

**ADJOURNED**

**COMMISSION MEETING**

**10:30 A.M.**

**JULY 22, 2020**

The Governing Body of the City of Emporia, Kansas, met in Adjourned Session, Wednesday, July 22, 2020, in the City Commission Meeting Room 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.

**CITY COMMISSION**

**(Strengthening People and Revitalizing Kansas - CARES SPARK FUNDS)  
(Consider Set Bid Time and Date for Project - Website)**

Assistant City Manager Massey was recognized and addressed the Governing Body. He stated information was presented at the study session for potential projects to be funded by the CARES SPARK funds. He stated one of the items discussed was for a new ADA compliant website. He stated due to the time schedule requirements for the use of the funds, staff was requesting a set bid time and date for the website. He stated this action would not commit the city to purchase a new website but to be in place if needed.

It was the consensus of the Commission to review and prioritize potential projects that would qualify for the CARES SPARK funds by allowing staff to have more time to gather further information to be presented to the Commission.

Commissioner Geitz made a motion to table this item until the August 5, 2020 regular meeting. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

**CITY COMMISSION**

**(Strengthening People and Revitalizing Kansas - CARES SPARK FUNDS)  
(City of Emporia Coronavirus Relief)  
(Resolution Number 3630)**

Jim Witt, Special Projects Coordinator, was recognized and addressed the Governing Body. He stated the State Finance Council approved the SPARK Taskforce's proposal to distribute money to Lyon County to help address the health and economic challenges inflicted by COVID-19 based on

Lyon County's population and impact from COVID-19. The SPARK Taskforce also directed counties to allocate and share Coronavirus Relief Funds with public education and municipal entities within their counties. He stated this resolution is to formally accept any funds appropriated to the City of Emporia by the State of Kansas through the State's Coronavirus Relief Fund as distributed by Lyon County. This resolution states that the City will utilize the funds for eligible purposes, comply with reporting requirements established by Lyon County, comply with all requirements of the KOMA, reimburse any funds used for ineligible purposes, and return unspent funds to the State for disbursement.

Mr. Witt then reviewed portions of the proposed resolution as follows: *Necessary expenditures incurred due to public health emergency with respect to COVID-19; Not accounted for in the budget most recently approved for the County as of March 27, 2020; and incurred during the period of March 1, 2020 to December 31, 2020. Additionally, funds may not be used to directly account for revenue shortfalls related to COVID-19. Fund payments that are deemed to have been used for ineligible purposes are treated as debt owed by the implementing government to Treasury. City of Emporia agrees to cooperate with any audits or inquiries by the Department of Treasury and agrees to pay any debt incurred to the Department of Treasury due to ineligible expenditures of funds. The City understands that the Department of Treasury or Governor's Office of Recovery may issue guidance regarding the transfer, expenditure or reimbursement of funds. The City of Emporia agrees that any unspent funds must be returned to the State for recoupment and that Lyon County must return all unspent funds no later than December 30, 2020.* He stated there is a form that the State has issued to all local governments to inquire about the eligibility of a project. He sent two projects in and is waiting on an eligibility answer. Economic Development requirements under this program are not related to low to moderate income definition, it is defined as a general purpose economic development grant. Small businesses are not yet defined through the program; however, that may change. He stated staff was recommending approving the resolution and forwarding it

to Lyon County in recognition of the City of Emporia's responsibility to provide some financial relief and long-term investment in the City from the impact of COVID-19 pandemic.

Commissioner Gilligan made a motion to approve Resolution Number 3630, a resolution to assist the City of Emporia Coronavirus Relief Fund. Commissioner Smith seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; and Mayor Giefer, aye.

Commissioner Gilligan made a motion to adjourn to July 29, 2020, at 11:00 a.m. Commissioner Geitz seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

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Danny Giefer, Mayor

ATTEST:

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Kerry Sull, City Clerk