

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

August 11, 2009

**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.

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

Council Members absent: None

Also present: City Manager Wieland, City Clerk Droste, City Attorney Tetwiler, City Planner Gotfredson, Public Works Director Bieker, Police Chief Smail, Human Resources Director Belt, Brian McCauley with the Miami County Republic, Debbie Winterscheid, Richard Lentz, LeAnne Shields, Kim Bieker, Sherry Goodman, Alan Hire and others.

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

Agenda Item 2 - ROLL CALL: Mayor Stuteville and Council Members Pritchard, Dial, Rowlett, and Bell were all present. No one was absent.

Agenda Item 3 - PETITIONS, REMONSTRANCES, AND COMMUNICATIONS
Council 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.

Agenda Item 4 - CONSENT AGENDA

- a. **Approval of minutes of the meetings of July 28, 2009.**
- b. **Approval of Salary Ordinance number 09-15.**
- c. **Approval of Appropriation Ordinance No. 658.**
- d. **Approval of Journal Entries Report for July, 2009.**

Councilmember Bell stated that page 2 of the minutes of the meeting of July 28th contained an abbreviated version of the discussion between himself and the City Manager regarding expenditures for the Community Center Director to attend a conference in Ohio. He felt that the account of the discussion was inaccurate and he requested that it be revised to include additional details. Clerk Droste stated that if the Council agrees, the appropriate action would be to not approve the minutes until amendments are made. Councilmember Bell

stated that he did not mind the minutes being approved as written, he just wanted to make sure that everyone understood the details of the exchange. Manager Wieland stated that the audio tape should be reviewed to confirm exactly what was said. Councilmember Rowlett agreed that the audio tape should be reviewed.

Councilmember Bell asked about expenditures to DK Leasing at the Fire Station, and builders risk insurance for the Fire Station project, travel expenses for the Community Center Director to Wichita. Councilmember Pritchard questioned expenditures to JCI Industries for pumps at the sewer lift stations. The expenditures were discussed and explained by staff.

After discussion, Councilmember Dial made a motion to approve the Consent Agenda including the minutes of July 14, 2009, Salary Ordinance No 09-14, and Appropriation Ordinance No 657, and authorize the Mayor to sign. Councilmember Pritchard seconded the motion. Councilmembers Rowlett, Dial, and Pritchard voted aye and Councilmember Bell voted nay. The motion passed 3 to 1.

Agenda Item 5 - REPORTS OF OFFICERS, BOARDS AND COMMITTEES

Agenda Item 5a - Public Hearing for and adoption of the proposed 2010 Paola City Budget.

Councilmember Bell made a motion to open the public hearing on the proposed 2010 Paola City Budget. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

Manager Wieland presented his 2010 Budget Message to the Governing Body. He reported that the assessed valuation for the City decreased from \$48,776,235 in 2009 to \$48,340,082 for 2010, a decrease of 0.89%. The overall mil levy for the City for 2010 will remain unchanged at 40.371. The proposed 2010 Budget totals \$13,840,784 with \$1,951,535 being generated by property taxes.

Manager Wieland indicated that a residence in Paola with an appraised value of \$100,000 will pay \$464.26 in City property taxes which equates to \$1.27 per day for basic municipal services.

Manager Wieland reported that the 2010 budget reflects a salary freeze for all City Employees with no "Cost of Living" or merit increases. The reserve "carry over" balance for the General Fund in 2010 is projected to be \$478,146. He went on to discuss each of the budgeted funds for the City.

At the conclusion of the City Manager's presentation, Mayor Stuteville asked if anyone in the audience would like to address the Council in regard to the proposed 2010 Budget. No one addressed the Council.

Councilmember Dial made a motion to close the public hearing. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

Agenda Item 5b - Consider adoption of the 2010 Budget.

Councilmember Rowlett asked if the increase in the Waste Water Treatment budget was due to an increase in debt service. Manager Wieland indicated that the increase was due to operating cost and that the debt service for the plant did not increase until 2012.

After discussion, Councilmember Dial made a motion to adopt the 2010 Paola City Budget in the amount of \$13,840,784 as published in the *Miami County Republic* on July 29, 2009. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

Agenda Item 5c - Consider approval of an Ordinance Attesting to an Increase in Tax Revenues for Budget Year 2010.

