

Commission Meeting

11:00 a.m.

January 8, 2025

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, January 8, 2025, 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.

Tagan Trahoon, 1420 C of E Drive, stated his appreciation to City staff who kept him informed of conditions around the city during the snow event, information that was relayed to the public for safety.

**CITY COMMISSION
(Board Appointments)**

Emporia Planning Commission/Board of Zoning Appeals:

It was moved by Commissioner Sauder, seconded by Commissioner Brinkman that Tammi Ogle be reappointed to the Emporia Planning Commission/Board of Zoning Appeals and Kenton Thomas and Joe Reed be appointed to the Emporia Planning Commission/Board of Zoning Appeals for terms that expire on January 1, 2027. The vote follows: Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

Natural Resources Advisory Board:

It was moved by Commissioner Smith, seconded by Commissioner Sauder that Harrison Edwards and Brenda Young be appointed to the Natural Resources Advisory Board for terms that expires on December 31, 2028. The vote follows: Commissioner

Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**ECONOMIC DEVELOPMENT
(Tax Abatement for Capital Holdings, LLC)
(Public Hearing)
(Resolution Number 3754)**

Taylor Wash, Assistant City Manager, was recognized and addressed the Governing Body. She stated representatives of Capital Holdings, LLC are working on the purchase, acquisition, construction, and furnishing and equipping 16 residential duplexes, which contain 32 apartments at the following addresses: 1128 Union Street, 412 E. 12th Avenue, 1110 Mechanic Street and 1025 Merchant Street. She stated this proposed resolution would amend the previous resolutions to include an additional four duplexes and bring the total number duplexes to 16. This amendment would also increase the value of the IRB from \$3,500,000.00 to \$4,640,000.00. A public hearing is a statutory requirement in connection with consideration of an ad valorem tax exemption and proposed issuance of IRB's. She stated staff recommends the Commission conduct a public hearing and approve Resolution Number 3754.

Mayor Harter then opened the public hearing.

As no one in attendance wished to address the Governing Body, Mayor Harter then declared the public hearing closed.

Commissioner Curtis made a motion to approve Resolution Number 3754, a resolution granting tax abatement for Capital Holdings, LLC. Commissioner Smith seconded the motion. The vote follows: Commissioner Curtis, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

**CITY COMMISSION
(Establish Public Building Commission)
(Ordinance Number 25-02)**

AN ORDINANCE CREATING THE CITY OF EMPORIA, KANSAS PUBLIC BUILDING COMMISSION AND ESTABLISHING THE PURPOSE, COMPOSITION,

POWERS, FUNCTIONS AND DUTIES THEREOF, to which the City Clerk assigned Ordinance Number 25-02, was presented to the Governing Body for their consideration.

Mark Detter, Deputy City Manager, was recognized and addressed the Governing Body. He stated the Public Building Commission is a component of the City of Emporia that can issue debt, for the purpose of building new structures and improvements to existing structures of the City or other non-profits. The debt issued by the PBC will not be subject to the statutory debt limit. He stated debt issued by the PBC will involve a lease with the City of Emporia and potentially a sub-lease with a third party. For a potential new recreation center, the PBC would lease the building to the City and the City would sub-lease to the Recreation Commission. Upon maturity of the bonds, the City would outright own the building and then lease the building to the Recreation Commission. All bond payments should be offset by lease payments from the City and the Recreation Commission. He stated in 2025 the Public Building Commission will issue approximately \$16,000,000.00 in revenue bonds for Fire Station No. 1 and Fire Station No. 2. He stated staff recommend the approval of Ordinance Number 25-02 creating the Public Building Commission and establishing the purpose, composition, powers, functions and duties thereof.

Commissioner Brinkman made a motion to approve Ordinance Number 25-02 creating the Public Building Commission and establishing the purpose, composition, powers, functions and duties thereof. 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
(Filling of Governing Body Vacancies)
(Charter Ordinance No. 46)**

A CHARTER ORDINANCE EXEMPTING THE CITY OF EMPORIA, KANSAS FROM THE PROVISIONS OF K.S.A. 12-104a RELATED TO THE FILLING OF GOVERNING BODY VACANCIES; AND REPEALING CHARTER ORDINANCE NO. 38 CONCERNING THE SAME, to which the City Clerk assigned Charter Ordinance No. 46, was presented to the Governing Body for their consideration.

