

Commission Meeting

11:00 p.m.

December 18, 2024

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, December 18, 2024, with Mayor Harter presiding and Commissioners Brinkman, Curtis, Sauder and Smith present. Also present were City Manager Cocking, Deputy City Manager Detter, Assistant City Manager Wash, City Clerk Sull and City Attorney Montgomery.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments.

The public is invited to make comments at this time. Please limit comments to two (2) minutes each. Please state your name and address prior to making comments.

No comments were made at this time.

**CITY COMMISSION
(Board Appointments)**

Transient Guest Tax Advisory Board:

It was moved by Commissioner Sauder seconded by Commissioner Smith that Lucas Moody, Diane Trofholz, Robert Thompson, and Sara Isch be appointed to the Transient Guest Tax Advisory Board for terms that expire on December 31, 2028. The vote follows: Commissioner Sauder, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

Golf Advisory Board:

It was moved by Commissioner Sauder seconded by Commissioner Curtis that Jacob Torkelson be appointed to the Golf Advisory Board for a term that expires on December 31, 2029. The vote follows: Commissioner Sauder, aye; Commissioner Curtis, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Harter, aye.

PLANNING AND DEVELOPMENT
(MAPC Excerpts of Regular Meeting Held 11-19-24)
(Application No. 2024-13 – Request of Kwik Shop, Inc.)
(Rezone Property Located at 1116 and 1120 Constitution St.)

The Planning Commission met in a regular session on Tuesday, November 19, 2024, with Chair Rogers presiding. Members Ogle, Bucklinger, Barnes, Fowler, and Lingenfelter were present.

City staff: Justin Givens, Planning & Zoning Administrator, was present.

Chair Rogers called the meeting to order.

1. Consider the Minutes of the October 15, 2024, Planning Commission Meeting.

Givens presented the commission with the minutes from the October 15, 2024, regular meeting. Commissioner Barnes noted a correction that was necessary.

Commissioner Barnes made a motion to approve the minutes as revised. **Commissioner Ogle** seconded the motion. The motion carried 6-0.

2. Consider PC-2024-13 – A Request to Rezone Property Located at 1116 & 1120 Constitution from Multi-Family to Flex Use High.

Chair Rogers asked if proper notice had been given. **Givens** confirmed that proper notice was provided to the newspaper.

Chair Rogers asked if any Commissioners needed to recuse themselves or report any ex-parte communications. No ex-parte communications or conflict of interests were reported.

Givens provided the Staff Report.

STAFF REPORT

Application #: PC 2024-14

Applicants: Kwik Shop, INC.

Requested Action: Consider a request to rezone property from Multi-Family (MF) to Flex-Use High (FH)

Purpose: Rezoning to highest and best use to facilitate the marketing and sell of the property.

Address: 1116 & 1120 N. Constitution, Emporia, KS

Legal description: Even Lots 166-172 on Constitution St. Emporia Original Township, Emporia, Lyon County, Kansas.

Lot Size: 50' x 170' 8,500 sq. ft.

Existing Zoning: Single-Family Detached

Future Zoning in ELC Comp. Plan: Single-Family Detached

Surrounding Zoning:

North – Single-Family Detached

East – Single-Family Detached

South – Single-Family Detached

West – Single-Family Detached

Surrounding Actual Uses:

North – Single-Family Detached Residential Units

East – Single-Family Detached Residential Units

South – Single-Family Detached Residential Units

West – Single-Family Detached Residential Units

Analysis: The applicant is exploring options to develop multiple units on his property at 612 E 7th St. The current house is situated that a second unit could be built to the east, but based on current zoning would require a lot split. The residual lot would not meet our requirements for approval and therefore that applicant has requested a change in zoning to Single-Family Attached (SF-A). SF-A zoning would allow the applicant to build a new dwelling unit to the east of the existing unit, or as an alternative, demo the existing dwelling and build a new single-family attached unit on the property.

