

AGENDA
REGULAR COUNCIL MEETING OF THE CITY OF PAOLA, KANSAS
HELD AT THE COUNTY COMMISSIONERS CHAMBERS IN
THE MIAMI COUNTY ADMINISTRATION BUILDING
January 10, 2006
5:30 pm

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1. **ROLL CALL** - Pritchard ___ Moulder ___ Rowlett ___ Shields ___ Mayor Stuteville ___
(Note: The Mayor only votes in the event of a tie)

2. **PLEDGE OF ALLEGIANCE**

3. **PETITIONS, REMONSTRANCES, AND COMMUNICATIONS**

Oral Communications from the audience (When addressing the Council, please step to the podium and state your name and address so that it can be recorded in the minutes of the meeting. Please limit your comments to 5 minutes or less and to items NOT on the agenda. Thank you.)

4. **CONSENT AGENDA**

The items on the Consent Agenda are considered by the Governing Body to be routine business items. Agenda items may be approved by a single motion, second and a majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, at his/her request it will be removed from the Consent Agenda and considered separately.

- a. Approval of minutes of the meetings of December 13, 2005.
- b. Approval of Salary Ordinance numbers 05-24 & 05-25.
- c. Approval of Appropriation Ordinance No. 573.

Action–Motion to approve/not approve the Consent Agenda, authorize the Mayor to sign.

Motion _____ Second _____
Shields ___ Rowlett ___ Moulder ___ Pritchard ___ Mayor Stuteville _____

5. **REPORTS OF OFFICERS, BOARDS AND COMMITTEES**

- a. **Public Hearing for the purpose of considering a request to waive the restriction for selling any alcoholic beverage within 500 feet of a park, school or church for Zarco 66 Inc. at 1005 N Pearl.**

Action – Motion to open the public hearing.

Motion _____ Second _____
Shields ___ Rowlett ___ Moulder ___ Pritchard ___ Mayor Stuteville _____

Action – Motion to close the public hearing.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

Motion to approve/not approve a waiver of the restriction for selling any alcoholic beverage within 500 feet of a park, school or church for Zarco 66, Inc. at 1005 N Pearl.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

- b. **Public Hearing for the purpose of considering a request to waive the restriction for selling any alcoholic beverage within 500 feet of a park, school or church for In Good Spirits at 1001 N Pearl.**

Action – Motion to open the public hearing.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

Action – Motion to close the public hearing.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

Motion to approve/not approve a waiver of the restriction for selling any alcoholic beverage within 500 feet of a park, school or church for In Good Spirits at 1001 N Pearl.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

- c. **Consider approval of a new Cereal Malt Beverage License for Zarco 66, Inc. and a new Retail Liquor License for In Good Spirits.**

Action – Motion to approve/not approve a new Cereal Malt Beverage License for Zarco 66, Inc. and a new Retail Liquor License for In Good Spirits, subject to the receipt of a copy of a State Liquor License and the satisfactory completion of a fire safety inspection.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

- d. **Receive and review a Regional Watershed Study prepared by George Butler Associates, Inc.**

- e. **Consider a Resolution authorizing the Mayor and City Clerk to execute Agreement No. 161-05 between the City and the Kansas Department of Transportation for the Baptiste Drive reconstruction project.**

Motion to approve/not approve a RESOLUTION RELATING TO BENEFITS OBTAINABLE BY CITIES UNDER PROGRAM FOR FEDERAL AID ON HIGHWAY CONSTRUCTION. (Resolution No. 2006-001)

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

f. Consider proposals for updating the City of Paola Comprehensive Plan.

Motion to approve/not approve the proposal from James Kaup, P.A. to update the Comprehensive Plan for an amount not to exceed \$40,000.00.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

g. Consider approval of the Waste Water Treatment Plant Construction Draw #7

Motion to approve/not approve construction draw #6 in the amount of \$952,244.18 for the new waste water treatment plant.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

h. Consider a Letter of Engagement with Agler & Gaeddert for the 2005 audit.

Motion to approve/not approve the Letter of Engagement with Agler & Gaeddert for the 2005 audit in the amount of \$13,000.00 plus out of pocket expenses.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

i. Consider options to update the City of Paola web site.

Motion to _____

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

j. Discuss the proposal to eliminate personal property taxes by Governor Sebelius.

Motion to _____

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville _____

k. Discussion of the use of Eminent Domain for Economic Development Purposes.

Motion to _____

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville ____

l. Discuss the possible closing of 295th Street at Hedge Lane.

Motion to _____

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville ____

6. NEW BUSINESS

- a. City Manager
- b. Council
- c. Mayor

7. EXECUTIVE SESSION - Executive Session for the purpose of a consultation with an attorney for the governing body which is deemed privileged in the attorney-client relationship. K.S.A. 75-4319(B)(2) is the authority for this recess.

Action – Motion to adjourn to Executive Session for ____ 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 _____ p.m.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville ____

Action – Motion to reconvene the adjourned meeting.

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville ____

8. ADJOURNMENT

Motion _____ Second _____
Shields ____ Rowlett ____ Moulder ____ Pritchard ____ Mayor Stuteville ____

Notice: It is possible that sometime between 5:00 and 5:30 p.m. immediately prior to this meeting, during breaks, and directly after the meeting, that a majority of the Governing Body may be present in the chambers, hallway or lobby. No one is excluded from these areas at any time.