENTS**  
**CITY COMMISSION MEETING**  
**Zoom Online Access**  
**July 14, 2021**

**Additions to the Agenda**

**RECOMMENDED MOTION:** *I move to approve the agenda as presented.*

**Consent Agenda**

**RECOMMENDED MOTION:** *I move to approve the consent agenda as presented.*

**Business Items to Consider**

**4.A: Discussion: Gas Line Project and American Rescue Plan; Ranson Financial**

Rose Mary Saunders, Ranson Financial, should be attending the Commission meeting, virtually, to help brief the Commission on the close out of the gas line project. Additionally, Rose Mary will also brief the Commission on the American Rescue Plan Act.

**RECOMMENDED MOTION:** *N/A*

**4.B: Concert at Neodesha Splash Zone: Gary Larson**

Mr. Gary Larson has asked that the Commission consider allowing a back-to-school function for students August 18<sup>th</sup>, at the Neodesha Splash Zone. Mr. Larson has also requested that the north parking lot of the Splash Zone be used for a concert, and that the City Electric crew be allowed to set up the electrical wiring for such a concert.

**RECOMMENDED MOTION:** *I move to approve the August 18<sup>th</sup> back-to-school function at the Neodesha Splash Zone.*

**4.C: Discussion: Internal Power Generation; KMEA**

Tom Saita, KMEA, will brief the Commission on a plan to bring internal power generation back to Neodesha.

**RECOMMENDED MOTION:** *N/A*

**4.D: Discussion: Clay Target Shooting Range**

For this agenda item, Staff (and hopefully) representatives of USD 461, will brief the Commission on the request to place a clay shooting range within the city.

**RECOMMENDED MOTION:** *N/A*

**4.E: Ordinance: Peddlers and Canvassers**

The Commission is asked to consider approving a newly drafted Peddlers and Canvassers Ordinance. This draft Ordinance is taken from the sample Ordinance posted by the League of Kansas Municipalities. This draft Ordinance is used by many other Cities in Kansas, and has some significant improvements over the Ordinance now in place. This draft Ordinance has been reviewed, and improved upon, by the City Attorney.

**RECOMMENDED MOTION:** *I move to adopt Ordinance 1747, a Peddlers and Canvassers Ordinance, as presented.*

**4.F: Public Hearing: Dangerous Structures 201 Ohio**

On May 26, 2021, the Commission approved Resolution 21-16, to set a public hearing date, July 14, 2021, to show cause why the structures located at 201 Ohio should not be ordered repaired or demolished as unsafe or dangerous structures. For this agenda item, the Commission will conduct a public hearing for the property located at 201 Ohio.

**RECOMMENDED MOTION:** *N/A*

**4.G: Resolution: Dangerous Structures 201 Ohio**

Depending on the outcome of agenda item 4F, The Commission is asked to approve Resolution 21-20, to declare the property as unsafe or dangerous, and directing the repair or removal of the structures, making the property safe and secure.

**RECOMMENDED MOTION:** *I move to approve Resolution 21-20 declaring the property located at 201 Ohio as unsafe or dangerous, and allow the property owner \_\_\_\_\_ days to repair or remove the structures and make the property safe and secure.*

**4.H: Public Hearing: Dangerous Structures 911 Illinois**

On May 12, 2021, the Commission approved Resolution 21-12, to set a public hearing date, July 14, 2021, to show cause why the structures located at 911 Illinois should not be ordered repaired or demolished as unsafe or dangerous structures. For this agenda item, the Commission will conduct a public hearing for the property located at 911 Illinois.

**RECOMMENDED MOTION:** *N/A*

**4.I: Resolution: Dangerous Structures 911 Illinois**

Depending on the outcome of agenda item 4H, The Commission is asked to approve Resolution 21-21, to declare the property as unsafe or dangerous, and directing the repair or removal of the structures, making the property safe and secure.

**RECOMMENDED MOTION:** *I move to approve Resolution 21-21 declaring the property located at 911 Illinois as unsafe or dangerous, and allow the property owner \_\_\_\_\_ days to repair or remove the structures and make the property safe and secure.*

**4.J: Public Hearing: Dangerous Structures 421 N. 9th**

On May 12, 2021, the Commission approved Resolution 21-13, to set a public hearing date, July 14, 2021, to show cause why the structures located at 421 N. 9th should not be ordered repaired or demolished as unsafe or dangerous structures. For this agenda item, the Commission will conduct a public hearing for the property located at 911 Illinois.

\*Note: The Commission will need to conduct this advertised public hearing, but no further action is required. The garage structure located at 421 N. 9<sup>th</sup> has been demolished and removed.

**RECOMMENDED MOTION: N/A**

**4.K: Resolution: Naming/Renaming Public Places and Facilities**

Recently, the Commission was able to assign a name to the newly established Riverwalk Park. Also, we have had recent discussions about changing the name of the Norman #1 Museum. Staff has authored a Resolution for the Commission's consideration that provides some guidance for the naming/renaming of public places and facilities.

**RECOMMENDED MOTION: *I move to approve Resolution 21-22 as presented.***

**4.L: Consider Requesting Ambulance Lease/Purchase Bids**

Fire Chief Woodward has obtained quotes for ambulances and will ask the Commission to consider authorizing Staff to obtain bids for financing the lease/purchase of new ambulance equipment.

**RECOMMENDED MOTION: *I move to direct Staff to obtain finance quotes for the lease/purchase of ambulance equipment.***

**4.M: Consider Purchase of Cameras & Door Security for Police Department**

Police Chief Tomlinson will assist with the presentation of a request to purchase new cameras and door security hardware for the police department.

**RECOMMENDED MOTION: *I move to approve the purchase of camera and door security equipment for the Police Department, at a cost not to exceed \$45,000.***

**4.N: Approve Building Permit for AT&T Fiberoptic Project**

Staff was recently contacted by a representative from Superior Construction, who stated they are contracted by AT&T to emplace new fiberoptic cable in town. This request prompted Staff to research the current status of a franchise agreement with AT&T. At present, we have no valid franchise agreement with AT&T. Staff has been in contact with an area manager for AT&T, who reports that he will begin the process of reestablishing a franchise agreement with the city. The franchise agreement would normally have provided the franchisee with the necessary authority to emplace cable infrastructure. In the meantime, I have instructed Superior Construction to complete a building permit, describing the work desired, and the Commission will discuss this topic at their next meeting.

**RECOMMENDED MOTION: *I move to approve the building permit for Superior Construction as presented.***

**4.O: Appointments to Planning & Zoning Commission**

The Commission is asked to consider appointments to the Planning & Zoning Commission. Mark Shiverdecker has agreed to be reappointment. Claude Bockhold and Mike Porter have also volunteered for appointment to the commission.

**RECOMMENDED MOTION: *I move to reappoint Mark Shiverdecker to the Planning & Zoning Commission with a term ending date of 12/31/2023, and***

*I move to appoint Mike Porter to the Planning & Zoning Commission with a term ending date of 12/31/2022, and*

*I move to appoint Claude Bockhold to the Planning & Zoning Commission with a term ending date of 12/31/2023.*

**4.P: Set Date for Budget Work Session**

The Commission is asked to set a Special Call Commission meeting, for a budget work session, at noon on Friday, July 16, 2021.

**RECOMMENDED MOTION:** *I move to set a budget work session for the City Commission at noon, Friday, July 16, 2021.*

**Item 6: Executive Session: Non-elected Personnel**

I move to recess to an Executive Session including the Governing Body, City Administrator and City Clerk, 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 \_\_\_\_ p.m.

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, June 23, 2021 with Mayor Johnson presiding and Commissioners Moffatt and Nichol present.

Commissioner Nichol moved to approve the agenda as presented with the addition of Item 4J: Accept Resignation of City Hall Employee. Seconded by Commissioner Moffatt. Motion carried.

Commission and Administrator Reports were heard.

Community Development Director report was heard.

Public Comments were invited and heard.

Commissioner Moffatt moved to approve the consent agenda as presented consisting of the minutes from the June 9, 2021 meeting; Appropriation (2021) 10; and Gas Line Project Appropriation No. 29. Seconded by Commissioner Nichol. Motion carried.