Considerations: 9.8.3.a.8. Factors to be Considered for a Rezoning:

When a proposed amendment would result in a change of the zoning classification of any specific property, the recommendation of the Planning Commission, accompanied by a copy of the record of the hearing, shall contain statements as to the present classification, the classification under the proposed amendment, the reasons for seeking such reclassification, a summary of the facts presented, and a statement of the factors upon which the recommendation of the Planning Commission is based using the following guidelines: **Staff Commentary in Bold**

1. Whether the change or approval would be consistent with these regulations; **Staff feels that the change in zoning would be consistent with the regulations. The applicant would be eligible to build an accessory dwelling unit on the property except for the location of the existing dwelling unit being located closer to the alley and more lot space to the east. The change in zoning would allow the applicant to have either two separate dwelling units or one larger duplex on the property.**
2. The character and condition of the neighborhood and its effect on the proposed change; **The property is located in an area that has older and mostly smaller single-family detached homes. Any new building, either a duplex or a smaller single-family unit would not have a detrimental effect on the neighborhood.**

3. The zoning and uses of properties nearby; **The surrounding zoning is Single-Family Detached, but with the lot size and the proposed change to Single-Family Attached, the applicant would be limited in types of residential units that could be built on this property that it would not have a negative impact.**
4. The suitability of the subject property for the uses to which it has been restricted; **The property is currently a single-family dwelling unit, which makes it suitable to both the SF-D and SF-A parcel types.**
5. The extent to which removal of the restrictions will detrimentally affect nearby property; **Staff maintains that there would not be any detrimental impact on the neighboring properties if SF-A zoning was approved. There are still limitations in place that would restrict the size of any building to remain in scale with the existing neighborhood.**
6. The length of time the subject property has remained vacant as zoned; **The balance of this property has been vacant for a lengthy amount of time. The property was platted as part of the original township as one lot and has most likely only had one structure built on it.**
7. The relative gain to the public health, safety, and welfare by the destruction of the value of plaintiff's property as compared to the hardship imposed upon the individual landowner public services, including transportation, exist or can be provided to serve the uses that would be permitted on the property if it were reclassified or granted a conditional use; **Staff feels that by allowing the rezoning, the property could be used to its maximum value, with little to no detriment to existing services or the surrounding properties.**
8. The recommendations of a permanent or professional planning staff; **By the virtue of this property being located on a corner lot, staff feels that an additional unit or new duplex would not have a negative impact on the surrounding properties, and feels that the proposal is consistent with the Comprehensive Plan.**
9. The conformance of the requested change to Plan ELC; and **Plan ELC states that the demand for middle income one and two bedroom units is the highest demand in Emporia and this project would help to increase infill housing**
10. Such other factors as are deemed relevant by the Planning Commission or Governing Body.

Neighborhood Communications: As of writing this report, Staff has had no inquiries about the proposed rezoning.

Recommendation: Staff recommends the Planning Commission make a motion of approval for the Rezoning to the Governing Body based on the following;

- 1) The request is consistent with the Comprehensive Plan;
- 2) The request conforms to the intent of the Zoning Regulations
- 3) There would not be a negative impact on the existing neighborhood

Attachments: Aerial Map | Current Zoning Map |

Commissioner Bucklinger asked about how this property was reverted back to the original zoning. **Givens** stated that any property that was rezoned, between the creation of the Urban Collaborative map and the adoption of the map was inadvertently classified as it was previously.

The Public Hearing was opened.

Charlie Brown, PEC (owner's agent) spoke in favor of the application. **Mr. Brown** stated that as the Commission was advised, Kwik Shop is not moving forward with expanding the current store and is looking to sell the property. The rezoning would allow the property to be marketed at its highest value and was previously rezoned for commercial use.

No person spoke against the rezoning.

The Public Hearing was closed.

Commissioner Barnes asked about screening between the Multi-Family Parcel types and Flex-Use Parcel types. **Givens** stated that screening was only required between Single-Family Attached and Detached parcel types when they are adjacent to higher intensity parcel types. **Givens** stated that screening would not be required but suggested for any development on the property as the actual uses of the parcels are one and two family residential.

Commissioner Fowler asked about the property on Merchant that had been previously rezoned. **Givens** stated that the property was still zoned Flex-Use High as it sat on Merchant St.

