

## City of

### VALLEY FALLS

Incorporated May 17, 1869

♦ Attachment

### City Council Agenda

The City Council meeting is open to the public and will be held at City Hall.

Meetings will be streamed via Facebook Live (https://www.facebook.com/cityofvalleyfalls) Please email questions to cityadmin@valleyfalls.org before the meeting.

June 1, 2022 6:30 PM Regular Meeting

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL - City Council and Staff

MINUTES - Regular Meeting of May 18, 2022 ◊

MINUTES - Special Meeting of May 27, 2022 ◊

INVOICES - \$24,329.08 ◊

### **PUBLIC COMMENTS & GUESTS:**

Public Comment Policy ◊

1. Lucy Thomas

#### **BUSINESS ITEMS:**

- 1. Laser Ammo Laser Technologies
- 2. Animal Permit Cheyenne Winter
- 3. 30 MPH on Sycamore St
- 4. 419 Broadway St
- 5. CDBG Public Comment
- 6. 2023 CDBG Grant
- 7. Temperature Monitor
- 8. Replacement Computer
- 9. Departmental Committees

#### TABLED ITEMS:

### **REPORTS:**

CITY ADMINISTRATOR: Audree Aguilera ◊

PUBLIC WORKS: Bill McCoy ◊
POLICE: Brandon Bines ◊
MAYOR: Jeanette Shipley
FIRE DISTRICT: Mike Glissman

ECONOMIC DEVELOPMENT BOARD: Audree Aguilera or Chair PLANNING & ZONING COMMISSION: Audree Aguilera or Chair

CITY COUNCIL COMMENTS/ FEEDBACK/ IDEAS

### ANNOUNCEMENTS/ COMMUNICATIONS:

City Offices closed July 4<sup>th</sup> in observance of Independence Day.

EXECUTIVE SESSION ◊
ADJOURNMENT

#### CITY OF VALLEY FALLS

May 18, 2022

### **Open Meeting**

The meeting was called to order at 6:30 pm by Mayor Jeanette Shipley. Council members present were, Salih Doughramaji, Jennifer Ingraham, Gary McKnight, and Judy Rider.

Staff present: Audree Aguilera, City Administrator, Chris Weishaar, City Clerk, Bill McCoy, Public Works, Brandon Bines, Chief of Police, and Leonard Buddenbohm, City Attorney.

Others present: Scott Heinen, Dianne Heinen, and Dee Heinen.

### Minutes:

The minutes from the May 4, 2022, meeting was presented.

Jennifer moved to approve the minutes. Gary seconded the motion. Motion carried 4-0

### **Vouchers:**

The May 18, 2022, Vouchers were presented. Jennifer moved to approve vouchers totaling \$20,088.55. Salih seconded the motion. Motion carried 4-0.

**Public Comments & Guests:** Dianne asked about the speed limit between the ball fields on Sycamore. Audree would look into doing an ordinance to change the limit. Jeanette advised of the need for NO Parking signs to be placed on the yellow barriers at the ball field. In the event of an emergency, it would be time consuming to gain access to the area. Audree will order signs.

#### **BUSINESS ITEMS:**

Army Corp of Engineers Lease Agreement – RJ Harms and Kyle Broockerd were present to advise of the need to have one contact point with the City in reference to sub leases the City has with the rec commission and the athletic association.

Council Appointment – Jeanette nominated Matt Frakes to fill the vacant council seat. After Several questions the council voted 4-0 to approve the appointment.

426 Broadway St – Repair or Demolishment – Matt Strickler has a signed contract to purchase the property and has a plumber coming in to evaluate the plumbing. Discussed extending the matter 60 days to allow for improvements.

Gary made the motion to allow a 60-day extension. Judy seconded the motion. Motion carried 5-0.

Vacate Alley – Audree presented the reasoning behind the need to vacate the alley at 902 Broadway. Audree will start the procedure necessary.

Gary made the motion to vacate the alley. Jennifer seconded the motion. Motion carried 5-0.

Fireworks Permit – Lisa Abramovitz – Lisa was not present.

Gary made the motion to approve the permit. Jennifer seconded the motion. Motion carried 5-0.

Signature Cards – Changes - Audree Aguilera to Audree Guzman, Remove Michael Glissman, and add Matt Frakes to cards at the Kendall Bank.

Gary made the motion to approve the changes. Salih seconded the motion. Motion carried 5-0

Fire Board Appointment – Salih advised he would be on the Fire Board.

Gary made the motion to appoint Salih. Judy seconded the motion. Motion carried 5-0.

Donation for Lee Miller Fundraiser – A request was made to donate family passes for the swimming pool for the fundraiser.

Gary made a motion to approve 2 passes. Judy seconded the motion. Motion carried 5-0.

### **City Administrator Report:**

- 1) **CDBG Street Project** -The final drawdown and closeout is complete. Awaiting final disbursement. Tax reimbursement received.
- 2) **CDBG Sewer Project Phase 1** Design and Environmental in progress. Bids anticipated for early fall 2022. Construction anticipated in 2023.
- 3) CDBG Sewer Project Phase 2 Preliminary Engineering Report in progress.
- 4) American Rescue Plan Act (ARPA) Projects completed to date include: gWorks Software. Funds used to date: \$20,411.40. Projects pending to date include: K-16 Entry Signs. Funds planned for projects: \$7,000. Remaining Funds: \$148,546.96.
- 5) **Opioid Settlement** Fund anticipated to be disbursed in May. Anticipated \$5/ Capita. 25% of Settlement shared 50/50 with cities and counties. Other 75% will be used for grants. This first round of payouts on the settlement will allow partnerships with other local entities
- 6) **Software Implementation** Payroll will be started on May 11th. This is the final module to switch over.
- 7) Personal Policies & Guidelines Still under review with EMC Attorneys. Reached out for update.
- 8) **K-4/ Oak Street Lights** The lights anticipated to be installed at K-4/ Oak Street intersection on May 9th.
- 9) **K-4 / K-16 Street Lights** Working with KDOT, Evergy, and PEC for Street Lights at K-4 / K-16. K-4 / K-16 light addition must have engineering study and cost covered by city. Work with engineer on estimates.
- 10) Automatic Water Meters 207 meters installed to date. Total of 493 water meters.
- 11) **Fund Balances** Trial balances sent to auditor to help resolve negative balances. Reached out for update.
- 12) **Rate Study** Compiled and sent data to Ransom Financial. Rate review drafts completed. To review initial drafts sometime this week or next.
- 13) **Fire Hydrant Testing** KRWA will be flow testing all our fire hydrants on May 4th. This service is free.
- 14) **River Cleanup** The Army Corp of Engineers lease list the City as being responsible for the boat ramp and river entrance. This project will be prioritized after tucking lot is completed.