The Governing Body welcomed Doug Reece, newly hired Museum Curator, for a presentation regarding the plans for upgrading, improving and opening the Norman No. 1 Museum. Discussion held. No action taken.

Administrator Truelove addressed the Commission regarding a Resolution calling for a public hearing to show cause why the structure located at 1504 N 1<sup>st</sup> Street should not be condemned and ordered repaired or demolished as an unsafe or dangerous structure. Discussion held.

#### **RESOLUTION NO. 21-18**

**A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF NEODESHA, KANSAS AT WHICH TIME THE OWNER, HIS AGENT, LIENHOLDERS OF RECORD AND OCCUPANTS OF THE STRUCTURE LOCATED AT 1504 N 1<sup>ST</sup> LEGAL DESCRIPTION: LOTS 11 THROUGH 17 AND THE SOUTH 175 FEET OF LOTS 18 AND 19 OF BLOCK 4, VIVIAN DEER'S SUBDIVISION, CITY OF NEODESHA, WILSON COUNTY, KANSAS MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.**

**WHEREAS**, Ed Truelove, the Enforcement Officer of the City of Neodesha, did on the 23rd day of June, 2021, file with the Governing Body of said City a statement in writing that certain unoccupied structures hereinafter described are unsafe and dangerous;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing body of the City of Neodesha that a hearing will be held on the 11<sup>th</sup> day of August, 2021, before the Governing Body of the City at 2:00 p.m. in the Commission Room of City Hall, 1407 N. 8<sup>th</sup>; at which time the owner, his agent, any lien holder of record and any occupant of the structure located at **1504 N 1<sup>ST</sup>** may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause this Resolution to be published two consecutive times and shall give notice of the aforesaid hearing in the manner provided by law.

Commissioner Nichol moved to adopt Resolution 21-18 setting a public hearing for August 11, 2021. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding a Resolution calling for a public hearing to show cause why the structure located at 1532 B Street should not be condemned and ordered repaired or demolished as an unsafe or dangerous structure. Discussion held.

#### **RESOLUTION NO. 21-19**

**A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF NEODESHA, KANSAS AT WHICH TIME THE OWNER, HIS AGENT, LIENHOLDERS OF RECORD AND OCCUPANTS OF THE STRUCTURE LOCATED AT 1532 B STREET LEGAL DESCRIPTION: LOTS TWELVE (12), THIRTEEN (13), FOURTEEN (14), FIFTEEN (15), SIXTEEN (16), SEVENTEEN (17), EIGHTEEN (18), NINETEEN (19), TWENTY (20), TWENTY-ONE (21), TWENTY-TWO (22), AND TWENTY THREE (23) BLOCK ONE (1), DEER AND PARK'S SUBDIVISION, BEING A PART OF THE EAST HALF (E1/2) OF SECTION 17, TOWNSHIP 30 SOUTH, RANGE 16 EAST MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.**

*(continued on next page)*

**WHEREAS**, Ed Truelove, the Enforcement Officer of the City of Neodesha, did on the 23rd day of June, 2021, file with the Governing Body of said City a statement in writing that certain unoccupied structures hereinafter described are unsafe and dangerous;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing body of the City of Neodesha that a hearing will be held on the 11th day of August, 2021, before the Governing Body of the City at 2:00 p.m. in the Commission Room of City Hall, 1407 N. 8<sup>th</sup>; at which time the owner, his agent, any lien holder of record and any occupant of the structure located at 1532 B STREET may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause this Resolution to be published two consecutive times and shall give notice of the aforesaid hearing in the manner provided by law.

Commissioner Moffatt moved to adopt Resolution 21-19 setting a public hearing for August 11, 2021 as presented. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the consideration of approval for the Applicant's Feasibility Report, a USDA-RD form, serving as a grant request for equipment for our Police Department building project that would be related to replacing office furniture and building fixtures.

This being the time and date published in the official newspaper for the hearing regarding the Applicant's Feasibility Report, the public hearing was opened. Amber Dean, Planning & Development Consultant, SEKRPC, was present for the hearing for discussion. Discussion held. The hearing was then closed.

Commissioner Nichol moved to approve USDA-RD Applicant's Feasibility Report, and to authorize the mayor to sign. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding the City's current Peddlers and Canvassers Ordinance being significantly less effective than the Ordinances used by other cities. Discussion held regarding possible changes for rewriting our Ordinance to be more effective. No action taken.

Administrator Truelove addressed the Commission regarding the purchase of a mower for the Public Works Department. Discussion held.

Commissioner Moffatt moved to approve the purchase of a mower from Sandbagger Golf & Turf, at a cost not to exceed \$8,500. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the renewal of the annual lease of a mini-excavator for the Public Works Department. Discussion held.

Commissioner Nichol moved to approve renewing the annual lease of a mini-excavator from John Deere, at a cost of \$7,692. Seconded by Commissioner Moffatt. Motion carried.

Administrator Truelove addressed the Commission regarding the disposition of mobile home property located at 28 Skyline Drive to Mr. Raymond Goodwin. Discussion held.

Commissioner Moffatt moved to approve donating the mobile home at 28 Skyline Drive to Mr. Raymond Goodwin. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding a request for sign placement in City right of way. The owner of Dry Creek Saloon requested placing a small advertising sign in the City's right of way near the Mill Street Bridge. Discussion held.

Commissioner Nichol moved to approve the placement of a sign in the City's right of way near the Mill Street Bridge. 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 3:45 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 3:45 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 accept the resignation of Mary Stout effective immediately. Seconded by Commissioner Moffatt. Motion carried.

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Neodesha, Kansas

June 23, 2021

*(continued from previous page)*

The next regular meeting of the Governing Body will be held at City Hall on Wednesday, July 14, 2021 at 2:00 p.m.

At 3:47 p.m. Commissioner Moffatt moved to adjourn. Seconded by Commissioner Nichol. Motion carried.

ATTEST:

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Devin Johnson, Mayor

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Stephanie Fyfe, City Clerk

**SPECIAL CALL FOR SPECIAL MEETING OF BOARD OF COMMISSIONERS**

Neodesha, Kansas  
July 12, 2021

To the Board of Commissioners:

The Board of Commissioners will hold a Special Call meeting Monday, July 12, 2021, at 12:00 noon for the following purposes:

1. Gas Line Project: CDBG Contract Amendment #4
2. Gas Line Project: Final Pay Application

The Board of Commissioners met in a Special Call Session at 12:00 noon, Monday, July 12, 2021, with Mayor Johnson presiding and Commissioners Moffatt and Nichol present.

Administrator Truelove addressed the Commission regarding CDBG Gas Line Project Contract Amendment #4. This contract amendment will allow sufficient time for the final pay application, and for the CDBG representatives to make a final inspection visit on the gas line project. Discussion held.

Commissioner Moffatt moved to approve the CDBG Contract Amendment #4 as presented. Seconded by Commissioner Nichol. Motion carried.

Administrator Truelove addressed the Commission regarding the final pay application for NPL Construction Company. The City has withheld this final payment to allow time to determine the proper amount of liquidated damages to assess against the project. Discussion held.

Commissioner Nichol moved to approve payment of Pay Application #11, for the Gas Line Project, in the amount of \$104,457.76, and assess Liquidated Damages in the amount of \$43,200. Seconded by Commissioner Moffatt. Motion carried.

At 12:28 p.m. Commissioner Nichol moved to adjourn. Seconded by Commissioner Moffatt. Motion carried.