Commissioner Ogle made a motion to recommend approval of the rezoning to the City Commission based on the proposed lot size and not fitting with the character of the neighborhood. Commissioner Fowler seconded the motion. The motion carried 6-0.

Justin Givens, Planning and Zoning Administrator, was recognized and addressed the Governing Body. He stated the owners of property located at 1116 and 1120 Constitution Street have requested that the property be rezoned to Flex-Use High as they intend to market the property for sale. The property was rezoned previously from the former zoning classification of High-Density Residential to Mixed Use as it was intended that the existing Kwik Shop location would expand its current building and occupy the property. He stated the project is no longer moving forward and, in the process, to list the property it was discovered that it had been inadvertently returned to a Multi-Family parcel type when the new zoning map was approved. The Flex-Use High will provide the widest range of uses, which could still include a full-scale multi-family development or a mixed-use development with commercial ground floor and residential upper floors. He stated a Flex-Use High designation is consistent with neighboring parcel types. He stated at the

November 19, 2024, regular meeting, the Planning Commission voted unanimously to recommend approval of the rezoning for property located at 1116 and 1120 Constitution Street from Multi-Family (MF) parcel type to Flex-Use High (FH).

PLANNING AND DEVELOPMENT
(Application No. 2024-13 – Request of Kwik Shop, Inc.)
(Rezoned Property Located at 1116 and 1120 Constitution St.)
(Ordinance Number 24-43)

AN ORDINANCE REZONING LAND IN THE CITY OF EMPORIA, KANSAS FROM MULTI-FAMILY (MF) PARCEL TYPE TO FLEX-USE HIGH (FH) AND AMENDING THE OFFICIAL ZONING MAP TO CONFORM WITH SAID ZONING, to which the City Clerk assigned Ordinance Number 24-43, was presented to the Governing Body for their consideration.

Commissioner Sauder abstained from the vote.

Commissioner Brinkman made a motion to approve Ordinance Number 24-43, an ordinance rezoning property located at 1116 and 1120 Constitution Street from Multi-Family (MF) to Flex-Use High (FH). Commissioner Curtis seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

CITY COMMISSION
(502 Lofts)
(Establish Reinvestment Housing Incentive District)
(Resolution Number 3751)

Taylor Wash, Assistant City Manager, was recognized and addressed the Governing Body. She stated the Kansas Department of Commerce certified the eligibility of this area as a potential RHID district. The City of Emporia has been asked to consider the establishment of the Reinvestment Housing Incentive District for the 502 Lofts project. This proposed resolution will declare the intent to establish the district within specified boundaries, adopt a development plan detailing legal descriptions, maps, assessed valuations, project descriptions, and feasibility assurances, and schedule a public hearing for February 5, 2025. The 502 Lofts RHID involves renovating a building over 25 years

old in Emporia's central business district into a multifamily residential complex with 7 – 10 units. She stated notices of the public hearing will be published in the official newspaper and a copy of the resolution certified to two additional taxing entities, Lyon County and USD #253. This proposed development qualified under the infill provision of the revised RHID program and also addressed the City's housing shortage, identified as a barrier to economic growth, and supports its strategy to incentivize quality housing development. She stated this plan does not include any expenditure of city funds to serve the units. The development will be using Industrial Revenue Bonds and the RHID will not start generating funds until the expiration of the tax abatement related to the IRB. She stated staff recommend approval of Resolution Number 3751 establishing a public hearing for the establishment of the 502 Lofts Reinvestment Housing Incentive District.