15) **City Wide Clean Up** – Scheduled for May 20th – 22nd from 8am to 4pm. We have partnered with Knights of Columbus for scrap metal, K-4 Ag for tires, Jefferson County for Electronics and Hazardous Waste, and Waste Management for Demolition Material, Household trash and Recyclables. The City-Wide Clean-Up has been published on Facebook, Website and Newspaper.

- 16) **Tucking Lot** working on hauling in dirt and leveling out lot.
- 17) **South Water Tower** in progress of installing manway and vent.
- 18) Hurst Water Tower Valve anticipated to be installed on May 17th & 18th.
- 19) Fire Hydrant on Linn Valve anticipated to be installed on May 17th & 18th.
- 20) **RV Park Electrical Update** Waiting on PHE to update.

### Sewer/Water/Streets/Alleys/Parks/Pool:

### Water:

Tower work is done on south tower I have visually inspected it and it looks good will be putting it back in service as soon as we get it filled and do the KDHE testing on the water.

Installed a new water meter and pit for the self-storage on sycamore street replaced a 2-inch meter with a smaller one Will be cutting in new valve for Hurst tower and for leaky fire hydrant on Linn St Wed-Thur. next week due to weather delays.

Got a bid for a natural gas generator for hurst tower with an automatic transfer switch.

Got a bid from Richard Vaughn to put in a new computer system that would be water plant only due to heightened cyber-attacks that can be disconnected from the internet and still allow me to have a computer for emails and other needs.

Got a second bid from Richard to put in the temperature sensors at the sed pond and hurst tower to alert me of low temperatures before it can freeze and cause damage.

### **Sewers:**

We had a sludge test done on the lagoons and was given an estimate on cost to remove the sludge with microbes we will have to look for funding to be able to afford to do it.

Worked with PEC assisting them in manhole inspections for upcoming sewer project phase 1.

### **Streets:**

Did a temporary repair to the excavation site on Linn St filled the hole with cold patch till we can do a larger road repair.

#### Pool:

We have the pool filled had to do some minor leak repairs and replace the main valve for pool water supply we power washed it out before filling it.

We will be switching the pumps out as soon as we can design a system to be able to lift the old one out and lower the new one into the pit.

Awaiting delivery of the steel for the pump cover it is on backorder.

#### **General:**

Got all of the available fill from our pile by the brush dump and will be getting more from the river pump access road to top dress the Tucking lot going to be checking the grade this week to see how close we are to the needed 5% grade.

#### Police:

• Officer Rivera is doing well at the academy and is scheduled to graduate June 10th.

- Officer Smith completed patrol shifts solo and will continue to learn the geography and community.
- Attended an online ZOOM training on Leadership Development thorough KLETC
- Had some complaints about dirt bikes and 4wheelers riding around town, in which these complaints have been resolved. Enforcement on dirt bikes, 4 wheelers, golf carts, etc. will continue.
- Put together a list of items for Opioid Grant along with information on how to obtain and purchase Narcan for the department
- Two misdemeanor possession of marijuana / drug paraphernalia arrest made along with Battery Arrests
- Will be attending Chiefs Conference end of May
- Criminal Investigations ongoing
- Congratulations to students enjoy summer please remember to be safe and hope everyone enjoys the pool.
- Spoke with emergency management about grants for police radios in which we are looking to see which one will be best.
- Request for Police Department Building

### Mayor:

It was asked about getting benches in the park.

Spoke with County and State about Sycamore Street between K-16 and K-4. County says it's not their problem. State is looking into it.

It was decided to have a Travel & Tourism committee. Jeanette, Gary, and Salih will be on the committee.

Possible meeting with Topeka Housing Authority, May 25th reference Sunset Haven Apartments.

#### ADJOURNMENT

Gary made a motion to adjourn the meeting. Jennifer seconded the motion. Motion carried 5-0.

		APPROVED:	
			JEANETTE SHIPLEY, MAYOR
ATTEST:			
	CHRISTINE WEISHAAR CITY CLERK		

#### CITY OF VALLEY FALLS

May 25, 2022

### Special Open Meeting

The meeting was called to order at 6:30 pm by Mayor Jeanette Shipley. Council members present were, Salih Doughramaji, Jennifer Ingraham, Gary McKnight, Matt Frakes, and Judy Rider.

Staff present: Audree Aguilera, City Administrator and Chris Weishaar, City Clerk.

Others present: Trey George, Aubrey Coufal, John Sherrits, Phil Huffman, Pat Sieve, and Leslee Bowers.

#### **BUSINESS ITEM:**

### Valley Falls Housing Authority - Sunset Haven Management -

Jeanette asked Phil Huffman to present the problems they have had while Topeka Housing Authority has managed the facility. They have had delays in getting maintenance requests completed. The washing machine was broken for 4 months. Not providing advanced notice of coming to inspect apartments. The contract says yearly evaluations and THA comes once a month. Also, they are not keeping the repairs and parts purchases local.

Trey advised they have made changes to the maintenance requests and get the residents called back to advise them that the message was received and submitted. Also, that depending on the level of maintenance required it is taken care of within 2 weeks. He advised with regards to the purchases for materials not being purchased local, Western Auto did not have what was needed. They aim to use local companies when possible.

Leslee spoke of the history of the Valley Falls Housing Authority and the time-consuming process of keeping up with the government HUD standards. It was suggested that Jayne Coleman assist with the operations at Sunset Haven.

Gary suggested maybe Phil Huffman would be interested in being a liaison for the tenants and THA. Trey advised he would not be able to be on the Valley Falls Housing Authority and do a liaison.

The communication is getting much better since the meeting recently. They are making a point to show up regularly.

Trey advised they are looking at getting siding on the lower half of the building and did not receive any bids from local contractors. The bids came in around \$80.000.00.

Trey will look into the option of a resident liaison and such. He will meet with the VFHA with results.

