

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

September 27, 2011

**HELD AT THE PAOLA JUSTICE CENTER
805 North Pearl Street in Paola**

The Governing Body of the City of Paola, Kansas, met with Council President Pritchard presiding.

Councilmembers present: Council Members Pritchard, Wilhoite, House, and Minden.

Council Members absent: Mayor Stuteville

Also present: City Manager Wieland, City Clerk Droste, City Attorney Tetwiler, Public Works Director Browning, Planner Gotfredson, Police Chief Smail, Josh Furnish, Daniel Smith, Matt Smith, Mark Glenn, Richard Lentz, Dwight Francis, Sherry Francis, and Brian McCauley from the Miami County Republic.

Agenda Item 1 - CALL TO ORDER: The regular council meeting was called to order by Council President Pritchard.

Agenda Item 2 - ROLL CALL: Council Members Pritchard, Wilhoite, House, and Minden were present. Mayor Stuteville was absent.

Agenda Item 3 - PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

Council President Pritchard asked if anyone in the audience desired to address the Council about any issue that is not an agenda item.

Josh Furnish addressed the Council to report that he is teaching a Government Class at Johnson County Community College and that he and his students were in attendance this evening to observe the City Council Meeting. Mr. Furnish introduced his students, Daniel Smith, Matt Smith, and Mark Glenn.

Agenda Item 4 - CONSENT AGENDA

- a. Approval of minutes of the meeting of September 13, 2011.
- b. Approval of Salary Ordinance 11-18 and 11-19.
- c. Approval of Appropriation Ordinance No 710.
- d. Approval of the renewal of a Retail liquor License for Park Plaza Liquor.
- e. Approval of the renewal of a Class B Private Club License for the Paola Country Club.

Councilmember Minden made a motion to approve the Consent Agenda as presented and authorize the Mayor to sign. The motion was seconded by Councilmember Wilhoite and all voted aye. The motion passed 4 to 0.

Agenda Item 5 - REPORTS OF OFFICERS, BOARDS AND COMMITTEES

Agenda Item 5a - Consider a Ordinance approving a Conditional Use Permit for a day care business at 5 E Piankishaw.

Planner Gotfredson presented an Ordinance renewing the Conditional Use Permit (CUP) for the day care business located at 5 E Piankishaw. He reported that the Planning Commission met on September 20th to review the renewal and have recommended approval subject to the following conditions:

1. Outside play areas shall be fenced.
2. The day care provider shall be licensed by the State of Kansas.
3. The maximum number of children may not exceed 60.
4. This renewal is approved for three years.

After a discussion, Councilmember Wilhoite made a motion to approve AN ORDINANCE APPROVING CONDITIONAL USE PERMIT 10-CUP-04. The motion was seconded by Councilmember House and all voted aye. The motion passed 4 to 0 and the Ordinance was assigned number 3037.

Agenda Item 5b – Consider a request to temporarily close the streets around the Park Square for the Annual Halloween Parade.

Manager Wieland presented a request to temporarily close the streets around the Park Square from approximately 5:30 pm to 7:30 pm on October 31st for the annual Halloween Parade.

After a discussion, Councilmember Minden made a motion to approve the request to temporarily close streets around the Park Square for the Annual Halloween Parade on October 31st. The motion was seconded by Councilmember House and all voted aye. The motion passed 4 to 0.

Agenda Item 6 – NEW BUSINESS

Clerk Droste reported that sales tax collections for the month of September amounted to \$171,505 for a year to date total of \$1,555,673. This represents a 6.29% increase over the same period in 2010.

Planner Gotfredson reported that it is now the final week of the “Take Charge Challenge”. On October 25th at 1:30 pm in Topeka, there will be a formal announcement and presentation to the winning city.

Police Chief Smail reported that there will be a “Children’s Fall Festival” at the Paola Justice Center on October 8th from 11:00 am to 1:30 pm. Lunch will be provided as well as many activities for parents and children.

Manager Wieland reported that the Rural Fire District Board approved the purchase of a new pumper truck for the Fire Department. Manager Wieland expressed thanks to County Commissioner Roberts for his involvement in that process.

Manager Wieland reported that City Hall has received many positive compliments on the new sidewalk that is being installed along East Peoria Street.

Councilmember Minden thanked Planner Gotfredson for his efforts with the “Take Charge Challenge.”

Councilmember House reported that she has been approached by County Commissioner Gallagher about having a joint meeting of the County Commissioners and the City Council on a semi-annual basis to discuss common issues.

Councilmember House reported that there has been a large accumulation of trash at a residence near the intersection of South Silver and Chippewa Streets that needs to be addressed.

Councilmember Wilhoite thanked Planner Gotfredson for his efforts and his enthusiasm with the “Take Charge Challenge”.

Agenda Item 7 – EXECUTIVE SESSION for the purpose of discussing personnel matters of non-elected personnel. K.S.A. 75-4319(B)(1) is the authority for this recess.

Councilmember Minden made a motion to adjourn to Executive Session, to include the Mayor and Council, for 30 minutes for the purpose of discussing personnel matters of non-elected personnel; the regular meeting to reconvene at 6:50 p.m. The motion was seconded by Councilmember Wilhoite and all voted aye. The motion passed 4 to 0.

At 6:50 pm, Councilmember House made a motion to reconvene the adjourned meeting. The motion was seconded by Councilmember Minden 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 Wilhoite made a motion to adjourn. Councilmember House seconded the motion and all voted aye. The motion passed 4 to 0.

Artie Stuteville, Mayor

ATTEST: (seal)

Daniel G. Droste, City Clerk