

The Board of Commissioners met in regular session at 4:00 p.m., on Wednesday, August 26, 2026, in the Commission Room at City Hall with Mayor Johnson presiding and Commissioners Banzet and Truelove present. The meeting was recorded via Zoom platform.

Commissioner Banzet moved to approve the agenda as presented. Seconded by Commissioner Truelove. Motion carried.

Civic organization reports were invited and heard.

Commission reports were heard.

City Administrator reports were heard.

Community Development Director reports were heard.

Financial reports were distributed.

Public Comments were invited and heard.

Commissioner Truelove moved to approve the consent agenda as presented consisting of minutes from the August 12, 2026 Meeting; and Appropriation (2026) 15. Seconded by Commissioner Banzet. Motion carried.

This being the time and date published in the official newspaper for the 2027 Budget Hearing, the public hearing was opened by Mayor Johnson. Public comments were heard and considered; the hearing was then closed.

Commissioner Banzet moved to approve the 2027 Budget as presented. Seconded by Commissioner Truelove. Motion carried.

Administrator Jones addressed the Commission regarding the approval of an ordinance that addresses motorized scooters. The proposed ordinance is intended to address the current concerns and establish clear regulations for the safe operation of these devices within the city. Discussion held.

ORDINANCE NO. 1836

AN ORDINANCE AMENDING SECTIONS 34-40 AND 34-44 OF ARTICLE III OF CHAPTER 34 OF THE CODE OF THE CITY OF NEODESHA AND PROHIBITING THE OPERATION OF MOTORIZED SCOOTERS AND REPEALING PRIOR SECTIONS 34-40 AND 34-44 OF ARTICLE III OF CHAPTER 34 OF THE CODE OF THE CITY OF NEODESHA AND ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Be it ordained by the Governing Body of the City of Neodesha:

Section 1 Sections 34-40 and 34-44 of Article III of Chapter 34 of the City of Neodesha are hereby amended to read as follows:
Sec. 34-40. - Definitions.

For purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them

- (a) *All-terrain vehicle* means any motorized nonhighway vehicle, other than an electric-assisted bicycle, 55 inches or less in width measured from the outside of one tire rim to the outside of the other tire rim, having a dry weight of 1,500 pounds or less, and traveling on three or more nonhighway tires.
- (b) *City* means the City of Neodesha, Kansas.
- (c) *Golf cart* means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1,800 pounds, is designed to be and is operated at not more than 25 miles per hour and is designed to carry not more than four persons including the driver.
- (d) *Micro-utility truck* means any motor vehicle which is not less than 48 inches in width, has an overall length, including the bumper, of not more than 160 inches, has an unladen weight, including fuel and fluids, of more than 1,500 pounds, can exceed 40 miles per hour as originally manufactured and is manufactured with a metal cab. Micro-utility truck does not include a work-site utility vehicle or recreational off-highway vehicle.
- (e) *Motor vehicle* means every vehicle, other than a motorized bicycle, electric-assisted bicycle or a motorized wheelchair, that is self-propelled.
- (f) *Pocket bike* shall be defined as every device having two tandem wheels, or three wheels, which may be propelled by a gasoline engine and which the headlights are lower than 24 inches, its tailpipe is lower than 15 inches, and no vehicle identification number is located on the vehicle nor can ownership of the vehicle be registered.
- (g) *Public highway* means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
- (h) *Recreational off-highway vehicle* means any motor vehicle not greater than 75 inches in width measured from the outside of one tire rim to the outside of the other tire rim, having a dry weight of 3,500 pounds or less, traveling on four or more nonhighway tires.
- (i) *Motorized scooter* shall be defined as a vehicle consisting of a deck or pegs between at least two wheels, with a handle(s) or steering device to control the scooter, propelled by an electric or gasoline motor.
- (j) *Special purpose vehicle* means golf carts, micro utility trucks, and work-site utility vehicles.

(continued on next page)

- (k) *Taxing entity* means any division of local government created by or pursuant to state statute and operated for public purposes.
- (l) *Vehicle* means every device in, upon, or by which any person or property is or may be transported or drawn upon a public highway, excepting electric personal assistive mobility devices or devices moved by human power or used exclusively upon stationary rails or tracks
- (m) *Work-site utility vehicle* means any motor vehicle which is not less than 48 inches in width, has an unladen weight, including fuel and fluids, of more than 800 pounds and is equipped with four or more nonhighway tires, a steering wheel and bench or bucket-type seating allowing at least two people to sit side-by-side, and may be equipped with a bed or cargo box for hauling materials. Work-site utility vehicle does not include a micro utility truck or recreational off-highway vehicle.

Sec. 34-44. - Prohibition of operation of all-terrain vehicles, pocket bikes and motorized scooters.

The operation of all-terrain vehicles, pocket bikes and motorized scooters on the streets, roads and alleys within the corporate limits of the City of Neodesha, Kansas is prohibited and unlawful.

Section 2 PRIOR SECTIONS REPEALED Prior Sections 34-40 and 34-44 of Article III of Chapter 34 of the Code of the City of Neodesha and all ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 3 EFFECTIVE DATE This ordinance shall be effective upon publication the official city newspaper or on the city's official website neodesha.org.

Commissioner Truelove moved to approve Ordinance 1836 as presented. Seconded by Commissioner Banzet. Motion carried.

Administrator Jones addressed the Commission regarding a letter of resignation from Carolyn Smalley for her position on the Rankin Memorial Library Board. Discussion held.

Commissioner Banzet moved to accept the resignation of Carolyn Smalley from the Rankin Memorial Library Board effective immediately. Seconded by Commissioner Truelove. Motion carried. The Governing Body thanked Carolyn for her years of dedicated service on the board.

Public Comments were again invited and heard.

The next regular meeting of the Governing Body will be held at City Hall on Wednesday, September 9, 2026, at 4:00 p.m.

Commissioner Banzet moved to recess to an Executive Session including the Governing Body, City Administrator, Electric Superintendent, and the 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 Truelove. Motion carried. The live streamed Zoom meeting was then placed on hold with recording paused.

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 recording.

Commissioner Banzet moved to extend the Executive Session to 5:25 p.m. Seconded by Commissioner Truelove. Motion carried. The live streamed Zoom meeting was then placed on hold with recording paused.

At 5:25 p.m. the regular meeting of the Governing Body reconvened in the Commission Room at City Hall. The live streamed Zoom meeting then resumed recording. No action taken.

At 5:25 p.m. Commissioner Truelove moved to adjourn. Seconded by Commissioner Banzet. Motion carried.

/s/ Devin Johnson

Devin Johnson, Mayor

ATTEST:

/s/ Stephanie Fyfe

Stephanie Fyfe, City Clerk