

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, November 18, 2020, with Mayor Giefer presiding and Commissioners Brinkman, Geitz, Gilligan and Smith present. Also present were City Manager McAnarney, Assistant City Manager Massey, City Clerk Sull and City Attorney Montgomery.

MAYOR AND CITY COMMISSIONERS REPORTS AND COMMENTS

This is the time for the Mayor and City Commissioners to make comments and reports to the public. **The following is general information for the month of October for the community:**

1. Monthly Local Retail Sales Tax Receipts Update

	2019	2020	Increase of \$38,221.89 for the month, and
	\$410,662.07	\$448,883.96	Overall increase of 1.60% from year 2019
YTD	\$ 4,110,493.92	\$ 4,176,093.58	

2. City Share from County Tax

	2019	2020	Increase of \$20,499.82 for month, and
	\$206,476.06	\$226,975.88	Overall increase of 4.59% from year 2019
YTD	\$2,033,909.05	\$2,127,314.57	

3. Building Permits issued from 10/1/2020 to 10/31/2020 for new construction, remodeling, repairs and demolition.

Total number of building permits issued through Code Services:	74
Total of valuations associated with those building permits:	\$14,803,173.00
Total number of dollars collected for Building Permit Fees:	\$ 38,697.25
Construct - single family dwellings	1
Demo - single family dwellings	2

Flint Hills Mall CID for October	\$ 24,348.26
Year to Date Total	\$ 178,307.72

Consent Agenda

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

- a. Consider minutes of the Meeting held on November 4, 2020.
- b. Consider ratification of Payroll Ordinance for the period ending on November 6, 2020.
- c. Consider the Approval of October Budget.

The vote follows: Commissioner Gilligan, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments. No comments were made at this time.

**EMPORIA PUBLIC LIBRARY
(Maintenance Contract for 2021)**

City Manager McAnarney stated the City of Emporia provides cleaning and maintenance service for the Emporia Public Library. Employees from the City Building maintenance Department provide these services for the Emporia Public Library. The Emporia Library Board has approved the agreement subject to approval by the City. This contract is substantially similar to the previous year. The payment from the Library to the City for services is increased by 1% and a provision was added stating that if the Library purchases and installs an electronic message board sign, they will own it and remain responsible for all associated costs and maintenance. He stated staff was recommending the 2021 contract be approved for the amount of \$39,550.20.

Commissioner Geitz made a motion approving the Maintenance Agreement with the Emporia Public Library for 2021. Commissioner Smith seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(Consider Amending City Code Section 16-266)
(Requiring Individuals to Wear Face Masks)
(Ordinance Number 20-33)**

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS REQUIRING INDIVIDUALS TO WEAR MASKS OR OTHER FACE COVERINGS IN CERTAIN CIRCUMSTANCES AND AMENDING CITY CODE SECTION 16-266, to which the City Clerk assigned Ordinance Number 20-33, was presented to the Governing Body for their consideration.

City Attorney Montgomery, was recognized and addressed the Governing Body. She stated City Code Sec. 16-266 requiring individuals to wear face

masks or other face coverings in certain circumstances is scheduled to expire November 21, 2020 at 11:59 p.m. Lyon County has recently instituted Public Health Order with requirements to wear masks in public places which will be in effect until January 14, 2021. This new ordinance proposal adds the additional language found in the Lyon County Public Health Order, which includes a requirement that individuals wear masks in public spaces under certain circumstances and extends the expiration date to December 22, 2020 at 11:59 p.m.

Commissioner Geitz made a motion to approve Ordinance Number 20-33, an ordinance amending City Code Sec. 16-266, pertaining to face masks, extending the expiration date to December 22, 2020, at 11:59 p.m. Commissioner Gilligan seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

OFF THE AGENDA ITEM
(Consider Emporia Main Street Agreement)

City Attorney Montgomery, was recognized and addressed the Governing Body. She stated as previously discussed at the study session, this is the updated contribution agreement proposal with Emporia Main Street to secure professional services in connection with the development of the downtown business district and economic initiatives. The proposed changes brings this contract into uniformity with other contribution agreements. She stated the terms of this agreement begins upon execution and will end on June 30, 2021. She stated staff recommends approval of the contract.

Following further discussion, it was moved by Commissioner Gilligan to authorize the Mayor to sign the Emporia Mainstreet Contribution Agreement. Commissioner Geitz seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(City Manager's Report)**

This is a verbal report that announces upcoming events, recognizes employees for outstanding contribution and provides the public information that may be of a general interest. The following information was presented at the meeting:

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

NO STUDY SESSION MEETING SCHEDULED FOR NOVEMBER 25, 2020

City Manager McAnarney stated the next regular scheduled Commission Meeting is December 2, 2020. A study session will be held before that meeting at 12:00 p.m.

EXECUTIVE SESSION

Commissioner Gilligan made a motion to adjourn into Executive Session to discuss proprietary information of a private business 7:09 p.m. to 7:24 p.m., in the City Commission Meeting Room. Commissioner Geitz seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

Upon reconvening the meeting in Regular Session, at 7:24 p.m., this same date, in the City Commission Meeting Room, Mayor Giefer stated they had discussed proprietary information of a private business and no action was taken.

Commissioner Brinkman then made a motion to adjourn. Commissioner Geitz seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

Danny Giefer, Mayor

ATTEST:

Kerry Sull, City Clerk