



# City of VALLEY FALLS

Incorporated May 17, 1869

## 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](mailto:cityadmin@valleyfalls.org) before the meeting.

November 1, 2023 6:30 PM  
Regular Meeting

CALL TO ORDER  
PLEDGE OF ALLEGIANCE  
ROLL CALL - City Council and Staff  
MINUTES - Regular Meeting of October 18, 2023

PUBLIC COMMENTS & GUESTS:  
*Public Comment Policy*

### BUSINESS ITEMS:

1. Police Dept Accreditation
  - a. CALEA
  - b. KLEAP
2. Quote for Old Noon Whistle Removal
  - a. \$4,500 Heinen Custom Operations
  - b. \$24,00 Bahm Demolition
3. Lutheran Church Street Repair
  - a. Material - \$1,000
  - b. Labor - 3 weeks \*weather permitting
4. Ordinance 1-800 - Code of Ethics/ Removal Procedures
5. Evaluations / Merit & COLA Increase

INVOICES - \$ 37,436.33

### REPORTS:

CITY ADMINISTRATOR: Audree Guzman  
PUBLIC WORKS: Bill McCoy  
POLICE: Carrie Clark  
MAYOR: Jeanette Shipley  
FIRE DISTRICT: Salih Doughramaji  
COMMUNITY DEVELOPMENT COMMITTEE: Audree Guzman  
PLANNING & ZONING COMMISSION: Audree Guzman  
CITY COUNCIL COMMENTS/ FEEDBACK/ IDEAS

### ANNOUNCEMENTS/ COMMUNICATIONS:

November 7<sup>th</sup> - Election Day  
November 10<sup>th</sup> - Veterans Day/ City Offices Closed  
November 14<sup>th</sup> - NARCAN Training at Township Hall 6:30PM

EXECUTIVE SESSION  
ADJOURNMENT

## CITY OF VALLEY FALLS

October 18, 2023

### Open Meeting

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

Staff present: Audree Guzman, City Administrator, Chris Weishaar, City Clerk, Carolyn Clark, Chief of Police, Bill McCoy, Public Works, and Leonard Buddenbohm, City Attorney.

Others present: Suzanne Willhoite, Christina Roberts, Annie Lentz, Connie Fridley, Dianne Heinen, Scott Heinen, and Dennis Tichenor.

#### **Minutes:**

The minutes from the September 20, 2023, meeting was presented.

Gary moved to approve the minutes. Judy seconded the motion. Motion carried 5-0.

The minutes from the September 26, 2023, Special meeting was presented.

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

**Public Comments & Guests:** Dianne Heinen questioned if there was a time frame to fix potholes around town.

Suzanne Willhoite was present to speak about an incident that occurred a month or so back in which the mayor showed up at scene where the police were called. She put everyone on scene in danger because she didn't need to be there. She thanked the police department all they have done to keep her and others safe. The mayor thanked Suzanne and Audree.

The mayor asked Annie Lentz from the food pantry to come speak about what the pantry does. They are open on Wednesdays from 4:00 – 6:00pm. Food drives are always welcome to stock the shelves.

#### **BUSINESS ITEMS:**

1. Domestic Violence Awareness Month Proclamation with Willow DV Center -

Jennifer made a motion to approve the proclamation. Judy seconded the motion. Motion passed 5-0.

2. Domestic Violence Policy – The policy was presented.

Jennifer made a motion to approve the policy. Judy seconded the motion. Motion passed 5-0.

3. VFW Written MOU for Insurance – Audree and Leonard prepared the Memo.

Salih made a motion to approve the MOU. Gary seconded the motion. Motion passed 5-0.

4. Lutheran Church Street Repair Request – Bill was asked for a timeline to complete the project which would require pulling up all the bricks and the curbs and replacing it. It all depends on the weather as to a completion date.

5. RV Park Extended Stay January 1st – Jacob Thompson

Gary made a motion to approve the stay. Salih seconded the motion. Motion passed 5-0.

6. Evergy Tower – Audree spoke with the rep from Evergy, he advised that they would just need a Waiver of Liability. Audree will have one prepared with councils' approval.

Salih made a motion to approve the waiver. Jennifer seconded the motion. Motion passed 5-0.

7. KDHE Loan Amendment No 1 – This is required because the sewer project is coming in under budget.

Jennifer made a motion to approve the amendment. Gary seconded the motion. Motion passed 5-0.

8. KDHE Loan Ordinance 2023-01 – The ordinance is required when the loan amendment is approved.

Gary made a motion to approve the ordinance. Salih seconded the motion. Roll Call was done. Motion passed 5-0.

9. Ordinance 1-800 – Code of Ethics / Removal Procedure for City Boards, Commissions, or Committees – The mayor requests that this topic be tabled until she can call LKM to see if this is done in other cities.

10. Water Watch – Emergency Water Plan – Audree presented the need to go into phase 1 of the Water Emergency Plan based on the water level at Perry Lake. The mayor was strongly opposed to implementing phase 1 the city can't increase water rates and then tell people they can't use the water. The mayor advised nothing pertaining to the water situation should be sent out without her review.

Salih made a motion to approve going into Phase 1. Jennifer seconded the motion. Motion passed 5-0.

11. Evaluations / Merit & COLA Increase – Audree asked for guidance on what the council would like to do long term in reference to Merit & COLA increases. Salih asked for previous years information and for it to be tabled to be reviewed.

**Vouchers:**

October 4th and 18th vouchers. Salih moved to approve vouchers. Jennifer seconded the motion. Motion carried 5-0.

