

**MINUTES OF THE COUNCIL MEETING  
OF THE CITY OF PAOLA, KANSAS  
6:00 O’CLOCK P.M.  
April 8, 2014**

**HELD AT THE PAOLA JUSTICE CENTER  
805 North Pearl Street in Paola**

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

**Council Members present:** Mayor Artie Stuteville and Council Members Jim Pritchard, Gee Gee Wilhoite, Leigh House, and Aaron Nickelson.

**Council Members absent:** None.

**Also present:** City Manager Jay Wieland, City Clerk Dan Droste, City Attorney Lee Tetwiler, Public Works Director Craig Browning, Police Chief Dave Smail, City Planner Mike Gotfredson, Michael Oldfield, Mark Fuchs, Dan Barnett, Carmilita Barnett, Pastor Jim Hopwood, and Brian McCauley with the Miami County Republic.

**Agenda Item 1 - CALL TO ORDER:** The regular council meeting was called to order by Mayor Stuteville.

**Agenda Item 2 - ROLL CALL:** Mayor Stuteville and Council Members Pritchard, Wilhoite, House, and Nickelson were all present. No one was absent.

**Agenda Item 3 - PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:** Mayor Stuteville asked the audience if anyone desired to address the Council about any issue that is not an agenda item. No one addressed the Council.

Mark Fuchs with the Paola Pathways Committee addressed the Council to thank the City for its support and participation in the Paola Pathways 5K Run/Walk fundraiser. He reported that the event was a huge success.

**Agenda Item 4 - CONSENT AGENDA:**

- a. Approval of minutes of the regular meeting of March 25, 2014.
- b. Approval of Salary Ordinance 14-7 & 14-8.
- c. Approval of Appropriation Ordinance No 774.
- d. Approval of the Journal Entries Report for March, 2014.
- e. Approval of the Pledged Securities Report for March, 2014.

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

**Agenda Item 5 - CONSIDER CERTIFICATE OF ELECTION RESULTS**

Clerk Droste presented the results of the general election held on April 1, 2014 as follows:

<u>Paola City Council – Ward 2</u>	
Gee Gee Wilhoite	60
Michael Oldfield	23
<u>Paola City Council – Ward 4</u>	
Aaron Nickelson	186
Write-In	6

Council Member Pritchard made a motion to accept the certificate of election results naming Gee Gee Wilhoite, Ward 2; and Aaron Nickelson, Ward 4 as the candidates receiving the most votes. The motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

**Agenda Item 6 – ADJOURN SINE DIE**

Council Member Pritchard made a motion to adjourn sine die. The motion was seconded by Council Member Wilhoite and all voted aye. The motion passed 4 to 0.

Clerk Droste administered the Oath of Office to Council Members Gee Gee Wilhoite and Aaron Nickelson.

Pastor Jim Hopwood presented an invocation for the new City Council.

Council Member Wilhoite made a motion to resume the adjourned meeting. The motion was seconded by Council Member Pritchard and all voted aye. The motion passed 4 to 0.

Mayor Stuteville called the new City Council to order and resumed the adjourned meeting.

**Agenda Item 7 – ELECTION OF COUNCIL OFFICERS**

Council Member House made a motion to nominate Council Member Jim Pritchard as President of the Paola City Council. The motion was seconded by Council Member Wilhoite and all voted aye. The motion passed 4 to 0.

Council Member Wilhoite made a motion to nominate Council Member Leigh House as Vice President of the Paola City Council. The motion was seconded by Council Member Nickelson and all voted aye. The motion passed 4 to 0.

**Agenda Item 8 – DESIGNATION OF DEPOSITORIES FOR CITY FUNDS**

Council Member Wilhoite made a motion to designate Citizens State Bank, Great Southern Bank, First Security Bank, First Option Bank and Landmark National Bank as depositories for

City funds. The motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

**Agenda Item 9 - REPORTS OF OFFICERS, BOARDS AND COMMITTEES:**

**Agenda Item 9a – Consider approval of the 2014 Street Repair Program.**

Manager Wieland stated that he is proposing an aggressive street repair and maintenance program for 2014. The program includes asphalt mill and overlay, micro surfacing, several Public Works projects, and street stripping, crosswalks, stop bars, and bicycle lanes.

