

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

April 8, 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: Councilmember Elect Pete Bell, Manager Wieland, Clerk Droste, Attorney Tetwiler, Police Chief Smail, Public Works Director Bieker, 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 March 25, 2008.**
- b. **Approval of Salary Ordinance number 08-06.**
- c. **Approval of Appropriation Ordinance No. 626.**
- d. **Renewal of a Retail Liquor License for In Good Spirits.**

Councilmember Pritchard asked for details on several items on the Appropriation Ordinance. Clerk Droste provided clarification.

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

Agenda Item 5 - CONSIDER CERTIFICATE OF ELECTION RESULTS

Clerk Droste presented official results of the election for City Council that was held on April 1, 2008 as follows:

Ward 2:	Johna Dial	10 votes
Ward 4:	Pete Bell	109 votes
	Michael Hamilton	80 votes
	Write In	1 vote

Councilmember Rowlett made a motion to accept the certificate of election results naming Johna Dial, Ward 2 and Pete Bell, Ward 4 as the candidates receiving the most votes. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 6 - ADJOURN SINE DIE

Councilmember Rowlett made a motion to adjourn sine die. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Presentation to Councilmember Michael Hamilton.

Mayor Stuteville presented Michael Hamilton with a plaque of appreciation and thanked him for his service to the City of Paola.

Administration of Oath of Office to Councilmembers Johna Dial and Pete Bell.

Clerk Droste administered the Oath of Office to Councilmembers Elect Johna Dial and Pete Bell.

Invocation.

Pastor James of the First United Methodist Church presented an invocation.

Call the New Council to order.

Mayor Stuteville reconvened the adjourned meeting and called the new council to order.

Agenda Item 7 - ELECTION OF COUNCIL OFFICERS

Councilmember Rowlett made a motion to nominate Councilmember Pritchard as President of the Paola City Council. Councilmember Dial seconded the motion and all voted aye. The motion passed 4 to 0.

Councilmember Dial made a motion to nominate Councilmember Rowlett as Vice President of the Paola City Council. Councilmember Bell seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 8 - DESIGNATION OF DEPOSITORIES FOR CITY FUNDS

Manager Wieland presented a listing of banks that the City uses as depositories for City funds.

Councilmember Pritchard made a motion to designate Citizens State Bank, TeamBank, Peoples Bank, First Option Bank and Landmark National Bank as depositories for City funds. Councilmember Rowlett seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 9 – APPROVAL OF PLEDGED SECURITIES

Manager Wieland presented a report of pledged securities from the City's depositories.

Councilmember Rowlett made a motion to approve pledged securities from Citizens State Bank, First Option Bank, TeamBank, and Landmark National Bank. Councilmember Dial seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 10 - REPORTS OF OFFICERS, BOARDS AND COMMITTEES

Agenda Item 10a - Consider approval of pay estimate #4 for the Paola Justice Center.

Manager Wieland presented pay estimate number 4 from Altmar, Inc for the new Paola Justice Center. He reported that progress is beginning to pick up on the project since the foundation has been completed.

Councilmember Dial made a motion to approve pay estimate #4 in the amount of \$238,073.40 to Altmar Inc. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 10b - Consider approval of Change Order #1 for the Paola Justice Center.

Manager Wieland presented the first change order with the contractor on the Paola Justice Center. He reported that the changes included additional sidewalks, change in elevation in the Courtroom area, increasing the size of a storage room, and adding a water line to the storage building. The contractor is also requesting the addition of 17 working days to the contract due to weather delays.

Manager Wieland reported that there was a letter circulating around town regarding the concrete for the foundation of the building. He reported that the concrete testing at 7 and 28 days exceeded required specifications. The concrete testing was performed by Terracon.

Councilmember Bell questioned the total amount of the Justice Center project. Manager Wieland indicated that the total project including all related expenses was approximately \$4,004,000.00. Councilmember Bell asked if the interest on the bonds was included in this amount. Manager Wieland indicated that interest is not included in these numbers. Total sales tax revenue for the project is \$4,050,000, the bonds sold to finance the project are in the amount of \$3,750,000, and the interest costs for the bonds would be paid from the General

Fund. Councilmember Rowlett indicated that this project is over budget. Councilmember Bell indicated that the Community Center project is faced with the additional expenses of a sprinkler system and the purchase of ground for a parking lot. He asked how these additional expenses would be handled. Mayor Stuteville indicated that the Community Center issues should be discussed at a future Work Study Meeting.

After discussing the Change Order, Councilmember Dial made a motion to approve Change Order #1 in the amount of \$25,303 plus the addition of 17 working days to the contract for the Paola Justice Center. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 10c -Consider purchase of equipment for the new Justice Center.

Manager Wieland and Police Chief Smail presented bids for equipment for the new Justice Center as follows:

Telephone	Comtronics	\$10,268.00
Evidence/Lockers/File System	Automated Office	\$64,828.00
Communications Equipment	TFMComm	\$65,411.00
Dispatch Station	Watson Dispatch	\$17,000.00
Recording System	Electronic Office	\$7,195.00

After discussing the bids, Councilmember Rowlett made a motion to approve the purchase of equipment for the new Justice Center as presented. Councilmember Dial seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 11 - NEW BUSINESS

Clerk Droste presented a Sales Tax Report for the month of March indicated that total sales tax collected by the City was \$178,941. He also distributed a survey of Elected Officials from the University of Kansas Medical Center.

Public Works Director Bieker reported that work on North Pearl Street is scheduled to begin next week depending on weather.

Manager Wieland presented a report of building permits for the first quarter of 2008. He also presented a copy of a memorandum from Mary Carson, Bond Counsel, explaining the purpose of using a Public Building Commission for city facilities.

Councilmember Dial stated that it was exciting to see all of the activity downtown relative to the movie that is being filmed in town.

Mayor Stuteville recommended that Earl Ventura be re-appointed to the Paola Housing Authority Board and Bonnie Meek be appointed to the Library Board. Councilmember Dial made a motion to approve the Mayor's appointments to the Paola Community Center Board and the Tree Board as recommended. Councilmember Rowlett seconded the motion and all voted aye. The motion passed 4 to 0.

Agenda Item 12 - EXECUTIVE SESSION for preliminary discussions relating to the acquisition of real property. K.S.A. 75-4319(B)(6) is the authority for this recess.

Councilmember Rowlett made a motion to adjourn to Executive Session, to include the Mayor, Council, City Manager, and City Clerk, for 30 minutes for the purpose of preliminary discussions relating to the acquisition of real property; the regular meeting to reconvene at 6:45 p.m. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Councilmember Pritchard made a motion to reconvene the adjourned meeting. Councilmember Dial seconded the motion and all voted aye. The motion passed 4 to 0.

No action was taken pursuant to the Executive Session.

Agenda Item 13 – ADJOURNMENT.

With no additional business to come before the Council, Councilmember Pritchard made a motion to adjourn the meeting. Councilmember Rowlett seconded the motion and all voted aye. The motion passed 4 to 0.

ATTEST: (seal)

Artie Stuteville, Mayor

Daniel G. Droste, City Clerk