

2021 JOHNSON COUNTY CHARTER COMMISSION**2nd Regular Meeting Minutes****Wednesday April 28, 2021**

CALL TO ORDER

The second regular meeting of the 2021 Johnson County Charter Commission convened on Wednesday, April 28, 2021 at 4:00 p.m. via Zoom (virtual). Greg Musil, Chairman of the Charter Commission called the meeting to order, welcomed everyone and asked the Clerk to call the roll.

Roll Call

The roll being called, it was found the following Members were present and participated in the meeting, to wit:

Officers:

Greg Musil, Chairman	Dawn Rattan, Vice-Chair	Ed Peterson, Secretary
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Members:

Wendy Bingesser	Mike Boehm	Karin Brownlee
Vicki Charlesworth	Jim Denning	Jane Dirks
Jimmy Gaona	Tedrick Housh	Randy Hutchins
Chris Iliff	Laura Klingensmith	Joy Koesten
Brent McCune	Eric Mikkelson	Leslee Rivarola
Don Roberts	Kyle Russell	Paula Schwach
Brenda Sharpe	Greg Shelton	Greg Smith
Zach Thomas		

Also present were Maury Thompson, Deputy County Manager; Cindy Dunham, Interim Chief Legal Counsel; Lynda Sader, Deputy County Clerk; Penny Postoak Ferguson, County Manager; and Scott Neufeld, Director of Budget.

Chairman Musil spoke to the Commission's purpose and structure.

APPROVAL OF MINUTES

1. Consider the Approval of the April 12, 2021 minutes.

Brenda Sharpe moved to *Approve* the April 12, 2021 minutes as presented. Brent McCune seconded the motion. The motion carried unanimously.

OLD BUSINESS

[None]

NEW BUSINESS

1. Presentation– Kansas Open Meetings Act (KOMA)– Cindy Dunham, Interim Chief Counsel

Cynthia Dunham presented and answered questions on the topic of KOMA. She stated that the Charter Commission meetings are public meetings, and no binding action can be taken in secret or outside of a public meeting. Ms. Dunham discussed “what a meeting is”, and stated it is a gathering or assembly in person or also via telephone, zoom or other interactive communication. It must include a majority of the membership to be defined as a meeting and it is for the purpose of discussing the business or affairs of the Charter Commission. Informal discussions, interactive communication, and serial meetings were explained.

Ms. Dunham discussed the topic of the Clerk recording the motions and votes. She also explained that the public may attend, and observe the meetings, but it doesn’t mean they are allowed to speak, or to place items on the agenda, the Charter Commission controls the agenda. The Home Rule Charter does require one public hearing. The Charter Commission is also subject to the open records act and staff is available to assist with this.

Brenda Sharpe pointed out that personal email is subject to KOMA. Ms. Dunham agreed and noted that the location of records does not matter and are subject to KOMA.

Ms. Dunham stated a meeting is a simple majority of your 25 members and so that is 13 members so far as an actual open meeting.

2. Rules of Order Plan- Greg Musil, Chair

Chairman Musil stated that proposed Rules of Order would be presented and discussed at the May 10, 2021 meeting and action would be taken at the May 26, 2021 meeting.

3. Website Review- Lynda Sader, Deputy County Clerk

[The website would be reviewed further at the May 10, 2021 meeting.]

4. Public Input/Commentary - Greg Musil, Chair

Chairman Musil commented on public input and comments from the public. Public comments will be collected by the Clerk and distributed to all of the Commission Members, most likely on a weekly basis. An inquiry was made on how comment responses would be handled. Chairman Musil stated that the Clerk will forward these to the Chairman/executive committee, he will discuss with staff, and look at on a case by case basis. For Clarification:

- a. The comment section of the website will (hopefully) generate an automatic response to the commenter, something to the effect of “All comments received will be forwarded to all Charter Commission members for review and will be maintained as part of the record of the 2021 Charter Commission work.”
- b. Any response beyond that where there’s a request for information or something else that may generate a need to respond will be reviewed by staff and forwarded to the executive committee to determine whether to respond and, if so, the appropriate response.