ATTEST:

\_\_\_\_\_  
Devin Johnson, Mayor

\_\_\_\_\_  
Stephanie Fyfe, City Clerk

**APPROPRIATIONS REPORT****ORDINANCE NO 11****7/14/2021**

<u>VENDOR</u>	<u>REFERENCE</u>	<u>AMOUNT</u>	<u>CHECK NO</u>	<u>CHECK DATE</u>
ARLAN COMPANY INC	SWIVEL NUT-KNOB	29.60	69006	7/14/2021
BOUND TREE MEDICAL LLC	COVERALLS	1,672.69	69007	7/14/2021
CANON FINANCIAL SERVICES	COPIER & PRINTER LEASE	743.45	69008	7/14/2021
CHASE PEST CONTROL LLC	EXTERMINATOR SERVICE	420.00	69009	7/14/2021
CINTAS	FIRST AID SUPPLIES	125.54	69010	7/14/2021
SHELBY J CONNER	WINDOW WASHING	65.00	69011	7/14/2021
CONRAD FIRE EQUIPMENT INC	LADDER TRUCK PARTS	394.99	69012	7/14/2021
CULLIGAN OF INDEPENDENCE	JULY WATER SERVICE	299.40	69013	7/14/2021
D & D AUTO REPAIR & ALIGNMENT	FAN ASSEMBLY, ANTIFREEZE	411.48	69014	7/14/2021
F ALLEN MOORHEAD, JR, MD	PRE EMPLOYMENT PHYSICAL	125.00	69015	7/14/2021
FED EX	SHIPPING CHARGES	35.45	69016	7/14/2021
FOLEY INDUSTRIES INC	SKID STEER MULCHER RENTAL	3,776.96	69017	7/14/2021
FORSYTHE'S HEATING & ELECTRIC	SERVICE CALLS	2,028.23	69018	7/14/2021
FREDONIA REGIONAL HOSPITAL	MEDICAL SERVICES	1,412.38	69019	7/14/2021
FREDONIA TRUE VALUE HARDWARE	ELECTRIC SUPPLIES	208.82	69020	7/14/2021
G & W FOODS	CLEANING SUPPLIES	583.28	69022	7/14/2021
GALLS LLC	UNIFORMS	994.95	69023	7/14/2021
HACH COMPANY	CHLORINE	244.29	69024	7/14/2021
HARMONY LODGE	3RD QTR LEASE 2021	900.00	69025	7/14/2021
HARPER ENTERPRISES, INC	FUEL PURCHASE	79.60	69026	7/14/2021
HAWKINS INC	CHEMICALS	6,732.66	69027	7/14/2021
HUGO'S INDUSTRIAL SUPPLY, INC	CLEANING SUPPLIES	588.27	69028	7/14/2021
INDEPENDENCE DAILY REPORTER	CLASSIFIED ADS	245.25	69029	7/14/2021
KANSAS MUNICIPAL UTILITIES	3RD QTR TRAINING GROUP 4 DUES	1,999.00	69030	7/14/2021
KANSAS ONE-CALL SYSTEM, INC	JUNE LOCATES	32.40	69031	7/14/2021
KOONS GAS MEASUREMENT	GAS LINE SUPPLIES	1,426.55	69032	7/14/2021
LAKELAND OFFICE SYSTEMS	JUNE COPIER MAINTENANCE	186.12	69033	7/14/2021
LANDIS+GYR TECHNOLOGY INC	TECH STUDIO ANNUAL MAINTENANCE	229.35	69034	7/14/2021
LITTLE BEAR TIRE	TIRES/REPAIR	2,946.75	69035	7/14/2021

MCCARTY'S OFFICE MACHINES INC	OFFICE SUPPLIES	688.16	69036	7/14/2021
MEDICLAIMS INC	AMBULANCE COLLECTION FEES	1,246.73	69037	7/14/2021
MELS PRINTING	ENVELOPES	383.70	69038	7/14/2021
MERIDIAN ANALYTICAL LABS LLC	WASTE WATER ANALYSIS	320.05	69039	7/14/2021
MIDWEST COMPUTER SALES	ONLINE BACKUP	274.95	69040	7/14/2021
BANK OF AMERICA	ROCK	149.04	69041	7/14/2021
MURPHY TRACTOR & EQUIPMENT CO	WIPER ARM&BLADE/SOLENOID VALVE	271.15	69042	7/14/2021
NDB NEODESHA	INS INSTALLMENT 4 OF 6	25,152.00	69045	7/14/2021
NORTHERN TOOL & EQUIPMENT	IGNITION COIL/SPARK PLUG BOOT	32.13	69046	7/14/2021
PENMAC PERSONNEL SERVICES INC	TEMPORARY PERSONNEL SVC	5,659.57	69047	7/14/2021
PORTER DRUG STORE	BATTERIES	41.96	69048	7/14/2021
PRAIRIE FIRE COFFEE	COFFEE SERVICE	300.45	69049	7/14/2021
PREMIER TRUCK GROUP	SPIN ON FF	19.81	69050	7/14/2021
PRIORITY POWER	JAN APRIL MAY BILLING	4,094.40	69051	7/14/2021
QUILL CORPORATION	PENS/CARTRIDGES	199.86	69052	7/14/2021
RAILROAD MANAGEMENT CO III,LLC	SEWER PIPELINE LEASE	918.23	69053	7/14/2021
RURAL WATER DISTRICT 4	AIRPORT/RURAL WATER	28.60	69054	7/14/2021
SANDBAGGER GOLF & TURF	MOWER PARTS	150.95	69055	7/14/2021
SCHULTE SUPPLY INC	WATER METER	2,033.74	69056	7/14/2021
SE KS REGION PLANNING COMM	USDA-RD FINAL APP SUBMISSION	100.00	69057	7/14/2021
LEAH SMALL	CIVIC CENTER DEPOSIT REFUND	300.00	69058	7/14/2021
SOCKET TELECOMM LLC	PHONE CHARGES	364.23	69059	7/14/2021
SOUTHERN UNIFORM & EQUIPMENT	UNIFORMS	654.72	69060	7/14/2021
STANION WHOLESALE ELECTRIC	BULBS,FUSES,SUPPLY	2,554.26	69061	7/14/2021
STUDEBAKER REFRIGERATION INC	ICE MACHINE RENTAL	348.72	69062	7/14/2021
T & R ELECTRIC INC	PAD MOUNT W/TAPS	945.00	69063	7/14/2021
TERRA BOUND SOLUTIONS	DOWNTOWN BENCHES & TRASH CANS	21,360.00	69064	7/14/2021
THOMPSON BROTHERS SUPPLY INC	O2/CYLINDER LEASE	117.50	69065	7/14/2021
TLC GROUNDSKEEPING INC	MAIN ST LANDSCAPE MAINTENANCE	5,442.20	69066	7/14/2021
TRI VALLEY DEVELOPMENTAL SERV	POOL CONCESSIONS	613.34	69067	7/14/2021
UNIFIRST CORPORATION	UNIFORM SERVICE	1,439.33	69068	7/14/2021
US CELLULAR	CELL PHONE CHARGES	303.08	69069	7/14/2021
US POST OFFICE	PRESORT MAILING FEE	245.00	69070	7/14/2021
WESTERN AUTO	SUPPLIES	300.69	69071	7/14/2021

WILSON MEDICAL CENTER	JUNE TAX DISTRIBUTION	27,714.48	69072	7/14/2021
WOODS LUMBER COMPANY	BLDG MATERIALS	3,495.23	69073	7/14/2021
****TOTAL****		137,200.72		

**RAW WATER PROJECT BOND**  
**APPROPRIATION 92**  
**July 14, 2021**

Vendor	Invoice No	Check No	Amount	Description
Maguire Iron Inc	PR 8	1238	52,250.00	Construction
PEC Engineering	524451	1239	4,383.80	Engineering
PEC Engineering	524452	1239	31,947.40	Engineering
PEC Engineering	524457	1239	10,187.50	Engineering
PEC Engineering	524458	1239	510.00	Engineering
PEC Engineering	524459	1239	7,764.41	Engineering
<b>GRAND TOTAL</b>			<b><u>107,043.11</u></b>	

Approved the day above written.