### **ADJOURNMENT**

Gary made a motion to adjourn the meeting.	Jennifer seconded the motion. Motion carried 5	-0
	APPROVED:	_
ATTEST:CHRISTINE WEISHAAR, CITY CLERK		



# City of VALLEY FALLS

Incorporated May 17, 1869

INVOICES IN THE TOTAL AMOUNT OF: \$24,329.08  APPROVED:  STATE OF KANSAS	
STATE OF KANSAS	
COUNTY OF JEFFERSON	
I hereby certify that the attached bills are just, correct, and remain unpaid, and that the amount therein is actually due and owing according to law.  Approx	ed by
City Adminis	strato
Subscribed and sworn to before me this day of June	, 2022
Cit	y Clerk

BANK# BANK NAME CHECK AMOUNT CLEARED MANUAL VOID REASON FOR VOID CHECK# DATE ACCOUNT# NAME 1 GENERAL OPERATING FUND 23009 6/01/2022 10001 ARAMARK 92.10 23010 6/01/2022 10021 FOLEY & BUDDENBOHM LAW OFFICES 1,000.00 23010 6/01/2022 23011 6/01/2022 23012 6/01/2022 23013 6/01/2022 23014 6/01/2022 23015 6/01/2022 23016 6/01/2022 23017 6/01/2022 23018 6/01/2022 10060 HAWKINS 5,442.60 10087 JACKSON'S GREENHOUSE 989.97 10016 JIMMY'S STUMP REMOVAL 280.00 10022 MID-AMERICAN RESEARCH CHEMICAL 363.25 10023 MID STATES MATERIALS LLC 744.04 10024 MIDWEST OFFICE TECHNOLOGY 69.36 10088 PEC 13,175.00 10026 PETRO VALLEY FALLS 1,376.89 \*22073053 22073054 5/21/2022 10035 AT&T 270.19 E-PAY \*22073055 Thru 22073064 (NOT IN SELECTED DATE RANGE) 22073065 6/01/2022 10037 KANSAS GAS 525.68 E-PAY \* See Check Summary below for detail on gaps and checks from other modules. BANK TOTALS: OUTSTANDING 24,329.08 CLEARED .00 BANK 1 TOTAL 24,329.08 \*\*VOIDED\*\* .00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
100 GENERAL FUND	4,754.49	4,754.49	.00	.00
720 WATER UTILITY	5,911.25	5,911.25	.00	.00
730 SEWER UTILITY	13.663.34	13.663.34	.00	.00

APCHCKRP 07.01.21 City of Valley Falls OPER: AA

### ACCOUNTS PAYABLE CHECK REGISTER \*\*\* CHECK SUMMARY \*\*\*

Page 2

BANK# BANK NAME

CHECK# DESCRIPTION

1 GENERAL OPERATING FUND

23009 Thru 23018 Accounts Payable Checks

22073054 Thru 22073065 Accounts Payable E-Pay

APCHCKRP 07.01.21 City of Valley Falls OPER: AA



### <u>City of</u> VALLEY FALLS

Incorporated May 17, 1869

### PUBLIC COMMENT POLICY

This is a business meeting of the governing body for the City of Valley Falls. We strive to run a smooth and efficient meeting.

Public Comment is limited to 3 minutes per person. Speakers shall state their name and address. This is intended for citizens to express their views. City Council Members will not engage in dialogue with the speaker. Belligerent, rude, and offensive speakers will be stopped immediately. Citizen should reach out to City Council Members to have personal discussion of their concerns outside of City Council Meetings.

Any comment for agenda items shall be taken only during the specific agenda item. All questions posed during public forum should be answered within the specific agenda item by any City Council Member or followed up as needed by staff in a timely manner during regular business hours following the meeting.

Citizens desiring to comment on matters of a general nature, not specific to an agenda item, shall sign up in advance of the meeting & shall provide name and address, and the purpose or nature of the request. This request should be received by the City Administrator before Friday at noon preceding the meeting. No action or formal comment will be taken on such request at the council meeting. Staff will follow up in a timely manner during regular business hours following the meeting.



### **Building Inspection**

RE: 419 Broadway

On May 21, 2022 an interior and exterior inspection was conducted of the commercial building (downtown row store) on the property known as **419 Broadway**. The building has several exterior issues: structurally unsound rear staircase, damaged rear wall, missing paint on façade and a failing roof.

Upon entry of the building, I immediately smelled mold/mildew and could see along the East section of the store (along the shared wall with City Hall) that plastic had been put up to catch water and then a funnel and tubing put in place to drain it away. This is not an appropriate or effective method of remediation. Depending on how long the roof has been leaking, there is the potential for significant damage to structural components of the roof and walls. drainage pathways that have led to the settlement and deterioration of the building façade.

The building has structural value to the neighboring building and adds visual integrity to the overall look of downtown Valley Falls. However, as it sits, the appearance of the premise is not commensurate with the character of the properties in the neighborhood and constitutes a blight to the adjoining properties, the neighborhood, and the city.

In my opinion a face-to-face meeting should be set up with the property owner and City staff to discuss a scope of work and timely plan to fix the building. This will give everyone a chance to express their concern and hopefully come to an agreement for repair. If a reasonable agreement does not happen, a citation can be sent and the legal timeframes would begin.

419 BROADWAY 1

05/25/2022 EVT0008559 Correctional Facilities Staffing Analyst 05/26/2022 EVT0008567 Professional Development

15/26/2022 EVT0008567 Professional Development Workforce Registry

The above referenced bid documents can be down-loaded at the following website:

https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ ERP/c/SCP\_PUBLIC\_MENU\_FL.SCP\_PUB\_BID\_CMP\_ FL.GBL

Additional files may be located at the following website (please monitor this website on a regular basis for any changes/addenda):

https://admin.ks.gov/offices/procurement-contracts/bidding--contracts/additional-bid-opportunities

### There are No Bids Under this Website Closing in this Week's Ad

Information regarding prequalification, projects, and bid documents can be obtained at 785-296-8899 or http://admin.ks.gov/offices/ofpm/dcc.

Richard Beattie, Director Office of Procurement and Contracts

Doc. No. 050085

#### State of Kansas

### **Department of Commerce**

### **Notice of Hearing**

The Department of Commerce, Community Development Block Grant (CDBG) program, will conduct one public hearing for the CDBG program. The public hearing will be held at 10:00 a.m. Tuesday, June 7, 2022, by Zoom. The purpose of this hearing is to gain citizen input on the proposed changes to the federally funded CDBG program for the 2023 program year as well as take comments on the performance of past administration of this program. No preregistration is required. All citizens are invited to attend the public hearing. Written comment is encouraged and will be accepted by email at cdbg@ks.gov up until the day and time of the hearing. The public is also welcomed to submit questions about the proposed changes via email at cdbg@ks.gov.