**City Administrator:**

**Daily Operations**

**1. Codification** Waiting for the initial draft.

**2. Capital Improvement Plan** Will be reviewed again at next Work Session in November.

- 3. Pool Fund** Sent out Thank You Cards for the Pool Fund for Donations received on VFCF Match Day. We received a total of \$1,867.86 in donations. This does not include the Match portion, which is still being calculated. The last estimate of the match was \$.45 for every \$1.00!
- 4. KEDA Conference** Attended the Kansas Economic Development Association Annual Conference in Topeka on September 26th - 27th.
- 5. LKM** Attended the LKM Conference in Wichita on October 7th – 9th .
- 6. Welcome Sign** Finalized the design for new welcome sign on Sycamore for Chamber of Commerce.
- 7. 204 Walnut St Condemnation** Next update October 4th.
- 8. 419 Broadway St Condemnation** Business closing. Building will be sold.
- 9. Community Development Board** –Needing one more member to start meetings.
- 10. Planning Commission** – Met on September 14th to hold public hearing for front yard setback change. Next meeting is October 12th at 6:30 PM.

#### **Grants & Projects**

- 1. CDBG Sewer Project Phase 1-** Construction began May 1st. \$100K under budget. Will work with PEC to prioritize Add Alternate.
- 2. SS4A Grant** – Awarded grant of \$40,000 Federal Funding and \$5,000 KDOT. PEC and USDOT notified of award as consultant.
- 3. HEAL Grant** Met with Zac Brown to resubmit the HEAL Grant for Brown Brothers 405/407 Broadway.
- 4. LSSE Grant** Awarded \$26,550 from State, \$6,000 from Jefferson County Substance Abuse Council, and \$10,190 city match. This grant will purchase new radios and Enterpol RMS.
- 5. T-Mobile Grant** Resubmitted grant. Awards anticipated mid-November.
- 6. KDOT Innovative Technology Grant** Submitted the Intent to Apply to KDOT. Waiting for application.
- 7. K-4 / K-16 Street Lights** –A speed study and safety study (lighting) were conducted for K-16 and K-4 Highways. The recommendations from the speed study are: installation of a speed radar sign on K-4, increased enforcement, and reduce the speed on west K-16 from 45 to 35. The recommendations from the safety study are: Install reflective decals on the post of the stop signs, paint stop lines on K-16, mark the island with reflective paint at K-4/K-16 junction, possible route pavement markings on K-4 to mark K-16 turnoff, move the entrance to Sewer Lagoons further South on K-4 and install end of roadway sign at K-16/ K-4 intersection. All recommendations will be completed by KDOT by the end of the year with the exception of the driveway. The KDOT maintenance crew will evaluate whether they can move the entrance to the lagoons. No lighting was warranted at the K-16/ K-4 intersection due to low traffic counts and crash logs. Final reports for the speed study and safety study will be sent once the lagoon entrance has been evaluated.
- 8. Opioid Settlement** –Total received to date is \$2,952.96. \$842.44 expended.
- 9. American Rescue Plan Act (ARPA)** – Projects completed to date include: gWorks Software, RV Park Electrical Upgrade. Funds used to date: \$23,851.40. Projects pending to date include: KDOT TA Downtown Streetscape Project. Remaining Funds: \$152,106.96.
- 10. Automatic Water Meters** – 16 meters left to install.
- 11. KDHE Lead & Copper** Lead & Copper Inventory due to KDHE by October 16, 2024. Grant approved for KDHE Technical Assistance. Contacted KDHE for further instructions.

**Public Works:**

**Water:**

Fixed a water leak on Oak Street that turned out to be 2 leaks only 2 feet apart from one another.

Fixed a water leak on Frazier Street at the fairgrounds that was due to a solder joint pulling out.

Fixed water leak on Maple St.

Generator at Hurst Tower is fully operational, but they have not done the test run on it yet.

Separated the shut off for the RV Park Hydrants and Bathroom. Now water can stay on year-round for RV spots.

Cleaned Hurst Tower

**Sewer:**

Continue to work with the crews on the sewer project.

Attended the sewer project progress meeting.

Finished the diversion box disassembly portion of the repair that needs to be completed at the lagoon will need to purchase new material to put back in to complete the repair.

**Streets:**

Regraded a couple of alleys

Compiling a list of potholes and other areas that are in need of repair

**General:**

The pool is completely winterized.

**Police:**

- Officers walked the Jefferson County Humane Society dogs that are up for adoption around Grasshopper Falls Day. The dogs were a hit with the general public.
- Jermaine Scherer, a Valley Falls resident, accompanied me to make contact with people seeking recovery in our community. The gift bags that had been purchased with the opioid settlement money were given out. The purpose of Mr. Scherer accompanying me and speaking to them about his struggle with addiction and his road to recovery. While talking with them, they were invited and encouraged to attend the local AA/NA meetings.
- It was requested by a few people in the community to host a NARCAN training for the public. The NARCAN would be able to provide at no cost from another donation that is given by another law enforcement agency that has access to it free of charge.
- KLETC has set the training for Officer Brosa. He is scheduled in December to take the challenge exam to become certified.
- Starting in October, officers will utilize a few hours at least once a month to spend time at the range with Officer Brosa. The training is to make the department better than average at their proficiency with firearms.
- VFPD attended training provided by Willows. Along with Willows training, officers had been trained on the new Investigative Forms for DV and Safety Planning for DV victims if they choose not to contact an emergency shelter. Created Policy and Procedure for DV calls.
- Officer Taylor and myself attended training for Recognizing and Responding to Persons with Mental Illness provided by Mental Health America of the Heartland.

**Mayor:** The mayor thanks the county road and bridge for fixing the transition at Maple and Broadway. She spoke to the potential need to have the police department do the accreditation process. Audree has been looking into it. The Oktoberfest was a big success and the church plans to have it again. The Rotary Gala appeared to be a lot of fun.