\_\_\_\_\_  
*Devin Johnson, Mayor*

Attest

\_\_\_\_\_  
*Stephanie Fyfe, City Clerk*

**Contractor's Application for Payment No. 8**

Application Period: 06/01/2021 - 06/30/2021		Application Date: 6/30/2021
To (Owner): City of Neodesha, KS	From (Contractor): Maguire Iron, Inc.	Via (Engineer): Professional Engineering Consultants
Project: New 200,000 Gallon Elevated Water Storage Tank	Contract:	
Owner's Contract No.: N/A	Contractor's Project No.: N/A	Engineer's Project No.: 35-180004-012-2005

**Application For Payment**

**Change Order Summary**

Approved Change Orders		
Number	Additions	Deductions
TOTALS		
NET CHANGE BY		
CHANGE ORDERS		

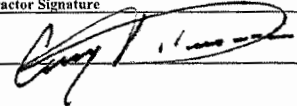
1. ORIGINAL CONTRACT PRICE.....	\$	\$1,171,000.00
2. Net change by Change Orders.....	\$	
3. Current Contract Price (Line 1 ± 2).....	\$	\$1,171,000.00
4. TOTAL COMPLETED AND STORED TO DATE		
(Column F total on Progress Estimates).....	\$	\$860,945.00
5. RETAINAGE:		
a. 5% X \$860,945.00 Work Completed.....	\$	\$43,047.25
b. 5% X                      Stored Material.....	\$	
c. Total Retainage (Line 5.a + Line 5.b).....	\$	\$43,047.25
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c).....	\$	\$817,897.75
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application).....	\$	\$765,647.75
8. AMOUNT DUE THIS APPLICATION.....	\$	\$52,250.00
9. BALANCE TO FINISH, PLUS RETAINAGE		
(Column G total on Progress Estimates + Line 5.c above).....	\$	\$353,102.25

**Contractor's Certification**

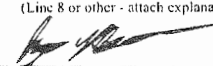
The undersigned Contractor certifies, to the best of its knowledge, the following:

- (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
- (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and
- (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

**Contractor Signature**

By:  Date: 6/30/2021

Payment of: \$ 52,250.00  
(Line 8 or other - attach explanation of the other amount)

is recommended by:  7/1/2021  
(Engineer) (Date)

Payment of: \$ 52,250.00  
(Line 8 or other - attach explanation of the other amount)

is approved by: \_\_\_\_\_  
(Owner) (Date)

Approved by: \_\_\_\_\_  
Funding or Financing Entity (if applicable) (Date)

## Contractor's Application

EJCDC® C-620 Contractor's Application for Payment  
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Page 2 of 2

**Invoice**

Stephanie Fyfe  
City Clerk  
City of Neodesha  
sfyfe@neodeshaks.org



June 29, 2021  
Project No: 180004-002  
Invoice No: 524451

Project 180004-002 Neodesha Fall River Dam Repairs  
Neodesha, KS

**Professional Services through May 29, 2021**

Level 1 02 Final Design

**Fee**

Total Fee 18,366.00

Percent Complete

50.00

Total Earned 9,183.00

Previous Fee Billing 4,800.00

Current Fee Billing 4,383.00

**Total Fee 4,383.00**

**Total this Level 1 \$4,383.00**

**Total Current Invoice \$4,383.00**

**Prior Overpayment Applied to Current Invoice**

Number	Date	Balance
524260	5/20/2021	.80
<b>Total Outstanding Invoices</b>		<b>.80</b>

**Total Due \$4,383.80**

\*\*\*\*\*PLEASE NOTE\*\*\*\*\*

Total Due includes Current and Outstanding Invoices.

Payment Terms are Net 30 days

If you have questions regarding your outstanding invoices please call 316-206-1351.

**Invoice**

Stephanie Fyfe  
City Clerk  
City of Neodesha  
sfyfe@neodeshaks.org



June 29, 2021  
Project No: 180004-012  
Invoice No: 524452

Project 180004-012 Neodesha 200k Gallon CBD Water Tower  
Neodesha, KS

**Professional Services through May 29, 2021**

Level 1 04 Construction Admin

**Fee**

Total Fee	12,331.00		
Percent Complete	50.00	Total Earned	6,165.50
		Previous Fee Billing	4,500.00
		Current Fee Billing	1,665.50
		<b>Total Fee</b>	<b>1,665.50</b>
		<b>Total this Level 1</b>	<b>\$1,665.50</b>

Level 1 06 RPR Services

**Consultants**

Consultants - Reimbursable			
6/8/2021	KLM Engineering, Inc.	27,529.00	
<b>Total Consultants</b>		<b>1.1 times</b>	<b>27,529.00</b>
			<b>30,281.90</b>

**Billing Limits**

	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Total Billings	30,281.90	0.00	30,281.90
Limit			77,845.00
Remaining			47,563.10
<b>Total this Level 1</b>			<b>\$30,281.90</b>

**Total Current Invoice** \$31,947.40

\*\*\*\*\*PLEASE NOTE\*\*\*\*\*

Total due "may" include current and outstanding invoices.

Payment Terms are Net 30 days

If you have questions regarding your outstanding invoices please call 316-206-1351.

**Invoice**

Stephanie Fyfe  
City Clerk  
City of Neodesha  
sfyfe@neodeshaks.org



June 29, 2021  
Project No: 180004-007  
Invoice No: 524457

Project 180004-007 Neodesha Additional Services  
Neodesha, KS

**Professional Services through May 29, 2021**

Level 1 05 Design Revisions

**Professional Personnel**

	Hours	Rate	Amount	
Project Manager 2	11.00	165.00	1,815.00	
Project Engineer 1	20.00	115.00	2,300.00	
Design Technician 1	23.00	95.00	2,185.00	
Totals	54.00		6,300.00	
<b>Total Labor</b>				<b>6,300.00</b>
<b>Total this Level 1</b>				<b>\$6,300.00</b>

Level 1 14 Easement Prep

**Professional Personnel**

	Hours	Rate	Amount	
Project Manager 2	14.00	165.00	2,310.00	
Project Assistant	.50	75.00	37.50	
Totals	14.50		2,347.50	
<b>Total Labor</b>				<b>2,347.50</b>

**Reimbursable Expenses**

Filing Fees - Reimbursable				
5/21/2021 Omega Rail Management			1,400.00	
<b>Total Reimbursables</b>	<b>1.1 times</b>	<b>1,400.00</b>		<b>1,540.00</b>
<b>Total this Level 1</b>				<b>\$3,887.50</b>

**Total Current Invoice** \$10,187.50

\*\*\*\*\*PLEASE NOTE\*\*\*\*\*

Total due "may" include current and outstanding invoices.

Payment Terms are Net 30 days  
If you have questions regarding your outstanding invoices please call 316-206-1351.

303 SOUTH TOPEKA WICHITA, KS 67202 316-262-2691 FAX 316-262-3003 www.pec1.com

Remit to PO Box 92, Wichita KS 67201

**Invoice**

Stephanie Fyfe  
City Clerk  
City of Neodesha  
sfyfe@neodeshaks.org

June 29, 2021  
Project No: 180004-010  
Invoice No: 524458

Project 180004-010 Neodesha SS Extension & LS  
Neodesha, KS

**Professional Services through May 29, 2021**

Level 1 07 RPR Services Muni

**Professional Personnel**

	Hours	Rate	Amount
Project Manager 2	1.00	165.00	165.00
Project Engineer 1	3.00	115.00	345.00
Totals	4.00		510.00
<b>Total Labor</b>			<b>510.00</b>

<b>Billing Limits</b>	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Total Billings	510.00	1,368.75	1,878.75
Limit			30,000.00
Remaining			28,121.25

**Total this Level 1 \$510.00**

**Total Current Invoice \$510.00**

\*\*\*\*\*PLEASE NOTE\*\*\*\*\*

Total due "may" include current and outstanding invoices.

Payment Terms are Net 30 days

**If you have questions regarding your outstanding invoices please call 316-206-1351.**

**Invoice**

Stephanie Fyfe  
City Clerk  
City of Neodesha  
sfyfe@neodeshaks.org



June 29, 2021  
Project No: 180004-011  
Invoice No: 524459

Project 180004-011 Neodesha Hospital SS & LS  
Neodesha, KS

**Professional Services through May 29, 2021**

Level 1 04 Construction Admin

**Fee**

Total Fee	13,488.00		
Percent Complete	80.00	Total Earned	10,790.40
		Previous Fee Billing	3,382.50
		Current Fee Billing	7,407.90
		<b>Total Fee</b>	<b>7,407.90</b>
		<b>Total this Level 1</b>	<b>\$7,407.90</b>

Level 1 07 RPR Services Muni

**Professional Personnel**

	Hours	Rate	Amount
Project Manager 2	1.50	165.00	247.50
Totals	1.50		247.50
<b>Total Labor</b>			<b>247.50</b>

**Reimbursable Expenses**

Travel & Subsistence - Reimbursable			
5/1/2021 EAN Services, LLC	Gage Scheer	109.01	
<b>Total Reimbursables</b>		<b>109.01</b>	<b>109.01</b>

**Billing Limits**

	Current	Prior	To-Date
Total Billings	356.51	3,538.68	3,895.19
Limit			5,000.00
Remaining			1,104.81
<b>Total this Level 1</b>			<b>\$356.51</b>

**Total Current Invoice** \$7,764.41

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Project	180004-011	Neodesha Hospital SS & LS	Invoice	524459
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\*\*\*\*\*PLEASE NOTE\*\*\*\*\*

Total due "may" include current and outstanding invoices.