Public Works Director Browning went on to provide details of the 2014 Street Program as follows:

Asphalt Overlay Program

Silver Street Mill and Fill	\$17,900.00
Hospital Drive Leveling Course	\$6,755.00
1,500 L.F. at Lake Miola	\$30,712.11
1,850 L.F. to finish Wallace Park	\$34,900.13
4” Thick Alley/Parking behind Library	\$6,620.58
Three Alleys North of Downtown	\$11,377.44
Hillcrest Drive	\$17,906.09
Hilltop Drive	\$12,461.67
Dewey Street	\$7,561.69
West Shawnee	\$19,320.71
South Silver Street/Parking Lot	\$7,538.43
Rock Stadium Parking Lot	<u>\$28,850.77</u>
Total	\$201,904.62

Micro Surface Program

Hospital Drive	\$54,211.11
Osage Street	\$22,431.11
East Street	\$43,011.11
Wea Street	<u>\$33,428.89</u>
Total	\$153,082.22

Public Works Projects

Wallace Park Entrance	\$6,000.00
East Crestview Drive Repair	\$6,750.00
City Hall Parking Lot	\$23,000.00
Dust Control	<u>\$5,000.00</u>
Total	\$40,750.00

Other

Street Stripping, Crosswalks, Stop Bars, Bike Lanes & Bike Symbols:	\$44,102.59
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After a discussion, Council Member Nickelson made a motion to approve the 2014 Street Repair Program as presented. . The motion was seconded by Council Member Pritchard and all voted aye. The motion passed 4 to 0.

**Agenda Item 9b – Consider approval of contractor bids for the 2014 Street Repair Program.**

Public Works Director Browning presented bids from contractors for the 2014 Street Repair Program as follows:

Asphalt Overlay

- 1) O'Donnell: \$74.00 per ton
- 2) Killough Construction: \$67.55 per ton

Micro Surface and Hawk Seal

- 1) Vance Brothers: \$3.50 per square yard
- 2) Hawk Seal: \$2.05 per square yard. (*only applicable on newly surfaced roads as a sealant and not and improvement*)

Street Stripping

- 1) Gun-ko Traffic Control: Choose not to bid
- 2) Streetwise Inc. (details below):
  - 4" White Thermoplastic = \$0.59 per L. F.= \$3,333.50
  - 4" Double Yellow Thermoplastic = \$1.25 per L.F. = \$5,125.00
  - 12" White Stop Bar Thermoplastic = \$7.00 per L.F. = \$5,880.00
  - 4" White Parking stall Thermoplastic = \$0.75 per L.F. = \$825.00
  - 24"x6' Continental Crosswalk Thermoplastic = \$85 each = \$4,590.00
  - "Green" 24"x6' Continental Crosswalk Thermo = \$98.50 each = \$17,040.50
  - Bike Symbols W/ Helmet Thermoplastic = \$265 each = \$3,180.00
  - 6" White Standard Crosswalk line = \$2.00 per L.F. = \$4,128.00
  - 4" White Thermoplastic if needed for overrun = \$0.59 per L.F.

Public Works Director Browning recommended that the bids from Killough Construction for Asphalt; Vance Brothers for Micro Surface; and Streetwise Inc for all Stripping be approved.

After a discussion, Council Member Pritchard made a motion to approve the bids from Killough Construction for asphalt, Vance Brothers for micro surface, and Streetwise Inc for all stripping for the 2014 Street Repair Program. The motion was seconded by Council Member Wilhoite and all voted aye. The motion passed 4 to 0.