**Fire District:** No Report.

**Economic Development Board:** No Report

**Planning & Zoning Commission:** No Report

**City Council Comments:** Jennifer questioned the mayor as to why she is contacting Audree’s previous employers? The mayor advised that is her business. The mayor stated this is in reference to a non-elected employee and should be addressed in executive session. Audree spoke up and waived the executive session. She would not answer Jennifers questions and said she has been being transparent and was trying to keep her investigation “under hat”. The mayor advised the meeting was adjourned to which Judy advised she can’t adjourn the meeting. The mayor asked Matt for a motion to adjourn the meeting to which he didn’t get a second. The council would not adjourn the meeting and the mayor walked out at 7:50p.m. Gary and Salih both spoke to Audree doing a great job. Salih stated the mayor’s heart is in the right place she is just trying to interject herself into Audree’s job and it is not warranted.

Gary presided over the remainder of the meeting and asked for an adjournment.

**ADJOURNMENT**

Matt made a motion to adjourn the meeting. Salih seconded the motion. Motion carried 4-0.

APPROVED: \_\_\_\_\_  
JEANETTE SHIPLEY, MAYOR

ATTEST: \_\_\_\_\_  
CHRISTINE WEISHAAR, CITY CLERK



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*City of*  
**VALLEY FALLS**

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*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.



**Cost:**

Initial Accreditation \$8,475 (can be paid over 3 years)

Annual Continuation Fees \$3,470

**Benefits:**

Increased Community Advocacy

Public and Government Confidence

Stronger Defense Against Civil Lawsuits

Reduced Risk and Liability Exposure

Greater Accountability Within The Agency

**Accreditation Process:**

1. Enrollment
  - a. Enrollment Form
  - b. Program Specific Accreditation Agreement
  - c. Publications Subscription and Access Agreement
  
2. Self – Assessment
  - a. 36-month timeline for self-assessment
  - b. Self-assessment refers to the internal, systematic analysis of an agency's operations, management and practices to determine if it complies with applicable standards. Self-assessment requires the careful review of the program-specific CALEA standards in making these determinations. CALEA will confirm compliance for initial accreditation through a remote, web-based file review and site-based assessments.

*\*Once accredited, all programs include annual compliance assessments, conducted remotely by CALEA staff, and a visit by CALEA site-based team members during the fourth year to verify continued compliance. Accredited agencies apply ongoing self-assessment strategies, in order to maintain compliance.*

3. Assessment
  - a. The assessment includes a remote, web-based file review(s) and site-based assessment to confirm standards compliance. This includes public comment sessions, interviews with various individuals associated with the respective agency, process and outcomes-mapping, and community feedback. The assessment model works to ensure agency policies have been implemented that complement CALEA standards, and that the agency is complying with its policies and other requirements associated with the accreditation process.  
When an agency requests an initial assessment, the Regional Program Manager will consult with agency representatives to confirm assessment readiness. A CALEA Compliance Service Member remotely reviews the agency's documentation for compliance.  
Once the Compliance Service Member successfully completes this review, an assessment team will travel to the agency to conduct a comprehensive site-based assessment. Collectively, this will culminate in a report reviewed by the Commission to determine accreditation status.
  
4. Commission Review Decision
  - a. The final credentialing decision is made by the Board of CALEA Commissioners. Each agency being presented for accreditation is assigned to an Agency Review Committee, which consists of CALEA Commissioners. The committee facilitates a public review hearing to discuss the findings of the assessment with agency representatives.



## 5. Maintaining Accreditation

- a. Every 4 years complete site-based assessment
- b. The accreditation process is considered an essential management model that guides the public safety agencies through organizational growth, challenges and change.

The accreditation process is not to be viewed as an event that occurs once every review cycle; rather, as an on-going, quality performance review of the agency. A successful reaccreditation is contingent upon the agency's ability to demonstrate continued compliance with applicable standards during the period being reviewed.

This is accomplished by providing consistent reaccreditation maintenance, tracking agency performance, and identifying changes to agency procedures over the preceding review period. It is important for the agency to keep abreast of the accreditation process during this period.

The agency must also have a reliable system for ensuring that periodic reports, analyses, reviews, and other activities mandated by applicable accreditation standards are accomplished during the reaccreditation period. These activities are the focal point of the reaccreditation assessment.

### **Accredited LEO Agencies in Kansas (13)**

Andover Police Department

Derby Police Department

Kansas City Police Department

Kansas Highway Patrol

Lawrence Police Department

Marysville Police Department \* *Smallest Kansas Agency w/ 7 fulltime officers; Population 3,417*

Ottawa Police Department

Overland Park Police Department

Riley County Police Department

Salina Police Department

Shawnee Police Department

Topeka Police Department

University of Kansas Medical Center Police Department



# BENEFITS OF PARTICIPATION IN CALEA ACCREDITATION



## INCREASED COMMUNITY ADVOCACY

Accreditation embodies the precepts of community-oriented policing. It creates a forum in which law enforcement agencies and citizens work together to prevent and control challenges confronting law enforcement and provides clear direction about community expectations.

"Citizens enjoy the fact that they are welcome to speak at any time. We've had some make suggestions on what we could do better. We've had others stand up and praise us for what we are doing in their communities or thank us for helping them out with a problem specific to their neighborhood."

— Sergeant Charles M. Vance, II,  
Accreditation Manager Metropolitan Nashville (TN) Police Department

INTEGRITY

TRANSPARENCY

ACCOUNTABILITY

## STAUNCH SUPPORT FROM GOVERNMENT OFFICIALS



Accreditation provides objective evidence of an agency's commitment to excellence in leadership, resource management, and service-delivery. Thus, government officials are more confident in the agency's ability to operate efficiently and meet community needs.

"Henrico County strives to provide its citizens with the best quality of life possible. Similarly, we want those who visit here to feel safe and free to enjoy all the County has to offer. The accreditation of our Police Division is one of the ways we measure the success of the County in achieving these objectives. It's a picture of professionalism that makes a statement."