- Topic: Public Hearing for 2023 CDBG Program Proposed Changes
- Time: 10:00 a.m. (CDT) Tuesday, June 7, 2022
- https://us02web.zoom.us/j/83792752605?pwd=TIQ4 NEdQQTI2Wkt6Mi9ITmNnNjFMUT09
- Meeting ID: 837 9275 2605
- Passcode: M59VzU

Anyone needing special accommodations should contact the Kansas Department of Commerce at least five business days in advance of the hearing at 785-296-3004, fax 785-296-3490 or TTY 711.

The following are proposed amendments and changes to the 2023 program. Listed below are the items for discussion.

### **Community Facilities and Services**

The CDBG program will focus its Community Facilities and Services on three targeted categories for the 2023

Annual Competition. These categories are as follows: Early Childhood Centers (non-profit only), Youth Recreation Centers and Parks, and Sidewalks and Trails. All other CDBG Community Facilities and Services project applications will be paused for the 2023 funding round that do not fall into these categories.

#### Water/Sewer

Change to funding Regional Water Planning Grants only. These grants can be used to investigate and determine the feasibility of Regional Water Projects. The annual competition Water/Sewer Infrastructure grant will be paused for the 2023 program year. The \$1 million Regional Water Project set aside in CDBG will be available in 2023 through an open round as a funding source for those projects that are determined to be feasible for regionalization.

### **Commercial Rehabilitation**

For the main Commercial Rehabilitation category, re-define the funding for slum and blight projects OR job creation national objective and allocate \$1 million in funding. Add a new sub-category for the removal of architectural barriers and allocate \$1 million in funding. The national objective for this category would be limited clientele. We will continue to require 25 percent match for both categories.

### Housing

Move from an annual competition round to an open round in the CDBG Housing category with the application due from approximately January 9, 2023 to November 1, 2023.

#### CARES Act – CV4

There is approximately \$2,000,000 remaining in CD-BG-CV funds for which cities and counties may apply for to utilize for economic development, job retention. The program is considering focusing those funds for minority and women-owned businesses, which may have been disproportionately impacted during the pandemic.

#### **Administration Allowance**

Increase administration fees for the subrecipients to fifteen percent of the grant award not to exceed \$25,000 for categories, except for categorically excluded not subject to (CENST), which is limited to \$10,000.

Increase administration fees for Housing Rehabilitation to \$30,000 from the current \$25,000. The recommendation would increase administration fees by \$5,000.

#### Public Service/Job Training

Add a new category for arts-related job training and employment for youth.

### 2023 Proposed Allocations Per Category

Fund projects as outlined in the table below. Expected allocation from HUD: \$14,500,000.

Category	2023 Proposed Recommendation	2023 Expected Allocation
Community Facilities and Services		
Early Childhood Centers	Up to 21%	\$3,000,000
Youth Recreation Centers and Parks	Up to 21%	\$3,000,000
Sidewalks and Trails	Up to 14%	\$2,000,000

(continued)

Category	2023 Proposed Recommendation	2023 Expected Allocation
Water and Sewer		
Water and Sewer Regional Planning	Up to 14%	\$2,000,000
Housing	Up to 14%	\$2,000,000
Commercial Rehabilitation	Up to 7%	\$1,000,000
Removal of Architectural Barriers	Up to 7%	\$1,000,000
Public Service/Job Training		
Arts-related job training/ employment for youth	Up to 3%	\$500,000
Urgent Need	Up to 1%	\$100,000
State Administration	Up to 3%	\$450,000
Total	105%	\$15,050,000

David Toland Secretary

Doc. No. 050088

#### State of Kansas

### Department of Health and Environment Division of Health Care Finance

#### **Public Notice**

The Kansas Department of Health and Environment, Division of Health Care Finance (KDHE-DHCF) is amending the Kansas Medicaid State Plan to update Dispensed As Written (DAW1) reimbursement rates. This reimbursement change will be aligned with the 2016 Centers for Medicare and Medicaid Services (CMS) Coverage Outpatient Drug (COD) Rule, which requires an Actual Acquisition Cost methodology. Drug availability language will also be updated.

The proposed effective date for the state plan amendment (SPA) is June 1, 2022.

Fee-For- Service Only	Estimated Federal Financial Participation
FFY 2022	-\$703
FFY 2023	-\$2108

To request a copy of the proposed SPA, to submit a comment, or to review comments, please contact William C. Stelzner by email at william.stelzner@ks.gov, or by mail at:

William C. Stelzner Kansas Department of Health and Environment Division of Health Care Finance 900 SW Jackson, Room 900N Topeka, KS 66612.

The last day for public comment is May 31, 2022. Draft copies of the proposed SPA may also be found at a Local Health Department (LHD).

Sarah Fertig State Medicaid Director

Doc. No. 050078

State of Kansas

### Department of Health and Environment

### Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

### Public Notice No. KS-AG-22-103/109 Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Southwest Cattle, LLC 960 CR 50 Sublette, KS 67877	N/2 & SE/4 of Section 28 T27S, R33W Haskell County	Upper Arkansas River Basin

Kansas Permit No. A-UAHS-C001 Federal Permit No. KS0099465

The proposed action is to modify and reissue an existing NPDES permit for an expanding facility for 52,500 head (26,250 animal units) of cattle weighting 700 pounds or less and 20,000 head (20,000 animal units) of cattle weighing greater than 700 pounds for a total animal unit capacity of 46,250. There is no change in the permitted number of animal units from the previous permit. The permit contains proposed modifications consisting of an additional 159 acres of new open lot pens, calf pen area, and one additional wastewater retention control structure.

