

Agenda
City Commission of the City of Neodesha, KS
September 9, 2026 4:00 p.m.

Item 1: Opening Session

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

Item 2: Public Comments

(Public comments are invited at this time. Each speaker is limited to three (3) minutes. Prior to speaking, individuals **must** provide their name, address, and phone number to the City Clerk for the record and in case follow-up is needed. The Governing Body may or may not choose to respond to comments; however, no formal action will be taken during this portion of the meeting.)

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 August 26, 2026 Minutes
- Appropriation (2026) 16

Item 4: Business Items to Consider

- A. Consider Agreement: Labette Health
- B. Discuss Personnel Policy
- C. Consider Appointment to W.A. Rankin Memorial Library Board

Item 5: Additional Public Comments

(Public comments are invited at this time. Each speaker is limited to three (3) minutes. Prior to speaking, individuals **must** provide their name, address, and phone number to the City Clerk for the record and in case follow-up is needed. The Governing Body may or may not choose to respond to comments; however, no formal action will be taken during this portion of the meeting.)

Item 6: Date/Time of Next Regular Meeting

Wednesday, September 23, 2026, 4:00 p.m. – Regular Meeting, City Hall

Item 7: Executive Session

Item 8: Adjournment

AGENDA COMMENTS
CITY COMMISSION MEETING
September 9, 2026

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

4A: Consider Agreement: Labette Health

Brian Williams with Labette Health will attend the meeting to present information regarding this matter. SEK Health has expressed interest in purchasing the City of Neodesha's Sprinter ambulance to establish a patient transfer service that would be available to all participating members.

RECOMMENDED MOTION: *I move to approve the Agreement and Release between the City of Neodesha and Labette Health as presented.*

4B: Discuss Personnel Policy Change

This is the proposed amendment to the City of Neodesha Personnel Policy Handbook, specifically addressing the City's nepotism policy. I have also included correspondence from the City Attorney outlining his review and comments regarding the proposed amendment.

RECOMMENDED MOTION: *No motion recommended.*

4C: Consider Appointment to W.A. Rankin Memorial Library Board

The notice has now been officially published twice, allowing the City Commission to review interested candidates and proceed with an appointment. Although a few individuals expressed interest in the position, only two individuals submitted formal letters of interest for consideration; Ted Peitz and Cherilyn Hearn.

RECOMMENDED MOTION: *I move to appoint _____ to the W.A. Rankin Memorial Library Board for the unexpired term ending 4/30/2028.*

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.

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- (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.

ATTEST:

