

**MINUTES OF THE COUNCIL MEETING
OF THE CITY OF PAOLA, KANSAS
PAOLA JUSTICE CENTER 805 N PEARL
6:00 O'CLOCK P.M.
March 8, 2022**

The Governing Body of the City of Paola, Kansas, met with Mayor House presiding.

Council Members present: Mayor Leigh House and Council Members Dave Smail, Trent Upshaw, Kathy Peckman and LeAnne Shields.

Council Members absent: None

Also present: Acting City Manager Randi Shannon, City Clerk Stephanie Marler, Police Captain Chad Corbin, Public Works Director Kirk Rees, City Attorney Lee Tetwiler, Patricia Guest, and others.

CALL TO ORDER: The regular council meeting was called to order by Mayor House.

ROLL CALL: Mayor House and Council Members Smail, Upshaw, Peckman and Shields were all present.

Agenda Item 1 - CONSENT AGENDA

- a. Approval of minutes of the meeting of February 8, 2022.
- b. Approval of Salary Ordinances 22-4.
- c. Approval of Appropriation Ordinance 969 & 970.
- d. Approval of the Pledged Collateral Report for February 2022.
- e. Approval of Journal Entries report for February 2022
- f. Approval of a Liquor License renewal for In Good Spirits, 1001 N Pearl.

Council Member Shields made a motion to approve the Consent Agenda as presented and authorize the mayor to sign. The motion was seconded by Council Member Upshaw and all voted aye. The motion passed 4 to 0.

Agenda Item 2 - COMMENTS FROM THE PUBLIC:

Patricia Guest, 24189 Nicklaus Ct., asked the Council if the leash law for dogs could be addressed to be made clearer.

Agenda Item 3 - NEW BUSINESS

Agenda Item 3a – 2022 Sewer Lining Plan

Public Works Director Rees presented a plan to rehab the aging infrastructure in the sewer system. He said the proposed plan would include the use of cured in place pipe (CIPP) which the city has used for several years with good results.

Director Rees solicited pricing for 1,147 linear feet of sewer pipe. Of the three companies he contacted only one company submitted a bid.

Insituform \$40,819.15

Director Rees said Insituform has performed this service for the City of Paola for a number of years with great success. He said their bids have been consistently lower than competitors and he has no reservations about recommending their bid be accepted.

Council Member Peckman made a motion to approve the bid from Insituform in the amount of \$40,819.15 for the installation of 1,147 linear feet of CIPP sanitary sewer pipe lining as authorize the necessary signatures. The motion was seconded by Council Member Shields and all voted aye. The motion passed 4 to 0.

Agenda Item 3b – Consider Changes to eh Traffic Control Device Schedule – Resolution #2022-003

Public Works Director Rees said with the addition of new streets in the Hidden Meadows subdivision and Indian Hills subdivision, staff is suggesting the installation of new stop signs at these intersections. A resolution was presented to amend the Traffic Control Device Schedule to include stop signs at the north and south ends of Roseberry Drive at Redbud Drive and on Hidden Meadows Drive where it meets Redbud Drive.

Council Member Smail made a motion to adopt Resolution No. 2022-003 amending the Traffic Control Device Schedule for the City of Paola and authorize the necessary signatures. The motion was seconded by Council Member Upshaw and all voted aye. The motion passed 4 to 0.

Agenda Item 3c – Property, Liability & Auto Insurance Renewal

Clerk Marler presented the City's insurance policy renewal. She stated the City's liability, property, and auto insurance package through EMC Insurance Companies renews annually on April 1st. The following renewal was presented:

| | | | |
|-----------------------|----------|----------|-------------|
| Property | \$62,199 | \$68,127 | (+) \$5,928 |
| General Liability | \$16,946 | \$17,212 | (+) \$266 |
| Commercial Automobile | \$39,391 | \$39,699 | (+) \$308 |
| Equipment Floater | \$6,513 | \$6,245 | \$-268 |

| | | | |
|---------------------------|------------------|------------------|---------------------|
| Crime | \$694 | \$694 | \$0 |
| Cyber | \$660 | \$660 | \$0 |
| Law Enforcement Liability | \$8,262 | \$9,918 | (+) \$1,656 |
| Linebacker | \$6,603 | \$7,998 | (+) \$1,395 |
| Umbrella | \$9,554 | \$10,947 | (+) \$1,393 |
| Total Premium | \$150,822 | \$161,500 | (+) \$10,678 |

Clerk Marler stated the property coverage saw a significant increase due to building materials and replacement costs. She said staff has done a review of the property locations and proposed values and some items were adjusted. Clerk Marler also noted the auto coverage only saw a slight increase this year. EMC said due to the replacement cost of some of the more expensive vehicles, the deductible was increased from \$2,000 to \$3,000.

Clerk Marler said additional consideration must also be given for the annual dividend that EMC pays to all cities in their Municipal Insurance Pool. She said in the last five years, the City of Paola has received \$100,761.90 in dividends from EMC. This is an average of \$20,152.38 each year.