Name and Address of Applicant	Legal Description	Receiving Water
Orval Thiessen, Inc. 182 Old Mill Rd. Peabody, KS 66866	NW/4 of Section 34 T22S, R03E Marion County	Walnut River Basin

Kansas Permit No. A-WAMN-B001

The proposed action is to reissue an existing state permit for an existing facility for 400 head (400 animal units) of cattle more than 700 pounds and 410 head (205 animal units) of cattle 700 pounds or less; for a total 605 animal units of cattle. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water	
Edwin Busenitz 1376 10th St. Peabody, KS 66866	SE/4 of Section 31 T22S, R03E Marion County	Walnut River Basin	
Kansas Permit No. A-WAMN-S004			



### <u>City of</u> VALLEY FALLS

Incorporated May 17, 1854

CDBG Program Kayla Savage Director Community Division

Subject: Public Comment for Proposed CDBG Changes

To Whom it May Concern,

On behalf of the City of Valley Falls, I urge the Department not to eliminate the Water and Sewer Project funding for the 2022 - 2023 CDBG Program. The City of Valley Falls is in Phase 1 of a 2 Phase \$3 million project to rehab our critical sewer infrastructure. The City of Valley Falls was planning on applying for Phase 2 of the program for the 2023 CDBG Grant Year. It is crucial that this the Department continue to fund the sewer and water projects, as we have invested time and money into having a engineering and studies of our system to make this project work. In addition, the City invested funds into a LMI Survey and this may be the last year that our Income Survey is valid to make us eligible for these projects.

I support the Regional Water Projects, but I disagree that all sewer and water project funds should be allocated to the Regional Water Projects. Our city along with many others, depend on the funding from CDBG for water and sewer infrastructure improvements and rehab.

It is with great sincerity, that I plead the CDBG Program to not pause the Sewer and Water Infrastructure Project.

Thank you for your consideration.

Jeanette Shipley Mayor



1410 S 134<sup>th</sup> St Bonner Springs, KS 66012 Ph: 913-660-0496 www.hillfab.io

May 10, 2022

Bill McCoy City of Valley Falls 417 Broadway St Valley Falls, KS 66088

Re: Temperature Monitor

Bill,

We are pleased to provide a proposal for a remote building temperature monitor. A small control panel will be configured with a power supply, 900 MHz radio and temperature monitor. An antenna mounted under the eave of the building will provide approx. ½ mile of range back to the WTP.

The temperature will be displayed on the existing SCADA screen, with alarm setpoints. The temperature alarms will tied into the existing alarm dialer for Operator notification.

### Included

- ✓ Fiberglass enclosure, power supply, DIN rail and wire duct
- ✓ NCD MirPro wireless 4-20 mA Transmitter / Receiver
- ✓ Comet P0120 4-20 mA temperature transmitter
- ✓ (2) antennas, antenna coax and external building mounts
- ✓ Deliver computer to WTP, connect and start up
- ✓ Travel, mileage expense and incidentals

Total value, this proposal: \$2,406.00

Please let me know if you have any questions, or would like to move forward with this proposal.

Best,

Richard Vaughn hillfab@mailbox.org



1410 S 134<sup>th</sup> St Bonner Springs, KS 66012 Ph: 913-660-0496 www.hillfab.io

May 10, 2022

Bill McCoy City of Valley Falls 417 Broadway St Valley Falls, KS 66088

Re: WTP SCADA Computer

Bill,

We are pleased to provide a proposal to provide a desktop computer for WTP SCADA use. The operating system will be Windows 10 LTSC (Long Term Service Contract). The number of Windows Updates are greatly reduced with the LTSC version, and it is a good fit for industrial use.

The existing WTP desktop remain for other uses (e-mail, spreadsheets, etc.), and as a back up SCADA computer.

### <u>Included</u>

- ✓ Dell Optiplex desktop CPU, keyboard, mouse
- √ Windows 10 2019 LTSC 64-bit
- ✓ Install SCADA software and configure Valley Falls application
- ✓ Replicate file directories and back up current versions of SCADA application, and PLC programs
- ✓ Deliver computer to WTP, connect and start up
- ✓ Travel, mileage expense and incidentals

Total value, this proposal: \$2,167.00

Please let me know if you have any questions, or would like to move forward with this proposal.

Best,

Richard Vaughn hillfab@mailbox.org



### VALLEY FALLS

Incorporated May 17, 1854

### City Administrator Report City Council May 18, 2022

- 1) **CDBG Sewer Project Phase 1** Design and Environmental in progress. Bids anticipated for early fall 2022. Construction anticipated in 2023.
- 2) **CDBG Sewer Project Phase 2** Preliminary Engineering Report in progress. 2023 CDBG Grant year is pausing the sewer/ water grants. Project will be postponed to 2024.
- 3) American Rescue Plan Act (ARPA) Projects completed to date include: gWorks Software. Funds used to date: \$20,411.40. Projects pending to date include: K-16 Entry Signs. Funds planned for projects: \$7,000. Remaining Funds: \$148,546.96.
- 4) **Opioid Settlement** Fund anticipated to be disbursed in May. Anticipated \$5/ Capita. 25% of Settlement shared 50/50 with cities and counties. Other 75% will be used for grants. This first round of payouts on the settlement will allow partnerships with other local entities
- 5) Budget I have started working on the 2023 Budget. This will be my focus during the months of June and July.
- 6) Software Implementation Payroll will be started on June 8th. This is the final module to switch over.
- 7) Personal Policies & Guidelines Still under review with EMC Attorneys. Reached out for update.
- 8) K-4/ Oak Street Lights The lights anticipated to be installed at K-4/ Oak Street intersection on May 9th.
- 9) K-4 / K-16 Street Lights Working with KDOT, Evergy, and PEC for Street Lights at K-4 / K-16. Light addition must have engineering study and cost covered by city. Work with engineer on estimates.
- 10) Automatic Water Meters 207 meters installed to date. Total of 493 water meters.
- 11) **Fund Balances** Trial balances sent to auditor to help resolve negative balances. Will resolve during Audit on May 31<sup>st</sup>.
- 12) Rate Study Reviewed initial rate study with Ranson Financial. I need to finish budget to get some items over to them for final rate review.
- 13) **Fire Hydrant Testing** KRWA will be flow testing all our fire hydrants after water tower work is complete. This service is free.
- 14) **River Cleanup** The Army Corp of Engineers lease list the City as being responsible for the boat ramp and river entrance. This project will be prioritized after tucking lot is completed.
- 15) City Wide Clean Up Went very well. Would recommend doing again in the future.
- 16) Tucking Lot working on hauling in dirt and leveling out lot.
- 17) Hurst Water Tower Installed valve. Work to begin on rehab.
- 18) Fire Hydrant on Linn Postponed awaiting new bid.
- 19) RV Park Electrical Update Waiting on PHE to update.