City Attorney Montgomery was recognized and addressed the Governing Body. She stated K.S.A. 12-104a establishes provisions for filling governing body vacancies but does not apply uniformly to all cities in Kansas. The City may utilize its Home Rule authority under Article XII, Section 5, of the Constitution of the State of Kansas to exempt itself from said provisions. She stated Charter Ordinance No. 46 exempts the City from statutory provisions relating to filling governing body vacancies, and repeals Charter Ordinance No. 38 concerning the same. Charter Ordinance No. 46 specifies that a vacancy in the office of the city commission shall be filled by an appointment of a qualified elector by a majority vote of the remaining members of the governing body and specifies that city commissioners currently serving are not eligible to fill a vacancy. She stated additional procedures may be established by ordinary ordinance. Approval of a Charter ordinance requires a 2/3 majority vote of the City Commission, publication in the official city newspaper for two consecutive weeks, and a sixty-day protest petition. She stated staff recommend approval of Charter Ordinance No. 46 pertaining to filling of governing body vacancies.

Commissioner Smith made a motion to approve Charter Ordinance No. 46 pertaining to the filling of governing body vacancies. Commissioner Curtis seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Curtis, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

CITY COMMISSION
(Procedure for Filling Governing Body Vacancies)
(Ordinance Number 25-01)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF EMPORIA, KANSAS BY ENACTING A NEW SECTION 2-33 RELATING TO THE PROCEDURE FOR FILLING GOVERNING BODY VACANCIES, to which the City Clerk assigned Ordinance Number 25-01, was presented to the Governing Body for their consideration.

City Attorney Montgomery was recognized and addressed the Governing Body. She stated Ordinance Number 25-01 will establish a new procedure for filling vacancies in the city commission. The previous procedure will be repealed upon the effective date of Charter Ordinance No. 46. She stated this proposed ordinance establishes the procedure for filling future governing body vacancies with more flexibility. The procedure

will include the announcement of a vacancy, acceptance of applications, interview of qualified electors, and vote by the remaining members of the city commissioner to fill the vacancy. The newly appointed city commissioner will serve the remainder of the unexpired term. She stated this ordinance will go into effect after publication and upon the effective date of Charter Ordinance No. 46. She stated staff recommend approval of Ordinance Number 25-01 establishing the procedure for filling governing body vacancies.

Commissioner Curtis made a motion to approve Ordinance Number 25-01 establishing the procedure for filling governing body vacancies. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Curtis, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Harter, aye.

ENGINEERING
(KDOT TA Project Number 056 TE-0516-01)
(Sidewalk Improvements Project No. SK2201)
(Commitment of Funds)

Jim Ubert, City Engineer, was recognized and addressed the Governing Body. He stated the City was awarded a project by the Kansas Department of Transportation for sidewalk and hike and bike path improvements along 24th Avenue, Prairie Street to Lincoln Street; along 12th Avenue, Dillons to Burlingame Road; and Burlingame Road, 12th Avenue to Riley Avenue. This was in conjunction with the request of the MUPP Board and Healthier Lyon County. He stated Supplemental Agreement No. 1 was approved on November 6, 2024, and adjusted the agreement with KDOT removing the funding cap. KDOT is administering this project and asked that the City commit our funding and pay our project share by February 6, 2025. He stated KDOT participates at 80% of the total costs of construction and construction engineering. The City is responsible for the remaining 20% of total costs, 100% of preliminary engineering, which is completed by City Engineering, right of way, utility relocation costs and non-participating costs. The project was estimated to be \$950,000.00 with KDOT's share being \$760,000.00 and the City paying \$190,000.00. The project bid through KDOT and they plan to award the contract to MultiCon, Inc. from Park City, Kansas. He stated based on the bid award and the construction engineering estimate, the City is being asked to commit \$144,000.00 of

funds to the project, bid prices were lower than estimated. He stated \$100,000.00 was received from BCBS in support of this project leaving the City's portion approximately \$44,000.00 to build two phases of hike and bike sidewalk projects and staff recommend approval of the Commitment of City Funds and authorize the Mayor to sign the KDOT Authority to Award Contract DOT Form 1309.