— County Manager John Vithoulkas,  
CEO, County of Henrico, Virginia

## STRONGER DEFENSE AGAINST CIVIL LAWSUITS



Accredited agencies are better able to defend themselves against civil lawsuits. Also, many agencies report a decline in legal actions against them, once they become accredited.

"Our dedication to adhere to the letter and spirit of the CALEA standards since 1986, saved the department from paying outrageous monetary damages to a convicted felon, turned plaintiff. This is just one more reason, the MCSO will continue to comply with the CALEA accreditation standards and encourage other agencies to follow in our footsteps."

— Sheriff Phil Plummer,  
Montgomery County Sheriff,  
Dayton, Ohio

## REDUCED RISK AND LIABILITY EXPOSURE

Many agencies report a reduction in their liability insurance costs and/or reimbursement of accreditation fees.



"Everyone needs a map to know where they are going and CALEA will be our road map to success."

— Former Accreditation Manager  
Cheri Pickard-Akselsen,  
Johns Creek Police Department, Georgia

## GREATER ACCOUNTABILITY WITHIN THE AGENCY



CALEA standards give the CEO a proven management system of written directives, sound training, clearly defined lines of authority, and routine reports that support decision-making and resource allocation.

"Prior to getting into the CALEA process we thought our general orders, policies and procedures provided proper guidance for our employees. Not so much as it turned out. CALEA brought us to the point of adhering to cutting edge contemporary best practices."

— Retired Chief James Craze,  
Greenbelt Police Department,  
Maryland

For more information, contact your Regional Program Manager.

www.CALEA.org | CALEA@CALEA.org | 703.352.4225 | 13575 Heathcote Boulevard, Suite 320 | Gainesville, Virginia 20155



# Accreditation Process Quick Guide

## The CALEA 5-STEP Accreditation Process

We believe it's important for you to know what to expect, so we've put together this Quick Guide to provide an overview of the process. For a detailed description, please refer to the CALEA Guide to Successful Accreditation Management provided through PowerDMS™.

We suggest that your agency start by contacting the assigned [Regional Program Manager \(RPM\)](#) to discuss enrollment. Before enrolling, we recommend:

- Conversing with governing bodies and leadership for support and identifying financial or organizational issues
- Reviewing the agency's strengths, weaknesses, opportunities and threats (SWOT analysis)
- Planning for initial accreditation fees and continued financial support



1 Enrollment

**Enrollment is your first step, and it's a simple one**

- Contact RPM
- Access the enrollment section on the CALEA website to download forms
- Sign all enrollment forms and email to CALEA Staff



2 Self-Assessment

**You'll have either 36 or 24 months to complete this step**

- Develop relationship with RPM
- Create, modify written directive system
- Ensure practice and policy are working in concert
- Attend CALEA Conferences for accreditation PowerDMS™ training
- Identify key stakeholders
- Join an Accreditation Support Network
- Monitor standards for updates
- Generate proofs and include in accreditation files to verify compliance with standards
- Conduct initial informal review
- Contact RPM to schedule assessment



3 Assessment

**During this step, you'll prepare for a site-based assessment**

- Coordinate with CALEA staff to prepare and submit agency information and assessment documentation
- Participate in remote web-based assessment of accreditation documentation
- Participate in site-based assessment
- Review assessment report provided to agency



4 Award

**If compliance requirements are achieved, the Commission awards accreditation**

- Attend the Commission Review Committee Hearing and Awards Banquet at the next CALEA Conference
- Transition to the reaccreditation model
- Promote achievement to the community



5 Reaccreditation

**Reaccreditation is an ongoing quality performance review of the agency**

- Maintain agency information & statistical tables
  - Participate in annual web-based assessment
- Also in the fourth year:
- Participate in site-based assessment

CONTINUOUS MAINTENANCE OF ACCREDITATION PROCESS



# REACCREDITATION

the four-year review cycle





## Kansas Law Enforcement Training Center

### **Cost:**

Initial Accreditation \$300

Annual Continuation Fees \$300

### **Time Investment:**

Initial Accreditation – 20 hours/ week for 2 years (Estimated labor cost of \$31,250)

Annual Maintenance / Reccreditation – 10-12 hours/ week (Estimated labor cost of \$15,625)

### **Benefits:**

Improves Agency Metrics

Enhanced Transparency and Accountability

Reduced Lawsuits and Insurance Costs

Professional Excellence

Networking

The Kansas Law Enforcement Accreditation Program accepted its first applications for state accreditation in August 2022 as Beta Test Agencies.

### **Accreditation Process:**

1. Complete Agency Participation Agreement
  - a. When the CLEO decides to pursue accreditation, they will complete the Agency Participation Agreement. When signed, this agreement implies that the CLEO of the candidate agency agrees to all KLEAP rules and regulations. The completed Agency Participation Agreement should be signed and emailed to the KLEAP Manager at [kleap@kletc.org](mailto:kleap@kletc.org).
2. Self-Assessment
  - a. 24-month timeline for self-assessment
  - b. It is important to recognize that self-assessment is a process, not a destination. The process to attain the coveted status of an Accredited agency involves only a few steps. Some of those steps, however, are labor-intensive and time-consuming. The good news is, once the initial process is complete, maintenance becomes much less involved. The following processes are essential in providing a successful journey.
3. Pre Assessment (Mock)
  - a. Completed 6-months prior to accreditation
  - b. A Mock Assessment is a valuable tool and mandatory for initial accreditation. The mock assessor(s) will review files to ensure that they are organized, highlighted, and complete. If the assessor(s) discovers concerns that may interfere with the normal flow or compliance during the actual on-site assessment, you should address those issues before scheduling an on-site assessment date.
4. On-Site Assessment
  - a. KLEAP provides on-site assessment services as a critical component of the accreditation process. The assessment includes remote file review and an on-site visit by trained assessors to confirm compliance and ensure policy is being placed into practice.
5. Post Assessment

- a. Upon completion of the on-site assessment, the Lead Assessor drafts a written report to document the assessment team's findings. The Assessment Report goes beyond simple compliance, it identifies areas for future improvement, weaknesses that could impact the agency's risk levels, and points out areas of exceptional organizational strength. The Lead Assessor submits all on-site assessment forms completed to the KLEAP Manager.
- 6. Certificate of Accreditation Status is granted for 4 years.
  - 7. Maintaining the Status
    - a. The Annual Report of Compliance should be submitted, on the anniversary start date of the agency's original accreditation status, on years 1, 2, and 3 of the reaccrediting timelines. A report on the fourth year is not needed as the agency will experience another on-site assessment.

