

**MINUTES OF THE COUNCIL MEETING
OF THE CITY OF PAOLA, KANSAS
PAOLA JUSTICE CENTER 805 N PEARL
6:00 O'CLOCK P.M.
July 09, 2024**

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

Council Members present: Mayor Leigh House and Council Members J.R. McMahon, Deborah Hayes, Kathy Peckman and LeAnne Shields.

Council Members absent: None

Also present: City Manager Randi Shannon, City Clerk Stephanie Marler, Chief of Police Chad Corbin, Public Works Director Kirk Rees, Planning and Zoning Director Mitch Gabbert, Jana Harrington-Barcus with the Miami County Museum, Rob George with Legacy Contractors and Kylie Marler.

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

ROLL CALL: Mayor House and Council Members McMahon, Hayes, Peckman and Shields.

Agenda Item 1 - CONSENT AGENDA

- a. Approval of minutes of the meeting on June 11, 2024.
- b. Approval of Salary Ordinances 24-13 & 24-14.
- c. Approval of Appropriation Ordinance 1028 & 1029.
- d. Approval of the Pledged Collateral Report for June 2024.
- e. Approval of Journal Entries June 2024.

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 Peckman and all voted aye. The motion passed 4 to 0.

Agenda Item 2 - COMMENTS FROM THE PUBLIC: None

Agenda Item 3 – NEW BUSINESS

Agenda Item 3a – 2024 Miami County Fair Lease Agreement

Clerk Marler said the Miami County Fair Association has made their annual request for the use of City-owned property in Wallace Park to hold the carnival for the Miami County Fair. She said this agreement is the same as previous years to include one modification. With the improved area at Rock Stadium, Manager Shannon has asked the Fair Board to rope off the new graded field to keep people and vehicles off the new grass.

Manager Shannon told the council she has spoken with the fair board and they are willing to do whatever is necessary.

Council Member Hayes made a motion to approve the lease agreement with the Miami County Fair Association and authorize the necessary signatures. The motion was seconded by Council Member McMahon and all voted aye. The motion passed 4 to 0.

Agenda Item 3b – Intent to exceed the RNR & set the public hearing

Clerk Marler said the City of Paola's Revenue Neutral Rate (RNR) for the 2025 budget is 39.943. The actual rate levied for the 2024 budget was 41.894. She said with preliminary budget reviews, it appears the City will need to exceed the RNR. Since the final rate is not determined at this time, staff believe setting the rate at the current anticipated amount of 42.059 will allow for room to adjust if needed.

Clerk Marler said the notice sent to the County Clerk will also need to include the RNR public hearing and budget public hearing date and time. She suggested setting both hearings for the regular council meeting date scheduled for September 10, 2024 at 6:00 pm at the Paola Justice Center. She said this date will fall in line with the requirements.

Council Member Peckman made a motion to notify the County Clerk of the intent to exceed the revenue neutral rate and set the revenue neutral rate public hearing and budget public hearing for September 10, 2024 at 6:00 pm at the Paola Justice Center. The motion was seconded by Council Member Hayes and all voted aye. The motion passed 4 to 0.

Agenda Item 3c – 2024 Audit Letter of Engagement

Clerk Marler presented a letter of engagement from Agler & Gaeddert to complete the 2024 independent audit of the financials for the City of Paola. Mr. Harold Mayes has completed the audit for several years and has quoted a price of \$16,990.

Council Member Shields made a motion to accept the Letter of Engagement with Agler & Gaeddert to audit the City of Paola for calendar year 2024 in the amount of \$16,990. The motion was seconded by Council Member Peckman and all voted aye. The motion passed 4 to 0.

Agenda Item 3d – Bur Oak Estates No. 3 – Final Plat

Zoning Administrator Gabbert said At the June 20, 2024 Planning Commission meeting, commissioners voted unanimously to recommend approval of the Final Plat for the Bur Oak Estates No. 3 subdivision. He said the proposed subdivision is located in the current Bur Oak 2 subdivision and is 4.19 acres in size. The proposed subdivision would include 6 single family residential lots, ranging from approximately .4 to .7 acres. These lot sizes meet the minimum requirements for lots in the Suburban zoning district.

Zoning Administrator Gabbert said all plats and plans were reviewed by staff, as well as outside engineering consultants, with minimal comments. He said since the approval of the Preliminary Plat, the developer has addressed the comments from Rural Water #2 and staff.

Council Member McMahon made a motion to approve Bur Oak Estates No. 3 Final Plat. The motion was seconded by Council Member Hayes and all voted aye. The motion passed 4 to 0.

Agenda Item 3e – ADA ramp at 10 E. Peoria

Zoning Administrator Gabbert said the Miami County Museum located at 10 E. Peoria would like to add two ADA ramps onto the front entrances of their building. He said to do this, the ramps would have to be constructed on the sidewalk owned by the city.

Zoning Administrator Gabbert said Rob George with Legacy Contractors, who is currently remodeling and updating the museum, submitted the plans. He said the ramps would extend 5' out onto the sidewalk, leaving approximately a 7' wide clear walkway between the ramps and edge of the sidewalk. He said each ramp would be approximately 5" tall, and would extend 5' toward each other. There will be one step down on the south sides of each ramp. He said the ramps meet all ADA requirements.

Manager Shannon introduced representatives for the project, Jana Harrington-Barcus director of the Miami County Museum and Rob George with Legacy Contractors.

Council Member McMahon and Council Member Shields asked for clarifications regarding the project.

Council Member Shields stated for full disclosure, she is a volunteer at the Museum and attends the Executive Board meetings. She did not believe this item should be addressed with the City Council prior to the Museum Board voting on the project at their meeting on July 10th.

Council Member Shields made a motion to table the vote on the ADA ramp until the August 13th meeting and have a discussion at the August 6th work session if it passes at the Museum.

Ms. Harrington-Barcus asked to speak regarding the comments made by Council Member Shields. She stated the Museum Executive Board did vote to submit the plans to the city and ask for approval to move forward with the project.

Mayor House called the motion made by Council Member Shields and asked if there was a second. After some discussion no one seconded and the motion died.

Council Member Peckman made a motion to approve the ramp construction on the city sidewalk at 10 E. Peoria. The motion was seconded by Council Member Hayes. Council Members McMahon, Hayes and Peckman voted aye. Council Member Shields voted no. The motion passed 3-1.

Agenda Item 4. STAFF REPORTS

Director Rees said a pre-bid on the Lake Miola dam is set for Friday.

Chief Corbin said the fireworks show at the lake went well with little trouble.

Zoning Administrator Gabbert said 217 permits have been approved so far to include 2 new house permits. He said Sonora Taco passed their inspection and 2 new business are starting. He also noted the “red house” on Hospital Dr. has been torn down.

Agenda Item 5. MISCELLANEOUS MATTERS FROM THE COUNCIL

Council Member McMahon asked Mr. George for an update on the construction for 115 W. Wea.

Council Member Peckman congratulated all departments on how well their budgets look.

Council Member Shields thanked Director Rees for the resurfaced streets.

Agenda Item 6. MISCELLANEOUS MATTERS FROM THE MAYOR

None

Agenda Item 7– 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 McMahon and all voted aye. The motion passed 4 to 0.

ATTEST: [seal]



Leigh House
Leigh House, Mayor

Stephanie Marler
Stephanie Marler, City Clerk