Commissioner Brinkman made a motion to approve Resolution Number 3751 establishing a public hearing on February 5, 2025, for the establishment of the 502 Lofts Reinvestment Housing Incentive District. Commissioner Smith seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Smith, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

**CITY COMMISSION
(Repealing Resolution Number 3746)
(Calling of a Special Question Election)
(Imposing a One-Half Percent Citywide Retailers' Sales Tax)
(Resolution Number 3752)**

City Manager Cocking stated the City Commission previously adopted Resolution Number 3746, which called for a special question election on March 4, 2025. The purpose of that election was to present to voters a proposal for a one-half percent (0.5%) citywide retailers' sales tax to finance a new recreation facility and other related projects. He stated on December 2, 2024, Tyson Foods announced the closure of the Emporia plant. The unexpected development introduces economic uncertainty for the community. Due to the change in circumstances, The Recreation Steering Committee believes it is prudent to pause and reassess the proposed project. He stated by repealing Resolution Number 3746, the City Commission will cancel the special question election and allow time to evaluate the community's needs and priorities, associated with the economic challenges

with the Tyson plant closure. This pause will enable further community engagement and review of the project, ensuring that any future proposal will reflect the best interests of Emporia's residents. He stated when the situation stabilizes and the community's outlook becomes clearer, the Commission may consider reintroducing a similar question to the voters. He stated the goal is to remain responsive to the changing economic environment. By repealing the resolution, this will avoid the costs of conducting a special election consisting of ballot printing, election staffing and public notices. He stated staff recommend approving Resolution Number 3752 repealing Resolution Number 3746, canceling the previously scheduled special question election.

Commissioner Smith made a motion to approve Resolution Number 3752 repealing Resolution Number 3746 of the City of Emporia, which provided for the calling of a special question election regarding the imposition of a Citywide retailers' sales tax. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

**SANITARY SEWER MAINTENANCE
(Equipment Purchase for Lift Station No. 15)
(Bids)**

Dean Grant, Director of Public Works, was recognized and addressed the Governing Body. He stated the City intends to replace sanitary sewer Lift Station No. 15 in 2025. To accommodate the expedited schedule, major pieces of equipment to be used in this project will be pre-purchased in 2024. The City selected equipment will be used as the basis of design moving forward. He stated bids were received from six (6) suppliers.

BID TABULATION FOR EQUIPMENT FOR LIFT STATION NO. 15

Supplier	Pump Pkg.	FOG Pkg.	Combined Pkg.
Hayes	\$106,500.00	\$184,000.00	\$280,500.00
ESI	\$107,197.00	\$ -	\$ -
LVK	\$114,842.00	\$ -	\$ -
JCI	\$131,000.00	\$ 39,656.00	\$168,300.00
Ray Lindsey	\$139,840.00	\$ -	\$ -
Enviro-Line	Non-Responsive		

Proposals were to include equipment detail and cost for the provision of pumping equipment, including submersible pumps, controls, and above-ground valve-vault package. Suppliers were also encouraged to provide proposals for equipment to address the issue of fats, oils, grease (FOG) buildup at the lift station. He stated the proposal from Enviro-Line excluded control equipment that was required in the RFP and was non-responsive to requests for additional information. He stated the lowest price for pump equipment package meeting the requirements of the RFP was Haynes Equipment. The funds for rebuilding Lift Station No. 15 were included in the 2023 GO Bond issue. He stated staff recommend awarding the equipment purchase for Lift Station No. 15 to Haynes Equipment in the amount of \$106,500.00.

Commissioner Brinkman made a motion to award the bid for Lift Station No. 15 equipment purchase to Haynes Equipment in the amount of \$106,500.00. Commissioner Curtis seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Harter, aye.

**CITY COMMISSION
(Warren Way Tower Lease Agreement)
(Nex-Tech Wireless)**

Dean Grant, Director of Public Works, was recognized and addressed the Governing Body. He stated Nex-Tech Wireless approached the City about utilizing the water tower on Warren Way to install equipment to provide better service for their customers. When the tower and storage tank were constructed, provisions were included so the City could allow internet and wireless service providers to lease space on the top of the tank. Nex-Tech Wireless will utilize the existing conduits to bring wire into the structure on the facility and install the equipment on the tank and will have a panel mounted outside the structure in accordance with the agreement. The lease agreement also makes Nex-Tech Wireless responsible for removing their equipment at their expense if the City needs to perform maintenance. He stated the original term of the lease is for five (5) years, commencing January 1, 2025, and terminating at 11:59 p.m. five years

later. The lease will automatically renew for five (5) year terms at the end of each term or renewal term unless either Lessor or Lessee notifies the other party in writing at least 90 days prior to the ending date of this lease stating the desire to terminate this lease. During the term of the lease, Lessee shall pay Lessor the sum of \$1,000.00 per month payable on the 1st day of the month. He stated the lease payments would be new revenue to the Water Fund of \$12,000.00 per year. He stated staff recommend approving the Lease Agreement with Nex-Tech Wireless and authorize the City Manager to sign the Lease agreement and associated Land/Tower Owner Payment Information.