Currently, 14 states do not have a state accreditation program.

**Dual - Accredited LEO Agencies (5)**

- Andover Police Department
- Marysville Police Department
- Overland Park Police Department
- Riley County Police Department
- Shawnee Police Department

**Self-Assessment Agencies (44)**

- |                                    |  |
|------------------------------------|--|
| Abilene Police Department          | Leavenworth County Sherriff's Office         |
| Arkansas City Police Department    | Leawood Police Department                    |
| August Public Safety Department    | Liberal Police Department                    |
| Baxter Springs Police Department   | Lyndon Police Department                     |
| Bourbon County Sherriff's Office   | Marshall County Sherriff's Office            |
| Caldwell Police Department         | McPherson Police Department                  |
| Carbondale Police Department       | Merriam Police Department                    |
| Cherokee County Sherriff's Office  | Osage City Police Department                 |
| Columbus Police Department         | Osage County Sherriff's Office               |
| Cowley County Sherriff's Office    | Overbrook Police Department                  |
| Dickinson County Sherriff's Office | Parsons Police Department                    |
| Dodge City Police Department       | Scott City Police Department                 |
| Edwardsville Police Department     | Spring Hill Police Department                |
| El Dorado Police Department        | St. Mary's Police Department                 |
| Emporia Police Department          | Topeka Public Schools Police Department      |
| Franklin County Sherriff's Office  | University of Kansas Police Department       |
| Goodland Police Department         | University Pittsburg State Police Department |
| Great Bend Police Department       | Valley Center Public Safety Department       |
| Haskell County Sherriff's Office   | Wellington Police Department                 |
| Hutchinson Police Department       | Wellsville Police Department                 |
| Larned Police Department           | Wichita Police Department                    |
| Lawrence Police Department         | Wyandotte County Sherriff's Office           |

ORDINANCE NO. 1-800

AN ORDINANCE AMENDING CHAPTER 1 OF THE CITY CODE OF THE CITY OF VALLEY FALLS, KANSAS, AS ORIGINALLY ADOPTED BY ADDING SECTION 8, A CODE OF ETHICS FOR ANY BOARD, COMMISSION, OR COMMITTEE AND ITS MEMBERS AND PROVISIONS FOR REMOVAL OF ANY BOARD, COMMISSION, OR COMMITTEE MEMBER

WHEREAS, the Governing Body of the City of Valley Falls, Kansas, desires to approve such amendments to the City Code in accordance therein;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VALLEY FALLS, KANSAS;

**Section 1.** That Chapter 1 shall be amended to add the following provisions:

**CHAPTER I. ADMINISTRATION**

**ARTICLE 8. BOARDS, COMMISSIONS, AND COMMITTEES**

1-801 CODE OF ETHICS FOR ANY BOARD, COMMISSION, OR COMMITTEE

A. Adoption of Code of Ethics

There is hereby established a Code of Ethics for all Board, Commission, or Committee members of the City. For the purpose of this section, Board, Commission, or Committee members shall herein be referred to as Appointed Officials in Article 8.

The proper operation of democratic government requires that Appointed Officials be accountable to the people they serve. This Code aims to establish a process to determine whether an Appointed Official has committed misconduct, promote and maintain the highest ethical standards of conduct for appointed officials, and encourage public confidence in the City's services and the public trust of its decision-makers.

B. Responsibilities of Public Office

Appointed Officials of the City are bound to uphold and carry out impartially the laws of the United States, the State of Kansas, and the City of Valley Falls, and thus are expected to foster respect for all levels of government.

C. Official Misconduct

Appointed officials of the City shall not commit official misconduct. Official misconduct includes:

1. **Discrimination.** Appointed officials shall not discriminate based on sex, race, color, ethnic background, religion, age, national origin, gender, sexual orientation, disability, gender identity, or gender expression of employees in their employment with the City or individuals in their use and enjoyment of the services, privileges, and advantages of the City. This provision does not prohibit officials from making appointments, filling vacancies, or otherwise engaging the public in such a way as to include community members with diverse backgrounds based on sex, race, color, ethnic background, religion, age, national origin, gender, sexual orientation, disability, gender identity, or gender expression.
2. **Nepotism.** To avoid conflicts of interest or perceptions of a conflict, no two family members shall serve on the same Board, Commission, or Committee. Appointed Officials should not request or recommend family members for employment with the City. This provision shall not prevent an Appointed Official from providing a recommendation for their minor child(ren)'s temporary

employment with the City. For purposes of this provision, “family member” is defined as the spouse, child, or parent.

