



City Commission Agenda Item

Meeting Date: January 31, 2025
From: City Commissioners
Item: Executive Session – Charter Ord. 35 Provisions

Motion: Recess into executive session for a period of ____ minutes to discuss provisions of Charter Ordinance No. 35, pursuant to K.S.A. 75-4319(b)(2), which justifies consultation with the attorney for the public body. The open meeting will resume in the commission Chambers at ____ : ____ p.m. **(Voice Vote)**

Background:

Requesting to recess into executive session to discuss provisions of Charter Ordinance No. 35, pursuant to K.S.A. 75-4319(b)(2), which justifies consultation with the attorney for the public body.

A complete copy of K.S.A. 75-4319 is enclosed and summarized for this specific matter below.

State Reference K.S.A. 75 -4319(b)(2) defined:

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 public 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: (1) A statement describing the subjects to be discussed during the closed or executive meeting; (2) the justification listed in subsection (b) for closing the meeting; and (3) the time and place at which the open meeting shall resume. The complete motion shall be recorded in the minutes of the meeting and shall be maintained as a part of the permanent records of the public body or agency. Discussion during the closed or executive meeting shall be limited to those subjects stated in the motion.

(b) Justifications for recess to a closed or executive meeting may only include the following, the need: (2) to discuss provisions of Charter Ordinance No. 35

Commission Options:

1. Make a motion to recess into executive session, establishing a time to resume the open meeting.

Approved for Agenda by:

Randy Frazer, City Manager