Commissioner Curtis made a motion to approve the Lease Agreement with Nex-Tech Wireless and authorized the City Manager to sign the Lease Agreement and associated payment forms. Commissioner Smith seconded the motion. The vote follows:
Commissioner

CITY MANAGER'S REPORT (Financials & Building Permits)

This is the time for the City Manager to make comments and reports to the public.
The following is general information for the month of November 2024 for the community:

1. Monthly Local Retail Sales Tax Receipts Update

	2023	2024	
	\$ 537,054.66	\$ 554,782.63	Increase of \$17,727.97 for the month, and
YTD	\$5,908,977.36	\$5,949,396.02	Overall increase of 0.68% from year 2023.

2. City Share from County Tax

	2023	2024	
	\$ 288,181.35	\$ 278,655.73	Decrease of \$9,525.62 for the month, and
YTD	\$3,111,077.20	\$3,046,899.05	Overall decrease of 2.11% from year 2023.

Building Permits issued from 11/1/2024 to 11/30/2024 for new construction, remodeling/repairs and demolition.

Total number of building permits issued through Code Services:	67
Total of valuations associated with those building permits:	\$1,712,120.21
Total number of dollars collected for Building Permit Fees:	\$ 12,504.00

Construct – Single-family dwellings	0
Demo – Single-family dwellings	1

Flint Hills Mall CID for November 2024	\$ 14,834.26
YTD	\$ 218,668.96
Pavilions CID for November 2024	\$ 12,545.73
CID #2	\$ 12,545.66
YTD	\$ 338,644.26
Fairview Hotel CID for November 2024	\$ 7,447.90
YTD	\$ 39,582.14

Consent Agenda

It was moved by Commissioner Brinkman, seconded by Commissioner Sauder that the Consent Agenda listed below be ratified as a whole:

- a. Approve minutes of the Regular Meeting held on December 4, 2024.
- b. Allocation to Crosswinds.
- c. Resolution Number 3750 Adopt 2025 Pay Scales.

The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

CITY COMMISSION (City Manager's Report)

This is an opportunity for the City Manager to present information to the public that may not be reported in other news accounts or City activities or to highlight accomplishments of the organization.

At the time this Agenda was prepared, the following items were in the works:

TENTATIVE AGENDA FOR JANUARY 8, 2025, MEETING.

- Appoint Members to the BZA/Planning Commission.
- Ordinance Creating the Public Building Commission.
- Reject Lift Station No. 1 Bid.
- Ordinance to Amend Emporia Community Housing Board.
- Resolution for Solid Waste Management Plan.
- State of The City Speech.
- Elect Mayor and Vice Mayor.
- Approve Surety Bonds for the City Manager, City Clerk and City Treasurer.
- Designate Official City Newspaper.
- Designate Financial Institutions.

- **Study Session:**

- Discuss Tyler Technologies' Work Order Asset Management.
- Discuss Legislative Policy Statement.
- Annual Review of Surplus Property.
- Appoint Commission Members to Regional Development Association of East Central Kansas, JEDAC, Emporia Recreation Commission, William Allen White Community Partnership, Emporia Enterprises, Transient Guest Tax Advisory Board, Emporia Main Street, Emporia Public Library, Recreation Commission Steering Committee.

**CITY COMMISSION
(Governing Body Comment)**

This is the time for the Mayor and City Commissioners to make comments and reports to the public.