Clerk Droste reported that an ordinance attesting to an increase in tax revenues for 2010 was required by State Statutes. He explained that the ordinance was required even though the City's mil levy was not changing and that the assessed valuation had decreased.

Councilmember Pritchard made a motion to approve AN ORDINANCE ATTESTING TO AN INCREASE IN TAX REVENUES FOR BUDGET YEAR 2010 FOR THE CITY OF PAOLA, KANSAS. The motion was seconded by Councilmember Dial and all voted aye. The motion passed 4 to 0. The Ordinance was assigned number 2995.

Agenda Item 5d - Consider approval of a pay request for the Park Square Fountain project.

Manager Wieland presented the final pay request from Triangle Builders for the Park Square Fountain renovation. Manager Wieland thanked Alan Hire with Triangle Builders for his efforts in making this project a success.

Councilmember Dial made a motion to approve a pay request #5 in the amount of \$13,093.00 to Triangle Builders, LLC for the Park Square Fountain renovation project. The motion was seconded by Councilmember Rowlett and all voted aye. The motion passed 4 to 0.

Agenda Item 5e - Consider options for the City's Group Health, Life and Dental Insurance policies.

Manager Wieland presented a summary of the changes to the City's group insurance benefits for health, dental, and life insurance. In addition to the changes in the insurance plans, a Wellness Program has been designed by the City's new insurance broker to encourage healthy lifestyles and preventative care.

The premiums for health insurance through United Health Care increased 14.1% over the previous year. By changing dental insurance to Delta Dental and life insurance to Lincoln Financial, both benefits and premium costs remain unchanged for these programs.

After discussing the new programs, Councilmember Dial made a motion to approve the proposals for the City's Group Health Insurance with United Health Care, Group Dental

Insurance with Delta Dental, and Group Life Insurance with Lincoln Financial as presented. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

Agenda Item 6 – NEW BUSINESS

Manager Wieland reported that the Police Department has concerns with the 4 way stop at Hedge Lane and 303rd Street. The School District will be using crossing guards at the intersection once the sidewalks are completed. He also reported that the County and KDOT are working on traffic counts at the intersection of the northbound exit ramp from US 169 Highway and Baptiste Drive.

Manager Wieland reported that he received a letter from a group of citizens who are interested in video taping City Council meetings and work study sessions to be televised on Cable TV Channel 70. The group did indicate that they would be willing to purchase the camera and other equipment to record the meetings for a delayed broadcast. More exploration would be done to determine costs, procedures, and policies regarding the broadcasts. The possibility of using the equipment to broadcast County Commission Meetings and USD 368 Board Meetings was discussed and the group was encouraged to have these meetings televised as well.

Councilmember Bell questioned the Paola Municipal Court Monthly Fine Report, noting that number of fines had increased over previous months. Chief Smail indicated that the increase in traffic fines was due to a recent “Click It or Ticket” campaign. Councilmember Bell indicated that he was concerned about the number of tickets written in comparison to the size of Paola. He questioned if other towns wrote similar numbers of tickets. The topic was discussed at length.

Councilmember Rowlett reported that the League of Kansas Municipalities was in Paola on Saturday to present a Leadership Academy training. He thanked Clerk Droste for his efforts in assisting with the hospitality for the training. Councilmember Rowlett indicated that he should be more active in the Leadership Academy and asked if he could forego a portion of his salary to pay for his attendance of additional training sessions. Human Resources Director Belt indicated that she would research the issue.

Councilmember Pritchard thanked the City Manager, City Clerk, and the Department Heads for all of their hard work in preparing the 2010 Budget. He also thanked Alan Hire with Triangle Builders for the work on the Park Square Fountain.

Agenda Item 7 – EXECUTIVE SESSION - K.S.A. 75-4319(B)(4) is the authority for this recess.

Councilmember Dial made a motion to adjourn to Executive Session, to include the Mayor, Council, City Manager, City Clerk, City Planner, and City Attorney, for 20 minutes for the purpose of discussing confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts and individual proprietorships; the regular meeting to reconvene at 7:00 p.m. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

At 7:00 pm the Governing Body came out of Executive Session and Councilmember Dial made a motion to resume the meeting. The motion was seconded by Councilmember Pritchard 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, Councilmember Dial made a motion to adjourn. Councilmember Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Artie Stuteville, Mayor

ATTEST: (seal)

Daniel G. Droste, City Clerk