

**MINUTES OF THE COUNCIL MEETING
OF THE CITY OF PAOLA, KANSAS
6:00 O’CLOCK P.M.
February 10, 2015**

**Held in the Municipal Court Room 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, Police Chief Dave Smail, City Planner Mike Gotfredson, Richard Lentz, Jennifer Ferguson with USD 368, Nadine Nikiel with Meals on Wheels, Josh Anderson with Boy Scout Troop 103, Ben Anderson, 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.

Josh Anderson with Boy Scout Troop 103 introduced himself and his brother, Ben Anderson, and noted that he was in attendance to earn a merit badge for Boy Scouts. Mayor Stuteville welcomed him to the meeting.

No one else addressed the Council.

Mayor Stuteville presented an amended agenda which included a new Agenda Item 5e – Consider a Resolution opposing Senate Bill 171.

Mayor Stuteville presented a Proclamation for National School Breakfast Week: March 2nd to 6th, 2015. The Proclamation was read and presented to Jennifer Ferguson with USD 368 who

presented some remarks on the importance of students eating breakfast and the positive impact that it has on learning.

Mayor Stuteville a Proclamation for March for Meals on Wheels Month. The proclamation was read and presented to Nadine Nikiel with Meals on Wheels who presented some remarks on the importance of this program and the positive impact that it has on our homebound senior citizens.

Agenda Item 4 - CONSENT AGENDA:

- a. Approval of minutes of the regular meeting of January 13, 2015.
- b. Approval of Salary Ordinance 15-02.
- c. Approval of Appropriation Ordinance No 794 and 795.
- d. Approval of the Journal Entries Report for December, 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 – REPORTS OF OFFICERS, BOARDS AND COMMITTEES:

Agenda Item 5a – Consider bids for the purchase of a custom 8’ service bed for one of the Public Works fleet trucks.

Public Works Director Browning reported that 2015 Budget includes the replacement of one of the primary street maintenance trucks. A budget amount of \$30,000 was included in the Budget for this purpose. He reported that a review was recently completed of the current fleet, equipment, and maintenance records and also the staff that will be utilizing them. With upcoming staff changes and minor restructuring of the Public Works Department he proposed that instead of purchasing the new vehicle, a utility truck bed for an existing 2004 Ford F-250 could be considered to save money. The vehicle currently has 63,000 miles, new tires, and the truck has been serviced by the City’s shop mechanic every 3,000 to 4,000 miles. Browning reported that the truck is very reliable with many years of service remaining.

Public Works Director Browning presented proposals to build the box that would be needed to accommodate the tools that need to be kept on this truck.

\$7,376.00 Knapheide – Custom 8’ Service Bed for a 2004 Ford F-250 installed.
Bid includes full light kit, receiver hitch, locks, ladder rack, undercoating, and a 6 year warranty.

\$8,249.00 Kranz of Kansas City – Custom 8’ Service Bed for a 2004 Ford F-250 installed.
Bid includes, full light kit, receiver hitch, locks, ladder rack, and powder coat.

After additional discussion, Council Member Wilhoite made a motion to approve the bid from Knapheide Truck Equipment in the amount of \$7,376.00 for the purchase and installation of a custom 8’ service bed for a 2004 Ford F250, as presented. The motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

Agenda Item 5b – Consider bids for the rehabilitation of 1,330 linear feet of sanitary sewer lines on the south side of Osage Street from Silver Street to and into Wallace Park Drive.

Public Works Director Browning reported that annually the Public Works Department budgets for repairs and improvements to the City’s sewer system. For 2015 it is planned to rehabilitate 1,330 linear feet of sewer main from Silver Street to and into Wallace Park along the south side Osage Street. He presented two proposals to line these segments. The proposals include pipeline cleaning, bypass pumping as needed for dry weather flow, CIPP Installation, Service line connection reinstatement, CCTV acceptance inspection, all traffic control as per MUTCD.

SAK Construction	\$42,227.50
Insituform Technologies	\$34,220.90

After additional discussion, Council Member Nickelson made a motion to approve the bid from Insituform Technologies in the amount of \$34,220.90 for the rehabilitation of 1,330 linear feet of sanitary sewer lines along Osage Street, as presented. The motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

Agenda Item 5c – Consider approval of a Street Closure Application for the “Strides for a Find 5K Run/Walk”.

