

The Oakley City Council met in regular session on April 6, 2020, via Zoom Video Conferencing, and streamed live at <https://www.facebook.com/discoveroakley/> at 7:00 PM. Mayor Whyte presided.

Council members present. Jordan Burris, Chris Dorman, Ilene Nickel, and Shane Stephenson were present; Leasa Huddle arrived after the meeting was called to order.

City staff present. City Administrator Bradley Pendergast, and City Clerk Leann Hughes.

Others present. None.

Call to order. Mayor Whyte called the meeting to order at 7:00 PM.

Minutes Clerk Hughes noted a typo in the March 2, 2020, minutes on the bid acceptance for the Stainless Steel Unit with water conditioner and trade-in; the amount was listed as \$7,232.84, but should have been \$7,323.84, as listed on the bid documents.

Dorman moved to rescind Action (#11269) of the March 16, 2020, meeting, approving the minutes of the March 2, 2020, regular meeting as presented. Stephenson seconded. Motion carried unanimously. Action (#11277).

Stephenson moved to approve the minutes of the March 2, 2020, meeting with a correction to Action #11264, to show the approved price of \$7,323.84, as reflected in the bid documents. Dorman seconded. Motion carried unanimously. Action (#11278).

Stephenson moved to approve the minutes of the March 16, 2020, meeting with a correction to the minutes of the March 2, 2020, meeting, to correct Action #11264, to show the approved price of \$7,323.84. Nickel seconded. Motion carried unanimously. Action (#11279).

AP Payment Registers. Dorman moved to approve the April 1, 2020, AP Payment Register, dated April 2, 2020, for 2019 expenses, out of the Drug Forfeiture Fund, in the amount of \$3,103.80 (Check No. 136). Nickel seconded. Motion carried unanimously. Action (#11280).

Stephenson moved to approve the March 31, 2020, AP Payment Register, dated April 2, 2020, for 2020 expenses, in the amount of \$106,580.83 (Check Nos. 46386-46389; 46394-46436; 3192020; 3252020; and 3302020). Dorman seconded. Motion carried unanimously. Action (#11281).

Time Entry Report. Dorman moved to approve the Time Entry Report for March 8, 2020 to March 21, 2020, dated March 25, 2020, for the March 27, 2020, payroll, in the amount of \$43,695.20 for 2,199.39 hours (ACH Nos. 94783-94815; Check Nos. 17247-17249; AP Check Nos. 46390-46393; Wire Nos. 545-548). Stephenson seconded. Motion carried unanimously. Action (#11282).

NEW DISCUSSION/ACTION ITEMS:

COVID-19 Update. Administrator Pendergast reviewed the COVID-19 update report included in the packets, concerning closed facilities, staffing, anticipated revenue losses, expenditures, fund health, swimming pool and summer help positions.

The Executive Sessions to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships were moved up on the agenda.

Executive Session to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships. Stephenson moved to recess to Executive Session for discussion of confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships for ten (10) minutes, pursuant to exemption under

K.S.A. 75-4319 (b)(4), with the Mayor, Council, City Administrator Pendergast, Brian Spano with Wilson & Company, Kirsten Sims with Wes-Tech and Bryce Myers with Wes-Tech, present. The meeting will resume via Zoom Video Conferencing and streamed live at <https://www.facebook.com/discoveroakley/> at 7:34 PM. Dorman seconded. Motion carried unanimously. Action (#11283).

Mayor Whyte re-convened the meeting.

Stephenson moved to approve a mutual confidentiality and non-disclosure agreement with Wes-Tech, Inc., and authorizing Administrator Pendergast to sign the Confidentiality Agreement and Non-disclosure Agreement with WesTech, Inc. Burris seconded. Motion carried unanimously. Action (#11284).

Council Member Leasa Huddle arrived at 7:37 PM.

Executive Session to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships. Dorman moved to recess to Executive Session for discussion of confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships for twenty (20) minutes, pursuant to exemption under K.S.A. 75-4319 (b)(4), with the Mayor, Council, City Administrator Pendergast, Brian Spano with Wilson & Company, Kirsten Sims with Wes-Tech and Bryce Myers with Wes-Tech, present. The meeting will resume via Zoom Video Conferencing and streamed live at <https://www.facebook.com/discoveroakley/> at 7:58 PM. Nickel seconded. Motion carried unanimously. Action (#11285).