Devin Johnson, Mayor

Stephanie Fyfe, City Clerk

APPROPRIATIONS REPORT**APPROPRIATIONS NO 16****9/9/2026**

<u>VENDOR</u>	<u>REFERENCE</u>	<u>AMOUNT</u>	<u>CHECK NO</u>	<u>CHECK DATE</u>
AXON ENTERPRISE INC	TASER PROGRAM 2023	9,600.00	77691	9/9/2026
BEACHNER GRAIN INC	WEEDKILLER	165.00	77692	9/9/2026
BORDER STATES INDUSTRIES INC	ELECTRIC SUPPLIES	168.30	77693	9/9/2026
CASCO INDUSTRIES, INC	BATTERY	467.00	77694	9/9/2026
CHASE PEST CONTROL LLC	EXTERMINATOR SERVICE	420.00	77695	9/9/2026
CINTAS	FIRST AID SUPPLIES	313.15	77696	9/9/2026
CLEAVER FARM & HOME	PURPLE PRIMER	15.99	77697	9/9/2026
SHELBY CULBERTSON	CLEANING SERVICES	200.00	77698	9/9/2026
CULLIGAN OF INDEPENDENCE	SEPTEMBER WATER SERVICE 2026	607.14	77699	9/9/2026
ENCORE ENERGY SERVICES INC	AUGUST BILLING	1,106.23	77700	9/9/2026
ENTERPRISE FM TRUST	SEPTEMBER BILLING	3,819.32	77701	9/9/2026
FLINTHILLS FIRE & RESCUE APP	REBUILD LEVELING CYLINDER	1,050.00	77702	9/9/2026
HANDLE BAR HOME REPAIRS LLC	PD DOOR & LOCK	125.00	77703	9/9/2026
PB HOIDALE CO	SERVICE CALL	902.91	77704	9/9/2026
HUGO'S INDUSTRIAL SUPPLY, INC	CLEANING SUPPLIES	60.26	77705	9/9/2026
KANSAS ONE-CALL SYSTEM, INC	AUGUST LOCATES	31.92	77706	9/9/2026
LABETTE COMMUNITY COLLEGE	FIRE SCHOOL REGISTRATIONS	450.00	77707	9/9/2026
LAKELAND OFFICE SYSTEMS LLC	COPIER MAINTENANCE	337.86	77708	9/9/2026
LANG DIESEL INC	OIL-FILTERS-COVERS	371.66	77709	9/9/2026
LITTLE BEAR TIRE	TIRE REPAIR	175.00	77710	9/9/2026
MEDICLAIMS INC	AMBULANCE COLLECTION FEES	203.38	77711	9/9/2026
MFA OIL	DEFENSE DEF/OIL	1,809.30	77712	9/9/2026
MIDWEST COMPUTER SALES	IT SERVICES	494.18	77713	9/9/2026
NATIONAL SIGN COMPANY LLC	STOP SIGNS	1,476.44	77714	9/9/2026
NEODESHA DERRICK NEWS	PUBLICATIONS	808.00	77715	9/9/2026
O'REILLY AUTOMOTIVE INC	AUTO PARTS & SUPPLIES	827.18	77716	9/9/2026
PAR FORMS PRINTING, INC	ENVELOPES	665.00	77717	9/9/2026
QUIKRETE CONSTRUCTION MATERIAL	ROCK	661.84	77718	9/9/2026

R & F FARM SUPPLY, INC	VENT PLUG	20.55	77719	9/9/2026
REYNOLDS PLUMBING & ELECTRIC	SERVICE CALL	4,075.35	77720	9/9/2026
SCHULTE SUPPLY INC	MARKING PAINT	598.74	77721	9/9/2026
SHERWIN WILLIAMS INDEPENDENCE	PAINT	758.20	77722	9/9/2026
FIRST RESPONDER OUTFITTERS INC	UNIFORMS	769.36	77723	9/9/2026
STANION WHOLESALE ELECTRIC	ELECTRIC SUPPLIES	879.77	77724	9/9/2026
STUDEBAKER REFRIGERATION INC	ICE MACHINE RENTAL	95.00	77725	9/9/2026
SUPERIOR BOWEN ASPHALT CO	COLD PATCH	2,902.20	77726	9/9/2026
T-MOBILE	CELL PHONE/TABLET CHARGES	470.17	77727	9/9/2026
WILSON COUNTY COORDINATOR	LANDFILL CHARGES	40.00	77728	9/9/2026
WILSON MEDICAL CENTER	AUGUST TAX DISTRIBUTION	27,969.10	77729	9/9/2026
COMMUNITY NATIONAL BANK	AMBULANCE PAYMENT	81,398.95	77479	8/5/2026
SPARKLIGHT	INTERNET SERVICE	201.11	77480	8/5/2026
EVERGY	STREETLIGHTS @ OTTAWA	108.57	77481	8/5/2026
THE UNIFORM STORE	EMPLOYEE COMMITTEE PRESENTATION	1,720.00	77552	8/13/2026
ENTERPRISE FM TRUST	AUGUST BILLING	12,608.76	77553	8/13/2026
ENCORE ENERGY SERVICES INC	JULY BILLING	13,188.60	77554	8/13/2026
SPARKLIGHT	INTERNET SERVICE	215.59	77555	8/13/2026
SPARKLIGHT	INTERNET SERVICE	113.66	77556	8/13/2026
WILSON COUNTY TREASURER	TAG, TITLE, SALES TAX	383.75	77557	8/13/2026
CUSTOM CONTAINER LIVING	RIVERWALK PARK BATH HOUSE	47,870.00	77558	8/13/2026
LABETTE HEALTH	JULY EMS SALES TAX	57,168.04	77559	8/13/2026
RWD #4	AIRPORT RURAL WATER	30.73	77560	8/13/2026
OLD MILL WOODWORKING & SIGN CO	ENGRAVING SERVICES	400.00	77561	8/13/2026
VISA	SUPPLIES, TRAINING, MEMBER DUES	11,186.74	77562	8/13/2026
WEX BANK	FUEL	11,538.97	77563	8/13/2026
CASH	EMPLOYEE BIRTHDAYS	60.00	77564	8/13/2026
BARTA ANIMAL HOSPITAL	KENNEL INSPECTION	199.50	77632	8/31/2026
T-MOBILE	CELL PHONE/TABLET CHARGES	486.55	77633	8/31/2026
A T & T	FIBER OPTIC SYSTEM	602.64	77634	8/31/2026
SPARKLIGHT	INTERNET SERVICE	404.88	77635	8/31/2026
ADVANCE INSURANCE CO	SEPTEMBER PREMIUMS	413.42	77636	8/31/2026
EVERGY	AIRPORT RUNWAY LIGHTS	99.56	77637	8/31/2026