### **Financials**

Fund #	Fund Name	Previous Balance	Current Balance
100	General Fund	\$43,781.43	\$139,369.57
160	Pool Reserve	\$5,429.10	\$5,429.10
200	Capital Improvement Fund	\$90,630.26	\$114,463.09
300	Special Hwy & Streets	-\$117,409.15	-\$100,789.68
400	Equipment Reserve	\$3,781.71	\$3,781.71
500	Bond & Interest	\$40,149.25	\$63,982.08
600	RHID	\$22,397.90	\$31,611.78
720	Water	-\$86,736.88	-\$78,805.53
721	Water Reserve	\$0.00	\$0.00
730	Sewer	\$282,835.65	\$289,076.29
731	Sewer Reserve	\$0.00	\$0.00
740	Solid Waste	\$62,887.82	\$60,417.42
790	Insurance Reserve	\$0.00	\$748.00



# City of

### VALLEY FALLS

Incorporated May 17, 1869

### **Public Works Report** June 1, 2022

#### Water:

South tower work is 100% completed and we have it filled KDHE testing is done awaiting results so we can put it back in service once we get the OK from KDHE

We will be removing the pop off valves and addressing the standing water issue on Fisher St once the tower is put back in service

Excavated a hole at Hurst tower to cut in the valve needed to be able to drain it for upcoming maintenance while doing so we found another valve in the line that was not on any of our maps we also located across connection in the line that was not on the maps either no damage was done to them but it could have been a big problem

Schulte supply cut the new valve in with no issues

We intended to cut a second valve in for the fire hydrant on Linn St that is leaking but the distance from the main to the hydrant prohibited us from being able to do it

Schulte Supply is going to give us a bid on replacing it without it being turned off AKA doing it live Tom from Hawkins came and replaced parts at the water plant that we have been having problems with all covered under warranty

#### Streets:

Spoke to the county to address their concerns with the manholes on maple street currently being filled with rock. The current plan is to raise the manholes to street level a fill in around them with cold patch Got the signs for the gates on sycamore and will be placing them when we remove the speed limit signs

### Parks:

mowing has been hampered by the weather but we are doing what we can to keep on top of the grass/weeds picked up trees to be planted in the park

### General:

City wide cleanup was a success I recommend that we evaluate whether or not to do it again this fall We received over 200 car tires and 10 tractor tires We collected 2 truckloads of chemicals/electronics to take to the county There were 3 truckloads of scrap metal hauled off as well All 3 of the dumpsters were full to capacity

### Pool:

Pool diving board is refinished and put back in place Pool opened on Monday (Memorial Day) Working on fixing the old red chevy truck to be used by summer help for brush pickup



### VALLEY FALLS POLICE



# BRANDON W. BINES



### Council Meeting 06/01/2022

- Officer Rivera is doing well at the academy and is scheduled to graduate June 10<sup>th</sup>.
- Attended Chiefs Conference and made lots of great connections with other Chiefs from around the State.
- Officer Davidson has turned in his 2-week notice, and his last day will be June 5<sup>th</sup> he has taken a job in Scott City, KS
- I have posted a full-time police officer position online through INDEED.COM, KPOA, POLINEONCE.COM and Faceboook.
- I have opened the position to our Part-time officers as well in case they were interested in the Full-time position. Ofc. Smith has expressed interest in a FT position, he would only need to complete reciprocity and not attend the academy.
- Received applicant for Part-Time Police Officer. Interviews and background investigation will begin ASAP.
- I have been in communication with emergency management about grants for police radios in which we are looking to see which one will be best. At the Chiefs conference I met with several vendors who may be able to provide assistance with grants and getting quotes on new radios.
- Considering the recent school shooting, I believe training is even more important today than ever. I have come across a product that can not only assist officers with everyday scenarios but to prepare them for life / death situations along with quality training that can be done at any given time.
- Laser Ammo Technology
- Request for Police Department Building Interested buildings discussed
- Old chiropractic office next to western auto Spoke w/Scott Coleman (\$500/mo. low end \$800 high end if bathroom is added)
- Spoke with pharmacist, John Shipley & Dr. Rider about NARCAN. We will be looking into how to obtain this for each officer using the Opioid funds
- List of items proposed to purchase with Opioid funds (\$2,147.26) W/O NARCAN
- Misdemeanor Arrests made
- Recovered a Missing Runaway Juvenile
- Received narcotics information Criminal Investigations ongoing

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TELEPHONE (785) 945- 3434
WWW.VALLEYFALLSPOLICE.ORG



LASER AMMO TRAINING TECHNOLOGIES IS THE NATION'S PREMIER, HANDS-ON FIREARMS AND VIRTUAL DECISION-MAKING TRAINER, READY TO MEET THE EVER-CHANGING CHALLENGES OF TODAY'S LAW ENFORCEMENT.

Laser Ammo is dedicated to assist all levels of law enforcement in preparing for live fire engagement and decision making through virtual qualifications, advanced marksmanship and individual and customizable skill-building scenarios, utilizing the specific weapons platforms for familiarity and muscle memory. It is our responsibility to prepare officers for the future by assisting to develop a capable, professional, competent and confident individual through repetition and technology It is our privilege to assist and serve with the best equipped, the best trained, and the best led law enforcement in the world, and we will continue to assist in ensuring that it remains that way far into the future.

### WE DO THAT IN FOUR WAYS:

- By creating tailor made training strategies with quantifiable results.
- By creating training aids and systems that continue to challenge law enforcement actions and reactions.
- By assisting trainers assess the overall proficiency and effectiveness of their officers/agents, demonstrating performance on weaponry tasks, characteristics, capabilities, and function of their assigned individual firearm.
- Train and educate officers/agents to react according to law and individual policies unit Commanders in the planning and execution of their marksmanship strategy.

### Laser Ammo Simulator and Reactive Targets Details:

- Affordable regardless of budget
- All Items, including simulator is completely portable
- Ease of use Simple for anyone to use and no need for a dedicated trainer
- Reactive Targets do not require a computer when practicing CQB
- Recoil firearms are not real taking out any danger of Accidental Discharges
- Can be implemented in a space as small as 10' x 10'
- Products range from individual Officer to a full Department/Agency

**GSA#** GS-07F-251AA

**DUNS #: 022644883** 

CAGE Code: 6QWC6

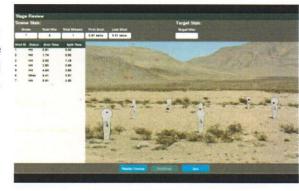


### **Smokeless Range**

Laser Ammo's Smokeless Range provides a better commander assessment through a simulations-based interactive repeatable demonstration of a Marine's performance that augments live environment training in a virtual environment allowing for advanced tactical engagement scenarios, grouping practice, CBRN, night fire, and gate to live fire exercise which assesses overall proficiency of a Marines effectiveness. This customizable technology provides hands-on evaluation of the Officer's demonstrated performance on weaponry tasks, characteristics, capabilities, and function of their assigned individual weapon. It verifies the shooters ability to perform critical tasks, apply immediate and remedial action, and employ the weapon safely during training and tactical operations, as the Officer must demonstrate proficiency on individual tasks and skills through testable (written) and performance (hands-on) evaluation.