Payment Terms are Net 30 days

**If you have questions regarding your outstanding invoices please call 316-206-1351.**

**ORDINANCE NO. 1747**

**AN ORDINANCE AMENDING CHAPTER 10, ARTICLE IV, OF THE CODE OF THE CITY OF NEODESHA RELATING TO SOLICITORS AND PEDDLERS AND REPEALING PRIOR ARTICLE IV OF CHAPTER 10, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.**

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

**SECTION ONE:** Article IV of Chapter 10 of the City of Neodesha Code shall be amended to read as follows:

**Sec. 10-86. – Definitions.**

For the purpose of this ordinance, the following words shall be considered to have the following meanings:

- (a) Soliciting shall mean and include any one or more of the following activities:
  - (1) Seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuffs, services, of any kind, character or description whatever, for any kind of consideration whatever; or
  - (2) Seeking to obtain prospective customers for application or purchase of insurance of any type, kind or character; or
  - (3) Seeking to obtain subscriptions to books, magazines, periodicals, newspapers and every other type or kind of publication.
- (b) Residence shall mean and include every separate living unit occupied for residential purposes by one or more persons, contained within any type of building or structure.
- (c) Canvasser or Solicitor shall mean any individual, whether resident of the city or not, whose business is mainly or principally carried on by traveling either by foot, automobile, motor truck, or any other type of conveyance, from place to place, from house to house, or from street to street, taking or attempting to take orders for sale of goods, wares and merchandise, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed in the future, whether or not such individual has, carries, or exposes for sale a sample of the subject of such sale or whether he or she is collecting advance payments on such sales or not. Such definition shall include any person, who, for himself, herself or for another person, hires, leases, uses, or occupies any building, structure, tent, railroad boxcar, boat, hotel room, lodging house, apartment, shop or any other place within the city for the sole purpose of exhibiting samples and taking orders for future delivery.
- (d) Peddler shall mean any person, whether a resident of the city or not, traveling by foot, automotive vehicle, or any other type of conveyance, from place to place, from house to house, or from street to street, carrying, conveying or transporting goods, wares, merchandise, meats, fish, vegetables, fruits, garden truck, farm products or provisions, offering and exposing the same for sale, or making sales and delivering articles to purchasers, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, railroad boxcar or other vehicle or conveyance, and further provided, that one who solicits orders and as a separate transaction makes deliveries to purchasers as a part of a scheme or design to evade the provisions of this ordinance shall be deemed a peddler.
- (e) Transient merchant, itinerant merchant or itinerant vendor are defined as any person, whether as owner, agent, consignee or employee, whether a resident of the city or not, who engages in a temporary business of selling and delivering goods, wares and merchandise within such city, and who, in furtherance of such purpose, hires, leases, uses or occupies any building, structure, motor vehicle, tent, railroad boxcar, or boat, public room in hotels, lodging houses, apartments, shops or any street, alley or other place within the city, for the exhibition and sale of such goods, wares and merchandise, either privately or at public auction. Such definition shall not be construed to include any person who, while occupying such temporary location, does not sell from stock, but exhibits samples only for the purpose of securing orders for future delivery only. The person so engaged shall not be relieved from complying with the provisions of this ordinance merely by reason of associating temporarily with any local dealer, trader, merchant or auctioneer, or by conducting such transient business in connection with, as a part of, or in the name of any local dealer, trader, merchant or auctioneer.
- (f) Street salesman shall mean any person engaged in any manner in selling merchandise of any kind from a vehicle or stand temporarily located on the public streets or sidewalks of this city.

**Sec. 10-87. – License required.**

- (a) It shall be unlawful for any person to engage in any of the activities defined in the preceding sections of this ordinance, within the corporate limits of the city without then having an unrevoked and unexpired license therefor in his or her possession and issued by the city clerk.
- (b) The governing body may waive the license requirements of this ordinance for any person, firm or corporation exempt from the payment of a license fee under Section 10-92(d).

**Sec. 10-88. – Same; application required.**

Before the city clerk may issue any license required by this ordinance, he or she shall require a sworn application in writing prepared in duplicate on a form to be supplied by the city clerk which shall give the following information:

- (a) Name and description of applicant;
- (b) Permanent home address and full local address of applicant;
- (c) Identification of applicant including driver's license number, date of birth, expiration date of license and description of applicant;
- (d) Identification of vehicle used by applicant including license therefor used by applicant in conducting his or her business;
- (e) A brief description of the nature of the business to be carried on or the goods to be sold and the length of time such applicant has been engaged in the business;
- (f) If employed, the name and address of the employer, together with credentials establishing such relationship, including the authority by the employer authorizing the applicant to represent the employer in conducting business;
- (g) The length of time which business is proposed to be carried on;
- (h) The place where services are to be performed or where the goods or property proposed to be sold or orders taken for the sale thereof are manufactured or produced, where such goods or products are located at the time the application is filed, and the proposed method of delivery;
- (i) A photograph of the applicant, taken within 90 days prior to the date of making application which picture shall be at least two inches by two inches showing the head and shoulders of the applicant in a clear and distinguishing manner; or in lieu thereof, the fingerprints of the applicant may be taken by the chief of police and filed with the application;
- (j) A statement as to whether or not the applicant has within two years prior to the date of the application been convicted of any crime, misdemeanor (other than minor traffic violations) or violation of any municipal law regulating peddlers, solicitors or canvassers and giving the nature of the offenses, the punishment assessed therefor, if any, and the city and state where conviction occurred.
- (k) The applicant's Kansas Sales Tax number.

**Sec. 10-89. – Issuance; county residents.**

- (a) Except as provided in Section 10-94, if the applicant is a current resident of Wilson County, Kansas, upon receipt of an application for a license and payment of the license fee, the city clerk shall issue the license. Such license shall contain the signature and seal of the issuing officer and shall show the name and address of the licensee, the date of issuance and length of time the license shall be operative, and the nature of the business involved. The city clerk shall keep a permanent record of all such licenses issued and submit a copy of such license to the chief of police. The licensee shall carry the license certificate at all times.
- (b) If the applicant is not a current resident of Wilson County, Kansas, a license will not be issued until after investigation and payment of the investigation fee as provided in Section 16-10 of Chapter 16 of the Neodesha City Code.

**Sec. 10-90. – Same; investigation and issuance; non-county resident.**

- (a) Upon receipt of the above application from an applicant who is not a current resident of Wilson County, Kansas, the city clerk shall refer the same to the chief of police who shall cause an investigation of the facts stated therein to be made within not to exceed five days.
- (b) If as a result of the investigation, the applicant's character or business responsibility is found to be unsatisfactory or the facts stated therein to be untrue, the chief of police shall endorse on such application his or her findings and endorse his or her disapproval of the application and the reasons for the same and shall return the application to the city clerk who then shall notify the applicant that his or her application is disapproved and that no license will be issued.
- (c) If however, the investigation of such application discloses that the character and business responsibility and the facts stated in the application are satisfactory and true, the chief of police shall endorse his or her findings and approval on the application and return the same to the city clerk who shall, upon payment of the license and investigation fees prescribed, issue a license to the applicant to engage in the business described in the application. Such license shall contain the signature and seal of the issuing officer and shall show the name and address of the licensee, the date of issuance and length of time the license shall be operative, and the nature of the business involved. The city clerk shall keep a permanent record of all such licenses issued and submit a copy of such license to the chief of police. The licensee shall carry the license certificate at all times.

**Sec. 10-91. – Same; investigation fee.**

At the time of filing the application, a fee, as specified in Section 16-10 of Chapter 16 of the Neodesha City Code, shall be paid to the city clerk to cover the cost of investigation of the facts stated in the foregoing application.