3. **Personal Gifts and Favors.** Appointed Officials shall not accept personal gifts where they know or should know a personal gift worth more than a nominal value (\$50.00 or more) would not be extended to them except for their official position or where they know or should know a personal gift is intended to influence their official actions. This provision shall not apply to:
  - a) an award publicly presented in recognition of public service
  - b) gifts conferred on account of kinship or other personal, professional, or business relationships independent of the official status of the receiver
  - c) trivial gifts involving no substantial risk of undermining official impartiality.
4. **Pre-Acquisition of Interest.** Appointed Officials shall not acquire a personal financial interest in a contract or transaction which is under consideration by the City if the official learns while acting within the scope of their official duties that they will obtain a personal financial benefit by the action of the City on such contract or transaction.
5. **Private Use of Public Resources.** Appointed Officials shall not use public resources that they may use in their official capacity (e.g., City-owned vehicles, City staff time, equipment, supplies, property, etc.) for private gain, personal purposes, or other activities not related to City business unless otherwise authorized by law or City policy. Prohibited activities unrelated to City business include using public resources to post or otherwise interact on social media pages, pursue personal commercial endeavors, or conduct political activity to include the activity prohibited by K.S.A. 25-4169a, and amendments thereto.
6. **Representation of Private Interests.** To avoid creating the appearance of impropriety, undue influence, and impartiality, Appointed Officials shall not appear on behalf of the private interests of any person or business entity before the City Council, Board, Commission, Committee, or any Plural Authority to which they have been appointed unless they are representing themselves, their spouse, or their minor child(ren). This provision does not prohibit an Appointed Official from attending City Council, Board, Commission, Committee, or Plural Authority meetings in the performance of public or civic obligations.
7. **Use or Disclosure of Confidential Information.** Appointed Officials shall not, without proper legal authorization, disclose any confidential or privileged information provided to them in their official capacity nor use such information to advance their personal, financial, or other private interests. For the purposes of this provision, “confidential or privileged information” includes any material information discussed in a closed or executive meeting that is specifically related to the basis for the closed or executive meeting and has not previously been made available to the public. Any record or information therein that has not previously been made available to the public and the official knows or should know is confidential.
8. **Bylaws and Ethics Specific to Board, Commission, or Committee.** Appointed Officials shall not violate any Bylaws or Ethics specific to the Board, Commission, or Committee of which they are serving



1-802 REMOVAL OF ANY BOARD, COMMISSION, OR COMMITTEE MEMBER.

- A. Members of any board, commission, or committee may be removed by a majority vote of the City Council for any of the following reasons:
  - a. Committing any act constituting a felony; or
  - b. Committing any act constituting a violation of any penal statute involving moral turpitude.
  
- B. A majority vote of the city council may remove any member of any board, commission, or committee at any time for the following reasons:
  - a. Misconduct in office;
  - b. Failure to perform duties as prescribed by law;
  - c. For such other good and sufficient cause so deemed by the city council. Cause shall include, but not be limited to, violations of any conflict-of-interest policy or law; neglect of duty; violation of any applicable law, regulation, or policy; excessive unexcused non-attendance at meetings; or conduct which raises questions concerning the city's business practices or impartiality.

Notice of the city council meeting and an opportunity to be present and be heard at the time and place scheduled for said meeting shall be provided to any board, commission, or committee member for whom removal is being considered under these provisions. Notice and opportunity to be heard will not be required if the city council learns of the conviction of an act of moral turpitude by a board, commission, or committee member having occurred before the board, commission, or committee member was first appointed and the council was not previously informed of the same.

**Section 2. Effective Date**

This ordinance shall be in full force and effect on and after its passage and publication in the official city newspaper.

PASSED AND APPROVED by the Governing Body on November 1, 2023.

---

Jeanette Shipley, Mayor

ATTEST  
(SEAL)

---

Christine Weishaar, City Clerk



# City of Valley Falls

Established 1854

## Interest Form

### CONTACT INFORMATION

NAME: (LAST)			(FIRST)	(M.I.)	
DATE OF BIRTH:		DRIVER LICENSE #:			
PHONE:		ALT PHONE:			
EMAIL:					
MAIL BILLS TO: STREET		CITY	Valley Falls	STATE KS	POSTAL CODE 66088

### GENERAL INFORMATION

Please indicate the boards you would like to serve on:

- Planning & Zoning Commission
- Community Development Board

I have previously served on a Board, Commission, or Committee of the City of Valley Falls.

Please indicate any boards, commissions, or committees you are currently serving or have served on in the past.

Are you related to a member of the City Council or City staff?  YES  NO

If so, please provide name:

Please indicate why you are interested in serving on a board or commission for the City of Valley Falls.

Please provide your experience or background as it relates to the Board

## ACKNOWLEDGEMENT & UNDERSTANDING

As a board or commission applicant, I understand that appointed members are expected to attend meetings (meeting frequency and times vary), and I commit to making myself available to attend such meetings.

I understand that my involvement on the board, commission, or committee is advisory in nature, and that under no circumstances shall I act on behalf of or for the City of Valley Falls or purport to have the authority to bind the Corporation.

I agree that, if appointed, I will adhere to the volunteer responsibilities and expectations as well as the code of conduct. I understand that all boards, commissions, or committee and their members follow Kansas Open Meeting Act, Kansas Open Records Act, Code of Conduct, and other guiding documents, and I agree to adhere to and conduct myself in accordance with those rules and regulations.

I consent to the City conducting a basic background check by submitting this form.

APPLICANT SIGNATURE:

DATE:



### COLA / MERIT HISTORY

YEAR	ANNUAL WAGES	RAISE	BONUS	STEP
2020	\$313,662	\$10,188 (3.20%)	\$1,250	\$2,080
2021	\$323,850	\$0.00 (0%)	\$800	\$18,920
2022	\$332,192	\$27,984 (8.42%)	\$0	\$11,440
2023	\$365,470	\$10,076 (2.75 %)	\$0	\$12,480



# City of Valley Falls

Established 1854

COUNCIL MEETING DATE: November 1, 2023

INVOICES IN THE TOTAL AMOUNT OF: \$37,436.33

APPROVED:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

STATE OF KANSAS

COUNTY OF JEFFERSON

I hereby certify that the attached bills are just and correct and that the amount therein is actually due and owing according to law.