### Open Range:

This Add-on allows you to create & design your own training courses with endless possibilities. Modify any of our pre-made course or create your own using custom targets, backgrounds and shooting sounds. Completely customizable. Perfect for surprise and tactical shooting scenes. Also great for creating competition courses.



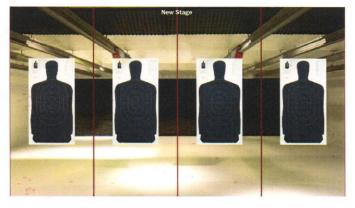


### VST-Pro:

This program comes with various shoot/don't shoot scenes for quick decision making Build your own custom videos to practice use of force training and situational awareness. HD videos, and full branching editor allows for different outcomes. The VST-P includes AAR (After Action Review) which will automatically pause the scene when a shot is detected.

### M-Range

This Add-on allows you to create & design your own training course of fire with the ability to split the screen into up to 4 lanes. Create countless qualification courses and Practice or "Pre-Qual" countless times. Included are the ability to add ballistics and targets are scaled correctly for distance. The included after-action review screen allows debriefing trainees after each stage in a course of fire.





### **REACTIVE TARGETS**

Laser Ammo reactive targets helps the Staff NCO to train soldiers on basic firearms techniques like trigger pull, sight alignment and breath control, with their assigned individual weapon. Laser Ammo's reactive targets prepares the soldier better, faster with less use of live ammo (cost savings of time and money) to go from simulated training to the range.

### i-MTTS w/ Controller:

Receive immediate time feedback and more with the i-MTTS & System Controller Combo. The system has wireless target-to-target communications and multiple drill configurations. Perfect for Military tactical and transitional training including room clearing training. The i-MTTS target system has 6 shooting modes: Standalone, Steel Plate Shooting, Chase the Ball, Shoot/No Shoot, Double Speed Shoot/No Shoot, and Double Tap.



### System Controller:

The System Controller serves as a wireless control unit which allows the user to control from a distance their target systems. A



simple button will rotate between the different training programs, view, scroll and toggle between 'split time' and 'total time' performance results, set automatic or manual 'restart, choose 'random' or define the delay time for the 'start signal, define needed 'hits' on target, set training program length, set preferred sound and light response, extend targets range, define subgroups, and more...

### The LaserPET II (Personal Electronic Target)

The LaserPET II allows any level of Marine to practice response & draw time, accuracy, reloads and much more, with up to six interactive training programs helping the shooter to practice the five fundamental drills by engaging a target anytime, anywhere. The LaserPETT II can keep track of hits, act as a shot timer and assist the shooter to speed up his or her follow-up shots and reload times. The LaserPET II gives the shooter instant audio and visual feedback when a hit occurs on the easy-to-read screen which displays hits and reaction times.





### Recoil Enable Glock 17/19

The Laser Ammo recoil enabled training pistol brings to life the classic and familiar Glock 17 or Glock 19 platforms for enhanced realistic indoor training on any of Laser Ammo's electronic targets or Smokeless Range shooting simulator. This training pistol boasts a metal slide, polymer lower, and the weight, and balance of a live firearm, and comes equipped with a SureStrike IR (invisible) laser. This pistol is powered by green gas and extra magazines. Officers will be able to train not only with recoil but practice their magazine changes as well!





### RECOIL ENABLED TRAINING RIFLE

The Laser Ammo LM4 is an all metal construction rifle with fully functional features (charging lever, mag release, safety forward assist, dust flap, sights etc), weight and similar "Felt Recoil". With adjustable rear stock, sights, and full use accessory rails, this rifle can adapt for any individual or specific needs.

Rifle shoots in either semi or fully automatic as necessary. Rifle reciprocates from Magazines charged with Green Gas. Comes with extra magazines.

### **Shoot Back Box**

The Laser Ammo Shoot Back Box is the latest in design to offer more realism in your training. This 7.5" by 12" steel cased box produces endless simulated 125 db (ear safe) gun shots with concussion and flash, remotely. The gunshot box is an electronic gunfire simulation system that is remotely controlled to reproduce the sound of gunshots on demand. Real explosions with safe levels of sound percussion with no cartridges expendables or speakers.

By implementing the Shoot Back Box in your training you will create the atmosphere and adrenaline often found in a combat situation. Used by Law Enforcement and Military around the globe, this completely portable, easy to use devise sets up in seconds and can work from over 150 ft away (even through walls). NO hearing protection is needed. Can be paired to fire with some training firearms (special order only).



### **Estimate**



LEO Agency CG-R

From

Laser Ammo USA PO Box 222017 Great Neck, NY, 11022 United States

To

Valley Falls KS PD 417 Broadway St Valley Falls, KS, 66088 United States E:: chiefbines@valleyfalls.org Ph: 785-640-3250 Contact: Brandon Bines Estimate No. Valley Falls KS PD - 01

Date May 27 2022

Estimate Valid Till Aug 25 2022

Description	Quantity	Rate	Amount
FTSC - Firearms Trainer Simulator Combo + LEO/MIL Disc (10%) - USD -205.00 + Shipping (2.5%) - USD 46.13	1	2050.00	USD 2050.00
MR001 - M - Range Simulator Add-on + LEO/MIL Disc (10%) - USD -29.90 + Shipping (2.5%) - USD 6.73	1	299.00	USD 299.00
RETP-UG17-IR-GG - Glock G17 GG w/ IR Laser + LEO/MIL Disc (10% ) - USD -89.00 + Shipping (2.5% ) - USD 20.03	2	445.00	USD 890.00
G17-GBB MAG - GLOCK G17 GBB Magaine (VFC) + Shipping (2.5% ) - USD 5.00	4	49.95	USD 199.80
3BP - Battery Packs for Lasers (3 pieces) + LEO/MIL Disc (10%) - USD -2.99 + Shipping (2.5%) - USD 0.67	3	9.95	USD 29.85
	Sub Total		3,468.65
	Shipping Total		78.54
	Discount Total		-326.89
	Total		USD 3,220.31