**Sec. 10-92. – License fee; time limits; exemptions.**

(a) Except as provided in subsection (c), the fee for the license required pursuant to Section 10-87 shall be in the amount specified in Section 16-10 of Chapter 16 of the Neodesha City Code per each day, or portion thereof, that the licensee shall operate within the city limits. In lieu of a daily permit, an annual permit may be acquired for the fee amount specified in Section 16-10 of Chapter 16 of the Neodesha City Code.

(b) Any such license granted upon application as required hereinabove shall be limited to and effective only on the days set out in the license. Solicitation or sales by any peddler, solicitor or canvasser shall be conducted only between the hours of 9:00 a.m. and 9:00 p.m. It shall be unlawful to solicit or peddle from 9:00 p.m. to 9:00 a.m.

(c) Persons and firms not having a permanently established place of business in the city, but having a permanently established house-to-house or wholesale business shall receive a license as required by Section 10-87 upon the payment of the fee specified in Section 16-10 of Chapter 16 of the Neodesha City Code, for any year, and may make solicitations or sales only between the hours of 9:00 a.m. and 9:00 p.m., or upon invitation at any hour. It shall be unlawful to solicit or peddle from 9:00 p.m. to 9:00 a.m.

(d) No license fee shall be required of: (1) any person selling products of the farm or orchard actually produced by the seller; (2) any businesses, trades or occupations which are part of fairs or celebrations sponsored by the city or any other governmental subdivision, or the state, or when part or all of the expenses of the fairs or celebrations are paid for by the city, any other governmental subdivision, or the state; and (3) any not-for-profit or charitable organization as determined by the governing body.

**Sec. 10-93. – Renewal.**

All licenses issued shall be subject to renewal upon a showing of compliance with Sections 10-87 and 10-88 of this Ordinance within a six-month period prior to the renewal date. The city clerk need not require an additional application under section 10-88 or an additional investigation and investigation fee under sections 10-90 and 10-91 unless complaints have been received of violations of the conditions under which any license has heretofore been issued. The city clerk shall not renew or extend any license where there is satisfactory evidence of any grounds for the suspension or revocation of any prior license, and the applicant shall be required to apply for a license as in the case of an original license.

**Sec. 10-94. – Denial, revocation or suspension of license; notice.**

(a) The city clerk or chief of police may deny any application or may revoke or suspend for a period of not to exceed 30 days any license issued under this ordinance, for any of the following causes:

(1) Fraud, misrepresentation or false statement contained in the application for license.

(2) Fraud, misrepresentation or false statement made in the course of carrying on the business.

(3) Any violation of this ordinance.

(4) Conducting a business as defined in Section 10-86 in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the city. Notice of the denial, revocation or suspension of a license shall be given in writing to the applicant or mailed to his or her last known address and the city clerk shall set forth the grounds of such denial, revocation or suspension.

(5) Conviction of the crime of theft, larceny, fraud, embezzlement or any felony within two years prior to the application date.

**Sec. 10-95. – Appeal to governing body.**

(a) Any person aggrieved by the action of the chief of police or city clerk in the denial of an application or revocation or suspension of a license as provided in this ordinance, shall have the right of appeal to the governing body.

(b) Such appeal shall be taken by filing with the city clerk within 14 days after notice of revocation, suspension or denial of the license has been given to or mailed to such applicant's last known address and setting forth the grounds for appeal.

(c) The governing body shall set a time and place for a hearing on such appeal and notice of such hearing shall be given to the applicant in the same manner as provided herein for notice of denial, revocation or suspension.

(d) The decision and order of the governing body on such appeal shall be final and conclusive.

**Sec. 10-96. – Regulations.**

(a) It shall be unlawful for any licensee to make false or fraudulent statements concerning the quality of nature of his or her goods, wares and merchandise for the purpose of inducing another to purchase the same.

(b) Licensees are required to exhibit their license at the request of any person to whom they attempt to sell their goods, wares and merchandise or take orders for future delivery of the same.

**Sec. 10-97. – Use of streets and sidewalks.**

Except when authorized in writing by the city clerk, no peddler, solicitor or canvasser or any other person shall have exclusive right to any location in the public streets for the purpose of selling or soliciting sales, nor shall any person be permitted a stationary location in the public streets, nor shall any person be permitted to operate in the sidewalks and streets within the fire limits of the city or any congested area where his or her operations might impede or inconvenience the public.

**Sec. 10-98. – Disturbing the peace.**

Except when authorized in writing by the city clerk, no licensee nor any person in his or her behalf, shall use any sound device, including any loud-speaking radio or sound-amplifying system upon any of the streets, alleys, parks or other public places of the city or upon any private premises in the city where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the streets, avenues, alleys, parks or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such licensee proposes to sell.

**Sec. 10-99. – Enforcement.**

It shall be the official duty of any police officer of the city to require any person seen soliciting or vending merchandise and who is not known by such officer to have obtained the license to require such person to produce such license for his or her inspection and to enforce the provisions of this article.

**Sec. 10-100. – Penalty.**

Any person violating any of the provisions of this article shall, upon conviction thereof, be deemed guilty of a Class C violation under Section 1-7 of the Neodesha City Code.

**SECTION THREE:** The prior Article IV of Chapter 10 of the City of Neodesha Code and all ordinances and parts of ordinances in conflict herewith are hereby repealed.

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

**Passed by the Governing Body of the City of Neodesha, Kansas and signed by the Mayor this 14<sup>th</sup> day of July, 2021.**

ATTEST:

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**Devin Johnson, Mayor**

---

**Stephanie Fyfe, City Clerk**

**CITY OF NEODESHA**

**RESOLUTION NO. 21-20**

**A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 201 OHIO ON LEGAL DESCRIPTION: NEODESHA, BLOCK 074, N 73' LTS 10-12 SECTION 20 TOWNSHIP 30 RANGE 16, NEODESHA, 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 26th day of May, 2021 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 26<sup>th</sup> day of May, 2021, 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 3<sup>rd</sup> day of June, 2021, and on the 10<sup>th</sup> day of June, 2021, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

**WHEREAS**, on this 14<sup>th</sup> day of July, 2021, 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 201 Ohio on Legal Description: **NEODESHA, BLOCK 074, N 73' LTS 10-12 SECTION 20 TOWNSHIP 30 RANGE 16**, Neodesha, 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 \_\_\_\_\_ 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.

**ADOPTED AND APPROVED by the governing body of the City of Neodesha, Kansas this 14<sup>th</sup> day of July, 2021.**

ATTEST:

\_\_\_\_\_  
**Devin Johnson, Mayor**

\_\_\_\_\_  
**Stephanie Fyfe, City Clerk**

**CITY OF NEODESHA**

**RESOLUTION NO. 21-21**

**A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 911 ILLINOIS ON LEGAL DESCRIPTION: LOTS FIVE (5) AND SIX (6), BLOCK FOURTEEN (14), FORD'S ADDITION TO THE 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 11th day of March, 2021 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 12<sup>th</sup> day of May, 2021, 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 20<sup>th</sup> day of May, 2021, and on the 27<sup>th</sup> day of May, 2021, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

**WHEREAS**, on this 14<sup>th</sup> day of July, 2021, 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 911 Illinois on Legal Description: **LOTS FIVE (5) AND SIX (6), BLOCK FOURTEEN (14), FORD'S ADDITION TO THE 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 \_\_\_\_\_ 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.

**ADOPTED AND APPROVED** by the governing body of the City of Neodesha, Kansas this 14<sup>th</sup> day of July, 2021.

ATTEST:

\_\_\_\_\_  
**Devin Johnson, Mayor**

\_\_\_\_\_  
**Stephanie Fyfe, City Clerk**



July 7, 2021

Landon Woodward, Chief  
Neodesha Fire/ EMS  
Neodesha, KS 66757

Chief Woodward,

Thank you for this opportunity to provide a proposal on your new ambulance.

From the laboratory to road, AEV is the most tested ambulance on the market. AEV is tested in markets like Kansas City where they have more than a combined 12,500,000 miles on 50 AEV G4500 Type III's. AEV Crash Tested a Single Type III ambulance not once but twice at 42 mph per impact. The results were remarkable, doors still open and close, and all cabinets remained intact and undamaged. In addition, AEV has performed dynamic pull test to 17,500 pounds on its 6-Point Seat Belt System. This is 5-Times what is required by the DOT and FMVSS. AEV recently increased their static load testing to 75,000 pounds on the conversion's side and roof.