Commissioner Smith made a motion to approve the City Commitment of Funds and authorize the Mayor to sign the KDOT Authority to Award Contract DOT Form 1309. Commissioner Curtis seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Curtis, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

**PAVING
(Industrial Park IV Road Improvements)
(Freedom Road – Project No. PV1907)
(KDOT Project No. 56 KA 5281-01)
(Supplement Agreement No. 1)**

Jim Ubert, City Engineer, was recognized and addressed the Governing Body. He stated City Engineering applied for KDOT Access Management funding to design and construct Freedom Road to City of Emporia Urban Street Standards. The City signed an agreement with KDOT Access Management in 2019 for funding of that project with KDOT paying \$1,350,000.00 of the total costs of construction. The City's responsibilities were 100% of preliminary engineering, construction engineering, right of way and utility adjustments for the project. He stated due to delays with easement and right of way purchasing during COVID and construction cost increases after COVID, the project bid in January 2024 and was awarded in the amount of \$2,034,509.57. During construction, City Engineering requested KDOT increase their contribution to cover some of the construction cost increases from COVID. The total cost of construction was \$2,088,176.60. He stated the City paid approximately \$500,000 for paving a half mile of three lane urban roadway along Industrial Park IV. Supplement Agreement No. 1 will adjust KDOT reimbursement funding from \$1,350,000.00 to \$1,650,000.00. He stated staff recommend approval of Supplemental Agreement No. 1 with KDOT and authorize the Mayor to sign.

Commissioner Smith made a motion to approve Supplemental Agreement No. 1 with KDOT and authorized the Mayor to sign. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

**POLICE DEPARTMENT
(Animal Control)
(Equipment Purchase – Mid Size Pickup Trucks)
(Lease Purchase Arrangement)**

City Manager Cocking stated the City of Emporia requested proposals for two (2) new mid-size pickup trucks for Animal Control. The two (2) current Animal Control trucks are 23 and 24 years old and are experiencing maintenance and repair costs that exceed each of the trucks' value and should be replaced with reliable and cost-saving trucks. He stated three proposals were locally solicited as follows:

Vendor	Make/Model	Cost	Total
<i>John North Nissan</i>	<i>Nissan Frontier</i>	<i>\$33,000 each</i>	<i>\$66,000</i>
Longbine Chevrolet	Chevrolet Colorado	\$34,819 each	\$69,638
Clint Bowyer Toyota	Toyota Tacoma	\$36,484 each	\$72,968

All vehicles in this mid-size class are suitable for light truck usage. The lowest proposal is from John North Nissan for the Nissan Frontier. The Frontier meets all the Animal Control needs, including payload and towing. He stated proposals for financing were also solicited locally for a lease purchase arrangement as follows:

Financial Institution	Rate	Term
<i>ESB Financial</i>	<i>5.51% APR</i>	<i>5-Year (60 months)</i>
Community National Bank	6.11 % APR	5-Year (60 months)

Lyon County State Bank withdrew its bid and Capital Federal Savings Bank did not respond. He stated the proposal from ESB Financial at 5.51% APR lease-purchase option over 5 years offers a manageable payment schedule within budget constraints. Selecting the Nissan Frontier yields immediate budget savings versus the other proposals and the lease purchase arrangement with ESB Financial at 5.51% spreads the cost predictably over 5 years. He stated staff recommend the purchase of two (2) Nissan Frontier pickup trucks from John North Nissan for a total of \$66,000 and authorize a 5-

year (60 months) Lease Purchase Rate with ESB Financial at 5.51% APR and authorize the City Manager to sign all related documents.

Commissioner Smith made a motion to purchase two Animal Control Pickup Trucks from John North Nissan for \$66,000.00 and authorize a lease purchase arrangement with ESB Financial. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

Consent Agenda

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

- a. Minutes of Regular Commission Meetings Held on December 18, 2024.
- b. Resolution Number 3753 Approving Solid Waste Management Plan.

The vote follows: Commissioner Smith; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, 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 21, 2025, MEETING.

- Proclamation recognizing Catholic Schools Week.
- Proclamation recognizing Girl Scouts of Kansas Heartland Council 100th Anniversary.
- Proclamation recognizing Sertoma Club's 100th Anniversary.
- Ordinance Vacating a Platted Alley West of 12th Avenue Baptist Church.
- Reject the Bid for Lift Station No. 1.
- City of Emporia Legislative Policy.

