



# City Council Meeting Minutes

March 14, 2022  
6:00 p.m.

**Mayor:** Carolyn Caiharr  
**Councilmember** Chuck Adams      Mark Bishop      Garrett Mellott  
Margaret Shriver      Greg Scott

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1. **Consider approval of consent agenda items**
  - a) **Approve minutes of February 28, 2022**
  - b) **Statement of bills paid in the amount of \$174,229.30**
    - **Motion:** Councilmember Mellott made the motion to approve the consent agenda items
    - **Second:** Councilmember Scott seconded the motion
    - **Vote:** Passes, 5-0
2. **Requests or Comments from the public**
  - No comments from the public.
3. **Consider Resolution 2022-04 adopting the 2022 update to the Wyandotte County Emergency Operations Plan**
  - Assistant City Manager Zack Daniel noted that the redlined version of the plan updates were sent out to the Council to allow for additional review
  - Matt May, representing Wyandotte County Emergency Management, reviewed the plan and the discussion from the last meeting.
  - Mayor Caiharr noted concerns she had with the base plan and ESF-8. These concerns primarily concerned with potential threats to constitutional rights of residents with the apparent oversight the document affords the County. She also had concerns that the government is not quick to walk back restrictions if they are no longer needed.
  - Mr. May noted that plans are written in these terms intentionally and are meant to give the maximum latitude to the property entities if and when they are needed under extreme circumstances.
  - Mayor Caiharr cited some of the health orders over the last few years as an example of government overstep. Mr. May noted that those actions were orders of the health department and not related to the text of the plan being reviewed.
  - Mayor Caiharr pulled examples from the plan which seem to indicate the County's authority to administer mandatory vaccinations and potentially be separated from families without parental consent in order to respond to emergency events. She felt there were potential for abuse of this authority.
  - Mayor Caiharr also noted there were no exclusions for religious gatherings noted in the restrictions to public gatherings.
  - Mayor Caiharr's concerns can be summarized as being related to threats to constitutional rights, medical freedoms, and unchecked authority or time-caps on declared states of emergency.
  - Mr. May noted that he appreciated the concerns being shared and invited the Mayor or other representatives to participate in the next update of the plan, which will be reviewed over the next two-years. He noted the concerns being noted will not be

reflected in this version of the plan, largely due to the timeline prescribed by the state.

- Councilmember Adams noted the fatigue felt stemming from COVID restrictions from the County.
- Councilmember Mellott asked if there was a way to note the concerns expressed so they can be referenced during the development of the next update of this plan. City Manager Michael Webb proposed draft language that could be added to the resolution to reflect some of the concerns being expressed. He also noted that resolutions are not legally binding documents, rather an expression of the stance of the Governing Body.
- There as discussion noting that if the City of Edwardsville chooses not to participate in this plan, it could threaten the City's ability to take advantage of federal assistance if there were some kind of emergency (tornado, flood, etc.). The City cannot make direct appeals to the state or federal government for aid in these circumstances. Mr. May noted that previous version of the plan would expire, essentially leaving the City in a potentially vulnerable position.
- There was additional discussion of how the City could structure the resolution to properly account for these concerns.
- Councilmember Adams noted that much of this seems to be mandated by the State and the real work to correct these concerns would need be held with those officials.
- Draft language was noted that would capture the concerns, with specific emphasis on the procedures which may violate constitutional rights.
- **Motion:** Councilmember Adams made the motion to adopt Resolution 2022-04 with the additional language as noted
- **Second:** Councilmember Mellott seconded the motion
- **Vote:** Passes, 5-0

**4. Consider Resolution 2022-05 regarding the initiation of eminent domain proceedings for the 98<sup>th</sup> Street Improvement Project**

- Mr. Webb reviewed this item, noting that this is a standard action related to major improvement projects. He reviewed the independent appraisal process as well as the ongoing negotiations with the property owners.
- Mr. Webb noted that adopting this resolution does not preclude the ability to continue negotiations. He emphasized that of all the improvement projects requiring this step, the City has not undergone the eminent domain process. This just keeps the project moving at the correct pace pursuant to state financial calendars.
- If all right-of-way is acquired in the appropriate time, the project should be let to bid in mid-summer.
- **Motion:** Councilmember Mellott made the motion to adopt Resolution 2022-05
- **Second:** Councilmember Adams seconded the motion
- Mayor Caiharr asked again that the City does not intend to enter into eminent domain with any of the subject properties, which Mr. Webb confirmed.
- **Vote:** Passes, 5-0

**5. Consider Ordinance No. 1051 regarding amendments to the maximum speed limits on select streets in the City of Edwardsville**

- City Manager Michael Webb reviewed this item, noting that the ordinance would also correct a past oversight in other areas on 110<sup>th</sup> St. that were changed, but then not reflected in the STO.

- The ordinance as detailed includes a posted speed limit of 45 mph from I-70 to just north of speaker Speaker Rd., reducing the speed limit to 35 mph at Kansas Ave., and a reduction to 25 mph in the final section of roadway north of K-32.
- Mr. Webb noted the speed data collected in preparation of this discussion.
- **Motion:** Councilmember Adams made the motion to approve Ordinance No. 1051
- **Second:** Councilmember Bishop seconded the motion
- **Vote:** Passes, 5-0

**6. Consider acquisition of a Bad Boy Renegade gasoline mower for the Edwardsville Parks & Recreation Department**

- Assistant City Manager Zack Daniel reviewed this item, noting that for an equipment purchase at this price point, they City would typically utilize one of the cooperative purchasing agreements. However, staff researched mowers and identified the Bad Boy as their preferred option, primarily for the Vanguard motor and the suspension features meant to protect the driver and the machine.
- Staff solicited quotes from both Heritage Tractor and Coleman Equipment for like equipment that would be included in the cooperative purchase agreements, and both units came in more expensive than the Bad Boy. Mr. Daniel noted that the cost would actually be \$11,574.50 for the 72" model.
- Being that costs were solicited for like mowers and the Bad Boy was still the least expensive model, the competitive bid process is being waived for this purchase.
- Councilmember Bishop also noted that Vanguards are American made motors.
- Councilmember Adams asked if there would be challenges with services, which Mr. Daniel did not anticipate.
- Mr. Daniel also noted that the mowing bids that will be reviewed at a later date will not include the City Park, which will still be maintained by staff.
- **Motion:** Councilmember Bishop made the motion to authorize purchase of the mower as detailed by staff.
- **Second:** Councilmember Shriver seconded the motion
- **Vote:** Passes, 5-0

**7. City Manager Report**

- Public Works Director provided an update on the sewer infrastructure mapping as well as potential expansions to the 98<sup>th</sup> St. design.

**8. Council and Mayor Comments**

Councilmember Bishop what work was being done on 110<sup>th</sup> St. with the silt fencing. Mr. Zenger responded it was work on the sewer line to service the Bonner Springs property to the west.

Councilmember Shriver asked about the Police Dept. report regarding unified policing strategies with Bonner Springs. Deputy Chief Short responded these are largely related to joint training opportunities between the two agencies.

Councilmember Scott shared some community concerns he's heard about the pending substation special use permit, noting that the applicant needs to come prepared to address these concerns. Mr. Webb reviewed the special use permit process.

Mayor Caiharr recapped the recent Harvesters food pantry event, noting a record number of participants. She thanked the volunteers for their assistance.

**ADJOURNMENT**

The meeting was adjourned at 8:03 p.m.

Zachary Daniel

City Clerk