

A regular meeting of the City Council of the City of Iola was held on August 26, 2013, at 6:00 p.m., at the Riverside Park Community Building, 510 Park Avenue, Iola, Kansas.

CALL MEETING TO ORDER

Mayor Wicoff called the meeting to order at 6:00 p.m.

ROLL CALL

Mayor Wicoff, Council Members Becker, Zornes, Shaughnessy, Franklin, Myrick, French, Ford and Wells were present. Also present were Administrator Slaugh, Assistant Administrator Schinstock, and City Clerk Hutton.

REVIEW & APPROVAL OF AGENDA

Motion made by Council Member Franklin and seconded by Council Member Becker to approve the agenda as presented. All in favor. Motion carried.

PUBLIC COMMENTS

Donna Houser informed the council that the banners that CITF/PRIDE is working on have been ordered and are on their way. Reminded the group that See Hear, Iola is this Friday and encouraged everyone to attend. Buster Keaton Festival is coming in September; one of the complaints from participants is that there are not enough motel rooms.

Mark Kauth, representative from Iola High School Booster Club asked the council for permission to shoot fireworks at all home football games following the national anthem and each time the team scores. Motion made by Council Member French and seconded by Council Member Myrick to allow the fireworks with the provision that if burning is banned due to weather conditions fireworks be shot off and the club coordinates with Fire Chief Leapheart. All in favor. Motion carried.

Shawn Wood asked the council to consider leaving the pool open until Labor Day next year. One of the main issues is staff leaving for college or involved in sports and other activities. This year the last Saturday of the season the pool was unable to open because there were not enough lifeguards. Council Member Ford wondered if we could not drain the pool and if enough lifeguards were available open it on weekends.

Council Member French stated that he had received some comments from individuals watching the council meeting on television that they had a hard time hearing some individuals. He requested that everyone stay close to their microphones when speaking.

CONSENT AGENDA

A. Minutes Approval - August 12, 2013

B. Appropriations Approval – 2013-16

C. Personnel Action

- **Ron Kavel – Gas, Water & Wastewater – Annual Evaluation**

- **Josh Mueller – Gas, Water & Wastewater – Resignation**
- **Andrew Hill – Fire Department – Twelve Month Evaluation**
- **Charles Ecton – Fire Department – Twelve Month Evaluation**
- **David Harrison – Sanitation – Twelve Month Evaluation**
- **Jessica Fosdick – Clerk Department – New Hire**

Council Member Franklin had some questions concerning accounts payable. Her questions were answered. Council Member Ford asked for a count on number of animals that are a part of the ACARF bill. Motion made by Council Member Franklin to approve the consent agenda as presented. Motion seconded by Council Member Ford. All in favor. Motion carried.

NEW BUSINESS

A. Dangerous / Unsafe Structure – Shonda Jefferis –

- **402 S Fourth – Public Hearing and Resolution**
- **432 S Fourth – Public Hearing and Resolution**
- **307 E Irwin – Public Hearing and Resolution**

Mayor Wicoff opened the public hearing for the property at 402 S Fourth. No public comments were made. Mayor Wicoff closed the public hearing. Shonda Jefferis, Code Enforcement Officer, stated that she had received no response from the owners of the property. Motion made by Council Member French to approve the resolution to remove the unsafe structure at 402 S Fourth. Motion seconded by Council Member Zornes. All in favor. Motion carried.

Mayor Wicoff opened the public hearing for the property at 432 S Fourth. Sue Shrum, owner of the property, and her boyfriend Mr. Head stated that they are willing to do what it takes to bring the property up to code. Council Member French stated that there are liens on the property which are greater than the value of the house. Ms. Shrum indicated she knew nothing about the liens, but she will check into them. Shonda Jefferis, Code Enforcement Officer, commented that some work had been done on the house where some water damage was covered up with siding. This will need to be removed and repaired properly. Mayor Wicoff closed the public hearing. Motion made by Council Member Myrick to approve the resolution that will allow the property owners 30 days to begin repairs and a total of 180 days to complete the repairs and bring the house up to code. Motion seconded by Council Member Wells. All in favor. Motion carried.

Mayor Wicoff opened the public hearing for the property at 307 E Irwin. No public comments were made. Mayor Wicoff closed the public hearing. Shonda Jefferis, Code Enforcement Officer, stated that this property was brought to the council a few years ago and the property owners were given an extension to repair the property. Since that time nothing has been done to the property. The owners have not contacted the city regarding the property. Motion made by Council Member Becker to approve the resolution to remove

the unsafe structure at 307 E Irwin. Motion seconded by Council Member Franklin. All in favor. Motion carried.