STUDY SESSION

No Study Session

PUBLIC BUILDING COMMISSION MEETING

1. Establish Officers.

2. Resolution of Intent for PBC Revenue Bonds.
3. Authorize Sale of PBC Revenue Bonds.

**CITY COMMISSION
(Governing Body Comment)**

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

**2024 CITY COMMISSION
(State of City Speech)
(Mayor Erren Harter)**

As we begin a new year, I am filled with excitement and pride as I reflect on everything our community has accomplished. 2024 brought many challenges, but also many victories, and I'm so proud of the resilience and determination shown by each and every one of you. Together, we've made significant strides, and as we look ahead to 2025, I'm confident that we'll continue building a stronger, more vibrant Emporia.

*Looking to the year ahead, the City Commission has identified four key strategic priorities that will guide our efforts. These priorities are not just goals for the Commission—they are reflections of what we, as a community, value most. They are centered on **responsible stewardship of resources, community growth, quality of life, and engaging and informing citizens**. These priorities are critical as we move forward, and I want to take a moment to share how they will shape our work in 2025.*

*First, we remain deeply committed to **responsible stewardship of resources**. This means that every decision we make—whether it's a new project or investment—will be considered carefully with an eye toward long-term sustainability. We will continue to be practical and thoughtful in how we allocate taxpayer dollars, making sure that we are investing in initiatives that bring lasting value to our community. We will also prioritize efficiency, ensuring that resources are used effectively and that we're building a future that future generations can rely on.*

*When it comes to **community growth**, we are focused on fostering a city where businesses can thrive, families can grow, and opportunities are abundant. Economic development will continue to be a top priority for the Commission in 2025. We understand that a thriving economy is the backbone of any strong community. But we also recognize the importance of **sustainable growth**—we want Emporia to grow in ways that preserve the things we love about our city. We're committed to bringing new jobs and investment, while ensuring that our growth does not outpace our ability to maintain the quality of life we all enjoy.*

*Speaking of **quality of life**, this is a priority that touches every aspect of life in Emporia. We want to ensure that our residents have access to safe neighborhoods and the kind of public services that make everyday life easier. This also means investing in public spaces, recreation, and amenities that enhance the well-being of everyone in our community. Whether it's supporting local businesses, maintaining parks, or providing excellent public safety, we will continue to focus on maintaining the high quality of life we all value so much.*

*Perhaps most importantly, we are committed to **engaging and informing our citizens**. We believe that democracy works best when we are all part of the conversation. We will continue to prioritize transparency, communication, and involvement. We want to ensure that you have access to the information you need to understand what's happening in your city. Whether through City meetings, surveys, or other outreach efforts, we will work hard to make sure your concerns and ideas are heard.*

*Together, these priorities will guide us through 2025, but they also represent a long-term vision for Emporia. We are focused on creating a community that is not only prosperous but also **connected, inclusive, and sustainable**. Yes, we will face challenges along the way, but I believe in the strength and resilience of this community. Time and time again, we have proven that when we come together, we are capable of accomplishing incredible things.*

I am excited about what lies ahead. With your continued support and involvement, we will build a brighter future for Emporia, one where every citizen has the opportunity to succeed and feel proud of the city we call home.

I want to thank the Commission for your trust, your hard work, and your ongoing commitment to making Emporia a place we can all be proud of. Here's to a hopeful, prosperous year ahead as we move forward together, focused on growth, responsibility, and community and ensuring that our city remains a place where businesses can flourish, families can thrive, and visitors feel welcome.

Police Officer Martin Orozco also read the State of the City Speech by Mayor Harter in Spanish.

Discurso del alcalde Harter a Emporia: 2025

Al comenzar un nuevo año, me lleno de emoción y orgullo al reflexionar sobre todo lo que nuestra comunidad ha logrado. 2024 trajo muchos desafíos, pero también muchas victorias, y estoy muy orgulloso de la resiliencia y determinación mostradas por todos y cada uno de ustedes. Juntos, hemos logrado avances significativos y, mientras miramos hacia 2025, confío en que continuaremos construyendo un Emporia más fuerte y vibrante.

De cara al año que viene, la Comisión de la Ciudad ha identificado cuatro prioridades estratégicas clave que guiarán nuestros esfuerzos. Estas prioridades no son sólo objetivos de la Comisión: son reflejos de lo que nosotros, como comunidad, valoramos más. Se centran en la administración responsable de los recursos, el crecimiento de la comunidad, la calidad de vida y la participación e información de los ciudadanos. Estas prioridades son fundamentales a medida que avanzamos y quiero tomarme un momento para compartir cómo darán forma a nuestro trabajo en 2025.