EVERGY	STREETLIGHTS @ OTTAWA	108.44	77638	8/31/2026
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TOTAL		306,418.96		
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ACKNOWLEDGMENT AND RELEASE AGREEMENT
(Labette Health and City of Neodesha – EMS)

This Acknowledgment and Release Agreement (this “Agreement”) is entered into as of September 9, 2026 (the “Effective Date”), by and between Labette County Medical Center d/b/a Labette Health (“Labette Health”) and the City of Neodesha, Kansas (“Neodesha”), each a “Party” and collectively, the “Parties.”

Recitals

- A. Neodesha and Labette Health are parties to that certain Interlocal Cooperation Agreement dated December 10, 2025 (the “Interlocal Agreement”), which provides for Labette Health to lease three (3) ambulances owned by Neodesha for use in connection with Labette Health’s management of the ambulance operations on behalf of Neodesha.
- B. One of the three ambulances leased to Labette Health pursuant to Section 2.F.6, identified as 2024 Ford T350 [VIN: 1FDBW2XG2RKA69355] (the “Ambulance”), was damaged and The Travelers Indemnity Company of America (“Travelers”) determined that the Ambulance constituted a total loss.
- C. Travelers has paid to Neodesha the sum of One Hundred Twenty-Nine Thousand Five Hundred and 75/100 Dollars (\$129,500.75), after application of the applicable deductible, as the full insurance settlement for the total loss of the Ambulance (the “Settlement Payment”).
- D. The Parties desire to acknowledge the Settlement Payment, release claims relating to the loss of the Ambulance, and confirm the reduced number of ambulances leased by Labette Health pursuant to Section 2.F.6 of the Interlocal Agreement.

NOW, THEREFORE, in consideration of the foregoing and the mutual agreements contained herein, the Parties agree as follows:

1. **Settlement Acknowledgment.** The Parties acknowledge and agree that Travelers has paid the Settlement Payment, after application of the applicable deductible, directly to Neodesha in full settlement of the insurance claim arising from the total loss of the Ambulance. Neodesha acknowledges receipt of the Settlement Payment.

2. **Satisfaction and Release of Claims.** The Parties acknowledge and agree that the Settlement Payment constitutes full satisfaction of all amounts due between the Parties with respect to the loss of the Ambulance. Accordingly, each Party hereby releases and discharges the other Party, and its respective officers, officials, directors, employees, agents, representatives, successors, and assigns, from any and all claims, demands, liabilities, obligations, damages, costs, or causes of action arising out of or relating to the damage to, loss of, or insurance settlement for the Ambulance. For the avoidance of doubt, this release is limited to matters arising out of or relating to the damaged Ambulance and the insurance settlement described in

this Agreement and does not release or modify any unrelated rights or obligations of either Party under the Interlocal Agreement.

3. Reduction in Leased Ambulances. The Parties acknowledge that, because the Ambulance has been determined to be a total loss and is no longer available for lease to Labette Health, the number of ambulances leased by Labette Health from Neodesha pursuant to Section 2.F.6 of the Interlocal Agreement is hereby reduced from three (3) ambulances to two (2) ambulances. From and after the Effective Date, all references in Section 2.F.6 of the Interlocal Agreement to Labette Health leasing three (3) ambulances from Neodesha will be deemed to refer to Labette Health leasing two (2) ambulances from Neodesha.