Approved by:

\_\_\_\_\_  
City Administrator

Subscribed and sworn to before me this \_\_\_\_\_ day of November 2023

\_\_\_\_\_  
City Clerk

**CLAIMS REPORT**  
**Check Range: 10/19/2023-11/01/2023**

VENDOR NAME	REFERENCE	AMOUNT	VENDOR TOTAL	CHECK#	CHECK DATE
Alcoholic Beverage Control	CMB License		25.00	23694	11/01/23
ADVANCE	LIFE INSURANCE	109.60		22073498	10/19/23
ADVANCE	LIFE INSURANCE		109.60		
AFLAC CAFETERIA	AFLAC		352.92	22073503	10/25/23
UNTANGLE HOLDINGS	FIREWALL		540.00	23695	11/01/23
AT&T	Cell Phones	270.57		22073497	10/21/23
AT&T	Cell Phones		270.57		
Casey's Business Mastercard	Fuel		160.79	22073506	11/01/23
DAVIS PUBLICATION	Party in the Park		179.00	23696	11/01/23
EFTPS	FED/FICA TAX		3,391.48	22073499	10/25/23
GIANT COMMUNICATIONS	Phone		207.40	23697	11/01/23
KANSAS GAS	NATURAL GAS		179.01	22073504	11/01/23
KPERS	KPERS TIER III		2,308.46	22073501	10/25/23
KPERS457	KPERS ROTH		910.00	22073502	10/25/23
KSDOR PAYROLL	STATE TAX		547.89	22073500	10/25/23
LKM	KACM Conference		175.00	23698	11/01/23
Midwest Office Technology	PRINTING		82.03	23699	11/01/23
PEC	SEWER PH 1		26,002.48	23700	11/01/23
ULTIMATE BOUNCE	Inflatables - Park Party		1,742.00	23701	11/01/23
VISA 0881	water samples, fuel		252.70	22073507	10/19/23
			=====		
	Accounts Payable Total		37,436.33		

**CLAIMS REPORT  
CLAIMS FUND SUMMARY**

FUND	NAME	AMOUNT
100	GENERAL FUND	6,981.31
720	WATER UTILITY	2,823.70
730	SEWER UTILITY	27,631.32
-----		
	TOTAL FUNDS	37,436.33





# City of Valley Falls

Established 1854

## City Administrator Report City Council October 18, 2023

### Daily Operations

1. **Water Emergency** Perry Lake Level as of 12:30 PM on October 30, 2023 was 889.73. Inflow is 20(cfs) and Outflow is 150 (cfs). City of Valley Falls will continue in Phase 1.
2. **Codification** Meet with Ranson to give list of updates. They are finalizing the initial draft.
3. **Capital Improvement Plan** Will be reviewed again at next Work Session on November 8<sup>th</sup>.
4. **Local Government Class** Presented to the 2<sup>nd</sup> and 6<sup>th</sup> hour High School Government Classes on Monday, Oct 23<sup>rd</sup>.
5. **Community Development Board** -Needing one more member to start meetings.
6. **Planning Commission** -Next meeting is November 9<sup>th</sup> at 6:30 PM.

### Grants & Projects

1. **CDBG Sewer Project Phase 1** - Construction began May 1<sup>st</sup>. \$100K under budget. Will work with PEC to prioritize Add Alternate. Working on list of Manhole covers that rock when driven over. I will turn the list into PEC and Haven's so they can be repaired.
2. **CDBG CVR** - Grant was not awarded.
3. **SS4A Grant** - Awarded grant of \$40,000 Federal Funding and \$5,000 KDOT. Meeting with PEC on October 31<sup>st</sup> to finalize contract details.
4. **HEAL Grant** Met with Zac Brown to resubmit the HEAL Grant for Brown Brothers 405/407 Broadway.
5. **LSSE Grant** Awarded \$26,550 from State, \$6,000 from Jefferson County Substance Abuse Council, and \$10,190 city match. This grant will purchase new radios and Enterpol RMS.
6. **T-Mobile Grant** Resubmitted grant. Awards anticipated mid-November.
7. **KDOT Innovative Technology Grant** Submitted the Intent to Apply to KDOT. I reached out for an update. No response from KDOT.
8. **K-4 / K-16 Street Lights** -The recommendations from the speed study are: speed radar sign on K-4, increased enforcement, and reduce the speed on west K-16 from 45 to 35. The recommendations from the safety study are: Install reflective decals stop sign post, paint stop lines on K-16, mark the island with reflective paint, possible route pavement markings on K-4, move the entrance to Sewer Lagoons further South on K-4 and install end of roadway sign at K-16/ K-4 intersection. KDOT will complete all recommendations by the end of the year with the exception of the driveway. The KDOT maintenance crew will evaluate whether they can move the entrance to the lagoons. No lighting was warranted at the K-16/ K-4 intersection due to low traffic counts and crash logs. Final reports for the speed study and safety study will be sent once the lagoon entrance has been evaluated.
9. **Opioid Settlement** -Total received to date is \$2,952.96. \$842.44 expended. We received another payment of 545.56 in October.
10. **American Rescue Plan Act (ARPA)** - Projects completed to date include: gWorks Software, RV Park Electrical Upgrade. Funds used to date: \$23,851.40. Projects pending to date include: KDOT TA Downtown Streetscape Project. Remaining Funds: \$152,106.96.
11. **Automatic Water Meters** - 16 meters left to install.
12. **KDHE Lead & Copper** Lead & Copper Inventory due to KDHE by October 16, 2024. Grant approved for KDHE Technical Assistance. Contacted KDHE for further instructions.

Drought conditions at Tuttle Creek Reservoir result in reduced target flows at De Soto and Topeka

KANSAS CITY, Mo. – Continued drought conditions at Tuttle Creek Reservoir will result in reduced target flows at De Soto, Kansas and Topeka, Kansas starting November 1, 2023.

