

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

February 14, 2012

**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, Wilhoite, House, and Clouse.

Council Members absent: None.

Also present: City Manager Wieland, City Clerk Droste, City Attorney Tetwiler, Police Chief Smail, Public Works Director Browning, City Planner Gotfredson, Matt Fuchs, Mark Fuchs, and Richard Lentz.

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, Wilhoite, House, and Clouse were all present. No one was absent.

Agenda Item 3 - PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

Mayor Stuteville asked the audience if anyone desired to address the Council about any issue that is not an agenda item.

Boy Scout Matt Fuchs from Troop 100 was in attendance and introduced his father, Mark Fuchs.

Agenda Item 4 - CONSENT AGENDA

- a. Approval of minutes of the meeting of January 24, 2012.
- b. Approval of Salary Ordinance 12-02 and 12-03.
- c. Approval of Appropriation Ordinance No 720.
- d. Approval of the Journal Entries Report for January, 2012.
- e. Approval of the Pledged Securities Report for January, 2012.

After a discussion, Councilmember Pritchard 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 – Discussion & action in regard to General Obligation Bond Refunding Issue.

Manager Wieland presented a Notice of Prepayment for the Kansas Department of Health and Environment (KDHE) for SRF Loan for the waste water treatment plant. He reported that the current low interest rate environment makes it beneficial for the City to consider refinancing this loan and three other smaller General Obligation Bonds.

Clerk Droste noted that the proposed maturity date of the new waste water treatment plant debt would be extended 5 additional years to reduce the debt service payments in future years. He also reported that due to heavy prepayment volume, KDHE announced today that they would be approving all Notices of Prepayment that they have already received plus an additional \$50 million. Therefore, approval of the notice of prepayment is time sensitive. Clerk Droste noted that the approval of the Notice of Prepayment is not a commitment on the City's part to proceed with the bond refunding. The complete process for refunding the bonds takes between 45 and 60 days.

After additional discussion, Councilmember Wilhoite made a motion to authorize the City Manager to issue a Notice of Prepayment to the Kansas Department of Health and Environment for SRF Loan #C20 1652-01 pursuant to Section 2.05 of the loan agreement. The motion was seconded by Councilmember House and all voted aye. The motion passed 4 to 0.

Agenda Item 5b – Discussion in regard to Public Building Commission Revenue Bonds for the Library and City Hall Remodeling Projects.

Manager Wieland reported that City Staff and the City's Financial Advisor are working on preliminary numbers and a calendar for the bond issue for the City Hall and Library projects. He also reported that the Request for Qualifications (RFQ) for the City Hall project has been completed and has been sent out to several contractors. The RFQ has also been posted on the City's website at www.cityofpaola.com.

Manager Wieland reported that the RFQ for the Library Project is still several weeks from being completed. Details are still being considered by the Library Building Committee.

Agenda Item 5c – Consider the need for a Traffic Study for Lewis Drive and a portion of Morningside Drive.

Manager Wieland reported that a request has been received through Councilmember Pritchard to reduce the speed limit on a portion of Morningside and Lewis Drives. He proposed that a more formalized process be followed when considering such requests. He presented a sample of a Traffic Study from another community that involves input from both the Police Department and the Public Works Department. A formal study would provide documented reasoning for making traffic control changes.

Mayor Stuteville noted that there are two or three portable basketball goals in the street or along the curb on Morningside Drive. She expressed concerns that these goals create dangerous situations for children and for drivers.

After additional discussion, Councilmember Pritchard made a motion to authorize City Staff to complete a traffic study for Lewis Drive and a portion of Morningside Drive to see if a lower speed limit is warranted. The motion was seconded by Councilmember House and all voted aye. The motion passed 4 to 0.

Agenda Item 5d – Consider appointments to the City of Paola Board of Review.

Manager Wieland reviewed the need to re-appoint members to the City of Paola Board of Review. He went on to explain the makeup and purpose of the Board. Mayor Stuteville nominated Mike Gibson and Steve Cowman to the Board of Review.

Councilmember Wilhoite made a motion to approve the Mayor's nominations of Mike Gibson and Steve Cowman to the City of Paola Board of Review. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

Agenda Item 5e – Consider an appointment to the Miami County Airport Airspace Protection Commission.

Manager Wieland reported that the Miami County Commissioners have created a new Airport Airspace Protection Commission as required by new Federal and State Regulations. He explained that there are new restrictions on heights of certain structures in the flight approaches to the airport, but these restrictions should not negatively impact development in Paola. After a discussion, Mayor Stuteville nominated Jerry Peck to serve as the City of Paola representative on the Miami County Airport Airspace Protection Commission.

Councilmember Wilhoite made a motion to approve the Mayor's nominations of Jerry Peck as the City of Paola representative to the Miami County Airport Airspace Protection Commission. The motion was seconded by Councilmember Pritchard and all voted aye. The motion passed 4 to 0.

Agenda Item 6 – NEW BUSINESS

Councilmember House thanked Police Officer Hale for the good job that he is doing as the new SRO Officer at the Paola Middle School.

Mayor Stuteville nominated Donna Nagle to serve on the Paola Convention and Tourism Committee. Councilmember Pritchard made a motion to approve the Mayor's nominations of Donna Nagle to serve on the Paola Convention and Tourism Committee. The motion was seconded by Councilmember House and all voted aye. The motion passed 4 to 0.

Mayor Stuteville nominated Starla Medlin to serve on the Paola Housing Authority Board contingent on her acceptance of the position. Councilmember Pritchard made a motion to approve the Mayor's nomination of Starla Medlin to serve on the Paola Housing Authority

Board contingent on her acceptance of the position. The motion was seconded by Councilmember Wilhoite and all voted aye. The motion passed 4 to 0.

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

Councilmember Wilhoite made a motion to adjourn to Executive Session, to include the Mayor, Council, City Manager, City Clerk and City Attorney, for 15 minutes for the purpose of 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 6:55 p.m. The motion was seconded by Councilmember House and all voted aye. The motion passed 4 to 0.

At 6:55 pm, Councilmember Pritchard made a motion to reconvene the adjourned meeting. The motion was seconded by Councilmember House 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 Pritchard seconded the motion and all voted aye. The motion passed 4 to 0.

Artie Stuteville, Mayor

ATTEST: (seal)

Daniel G. Droste, City Clerk