Clerk Droste reported that the fourth annual “Strides for a Find” 5k Run/Walk to benefit research on Sudden Infant Death Syndrome (SIDS) is scheduled to take place at Lake Miola on Saturday, April 25th. Last year, this event attracted 125 participants. In order to facilitate the event, West Lake Miola Drive needs to be closed for the protection and safety of the athletes. Traffic will be restricted to residents and campers only from 7:00 am until Noon on the day of the event. He noted that the Paola Pathways Trail could be incorporated into the route for this event thereby eliminating the need to close West Lake Miola Drive. Weather could play a role in using the Trail as some of the lower areas of the Trail can be soggy after a rain event.

After a discussion, Council Member House made a motion to approve the Street Closure Application for a portion of West Lake Miola Drive for the “Strides for a Find 5K Run/Walk” at Lake Miola on Saturday, April 25th. The motion was seconded by Council Member Wilhoite and all voted aye. The motion passed 4 to 0.

Agenda Item 5d – Legislative Update.

City manager Wieland reported that there are two Senate Bills that will soon be debated in Committee: Senate Bill 171 and Senate Bill 98.

Senate Bill 171 would amend local elections by moving them from April to even-numbered years in November. Additionally, elections would become partisan in nature whereby candidates would be required to declare a political party affiliation. The stated reason for the change is that municipal elections typically have a lower voter turnout than the state and national elections that are held in November. Manager Wieland indicated that he would be

traveling to Topeka on February 11th to participate in the Senate Committee hearing on Senate Bill 171. He noted that the League of Kansas Municipalities and the vast majority of Cities in the State oppose this bill for a number of reasons, including:

- Partisan elections would discourage candidates from running from local office.
- Legislation would unnecessarily interfere with local elections and would create the likelihood that local issues would be lost or ignored by voters during the course of large scale federal and state partisan elections.
- Municipal issues would be relegated to the bottom of the ballot if placed with state and national elections leading to voter apathy with regards to said local issues.
- Concerns that partisan elections will harm the quality of city governments in Kansas and prohibit federal employees and active duty military from running for local office.

Council Member Pritchard volunteered to attend the Senate Committee hearing with City Manager Wieland.

Manager Wieland also reported that Senate Bill 98 would make dramatic changes to the Kansas Open Records Act by fees charged for research time and costs associated with providing record requests. This bill would also make new requirements for minutes taken at meetings and provides for the Secretary of State to determine the format of those minutes.

Agenda Item 5e – Consider a Resolution opposing Senate Bill 171.

Pursuant to the previous discussion, Council Member Wilhoite made a motion to approve A RESOLUTION OF THE CITY OF PAOLA, KANSAS, OPPOSING THE KANSAS STATE LEGISLATURE'S CONSIDERATION OF MAKING MUNICIPAL ELECTIONS PARTISAN AND MOVING TO THE FALL OF EVEN NUMBERED YEARS. The motion was seconded by Council Member Pritchard and all voted aye. The motion passed 4 to 0 and the Resolution was assigned number 2015-002.

Agenda Item 6 – NEW BUSINESS

Clerk Droste reminded the Council that the Fire Department will host an awards banquet and retirement recognition for Steve Courtney who has served on the Department for 32 years. The event will be held at the American Legion on Sunday, February 15th at 4:00 pm.

City Manager Wieland shared some very nice comments about the City of Paola that were recently posted on FaceBook.

Mayor Stuteville relayed a request to re-install the basketball goals at Wallace Park. Mayor Stuteville also passed along a compliment to the Police Department regarding Officer Villa.

Agenda Item 7 – EXECUTIVE SESSION: K.S.A. 75-4319(B)(2) is the authority for this recess.

Council Member Nickelson made a motion to adjourn to an Executive Session, to include the Mayor, Council, City Manager, City Attorney, and City Clerk for 10 minutes for the purpose of a consultation with an attorney for the governing body which is deemed privileged in the

attorney-client relationship; the regular meeting to reconvene at 6:50 p.m. The motion was seconded by Council Member Pritchard and all voted aye. The motion passed 4 to 0.

At 6:50 p.m., the Council came out of Executive Session and Council Member Pritchard made a motion to reconvene the adjourned meeting. The motion was seconded by Council Member Wilhoite and all voted aye. The motion passed 4 to 0.

No action was taken pursuant to the Executive Session.

Agenda Item 8 – 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.

Artie Stuteville, Mayor

ATTEST: [seal]

Daniel G. Droste, City Clerk