The Kansas River at De Soto, Kansas flows will be reduced from 1,000 cubic feet per second to 800 cubic feet per second, and the Kansas River at Topeka, Kansas flows will be reduced from 750 cubic feet per second to 600 cubic feet per second. These flow targets are met to maintain water quality on the Kansas River.

The reduced target flows are part of the drought contingency plan of the Milford, Tuttle Creek and Perry Reservoir Water Control Manuals. Releases from all three reservoirs are coordinated to meet the minimum water quality target flows on the Kansas River. The plan outlines water conservation efforts when Tuttle Creek falls below an elevation of 1,070 feet between November 1, and April 30, and when drought conditions persist.

As of October 17, 2023, the U.S. Drought Monitor shows severe to extreme drought over much of the Kansas River Basin, with 77% of its area in severe drought or worse. Tuttle Creek Reservoir dropped below elevation of 1,070 feet on October 18, 2023, and without significant rain it will continue to be below this threshold by November 1, 2023.

If this occurs, the De Soto, Kansas and Topeka, Kansas flow targets will be reduced. Drought protocol will continue if Tuttle Creek Reservoir remains below the threshold pool elevations. If rain occurs and the pool elevation increases over 1,070 feet, the normal flow targets will be resumed.

In the past, Tuttle Creek Reservoir has dropped below elevation of 1,070 feet for a significant time in nine historic drought events. The most recent occurred in 2012 and 2013. The Kansas City District, U.S. Army Corps of Engineers is in coordination with the Kansas Water Office, who has contacted water users of the reduced flows to ensure that their intakes will continue to be able to draw water. Currently, there are no concerns of the reduced flows.

Current pool elevations of all Kansas City District reservoirs can be found at <https://www.nwd-mr.usace.army.mil/rcc/nwk/kcbull3.pdf> and are updated daily.

For more information about the reduced flows at De Soto, Kansas and Topeka, Kansas, or for more information about the drought conditions in the Kansas River Basin, contact the Kansas City District's Water Management Section at 816-389-3545 or email [Cenwk-pa@usace.army.mil](mailto:Cenwk-pa@usace.army.mil).

Department of Commerce  
Community Development  
1000 S.W. Jackson St., Suite 100  
Topeka, KS 66612-1354



Phone: (785) 296-5298  
Fax: (785) 296-3490  
TTY: 711  
KansasCommerce.gov

David C. Toland, Secretary

Laura Kelly, Governor

October 30, 2023

The Honorable Jeanette Shipley  
Mayor, City of Valley Falls  
501 Broadway Street  
Valley Falls, KS 66088

RE: CDBG-CVR Application

Dear Mayor Shipley:

We regret that we are unable to fund your request for CDBG-CVR assistance through the Kansas Small Cities Community Development Block Grant Program.

All applications were carefully reviewed, evaluated, scored, and ranked according to the previously adopted selection criteria. Your application was not funded due to the level of competition among communities and the amount of money available for CDBG-CVR grants.

Although we were not able to provide grant assistance through CDBG-CVR this year, we encourage you to consider applying during future CDBG program application periods. Thank you for your interest in the program.

Sincerely,

A handwritten signature in blue ink that reads "Kayla Savage".

Kayla Savage, Director  
Community Development Division Director

KS:AH:cav



*City of*  
**VALLEY FALLS**

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*Incorporated May 17, 1869*

**Public Works Report**  
**October 18, 2023**

**Water:**

Built a temporary weir across the river to back up more water to prevent pump cavitation which can cause undue damages to the river pumps and piping

Still awaiting water meters that are on back order been installing the ones that we get as they become available

Will be cleaning the water plant on Friday or Monday weather depending

**Sewer:**

Continuing to assist sewer repair crews as needed

Preparing to start our discharging from lagoon system

**Streets:**

Cleared some street sign obstructions and picked up other downed limbs from winds

Got the cold patch to start repairing the potholes and water leak dig locations

**The Lutheran church curb and street repair estimate**

1. Repour the 25 feet of damaged curbing \$200
2. Repour the underlayment of street for 40 feet \$500

Time estimate 3 weeks with good weather



City of  
**VALLEY FALLS**

*Incorporated May 17, 1869*

**Police Department Report  
November 1, 2023**

Officer Rivera escorted the Valley Falls XCountry Team out of town Saturday morning for State

Officer Taylor lead the Halloween parade Tuesday evening

Valley Falls HS arranged a K9 sniff at the school

NCMEC (National Center for Missing and Exploited Children) Training with Officer Brosa and myself. The training covers in three days over Children Missing from Care, Child Sexual Abuse Material, and Child Sex Trafficking.

After conducting a follow-up Stalking complaint, it was discovered that the residence in Valley Falls had what was potentially a large amount of distributing of drugs and drug paraphernalia. The items were seized, and the investigation is still ongoing.

**Calls for service:**

10/17 Domestic Violence Training

10/18 VIN Inspection

10/18 Business checks

10/19 Business checks

10/19 Traffic stop

10/19 Traffic stop

10/19 Traffic stop

10/20 VF Football game

10/20 Business checks

10/20 Traffic stop

10/20 Dog bite call

10/20 Traffic stop

10/20 Harassment complaint

10/20 VF Football game

10/21 Party at the Park

10/21 Assist outside agency

10/21 911 hang up

10/21 Business checks

10/22 Traffic stop

10/22 Stalking complaint

10/22 Traffic stop

10/22 911 Hang up

10/22 Traffic stop

10/25 Attempt warrant service

10/25 Att kidnapping call  
(misunderstanding)

10/25 Business checks

10/26 Suspicious person

10/26 Traffic stop

10/26 Medical assist

10/27 Business checks

10/28 Escort XCountry Team

10/27 Football game

10/27 Traffic stop

10/26 Traffic stop

10/26 Traffic stop

10/26 Located person for VFMH

## 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 negotiations 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;