**Agenda Item 9c – Consider approval of the renewal of a Precious Metals Dealers License.**

Clerk Droste presented an application from Advance America, Cash Advance Centers or Kansas, Inc. for the renewal of their Precious Metals Dealers License. He also presented a letter from Police Chief Smail who indicated that no violations occurred during the past year and that he did not object to the renewal of the license.

Council Member Wilhoite made a motion to approve the renewal of the Precious Metals Dealers License for Advance America, Cash Advance Centers of Kansas, Inc. located at 301 Angela Drive. The motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

**Agenda Item 9d – Discussion regarding potential housing development incentives.**

City Manager Wieland and City Planner Gotfredson presented a proposed residential development incentive plan for discussion. Manager Wieland stated that the proposed policy was directed toward new housing development and toward the developer. He went on to explain that currently there is no inventory of new homes available for sale in Paola.

City Planner Gotfredson went on to explain the details of the proposed plan were outlined as follows:

Eligibility:

- A. Property must not be included within the areas designated in the City's Neighborhood Revitalization Plan.
- B. Only single family residential homes are eligible for the program.
- C. The developer shall have obtained three (3) building permits within the program time period beginning January 1, 2014 and ending January 1, 2016.
- D. All ad valorem property taxes and special assessments, if any, on the property for which the application is submitted may not be delinquent. If an ad valorem property taxes and any special assessments are delinquent, the property will not be eligible for the program until such time as all taxes and special assessments due and owing are paid in full and proof thereof is provided to the City of Paola.
- E. The minimum construction valuation must be no less than \$100,000 as determined and approved on the building permit application
- F. Any incentives shall be provided by contract to the developer of the project. The original developer(s) may assign the contract or refunds or parts thereof to other individual(s) or lending institutions.

Rebate of permit and inspection fees:

Once construction is complete and a Certificate of Occupancy is issued by the City for the fourth building permit, the applicant may submit a rebate request to the City for the amount of ninety percent (90%) of the permit fee and fifty percent (50%) of the water meter and sewer tap fee of all permits obtained during the program time period. The City shall then issue a rebate check as soon as possible.

Any request for a refund of permit connection fees shall be reviewed by the City of Paola for conformance to the guidelines described in section 1 above. If approved,

ninety percent (90%) of the permit fee and fifty percent (50%) of the water meter and sewer tap fee will be rebated to the developer. The only tap fees that will be waived will be to residential units. The tap fees will not be waived for out- buildings requiring a separate meter or for irrigation systems.

The developer is required to pay the permit and connection fees prior to the start of construction.

The merits and details of the proposed policy were discussed at length. Manager Wieland stated that no action was requested on the proposal at this meeting. He encouraged the City Council to consider the proposal and provide guidance.

### **Agenda Item 10 – NEW BUSINESS**

Clerk Droste presented a note from the Paola High School Robotics Team thanking the Mayor and City Council for the proclamation that was presented to the team on March 25<sup>th</sup>.

Manager Wieland reminded the City Council that a joint meeting with the USD 368 School Board was scheduled for Tuesday, April 15<sup>th</sup>. The meeting is sponsored by USD 368 and will be held at the Central Services Building.

Council Member Nickelson reported that he was contacted by Andrew Chapman about the possibility of installing a Disc Golf Course at Lake Miola. Public Works Director Browning agreed to meet with Mr. Chapman to discuss potential sitess at the lake.

Mayor Stuteville made the following nominations: Donna Nagel to serve on the Convention and Tourism Committee; Gabe Pfeffercorn to serve on the Paola Planning Commission; Mike Brown and Linda Barnett to serve on the Paola Community Center Board; and Dean Lovig to serve on the Paola Free Library Board. Council Member Pritchard made a motion to approve the Mayor's nominations. The motion was seconded by Council Member Wilhoite and all voted aye. The motion passed 4 to 0.

### **Agenda Item 11 – ADJOURNMENT**

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

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Artie Stuteville, Mayor

ATTEST: [seal]

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Daniel G. Droste, City Clerk