EXECUTIVE SESSION

Mayor Harter made a motion to recess into Executive Session for 35 minutes, inviting pertinent city staff for the purpose of consultation with the City Attorney regarding a legal matter. The justification for executive session is provided in K.S.A. 75-4319(b)(2) to protect privileged communication in the attorney-client relationship. The open meeting will resume in the City Commission Meeting Room at approximately 11:48 a.m. Commissioner Brinkman seconded the motion. The vote follows: Mayor Harter, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Commissioner Smith, aye.

Upon reconvening the meeting in Regular Session, at 11:48 a.m., this same date, in the City Commission Meeting Room, Commissioner Sauder made a motion to continue the executive session discussion for the reason stated previously with all the same pertinent city staff and resuming the open meeting in the City Commission Meeting Room at approximately 12:05 p.m. Commissioner Smith seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Smith, aye; Commissioner Curtis, aye; and Mayor Harter, aye. Commissioner Brinkman was not present for the vote.

Upon reconvening the meeting in Regular Session, at 12:05 p.m., this same date, in the City Commission Meeting Room, Commissioner Brinkman made a motion to continue the executive session discussion for the reason stated previously with all the same pertinent city staff and resuming the open meeting in the City Commission Meeting Room at approximately 12:15 p.m. Commissioner Sauder seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

Upon reconvening the meeting in Regular Session, at 12:15 p.m., this same date, in the City Commission Meeting Room, Mayor Harter stated they had consultation with the City Attorney regarding a legal matter with the following action.

Commissioner Brinkman made a motion to authorize the Mayor to send a letter to the RDA Chair requesting immediate reorganization of the RDA Board to include majority representation of the city appointed by the City Commission. If this does not occur, additional action may be taken by the City including, but not limited to, termination of funds. Commissioner Sauder seconded the motion.

Commissioner Sauder stated the City has lots of Boards that receive taxpayer funds that do not have proper oversight. That oversight should not come from the City Commission, it should come from the tax paying citizens of the community. I think this would be a great step in starting that process to get our citizens pre engaged in what goes on with economic development in our community.

Commissioner Curtis stated that 100% of RDA funds come from the City. There are no other entities paying those funds.

Commissioner Brinkman stated the RDA is 100% funded by the taxpayers of Emporia.

The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

Mayor Harter made a motion to recess the meeting at 12:33 p.m., to Conference Room 1AB. Commissioner Brinkman seconded the motion. The vote follows: Mayor Harter, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

The following items were discussed at the Study Session:

1. Public Building Commission Discussion.
2. Discuss Procedure for Filling City Commission Vacancies.
3. Contractual Provisions Attachment Discussion.
4. Discuss Ordinance for the Industrial User Rate Formula.

Study Session Discussion:

4. Discuss Ordinance for the Industrial User Rate Formula.

AN ORDINANCE PERTAINING TO SEWER AND SEWAGE DISPOSAL; AMENDING SECTIONS 28-66 AND 28-149 OF THE CODE OF THE CITY OF EMPORIA, KANSAS AND REPEALING SAID SECTION AS THEY EXISTED PRIOR TO ADOPTION OF THIS ORDINANCE, to which the City Clerk assigned Ordinance Number 24-42, was presented to the Governing Body for their consideration.

City Manager Cocking stated this item has been before the Commission previously and since that time, all industries has been informed of the changes. This ordinance would go into effect on January 1, 2025.

The formula allows the City to charge the industrial user for the total load contaminants that they discharge to the wastewater plant by eliminating the concentration floor of 300 milligrams per liter. Staff believes that charging for all the pounds discharged to the wastewater plant would be the best option for recovering the increased treatment costs caused by industrial users.

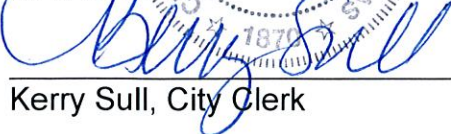
Commissioner Smith made a motion to approve Ordinance Number 24-42, an ordinance pertaining to sewer and sewage disposal. Commissioner Brinkman seconded the motion. The vote follow: Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

Commissioner Sauder then made a motion to adjourn. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.



Erren Harter, Mayor

ATTEST:



Kerry Sull, City Clerk