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### SURESEAL™ TAMPER INDICATING EVIDENCE BAGS - 9" X 12" - 500/CASE

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\$193.50

\$193.50

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EVIDENCE TIE DOWN WEAPONS STORAGE BOX - PISTOL - 12" X 7.5" X 2" -25/PK

Price

Quantity:

Total

\$41.00

\$82.00



EVIDENCE TIE DOWN WEAPONS STORAGE BOX - KNIFE - 16" X 3" X 2" -25/PK

Price

Quantity:

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\$32.50

\$65.00

×



PRINTED PAPER EVIDENCE BAGS - 12"W X 17"H X 7"D - 500/CASE

Price

Quantity:

Total

\$147.50

\$147.50

×

PRINTED PAPER EVIDENCE BAGS - 7"W X 13.5"H X 4"D - 500/CASE

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### PRINTED PAPER EVIDENCE BAGS - 8"W X 15.5"H X 5.25"D - 500/CASE

Price

Quantity:

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\$136.25

\$136.25



### SYRINGE/SHARPS EVIDENCE COLLECTION TUBES - 6" X .75" - 12/PK

Price

Quantity:

Total

\$18.12

\$18.12

### WIDE DIAMETER EVIDENCE COLLECTION TUBE - 7" X 2" - 12/PK



Quantity:

Total

\$27.72

Price

\$27.72

1

### WIDE DIAMETER EVIDENCE COLLECTION TUBE (TUBE ONLY) - 7" X 2" -12/PK

Price

Quantity:

Total

\$25.72

\$25.72

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PREPRINTED EVIDENCE ENVELOPES - 9" X 12" - 100/PK

Price

Quantity:

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\$28.50

\$28.50

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SEALGUARD™ SOLID BACK EVIDENCE TAPE - RED/WHITE STRIPE - 1.375" X

108

Price

Quantity:

Total

\$15.50

\$62.00

X



**DESKTOP EVIDENCE TAPE DISPENSER** 

Price

Quantity:

Total

\$83.35

\$83.35

×

EVIDENCE

EVIDENCE CHAIN OF CUSTODY LABEL - 4" X 6" - 100/PK

SEASON OF COMPANY

Price

Quantity:

Total

\$12.60

\$12.60

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SURESEAL™ "BIOHAZARD IDENTITY" LABELS ON ROLLS - 1" X 3" -250/ROLL

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### NARK METHAMPHTAMINE, MDMA - 10/BOX

Price

Quantity:

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\$16.95

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\$101.70

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### NARK II A-PVP BATH SALTS REAGENT - 10/BOX

Price

Quantity:

Total

\$26.30

\$26.30

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### NARK II MARQUIS REAGENT (OPIUM ALKALOIDS)

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Quantity:

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Quantity:

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\$26.30



### **NIK TEST C BARBITURATES - 10/BOX**

Price

Quantity:

Total

\$26.30

v 1

\$26.30



### **NIK TEST K OPIATES - 10/BOX**

Price

Quantity:

Total

\$26.30

2

\$52.60



### SHARPS CONTAINER - LARGE - 2 GAL. 10 X 7 X 9.5"

Price

Quantity:

Total

\$20.95

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\$20.95

Subtotal:

\$2,147.26

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### **EXECUTIVE SESSION MOTIONS**

There is no standard format for the motion to recess into executive session which will apply to all situations. Because the statutory language requires the motion contain both the "justification" and the "subjects" to be discussed, the motion should include the statutory reason for recessing into executive session and a more specific description of the topic for discussion.

1. Statutory reason for non –elected personnel needs a more specific reason which could be Individual employee's performance

I move the city council recess into executive session to discuss an individual employee's performance pursuant to the **non-elected personnel** matter exception, K.S.A. 75-4319 (b) (1) to include: (people to participate besides governing body.) The open meeting will resume in the city council room at \_\_\_\_PM.

2. Statutory reason for Attorney – Client privilege needs a more specific reason which could be discuss contract, Litigation, Claim, or other such more specific item.

I move the city council recess into executive session to discuss a claim pursuant to **Attorney – Client privilege** matter exception, K.S.A. 75-4319(b)(2) to include: the City Attorney and (people to participate besides governing body.) The open meeting will resume in the city council room at \_\_\_\_\_PM.

- 3. For employer-employee negations a more specific description could be salary. I move the city council recess into executive session to discuss salary pursuant to employer-employee negotiations matter exception, K.S.A. 75-4319(b) (3) to include: (people to participate besides governing body.) The open meeting will resume in the city council room at \_\_\_\_\_PM.
- 4. For property acquisition matters a more specific description could be purchase cost. I move the city council recess into executive session to preliminary discuss purchase cost pursuant to property acquisition matter exception, K.S.A. 75-4319(b)(6) to include: (people to participate besides governing body.) The open meeting will resume in the city council room at \_\_\_\_\_PM.
- **K.S.A. 75-4319.** Closed or executive meetings; conditions; authorized subjects for discussion; binding action prohibited; certain documents identified in meetings not subject to disclosure. (a) Upon formal motion made, seconded and carried, all bodies and agencies subject to the open meetings act may recess, but not adjourn, open meetings for closed or executive meetings. Any motion to recess for a closed or executive meeting shall include a statement of (1) the justification for closing the meeting, (2) the subjects to be discussed during the closed or executive meeting and (3) the time and place at which the open meeting shall resume. Such motion, including the required statement, shall be recorded in the minutes of the meeting and shall be maintained as a part of the permanent records of the body or agency. Discussion during the closed or executive meeting shall be limited to those subjects stated in the motion. (b) No subjects shall be discussed at any closed or executive meeting, except the following:
- (1) Personnel matters of nonelected personnel;
- (2) consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship;
- (3) matters relating to employer-employee negotiations whether or not in consultation with the representative or representatives of the body or agency;
- (4) confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships;
- (5) matters relating to actions adversely or favorably affecting a person as a student, patient or resident of a public institution, except that any such person shall have the right to a public hearing if requested by the person;
- (6) preliminary discussions relating to the acquisition of real property;