American Response Vehicles (ARV) is a locally owned Missouri small business. ARV currently employs 18 people, and is comprised of Service Technicians, Graphics Designer & Installer, Sales, and Sales Support Staff.

All AEV ambulances are built to exceed Federal requirements of F.M.V.S.S. and KKK-A-1822-F. All AEV ambulances are built on ambulance prep chassis.

We would like to make the following proposals for your consideration:

1.

**2020 AEV TRAUMAHAWK X-SERIES TYPE I DEMO AMBULANCE**

Ford F-550, 4x4, 6.7L Turbo Diesel	\$312,103.00
Less Ford, AEV, & ARV Discounts	-10,358.00
Less Demo Discount	-10,000.00
<b>DISCOUNTED UNIT PRICE</b>	<b>\$291,745.00</b>

Delivery will be 45-90 days after confirmation of the ARV shop order pending Stryker lead times. Demo Discount is based on the unit having between 6,000 and 7,500 miles of demo use prior to delivery. Terms are net on delivery or active Lease-Purchase.



**Above Pricing Includes**

- Stryker PowerLOAD (Installed)
- Stryker PowerPRO XT
- Lucas Device V.3.1
- CompX 150 E Lock (Installed)
- Norcold 1.7 cu. Ft. (Installed)
- Custom 3M 780 Graphics
- Change front Warning Lights from R/B/R/C/R/B/R to R/B/R/C/B/R/B
- Change all grille lights to Red and Blue
- Ensure that there are (2) Radio Pre-Wires in the center console

**2.**

**2020 AEV TRAUMAHAWK X-SERIES TYPE I DEMO AMBULANCE**

Ford F-550, 4x4, 6.7L Turbo Diesel	\$259,223.00
Less Ford, AEV, & ARV Discounts	-10,822.00
Less Demo Discount	-10,000.00
<b>DISCOUNTED UNIT PRICE</b>	<b>\$238,401.00</b>

Delivery will be 45-90 days after confirmation of the ARV shop order pending Stryker lead times. Demo Discount is based on the unit having between 6,000 and 7,500 miles of demo use prior to delivery. Terms are net on delivery or active Lease-Purchase.

**Above Pricing Includes**

- Stryker PowerLOAD Swap at Customer Location
- CompX 150 E Lock (Installed)
- Norcold 1.7 cu. Ft. (Installed)
- Custom 3M 780 Graphics
- Change front Warning Lights from R/B/R/C/R/B/R to R/B/R/C/B/R/B
- Change all grille lights to Red and Blue
- Ensure that there are (2) Radio Pre-Wires in the center console

Standard chassis manufacturer's warranties apply and will start on the date and mileage at delivery. The warranty on our all aluminum fully welded modular body is 20 years. Our conversion warranty including our electrical system, paint, and graphics is 7 years or 70,000 miles.



All parts and service are available through our facility in Columbia, Missouri. We offer twenty-four-hour delivery on parts in most cases. If a part is not in our inventory, it will be shipped to you direct from the manufacturer, again, in most cases within twenty-four hours. We offer at no charge during warranty, road service when necessary.

Thank you for your consideration of ARV. We look forward to continuing to provide you with the very best ambulance available in the market today. If I may be of any assistance, please contact me at 1-888-448-8881.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tim Leitnaker', is positioned below the word 'Sincerely,'.

Tim Leitnaker  
Regional Sales Manager

**P.D. Security**  
**Cameras/Doors**

Total in substation account (as of 07/09/2021):	\$43,439.48
Cost of camera/door systems (new P.D.):	\$25,103.53
Cost of camera/door system (old P.D.):	\$20,567.48
With two servers	
Cost of camera/door system (old P.D.)	\$19,446.45
With only one server	
Cost of both new & old P.D. with all 4 servers	\$45,671.01
Cost of both new and old P.D. with 3 servers	\$44,549.98

Old P.D. door access can be controlled by new P.D. server this will save us from needing a 4<sup>th</sup> server. Unless we want all systems to stand alone in each building.

We have to use separate servers for video because of storage issues and distance from new P.D. to old P.D.

Bid For: Neodesha Police Department  
 1407 N 8th Street  
 Neodesha, KS 66757

**INAalert**  
 PO BOX 96  
 112 N Main  
 Ellinwood, KS 67526

5/10/2021 ACM

**Access Control Hardware**

QTY	MODEL NAME	DESCRIPTION	MSRP	LINE TOTAL
1	AC-MER-CONT-LP1502	Intelligent Controller, Linux Based With 2 Doors, 8 Inputs And 4 Outputs, Expandable Up To 64 Doors	\$ 1,318.86	\$ 1,318.86
2	AC-MER-CON-MR52	Series 3 Two-Reader Interface Module: Mag or Wiegand, 8 Inputs, 6 Relays	\$ 726.24	\$ 1,452.48
1	AC-LSP-8DR-MER-LCK	Eight Door Mercury Dual Voltage Integrated Power System Supporting One AC-MER-CONT-2DR With Three AC-MER-CON-MR52	\$ 724.20	\$ 724.20
7	AC-HID-READER-SIGNO-20NKS-02-0002BL	Signo20, Mullion, 13.56mHz Profile , OSDP/Wiegand, Pigtail, Mobile Ready, BLE	\$ 265.20	\$ 1,856.40
100	iCLASS Cards	iCLASS Card, 2k Bits (256 Bytes) w/ 2 App Areas, Programmed w/ Std iCLASS Access Control App, Front: Plain White Gloss Finish, Back: Plain White Gloss Finish, Sequential Matching Encoded/Print, Vertical Slot Punch (HID Part Number: 2100PGGMV)	\$ 4.08	\$ 407.70
900	Access Control Cable	All in One Access Control Cable	\$ 0.75	\$ 675.00
2	12v Battery	12V Battery for LSP Box	\$ 25.00	\$ 50.00
6	DPOS	Door Position Sensor	\$ 10.00	\$ 60.00

**Storage & Software**

QTY	MODEL NAME	DESCRIPTION	MSRP	LINE TOTAL
1	AC-APP-16R-PRO-6	Access Control Manager Professional 6 – Web-Based PACS Professional Appliance for 16 Readers	\$ 1,700.34	\$ 1,700.34

**Custom Line Items**

QTY	MODEL NAME	DESCRIPTION	MSRP	LINE TOTAL
1	Installation	Hardware Installation and Configuration	\$ 4,352.52	\$ 4,352.52
1	Miscellaneous	Misc: Cable, Connectors, Junctions, etc	\$ 824.50	\$ 824.50

Quotation Prepared By:  
Bailie Scheuerman  
Sales Engineer  
Bailie@INAalert.com  
620.566.3053  
Quotation valid for 30 days.

Currency: USD	
Subtotal	\$ 13,422.00
Shipping & Handling	
Sales Tax %	
Total	\$ 13,422.00

To accept this quotation, sign here and return:

Approved By: \_\_\_\_\_ Approval Date: \_\_\_\_\_

**This quote is subject to the following conditions & parameters:**

- 1) This is a quote setting out the proposed price at which INA Alert is prepared to supply the products and services described herein. It is not intended to create a legally binding contract.
- 2) Price may include an approximation of local sales tax. Actual taxes and duties may be different than the estimate referenced herein.
- 3) Price may include an approximation of shipping charges. Actual shipping charges may be different than the estimate referenced herein.