Mayor Whyte re-convened the meeting and no action was taken following the executive session.

Executive Session for Non-Elected Personnel. Moved to a later time in the meeting.

Future Council Meeting Schedule. Administrator Pendergast discussed the possibility of the Council meeting only one time per month during the duration of the COVID-19 pandemic. Following discussion, it was the consensus of the Council to continue holding both regular meetings each month since video conferencing is available.

Ordinance – 2020 Appropriations. Following discussion, it was the consensus of the Council not to act upon an Appropriations Ordinance at this time since regular meetings will continue.

Resolution – Emergency Declaration. Following discussion, it was the consensus of the Council not to act upon an Emergency Declaration Resolution at this time.

Utility Penalties. Administrator Pendergast discussed Executive Order No. 20-05 issued by Governor Kelly on March 17, 2020, which prohibits the disconnection of utility services for non-payment. The Order gives no guidance whether or not delinquent utilities can be penalized. Following discussion, it was the consensus of the Council to table this topic until the first meeting in May, 2020.

Executive Session for Non-Elected Personnel. Burris moved to recess to Executive Session for personnel matters of nonelected personnel for ten (10) minutes with the Mayor, Council, City Administrator Pendergast and Clerk Hughes present, pursuant to the non-elected personnel exemption under K.S.A. 75-4319 (b)(1). The meeting will resume via Zoom Video Conferencing and streamed live at <https://www.facebook.com/discoveroakley/> at 8:24 PM. Huddle seconded. Motion carried unanimously. (Action #11286).

Mayor Whyte re-convened the meeting and no action was taken following the executive session.

Burris moved to recess to Executive Session for personnel matters of nonelected personnel for ten (10) minutes with the Mayor, Council, City Administrator Pendergast and Clerk Hughes present, pursuant to the non-elected personnel exemption under K.S.A. 75-4319 (b)(1). The meeting will resume via Zoom Video Conferencing and streamed live at <https://www.facebook.com/discoveroakley/> at 8:36 PM. Stephenson seconded. Motion carried unanimously. Action (#11287).

Mayor Whyte re-convened the meeting and no action was taken following the executive session.

Stephenson moved to recess to Executive Session for personnel matters of nonelected personnel for twelve (12) minutes with the Mayor, Council, City Administrator Pendergast and Clerk Hughes present, pursuant to the non-elected personnel exemption under K.S.A. 75-4319 (b)(1). The meeting will resume via Zoom Video Conferencing and streamed live at <https://www.facebook.com/discoveroakley/> at 8:50 PM. Burris seconded. Motion carried unanimously. Action (#11288).

Mayor Whyte re-convened the meeting and no action was taken following the executive session.

Huddle moved to recess to Executive Session for personnel matters of nonelected personnel for ten (10) minutes with the Mayor, Council, City Administrator Pendergast and Clerk Hughes present, pursuant to the non-elected personnel exemption under K.S.A. 75-4319 (b)(1). The meeting will resume via Zoom Video Conferencing and streamed live at <https://www.facebook.com/discoveroakley/> at 9:03 PM. Stephenson seconded. Motion carried unanimously. Action (#11289).

Mayor Whyte re-convened the meeting and no action was taken following the executive session.

Executive Session to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships. Moved up on the agenda.

UNFINISHED DISCUSSION/ACTION ITEMS:

ADMINISTRATIVE REPORTS/DISCUSSION:

Bradley Pendergast, City Administrator. Administrator Pendergast reported the Council approved fuel injectors for the refuse truck last year, but the shop that was going to do the work decided not to do it. Director Marc Burris took it to another shop who simply changed the transmission filter and fluid and that fixed the problem. Pendergast also reported G&H Computers set him up with a test site for cloud based productivity app to be used for digital packets.

Leann Hughes, City Clerk. No report.

MAYOR AND COUNCIL REPORTS/DISCUSSION:

Adjourn. Stephenson moved to adjourn the meeting. Huddle seconded. Motion carried unanimously. Action (#11290). Mayor Whyte adjourned the meeting at approximately 9:08 PM.

Leann M. Hughes, CMC
City Clerk

APPROVAL OF MINUTES:

The members of the Council acknowledged receipt of a copy of the minutes; said minutes were approved as presented at the April 20, 2020, meeting.