

**MINUTES OF THE COUNCIL MEETING  
OF THE CITY OF PAOLA, KANSAS  
5:30 O’CLOCK P.M.**

**January 22, 2008**

**HELD AT THE PAOLA PUBLIC WORKS BUILDING  
29370 Old KC Road in Paola**

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

Councilmembers present: Mayor Stuteville, Council Members Pritchard, Dial, Rowlett, and Hamilton.

Council Members absent: None.

Also present: Manager Wieland, Clerk Droste, Attorney Tetwiler, Police Chief Smail, Public Works Director Bieker, Planner Givens, Chamber of Commerce Director Carol Everhart, Brian McCauley with the Miami County Republic, and others.

**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, Dial, Rowlett, and Hamilton were all present.

**Agenda Item 3 - PETITIONS, REMONSTRANCES, AND COMMUNICATIONS**  
No one addressed the Council.

**Agenda Item 4 - CONSENT AGENDA**

- a. **Approval of minutes of the meetings of January 8, 2008.**
- b. **Approval of Salary Ordinance number 08-01.**
- c. **Approval of Appropriation Ordinance No. 621.**
- d. **Approval of the renewal of a Caterer’s License for Evergreen Events.**

Councilmember Hamilton made a motion to approve the Consent Agenda and authorize the Mayor to sign. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

**Agenda Item 5a – Report from the City Clerk on candidates filing for the positions of City Council Member of Wards 2 and 4.**

Clerk Droste Reported that the deadline for candidates to file for the Office of City Council for Wards 2 and 4 was at 12:00 noon today. The following individuals have filed as candidates for City Council as follows:

Ward 2 – Johna Dial  
Ward 4 – Michael Hamilton and Pete Bell

Since there are not more than 2 candidates for any one position, a primary election will not be held. The general election for these City Council seats will be held on Tuesday, April 1<sup>st</sup>.

**Agenda Item 5b - Report on the codification of the Paola Municipal Code.**

Manager Wieland reported that city staff has had an opportunity to review the first draft of the codification document prepared by the League of Kansas Municipalities. The codification draft that was prepared is substantially different from the City's existing code and does not meet our needs.

Manager Wieland reported that he has visited with officials with the League of Kansas Municipalities and they have agreed to allow us to terminate our codification contract with no additional payments due for work performed if the Council so desires. The original amount of the contract was \$8,000 and one payment of \$2,666 has been made.

After discussing the issue, Clerk Droste indicated that an Ordinance rescinding Codification Ordinance No 2923 would be presented at the next meeting along with bids from other codification firms.

**Agenda Item 5c – Consider approval of the purchase of radio based control system between the MDCPUA and City of Paola water systems.**

Manager Wieland presented a bid from Micromm for a radio control interface between the City of Paola and the Marais Des Cygnes Public Utility Authority (MDCPUA) water supply systems.

Public Works Director Bieker explained that the system would allow for automated monitoring of water levels and other data within the City's water system and allow for communication to the MDCPUA system. The City of Louisburg would also be purchasing a similar system for the same purpose.

After discussing the system, Councilmember Hamilton made a motion to approve the purchase of a radio based control system from Microcomm in an amount not to exceed \$18,000.00. The motion was seconded by Councilmember Dial and all vote aye. The motion passed 4 to 0.

**Agenda Item 6 - NEW BUSINESS**

Clerk Droste reminded the Council that City Hall Day at the Capitol will take place on Thursday. Councilmembers Rowlett and Pritchard along with Manager Wieland and Clerk Droste will be attending.

Manager Wieland thanked everyone for showing up at the ground breaking ceremony for the new Paola Justice Center. He also reported that he was in the process of reviewing the cost and revenue estimates for the new Fire Station prior to the approval of the final plan and bid

documents. Manager Wieland also reported that the break room for the Public Works Building has been remodeled and is very nice.

Mayor Stuteville complimented City Staff for organizing the City Employee's Christmas Party. She received many positive compliments from those in attendance.

**Agenda Item 7 - EXECUTIVE SESSION - K.S.A. 75-4319(B)(2) and K.S.A. 75-4319(B)(6)** are the authorities for this recess.

Councilmember Dial made a motion to adjourn to Executive Session for 15 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 6:15 p.m. The motion was seconded by Councilmember Hamilton and all voted aye. The motion passed 4 to 0.

At the conclusion of the Executive Session, Councilmember Dial made a motion to reconvene the adjourned meeting. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

At the conclusion of this first executive session, Councilmember Hamilton made a motion to approve a Territorial Agreement with Rural Water District No 2 and authorize the Mayor to sign on behalf of the City. The motion was seconded by Councilmember Rowlett and all voted aye.

Mayor Stuteville thanked everyone for all of the hard work that was involved in negotiating the agreement with Rural Water District No 2.

Councilmember Dial made a motion to adjourn to Executive Session for 45 minutes for preliminary discussions relating to the acquisition of real property; the regular meeting to reconvene at 7:00 p.m. The motion was seconded by Councilmember Hamilton and all voted aye. The motion passed 4 to 0.

At the conclusion of the Executive Session, Councilmember Hamilton made a motion to reconvene the adjourned meeting. The motion was seconded by Councilmember Dial and all voted aye. The motion passed 4 to 0.

At the conclusion of this second executive session, no action was taken.

**Agenda Item 7 – ADJOURNMENT.**

With no additional business to come before the Council, Councilmember Hamilton made a motion to adjourn the meeting. Councilmember Pritchard seconded the motion 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