Bid For: Neodesha Police Department  
1407 N 8th Street  
Neodesha, KS 66757

**INAalert**  
PO BOX 96  
112 N Main  
Ellinwood, KS 67526

5/10/2021

Cameras & Accessories				
QTY	MODEL NAME	DESCRIPTION	MSRP	LINE TOTAL
1	2.0C-H5SL-D1-IR	2.0 MP, WDR, LightCatcher, Day/Night, Indoor Dome, 3-9mm f/1.4, Integrated IR	\$ 453.90	\$ 453.90
7	Tyco 2mp Bullet	2MP Bullet, 2.8MM, Outdoor, White, TDN W/IR Anixter #10071048 MFR#IES02-B10-BI04	\$ 202.89	\$ 1,420.24
1	8.0C-H5A-FE-DO1-IR	8.0 MP, H5A Fisheye Dome Camera, LightCatcher, Day/Night, WDR, 1.41mm f/2.0, Next-Generation Analytics, Integrated IR	\$ 775.00	\$ 775.00
1	ACC-MIC	Omni-directional, low impedance, electret condenser microphone with built-in preamp for producing line level output.	\$ 297.84	\$ 297.84
1	12V Power Supply	Plug in 12V Power Supply for Microphone	\$ 15.82	\$ 15.82

Storage & Software				
QTY	MODEL NAME	DESCRIPTION	MSRP	LINE TOTAL
1	Custom INA Server	Custom Windows 10 INA Server with 4TB HD	\$ 1,165.73	\$ 1,165.73
9	ACC7-STD	ACC 7 Standard Edition Camera License	\$ 168.30	\$ 1,514.70

Custom Line Items				
QTY	MODEL NAME	DESCRIPTION	MSRP	LINE TOTAL
1	6U Server Cabinet	6U Wall Mount Rack Enclosure Server Cabinet with Shelves	\$ 197.36	\$ 197.36
1	16 Port Switch	16 Port PoE+ Switch (Power Budget 246W)	\$ 350.00	\$ 350.00
1	8 Port UPS	8 Port Intelligent Battery Backup	\$ 266.00	\$ 266.00
1	Viewing Monitor	24" Ultra Thin LED Monitor with Keyboard and Mouse	\$ 165.00	\$ 165.00
1	Installation	Hardware Installation & Software Configuration	\$ 4,124.41	\$ 4,124.41
1350	Indoor Cat5e	Cat5e Indoor Cable	\$ 0.20	\$ 273.38
1	Miscellaneous	Misc: Cable, Connectors, Mounting Brackets, Clips, Etc	\$ 662.16	\$ 662.16

**Quotation Prepared By:**

Bailie Scheuerman

Sales Engineer

Bailie@INAalert.com

620.566.3053

Quotation valid for 30 days.

Currency: USD

Subtotal	\$ 11,681.53
Shipping & Handling	
Sales Tax %	
Total	\$ 11,681.53

To accept this quotation, sign here and return:

Approved By: \_\_\_\_\_

Approval Date: \_\_\_\_\_

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Bid For: Neodesha City Hall  
 1407 N 8th Street  
 Neodesha, KS 66757  
 State Contract Number: 0000000000000000000048237

**INAalert**  
 PO BOX 96  
 112 N Main  
 Ellinwood, KS 67526

7/1/2021

**Cameras & Accessories**

QTY	MODEL NAME	DESCRIPTION	STATE PRICING	LINE TOTAL
4	Tyco 2mp Dome	2MP Dome, 2.8MM, Outdoor, White, TDN W/IR	\$ 190.57	\$ 762.26
6	Tyco 2mp Bullet	2MP Bullet, 2.8MM, Outdoor, White, TDN W/IR	\$ 202.89	\$ 1,217.35

**Storage & Software**

QTY	MODEL NAME	DESCRIPTION	STATE PRICING	LINE TOTAL
1	Custom INA Server	Custom Windows 10 INA Server with 4TB HD	\$ 990.87	\$ 990.87
10	ACC7-STD	ACC 7 Standard Edition Camera License	\$ 143.06	\$ 1,430.55

**Custom Line Items**

QTY	MODEL NAME	DESCRIPTION	STATE PRICING	LINE TOTAL
1	6U Server Cabinet	6U Wall Mount Rack Enclosure Server Cabinet with Shelves	\$ 270.00	\$ 270.00
1	16 Port Switch	16 Port PoE+ Switch (Power Budget 246W)	\$ 391.49	\$ 391.49
1	8 Port UPS	8 Port Intelligent Battery Backup	\$ 266.00	\$ 266.00
1	Viewing Monitor	24" Ultra Thin LED Monitor with Keyboard and Mouse	\$ 189.00	\$ 189.00
1	Installation	Hardware Installation & Software Configuration	\$ 4,692.27	\$ 4,692.27
2000	Outdoor Cat5e	Cat5e Outdoor Cable	\$ 0.30	\$ 594.00
1	Miscellaneous	Misc: Cable, Connectors, Mounting Brackets, Clips, Etc	\$ 827.63	\$ 827.63

**Quotation Prepared By:**

Bailie Scheuerman

Sales Engineer

Bailie@INAalert.com

620.566.3053

Quotation valid for 30 days.

Currency: USD

Subtotal \$ 11,631.42

Shipping & Handling

Sales Tax %

Total \$ 11,631.42

To accept this quotation, sign here and return:

Approved By: \_\_\_\_\_

Approval Date: \_\_\_\_\_

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- 3) Price may include an approximation of shipping charges. Actual shipping charges may be different than the estimate referenced herein.
- 4) Quote based on state pricing contract number 0000000000000000000048237.

Bid For: Neodesha City Hall  
 1407 N 8th Street  
 Neodesha, KS 66757  
 State Contract Number: 000000000000000000048235

**INAalert**

PO BOX 96  
 112 N Main  
 Ellinwood, KS 67526

7/1/2021 ACM

**Access Control Hardware**

QTY	MODEL NAME	DESCRIPTION	STATE PRICING	LINE TOTAL
1	AC-MER-CONT-LP1502	Intelligent Controller, Linux Based With 2 Doors, 8 Inputs And 4 Outputs, Expandable Up To 64 Doors	\$ <del>1,121.03</del>	\$ <del>1,121.03</del>
1	AC-LSP-2DR-MER-LCK	Power System Supporting Two AC-MER-CONT-1DR Or One AC-MER-CONT-2DR	\$ 390.15	\$ 390.15
2	AC-HID-READER-SIGNO-20KNKS-02-0002BL	Signo20K, Mullion w/Keypad, 13.56mHz Profile, OSDP/Wiegand, Pigtail, Mobile Ready, BLE	\$ 404.89	\$ 809.78
100	iCLASS Cards	iCLASS Card, 2k Bits (256 Bytes) w/ 2 App Areas, Programmed w/ Std iCLASS Access Control App, Front: Plain White Gloss Finish, Back: Plain White Gloss Finish, Sequential Matching Encoded/Print, Vertical Slot Punch (HID Part Number: 2100PGGMV)	\$ 4.08	\$ 407.70
1	HES 9400	Electric Locking Door Strike	\$ 360.00	\$ 360.00
400	Access Control Cable	All in One Access Control Cable	\$ 0.75	\$ 300.00
1	12v Battery	12V Battery for LSP Box	\$ 25.00	\$ 25.00
2	DPOS	Door Position Sensor	\$ 10.00	\$ 20.00
1	8 Port UPS	8 Port Intelligent Battery Backup	\$ 266.00	\$ 266.00

**Storage & Software**

QTY	MODEL NAME	DESCRIPTION	STATE PRICING	LINE TOTAL
1	AC-APP-16R-PRO-6	Access Control Manager Professional 6 – Web-Based PACS Professional Appliance for 16 Readers	\$ 1,445.29	\$ 1,445.29

**Custom Line Items**

QTY	MODEL NAME	DESCRIPTION	STATE PRICING	LINE TOTAL
1	Installation	Hardware Installation and Configuration	\$ 3,276.62	\$ 3,276.62
1	Miscellaneous	Misc: Cable, Connectors, Junctions, etc	\$ 514.49	\$ 514.49

Quotation Prepared By:  
 Bailie Scheuerman  
 Sales Engineer

Currency: USD  
 Subtotal \$ 8,936.06  
 Shipping & Handling - 1121.03  
\$ 7815.03

Bailie@INAalert.com

620.566.3053

Quotation valid for 30 days.

Sales Tax %

Total	\$	8,936.06
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To accept this quotation, sign here and return:

Approved By: \_\_\_\_\_

Approval Date: \_\_\_\_\_

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  - 2) Price may include an approximation of shipping charges. Actual shipping charges may be different than the estimate referenced herein.
  - 3) Quote based on state pricing contract number 0000000000000000000048235.
  - 4)