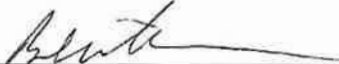
4. Interlocal Agreement Otherwise Unchanged. Except for the reduction in the number of leased ambulances expressly set forth in this Agreement, the Interlocal Agreement is not otherwise amended or modified by this Agreement and will remain in full force and effect according to its terms. In the event of a conflict between this Agreement and Section 2.F.6 of the Interlocal Agreement concerning the number of ambulances leased by Labette Health from Neodesha, this Agreement shall control.

5. No Admission. Nothing in this Agreement constitutes an admission of liability, fault, or wrongdoing by any Party, and this Agreement is entered into solely to confirm the settlement, release, and lease reduction described herein.

6. Governing Law. This Agreement will be governed by and construed in accordance with the laws of the State of Kansas and applicable laws of the United States of America.

IN WITNESS WHEREOF, the Parties have executed this Acknowledgment and Release Agreement as of the Effective Date.

Labette County Medical Center
d/b/a Labette Health

By: 
Brian A. Williams, FACHE, FACMPE
President and Chief Executive Officer
Date: 9-4-2026

City of Neodesha, Kansas

By: _____
Devin Johnson, Mayor

Date: _____

ATTEST:

City Clerk



TWIN RIVERS INDUSTRIAL PARK
P. O. BOX 539 - NEODESHA, KS 66757-0539
PHONE (620) 325-3096
FAX (620) 325-3098
www.neodeshaplasticsinc.com

August 24th, 2026

City of Neodesha
P.O. Box 336
Neodesha, KS 66757

ATTN.: Mr. Brogan Jones

Dear Mr. Jones,
I have recently been made aware of an opening on the W.A. Rankin Library Board, and I would like to be considered for that position.

I believe both my work and life experiences make me an excellent choice. I have worked with the current library board on a previous project.

If you need to speak with me, please call me @ 620.330.3247.

Thank you in advance for your consideration,
Ted Peitz

September 7, 2026

Greetings All,

I would like to extend my interest in being considered for the opening on the W.A. Rankin Memorial Library Board.

To be honest, I don't know what the specific qualifications are for such a role, so I will tell you what I know. I am a resident of Neodesha for about 15 years now. I am professional with an office on Main Street and I am the mother and grandmother to little Bluestreaks.

I can tell you how much I love to read and how much I love to write and that I'm actually a published author. But really, I don't know if that has anything to do with serving on the board of the library. Being a fan of the library is probably minor compared to other things.

The types of things I think are important in this type of position is understanding what any library means to all members of any community.

I used to volunteer at the Independence Library many years ago helping people with their genealogy. Which by the way, I would be very interested in doing the same here in Neodesha. But more importantly, my time spent in the Independence Library helps me to understand that it's so much more than books and resources and a quiet place, which are all the stereotypical definitions of what a library means. But a library is a place that welcomes everyone. A library is a place whose doors are open to all and so a huge, diverse segment of the community come to the library for all sorts of reasons. There is no description of any person that I can think of that would make them adverse to the opportunities any library holds. There's no one too old for the library. There's no one too young for the library. There is no demographic that could not benefit from a trip to the library. This is all kittens and rainbows, but for the powers that be, this is a benefit and a responsibility of which we much always be mindful.

I have spent time in small town libraries and I've spent time in libraries in New York City and once you get inside the library, they are very similar and that is because of that extremely wide variety of individuals who need the library. I think there are so many things libraries offer that people don't even know.

So, for those reasons and with those things in mind, I think it very important that anyone on a library board be aware of that monumental scope and always be seeking ways to share the library with the community, educate and inform the community about what the library can do, not only to attract the community to the library as patrons, but also as contributors, as volunteers and as advocates.

These are some of the most significant things I would have in mind serving in any role such as this and I appreciate your consideration.

Thank you!



Cherilyn Hearn

cherilynwrites@gmail.com

620.205.6467