Primero, seguimos profundamente comprometidos con la administración responsable de los recursos. Esto significa que cada decisión que tomemos, ya sea un nuevo proyecto o una inversión, será considerada cuidadosamente con miras a la sostenibilidad a largo plazo. Continuaremos siendo prácticos y reflexivos en la forma en que asignamos el dinero de los contribuyentes, asegurándonos de invertir en iniciativas que aporten valor duradero a nuestra comunidad. También daremos prioridad a la eficiencia, garantizando que los recursos se utilicen de manera eficaz y que estemos construyendo un futuro en el que puedan confiar las generaciones futuras.

Cuando se trata de crecimiento comunitario, nos enfocamos en fomentar una ciudad donde las empresas puedan prosperar, las familias puedan crecer y las oportunidades sean abundantes. El desarrollo económico seguirá siendo una de las principales prioridades de la Comisión en 2025. Entendemos que una economía próspera es la columna vertebral de cualquier comunidad fuerte. Pero también reconocemos la importancia del crecimiento sostenible: queremos que Emporia crezca de manera que preserve las cosas que amamos de nuestra ciudad. Estamos comprometidos a generar nuevos empleos e inversiones, al mismo tiempo que garantizamos que nuestro crecimiento no supere nuestra capacidad de mantener la calidad de vida que todos disfrutamos.

Hablando de calidad de vida, esta es una prioridad que afecta a todos los aspectos de la vida en Emporia. Queremos asegurarnos de que nuestros residentes tengan acceso a vecindarios seguros y al tipo de servicios públicos que faciliten la vida cotidiana. Esto también significa invertir en espacios públicos, recreación y servicios que mejoren el bienestar de todos en nuestra comunidad. Ya sea apoyando a las empresas locales, manteniendo parques o brindando una excelente seguridad pública, continuaremos enfocándonos en mantener la alta calidad de vida que tanto valoramos.

Quizás lo más importante es que estamos comprometidos a involucrar e informar a nuestros ciudadanos. Creemos que la democracia funciona mejor cuando todos somos parte de la conversación. Seguiremos priorizando la transparencia, la comunicación y la implicación. Queremos asegurarnos de que tenga acceso a la información que necesita para comprender lo que está sucediendo en su ciudad. Ya sea a través de reuniones de la Ciudad, encuestas u otros esfuerzos de divulgación, trabajaremos arduamente para asegurarnos de que se escuchen sus inquietudes e ideas.

Juntas, estas prioridades nos guiarán hasta 2025, pero también representan una visión a largo plazo para Emporia. Estamos enfocados en crear una comunidad que no solo sea próspera sino también conectada, inclusiva y sostenible. Sí, enfrentaremos desafíos en el camino, pero creo en la fuerza y la resiliencia de esta comunidad. Una y otra vez hemos demostrado que cuando nos unimos, somos capaces de lograr cosas increíbles.

Estoy entusiasmado con lo que nos espera. Con su continuo apoyo y participación, construiremos un futuro más brillante para Emporia, uno en el que cada ciudadano tenga la oportunidad de triunfar y sentirse orgulloso de la ciudad que llamamos hogar.

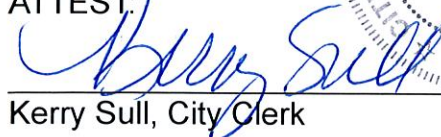
Quiero agradecer a la Comisión por su confianza, su arduo trabajo y su compromiso continuo para hacer de Emporia un lugar del que todos podamos estar orgullosos. Brindamos por un año próspero y esperanzador mientras avanzamos juntos, enfocados en el crecimiento, la responsabilidad y la comunidad y garantizando que nuestra ciudad siga siendo un lugar donde las empresas puedan prosperar, las familias puedan prosperar y los visitantes se sientan bienvenidos.

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




Erren Harter, Mayor

ATTEST:


Kerry Sull, City Clerk

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Commissioners Brinkman, Curtis, Harter, Sauder and Smith convened as the Governing Body.

Commissioner Brinkman made a motion nominating Erren Harter to serve as Mayor for the coming year. Commissioner Smith seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Smith, aye; Commissioner Curtis, aye; Commissioner

Commissioner Brinkman made a motion nominating Becky Smith to serve as Vice-Mayor for the coming year. Commissioner Sauder seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

CITY COMMISSION (Approve Surety Bonds)

Mayor Harter made a motion to approve Surety Bonds for City Manager Cocking, City Clerk Sull and City Treasurer Harrouff. The City has obtained Surety Bonds from Cincinnati Insurance Co. for the 2025 fiscal year. Commissioner Brinkman seconded the motion. The vote follows: Mayor Harter, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Commissioner Smith, aye.