B. CDBG Time Extension Request – During a final contract monitoring of the housing grant by Linda Hunsicker, Kansas Department of Commerce, a couple of deficiencies were found in the documents. Laura Moore, SEKRPC, has requested the documents required from the contractor and from the SEKRPC inspector that will resolve the deficiencies in question. The council is being asked to submit a request to extend the CDBG contract end date from July 31, 2013 to August 31, 2013. Motion made by Council Member Wells and seconded by Council Member Franklin to submit the time extension request extending the project to August 31, 2013 to the Kansas Department of Commerce. All in favor. Motion carried.

C. Standard Traffic Ordinance & Uniform Public Offense Code – Adoption – Motion made by Council Member Ford and seconded by Council Member Myrick to adopt Ordinances 3424 and 3425. All in favor. Motion carried.

D. Wastewater Improvement Project – Phase 3 Bid Advertisement – KDHE has given permission for the city to begin advertising for Phase three of the wastewater improvement project. Phase three includes sewer pipe lining, mostly the larger diameter lines in the central downtown area. The project consists of approximately 12,550 linear feet of 8-21” existing sewer pipe using a cure-in-place pipe (CIPP). Award of the bid will be subject to acceptance by KDHE and the EPA who both have oversight over the project. Administrator Slauch stated that this item is on the agenda to update the council on the progress of the project.

UNFINISHED BUSINESS

A. Neighborhood Revitalization Revisions – At the last council meeting owners of American Self Storage were in attendance to request the reinstatement in the program and staff was directed to get City Attorney Johnson and County Counselor Weber together to discuss the issues with the program. As requested city staff and the two attorneys had a meeting to discuss the program on Friday August 16. Staff would like input for direction on this program. The plan will be revised to include the entire city limits with small exclusions. A statement will be included that if a disaster occurs the plan will not be valid. Council Member French would like a revision to the part of the plan that states a blighted property must be removed in order to activate the plan.

7:00 p.m. Mayor Wicoff declared a five-minute break.

ROUNDTABLE

A. EMS Merger Discussions – Mayor Wicoff noted that the county is expecting the council to make changes in the agreement and send it back to them for their consideration. Administrator Slauch noted that after visiting with county representatives and county EMS employees some of the issues that have come up are the 48 hour versus 24 hour shift. The county currently has no residency requirement whereas the city has a 15 minute response time for EMS employees. County has no designated pay scale which has created different employees with the same qualifications at different pay rates. Improvements will need to be made at the Humboldt and Moran sites and possibly Iola in order to house female employees.

Council Member Wells noted he is concerned about the five year cap on the \$750,000. What happens with COLA increases, healthcare increases and KPERS increases?

Council Member Becker noted that the \$750,000 will not cover the cost of the personnel plus benefits we will be taking on. Wondered if we needed to be a Type I service for all of the ambulances when a high percentage of ambulance runs are actual transfers from the hospital to the nursing home.

Mayor Wicoff started the process of marking up the document to send it back to the county for feedback.

- The actual cost of the two ambulance services is \$2.6 million.
- Ryan Sell stated that he and Ron Conaway have gone over the figures and have come up with a number around \$1.9 million to run the entire service from Iola. If the money above and beyond the \$750,000 is set aside for all capital outlay items above the \$2,000 threshold stipulated within the City of Iola's purchasing policy they feel that the service can be run efficiently from Iola.
- The council wanted to scratch the sentence on page 3 paragraph 11, item d. If receipts fall below \$750,000 in any year, county shall have no responsibility to pay city any additional funds and add a sentence that reads a COLA adjustment will be added each year for the next five years.

Council Member French stated that he felt Joel's document should be the working document for negotiation.

Motion made by Council Member French and seconded by Council Member Myrick to state:

Page 2. Paragraph 3- All receipts for ambulance runs made after midnight on December 31, 2013 shall be paid to City up to an annual amount of \$750,000. Should read. Shall be paid to the City an annual amount of \$750,000. (guaranteed amount)

Page 3 (11) (d) Strike the sentence that reads If receipts fall below \$750,000 in any year, county shall have no responsibility to pay City any additional funds.

