

# AGENDA

**REGULAR COUNCIL MEETING OF THE CITY OF PAOLA, KANSAS  
TO BE HELD IN THE MUNICIPAL COURTROOM AT THE PAOLA JUSTICE CENTER  
805 N Pearl Street Paola, KS 66071  
March 23, 2010 - 5:30 pm**

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## PLEDGE OF ALLEGIANCE

### 1. CALL TO ORDER

2. **ROLL CALL** - Pritchard \_\_\_ Dial \_\_\_ Rowlett \_\_\_ Bell \_\_\_ Mayor Stuteville \_\_\_  
(Note: The Mayor only votes in the event of a tie)

### 3. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

**Oral Communications from the audience.** (When addressing the Council, please step to the podium and state your name and address so that it can be recorded in the minutes of the meeting. Please limit your comments to 5 minutes or less and to items NOT on the agenda. Thank you.)

### 4. CONSENT AGENDA

The items on the Consent Agenda are considered by the Governing Body to be routine business items. Agenda items may be approved by a single motion, second and a majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, at his/her request it will be removed from the Consent Agenda and considered separately.

- a. **Approval of minutes of the meeting of March 9, 2010.**
- b. **Approval of Salary Ordinances 10-05.**
- c. **Approval of the renewal of a Retail Liquor License for In Good Spirits.**

Action–Motion to approve the Consent Agenda as presented, and authorize the Mayor to sign.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_ Rowlett \_\_\_ Dial \_\_\_ Pritchard \_\_\_ Mayor Stuteville \_\_\_\_\_

### 5. APPROPRIATION ORDINANCE

Action–Motion to approve the Appropriation Ordinance 674 as presented, and authorize the Mayor to sign.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_ Rowlett \_\_\_ Dial \_\_\_ Pritchard \_\_\_ Mayor Stuteville \_\_\_\_\_

### 6. REPORTS OF OFFICERS, BOARDS AND COMMITTEES

- a. **Public Hearing for the purpose of considering a request to waive the restriction for selling any alcoholic beverage within 200 feet of a park, school or church for the BBQ Shack, LLC at 1613 E Peoria.**

Action – Motion to open the public hearing.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

Action – Motion to close the public hearing.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

**b. Consider waiving the restriction for selling or consuming any alcoholic beverage within 200 feet of a park, school, or church.**

Action - Motion to approve/not approve a waiver of the restriction for selling any alcoholic beverage within 200 feet of a park, school or church for the BBQ Shack, LLC at 1613 E Peoria.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

**c. Consider approval of a new Drinking Establishment License for the BBQ Shack, LLC at 1613 E Peoria.** (Action item only if Agenda Item 6-b is approved.)

Action - Motion to approve/not approve a new Drinking Establishment License for the BBQ Shack, LLC at 1613 E Peoria subject to the issuance of a State of Kansas Drinking Establishment License.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

**d. Consider renewal of the City’s liability/property/auto insurance coverages.**

Action – Motion to approve/not approve the renewal of the City’s liability/property/auto insurance coverages through EMC Insurance Companies in the amount of \$86,394.00.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

**e. Consider approval of the final payment for the Fire Station Project.**

Action – Motion to approve/not approve a pay request #12 in the amount of \$2,500.00 to Legacy Contractors, LLC for the Fire Station Project.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

**f. Discussion regarding potential changes to trash collection services.**

7. **NEW BUSINESS**

- a. City Staff
- b. City Council
- c. Mayor

8. **Executive Session. K.S.A. 75-4319(B)(4) is the authority for this recess.**

Action – Motion to adjourn to Executive Session, to include the Mayor, Council, City Manager, City Clerk, City Planner, and City Attorney for \_\_\_\_ minutes for the purpose of discussing confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts and individual proprietorships; the regular meeting to reconvene at \_\_\_\_\_ p.m.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

Action – Motion to reconvene the adjourned meeting.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

9. **ADJOURNMENT**

Action – Motion to adjourn.

Motion \_\_\_\_\_ Second \_\_\_\_\_  
Bell \_\_\_\_ Rowlett \_\_\_\_ Dial \_\_\_\_ Pritchard \_\_\_\_ Mayor Stuteville \_\_\_\_\_

**Notice:** It is possible that sometime between 5:00 p.m. and 5:30 p.m. immediately prior to this meeting, during breaks, and directly after the meeting, that a majority of the Governing Body may be present in the meeting room, hallway, or parking lot. No one is excluded from these areas at any time.