Council Member Upshaw made a motion to approve the insurance renewal provided by EMC Insurance Companies through Elliott Insurance Group in the amount of \$161,500 for the coverage year of April 1, 2022 to March 31, 2023. The motion was seconded by Council Member Smail and all voted aye. The motion passed 4 to 0.

Agenda Item 3d – Drinking Establishment License for Paola Eatery

Clerk Marler said she received an application for or a new drinking establishment license from Christina Basurto, owner of Paola Eatery, 110 W. Peoria. She said since this is an application for a new license it is being presented for specific Council approval.

Clerk Marler said the applicant is in the process of getting her state liquor license, she has already submitted the paperwork and fees for that license. Since the business is not located within 200 feet of a church or a school, a public hearing is not required.

Clerk Marler said the Council would need to take formal action to authorize the issuance of a new city license. She said since the state regulates liquor licenses, it has been historically acceptable to approve the city license contingent upon approval of the state license. The initial fire safety inspection for the business has been done with minor corrections suggested and Ms. Basurto has been informed the city will need to receive the \$250.00 fee, a passed fire safety inspection and copy of her state license before the city license will be issued.

Council Member Shields made a motion to approve a new drinking establishment license for Paola Eatery subject to receipt of the state liquor license, passing the fire safety inspection and submission of the fee. The motion was seconded by Council member Peckman and all voted aye. The motion passed 4 to 0.

Agenda Item 3e – Paola Family Pool Repairs

Director Rees said in order to identify areas of hollow sounding delaminated concrete, a chain is dragged across the concrete surface. He said Carrothers Construction, who was approved at the February 8th meeting to begin repairs, began their assessment by dragging a chain cross the pool surface. Carrothers identified 391.64 square feet of “punky” areas of concrete, which is 371.64 additional square feet from their original bid.

Director Rees said Carrothers was confident they could have the additional repairs complete before the pool season with an additional cost of \$42,367.00.

Council Member Peckman made a motion to approve the additional bid amount from Carrothers Construction in the amount of \$42,367.00. The motion was seconded by Council Member Smail. Council Members Smail, Peckman and Shields voted aye and Council Member Upshaw abstained due to his wife’s employment with Carrothers. The abstention counts toward the prevailing vote and the motion passed 4 to 0.

Agenda Item 4 – COMMITTEE REPORTS – None

Agenda Item 5 - STAFF REPORTS

Attorney Tetwiler said law interns from Moldova in the past have visited Miami County through a program to learn about the American legal system. He said many of these students still have contact with residents in Paola. A fund is set up through First Option Bank to help the Ukrainian refugees and he encourages anyone who can to donate.

Acting Manager Shannon reminded the Council about the State of the City breakfast on March 9th beginning at 7:30 am.

Acting Manager Shannon said Confluence plans to have a draft of the comp plan available and will host a public engagement on March 24th at the Firehouse Gym.

Acting Manager Shannon said Rausch & Coleman has provided a plan for the new housing in the Indian Hills subdivision.

Agenda Item 6 - MISCELLANEOUS MATTERS FROM THE COUNCIL:

Council Member Smail questioned who does the dog enforcement. He was informed that is under the Police Department.

Council Member Peckman said she would unfortunately not make it to the State of the City breakfast.

Agenda Item 7 - MISCELLANEOUS MATTERS FROM THE MAYOR:

Consider the appointment of Harold Homrighausen to the Library Board

Council Member Peckman made a motion to approve the appointment of Harold Homrighausen to the Library Board. The motion was seconded by Council Member Upshaw and all voted aye. The motion passed 4 to 0.

Consider the appointment of Carol Sandburg to the Library Board

Council Member Upshaw made a motion to approve the appointment of Carol Sandburg to the Library Board. The motion was seconded by Council Member Smail and all voted aye. The motion passed 4 to 0.

Consider the appointment of Beth Slawson to the Library Board

Council Member Smail made a motion to approve the appointment of Beth Slawson to the Library Board. The motion was seconded by Council Member Peckman and all voted aye. The motion passed 4 to 0.

Consider the reappointment of Romona Willig and Tammy Bridgeman to the Library Board

Council Member Shields made a motion to approve the reappointment of Romona Willig and Tammy Bridgeman to the Library Board. The motion was seconded by Council Member Peckman and all voted aye. The motion passed 4 to 0.

Consider the appointment of Renee Stickney to the Community Center Board

Council Member Upshaw made a motion to approve the appointment of Renee Stickney to the Community Center Board. The motion was seconded by Council Member Smail and all voted aye. The motion passed 4 to 0.

Agenda Item 8 – ADJOURNMENT

With no additional business to come before the Council, Council Member Peckman made a motion to adjourn. The motion was seconded by Council Member Upshaw and all voted aye. The motion passed 4 to 0.

Leigh House, Mayor

ATTEST: [seal]

Stephanie Marler, City Clerk