Page 3 (11) (E) Capital Outlay fund \$250,000 annually shall be used for capital outlay items over \$2,000 as per the City of Iola Purchasing Policy.

Page 3 (11) (F) A percentage shall be added each year after the first year to reflect the COLA and the KPERS employer increase.

Page 3 (12) Add a statement that the county agrees to indemnify the city for any and all liability, loss or damages including attorney fees which City may suffer as a result of claims, demand, costs or judgments against it arising out of acts or omissions of County its employees, officers, elected officials or any other persons acting on behalf of County for acts occurring prior to the merger.

Page 3 (11) (C) Should read County shall pay to City the EMS revenues received by County the sum of \$750,000 per year. Striking the words up to.

All in favor. Motion carried.

COUNCIL & ADMINISTRATOR REPORT

A. Mayor Wicoff –

- Thanked the council for working on the EMS document and working out a possible solution.

B. Council Member Wells–

- None

C. Council Member Ford –

- Thanked Beverly for speaking to the freshman class at the college in place of the Mayor.
- City picnic was enjoyable wants to see continued support.

D. Council Member Franklin–

- Fun speaking at the college.

E. Council Member Shaughnessy –

- Noticed the fertilizer plant east of town is being torn down; making the area look more presentable.

F. Council Member Becker –

- None

G. Council Member Myrick –

- The city picnic was very nice.

- Mowed son's lawn in Chanute and was told they ticket you if you blow grass into the street. Is there a similar ordinance in Iola? Yes there is a current ordinance in Iola, however it is not enforced.

H. Council Member Zornes –

- None

I. Council Member French –

- Noticed that city crews have cut down dead trees around town and the cemetery. Wondered if a fence could be erected around the dirt pile to make it look better.

J. Administrator Slaugh –

- The Fire Department will be doing a MDA boot block on August 31st on Washington and Madison with authorization from the council. Motion made by Council Member Becker and seconded by Council Member Ford to authorize the fire department to hold the boot block with safety precautions in place. All in favor. Motion carried.
- The annual League of Kansas Municipalities Conference will be October 12th – 14th. If anyone is interested in attending please let Kara know or register online. The city will cover the cost of hotel, and travel. Need to appoint voting delegates for the conference. Motion made by Council Member Franklin and seconded by Council Member Zornes to appoint Carl Slaugh as the voting delegate and Council Member Myrick as the alternate voting delegate. All in favor. Motion carried.
- Discussed the current policies for weed and trash nuisance. A second weed notice is currently sent, however according to ordinance this is not necessary. Shonda Jefferis stated that if an individual complies with a trash nuisance and then puts something else in their yard that constitutes a trash nuisance this is handled as a new nuisance and the process has to be started over.
- The electric power savings for the last three months of the year is not as large as thought. Iola will see about a \$500,000 savings.
- Water crew employees headed to Wichita for the top ops competition.
- Looking to update the web page if anyone has some ideas let Carl know.
- Employee Health Fair is scheduled for October 14th. Will be charging spouses of employees \$50 -\$100 as in years past for services.
- Set up tours at Herff Jones on September 25th and Gates on October 2nd. Let Carl know if you will be attending so we can give a number to the plants.
- Have vacancies on the Board of Zoning Appeals. If you know someone that would be interested let Carl or the Mayor know.

EXECUTIVE SESSION – Non- Elected Personnel/Modification to City Administrator Employment Agreement 8:20 p.m. K.S.A.75-4319

Motion was made by Council Member French and seconded by Council Member Zornes to recess into "Executive Session" for the purpose of conducting a meeting to discuss Non-Elected Personnel – Modification to City Administrator Slaugh Employment Agreement.

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All in Favor. Motion carried. Present: Mayor Wicoff, Council Members, and Administrator Slauch. The open meeting to resume in the Commission Room at 8:25.m.

Motion made by Council Member Wells and seconded by Council Member Franklin to approve the administrators employment agreement as amended. All in favor. Motion carried.

DATE / TIME OF NEXT MEETING

City Council Meeting 6:00 p.m. Monday, September 9th 2013

City Council Meeting 6:00 p.m. Monday, September 23rd, 2013

ADJOURNMENT

8:25 p.m. Motion made by Council Member Becker and seconded by Council Member Ford to adjourn the meeting. As the vote was unanimous, the meeting was declared adjourned.

Approved by the City Council of the City of Iola, Kansas this 9th day of September 2013.

Mayor, Joel Wicoff

City Clerk, Roxanne Hutton