**Regular Meeting**

**January 16, 2018**

**6:00 P.M.**

The Board of City Commissioners of the City of Herington, Kansas met at City Hall at 6:00 p.m. on the above date – the following being present: Mayor Dave Jones, Commissioner Kat Souza, Commissioner Mark Hager, Commissioner Sarah Nistler, Commissioner Marcus Hawkes, City Manager Ed Patton, City Attorney Brad Jantz, and City Clerk Brenda Wildman.

The meeting opened with the Pledge of Allegiance. A motion was made by Commissioner Nistler, seconded by Commissioner Hager to appoint Commissioner Jones Mayor. Motion carried, all voting “Aye.”

A motion was made by Mayor Jones, seconded by Commissioner Nistler to appoint Commissioner Souza as Vice-Mayor. Motion carried: Voting Aye: Commissioner Hawkes, Commissioner Nistler, Mayor Jones. Commissioner Souza Abstained.

A motion was made by Commissioner Souza, seconded by Commissioner Nistler to approve the minutes of January 2, 2018. Motion carried, all voting “Aye.”

The following spoke during Public Forum: Rick Freeman: ADA Compliance, Billy Alcorn: Drag Races at the Airport, Butch Knight: Street Lights at the Lakes, Shawn Tiffany: Introducing himself and his Company Tiffany Cattle located at the Airport and Michelle Stanford: cemetery wall and hiring issue with the Police Department and domestic violence.

A motion was made by Commissioner Hager, seconded by Commissioner Souza to approve the agenda. Motion carried, all voting “Aye.”

A motion was made by Commissioner Hager, seconded by Commissioner Nistler to approve the Agreement between The City of Herington and Driggs Design Group. Motion carried, all voting “Aye.”

A motion was made by Mayor Jones, seconded by Commissioner Nistler to table the occupancy at 801 North D Street to the February 6, 2018 meeting. Motion carried, all voting “Aye.”

A motion was made by Mayor Jones, seconded by Commissioner Hager to re-appoint Janet Wade to the Housing Authority board. Term to expire December 31, 2021.

A motion was made by Commissioner Souza, seconded by Commissioner Nistler to table the City of Herington Personnel Policies. Motion carried, all voting “Aye.”

A motion was made by Mayor Jones, seconded by Commissioner Souza to recess into executive session K.S.A. 75-4319 (b)(2) for attorney-client privilege matters relating to potential litigation; to include the Governing Body, City Attorney Brad Jantz, and City Manager Ed Patton. Meeting to resume at 7:14 p.m. Motion carried, all voting “Aye.” Meeting resumed into regular session with no action taken. Mayor Jones and the Commission is directing the City Manager to get a survey of the Airport Property and to contact FAA for a list of restrictions. A Special Meeting will be called regarding the contracts/leases at the Airport.

A motion was made by Mayor Jones, seconded by Commissioner Souza to recess into executive session K.S.A. 75-4319 (b)(2) for attorney-client privilege matters relating to potential litigation; to include the Governing Body, City Attorney Brad Jantz, and City Manager Ed Patton. Meeting to resume at 7:26 p.m. Motion carried, all voting “Aye.” Meeting resumed into regular session with no action taken.

A motion was made by Mayor Jones, seconded by Commissioner Nistler to recess into executive session to protect the privacy rights of persons being discussed, pursuant to the Non-Elected Personnel matters exception, K.S.A. 75-4319 (b)(1); to include the Governing Body, City Attorney Brad Jantz, and City Manager Ed Patton. Meeting to resume at 7:53 p.m. Motion carried, all voting “Aye.” Meeting resumed into regular session with no action taken.

A motion was made by Mayor Jones, seconded by Commissioner Nistler to recess into executive session to protect the privacy rights of persons being discussed, pursuant to the Non-Elected Personnel matters exception, K.S.A. 75-4319 (b)(1); to include the Governing Body, City Attorney Brad Jantz, with the ability to call City Manager Ed Patton or City Clerk Brenda Wildman. Meeting to resume at 7:53 p.m. Motion carried, all voting “Aye.” Meeting resumed into regular session with no action taken.

A motion was made by Mayor Jones, seconded by Commissioner Nistler to recess into executive session to protect the privacy rights of persons being discussed, pursuant to the Non-Elected Personnel matters exception, K.S.A. 75-4319 (b)(1); to include the Governing Body, City Attorney Brad Jantz, with the ability to call City Manager Ed Patton or City Clerk Brenda Wildman. Meeting to resume at 8:41 p.m. Motion carried, all voting “Aye.” City Clerk Brenda Wildman was called into executive session at 8:37 p.m. Meeting resumed into regular session with no action taken.

A motion was made by Mayor Jones, seconded by Commissioner Nistler to recess into executive session to protect the privacy rights of persons being discussed, pursuant to the Non-Elected Personnel matters exception, K.S.A. 75-4319 (b)(1); to include the Governing Body, City Attorney Brad Jantz, with the ability to call City Clerk Brenda Wildman. Meeting to resume at 8:57 p.m. Motion carried, all voting “Aye.” Meeting resumed into regular session with no action taken.

A motion was made by Mayor Jones, seconded by Commissioner Souza to terminate City Manager Ed Patton’s contract. Motion carried 4-1 with Commissioner Hager casting the “No” vote. Mayor Jones requested Commissioner Souza and Commissioner Hager to escort Mr. Ed Patton to his office.

There were no City Commission or City Manager comments.

A motion was made by Commissioner Nistler, seconded by Commissioner Hawkes to adjourn. Motion carried, all voting “Aye.”

Also present: Scott Melcher, Billy Alcorn, Rohani Alcorn, Rick Freeman, Sheryl Perkins, Natasha Barnett, Butch Knight, Shawn Tiffany, Audra Reber, Pam Dalton, Keven Koelzer, Ken Walters, Duane Bauer, Scott McIntyre, Jan Kimbrell, Leslie Mayes, Buck Driggs, Cynthia Naylor, Gloria Boomer.

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 Brenda Wildman, City Clerk