CITY COMMISSION (Designate Official City Newspaper)

Commissioner Curtis made a motion to designate The Emporia Gazette to be the official City newspaper, as per K.S.A. 12-140. The City is required by State law to designate an official newspaper, which must have a general circulation in the City. All public hearing and meeting notices, emergency orders and other official notices must be published in the official newspaper. Commissioner Smith seconded the motion. The vote

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

CITY COMMISSION (Designate Financial Institutions)

Commissioner Brinkman made a motion to designate the following financial institutions to serve as depositories of funds of the City of Emporia, per K.S.A. 9-1401: Citizens State Bank; Community National Bank & Trust; ESB Financial; Lyon County State Bank and Capital Federal. Commissioner Sauder seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

EXECUTIVE SESSION

Commissioner Smith made a motion to recess into Executive Session for 30 minutes inviting pertinent city staff to discuss confidential data of a third party relating to economic development. The justification for the executive session is provided by K.S.A. 75-4319(b)(4) to protect financial affairs and trade secrets of a third parties. The open meeting will resume in this room at approximately 12:07 p.m. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

Upon reconvening the meeting in Regular Session, at 12:07 p.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 12:25 p.m. Commissioner Curtis seconded the motion. The vote follows: Commissioner Sauder aye; Commissioner Curtis, aye; and Mayor Harter, aye. Commissioner Brinkman and Commissioner Smith were not present at the time of the vote.

Upon reconvening the meeting in Regular Session, at 12:25 p.m., this same date, in the City Commission Meeting Room, Mayor Harter stated they had discussed confidential data of a third party relating to economic development and no action was taken.

Mayor Harter made a motion to recess the meeting until 12:42 p.m. to Conference Room 1AB. Commissioner Curtis seconded the motion. The vote follows: Mayor Harter, aye; Commissioner Curtis, aye; Commissioner Brinkman, aye; and Commissioner Sauder, aye. Commissioner Smith was not present at the time of the vote.

The following items were discussed at the Study Session:

1. Discuss Legislative Policy Statement.
2. Appoint Commission Members to Regional Development Associate of East Central Kansas Board; Joint Economic Development Advisory Council; Recreation Commission; Transient Guest Tax Advisory Board; Emporia Enterprises; Emporia Main Street; Emporia Public Library Board and Recreation Steering Committee.
3. Meetings in Topeka.
4. Q &A with City Manager.

Study Session Discussion:

**City Commission
Regional Development Association of East-Central Kansas Board
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Commissioner Sauder as the representative of the Governing Body to participate in the activities of the Regional Development Association of East-Central Kansas Board. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Mayor Harter, aye; and Commissioner Curtis, nay.

**City Commission
Joint Economic Development Advisory Council
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Commissioner Curtis as the representative of the Governing Body to participate in the activities of the Joint Economic Development Advisory Council. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**City Commission
Recreation Commission
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Commissioner Brinkman as the representative of the Governing Body to participate in the activities of the Recreation Commission. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**City Commission
Transient Guest Tax Advisory Board
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Mayor Harter as the representative of the Governing Body to participate in the activities of the Transient Guest Tax Advisory Board. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**City Commission
Emporia Enterprises
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Commissioner Curtis as the representative of the Governing Body to participate in the activities of Emporia Enterprises. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**City Commission
Emporia Main Street
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Commissioner Smith as the representative of the Governing Body to participate in the activities of Emporia Main Street. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**City Commission
Emporia Public Library Board
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Commissioner Smith as the representative of the Governing Body to participate in the activities of the Emporia

Public Library Board. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

**City Commission
Recreation Steering Committee
Appointing Governing Body Representative**

Commissioner Smith made a motion to appoint Mayor Harter as the representative of the Governing Body to participate in the activities of the Recreation Steering Committee. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

City Manager Cocking stated due to upcoming conflicts and schedules the next regular Commission meeting will need to be rescheduled. Following discussion, Commissioner Sauder made a motion to reschedule the next regular Commission meeting to Tuesday, January 21, 2025, at 1:30 p.m., in the Commission Meeting Room. Commissioner Smith seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

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



ATTEST:


Kerry Sull, City Clerk


Erren Harter, Mayor