5. Future Meetings- Greg Musil, Chair

- Format (in-person; virtual; hybrid; mask/no mask and social distance)
- Location (size and technology)

Chairman Musil stated that a Doodle Poll will be conducted on the subject of masks and attendance at a later date and that staff is working on a location to hold in-person meetings. The May 10, 2021 meeting will be held totally virtual.

[The Chairman stated that Item # 7 would be discussed at this time.]

7. Future Meeting Topics–Greg Musil, Chair

- Review 2011 Resolutions Status
- Review Summary Departments/Agencies
- Proposed 5/10/21 Presentation
 - i. District Attorney
 - ii. Sheriff
 - iii. Chief Judge
- Prioritize Future Presentations
 - i. County Manager
 - ii. County Commissioners
 - iii. Departments/Agencies

Chairman Musil commented on a list of county departments/agencies and stated a list would be provided to the Charter Commission soon. The members will then do some type of ranking for interest to hear more about each department or agency.

Chairman Musil stated that he had received confirmation that the Sheriff, District Attorney and the Chief Judge will present at the May 10, 2021 meeting.

It was stated that if any members have ideas for topics of future meetings, to please forward those to the Chairman and the Clerk, Lynda Sader.

[Thereupon, the Board returned to its established Order of Business on the printed agenda.]

6. Initial Presentation- County Overview- Penny Postoak Ferguson, County Manager

- Structure/Organizational Chart/Department-Agency Functions
- Budget

[A power point and a video were presented.]

Ms. Postoak Ferguson reviewed a Power Point presentation on Johnson County Government structure/organization chart/department-agency functions and an overview of the budget.

Ms. Postoak Ferguson presented information of who Johnson County Government serves, population information, trends, household income, unemployment rates, building permits, total valuations, and poverty trends and levels. She spoke further about the structure and organization of Johnson County Government. She explained a little about different departments, agencies and the form of government with the makeup of the six districts. She explained the areas she has full responsibility for, areas that she shares responsibility for and the departments that elected officials or the State is responsible for. She also provided information of efficiencies that have been gained since the Charter Commission last met, including departments that have been combined or reorganized.

Ms. Postoak Ferguson provided a financial overview of the county and mentioned the proposed budget that she will be presenting to the Board of County Commissioners soon. She also spoke to the process and the work of all the county employees during the pandemic over the last year.

[Brent McCune left the meeting at 5:10 p.m.]

[Joy Koesten left the meeting at 5:36 p.m.]

The Commission asked questions of Ms. Postoak Ferguson at this time, with answers being provided by her and Scott Neufeld, Director of Budget.

[Thereupon, the Board noted that item #7 was taken up earlier in the meeting and moved on to the “Next Meeting Agenda” item.]

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OTHER BUSINESS

[None]

NEXT MEETING AGENDA (May 10 at 4:00 p.m.)

- Format - Virtual
- Presentations – District Attorney, Sheriff, Chief Judge (tentative)

Chairman Musil noted that the Meeting of May 10, 2021 would be held virtually and that the District Attorney, Sheriff, and the Chief Judge had been confirmed.

ADJOURNMENT

Eric Mikkelson moved to *Adjourn* the meeting and Wendy Bingesser seconded the motion. The motion carried unanimously.

The meeting was adjourned at 5:56 p.m.

PREPARED BY Lynda Sader


The journal entry for Wednesday, April 28, 2021, as recited above, having been read and considered by the Charter Commission, and having been found to be correct as written, was approved on this the tenth day of May 2021.

CHARTER COMMISSION
JOHNSON COUNTY, KANSAS


C. Edward Peterson (May 14, 2021 11:38 CDT)

ED PETERSON, *Secretary*

ATTEST:


Lynda Sader (May 14, 2021 11:52 CDT)

LYNDA SADER, *Deputy County Clerk (Clerk to the Commission)*