

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

August 28, 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 Artie Stuteville and Council Members Gee Gee Wilhoite, Leigh House and Kevin Clouse.

Council Members absent: Jim Pritchard.

Also present: City Manager Jay Wieland, City Attorney Tetwiler, City Clerk Dan Droste, Police Chief Dave Smail, Public Works Director Browning, City Planner Gotfredson, Richard Lentz, and Brian McCauley with the Miami County Republic.

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, Wilhoite, House, and Clouse were all present. Councilmember Pritchard 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.

No one addressed the Council.

Agenda Item 4 - CONSENT AGENDA

- a. Approval of minutes of the meeting of August 14, 2012.
- b. Approval of Salary Ordinance 12-17.
- c. Approval of Appropriation Ordinance No 733.

Councilmember Wilhoite made a motion to approve the Consent Agenda as presented and authorize the Mayor to sign. The motion was seconded by Councilmember Clouse and all voted aye. The motion passed 3 to 0.

Agenda Item 5 - REPORTS OF OFFICERS, BOARDS AND COMMITTEES

Agenda Item 5a – Consider an Ordinance increasing the fee for solid waste disposal from \$14.50 to \$15.50 per month.

Manager Wieland presented an Ordinance that would increase the monthly fee for solid waste disposal from \$14.50 to \$15.50. He reported that the contract with L&K Services provides for an annual increase of 3% as well as a fuel surcharge adjustment. Manager Wieland reported that administration expenses have been shifted from the Health and Sanitation Fund to the General Fund to reduce the financial demands on the fund. However, with the addition of expenses for yard waste disposal, a rate increase is necessary beginning with the utility statement that will be mailed at the end of September.

After additional discussion, Councilmember Wilhoite made a motion to approve AN ORDINANCE AMENDING SECTION 725.170, TITLE VII: UTILITIES, CHAPTER 725: REFUSE, TRASH AND SOLID WASTE, OF THE CODE OF THE CITY OF PAOLA, KANSAS. The motion was seconded by Councilmember House and all voted aye. The motion passed 3 to 0 and the Ordinance was assigned number 3051.

Agenda Item 5b – Consider appointments to the Mid-America Regional Council.

Councilmember House made a motion to appoint the following individuals to represent the City of Paola to the Mid-America Regional Council: Mike Gotfredson – MARC Bicycle/Pedestrian Advisory Committee; Craig Browning – MARC STP Bridge Priorities Committee; Jay Wieland – alternate to the MARC Total Transportation Committee and alternate to the MARC STP Bridge Priorities Committee. The motion was seconded by Councilmember Wilhoite and all voted aye. The motion passed 3 to 0.

Agenda Item 5c – Report on the MDCPUA / City water supply status.

Manager Wieland reported that the Marais Des Cygnes Public Utility Authority will be adopting a Water Watch Resolution at their next meeting on September 19th. He indicated that the water supply remains steady due to some recent rains in the basin areas of the Marais Des Cygnes River and Melvern and Pomona Reservoirs. He cautioned that if dry conditions continue into the fall, a water warning may be forthcoming.

Manager Wieland reported that the City is fortunate that it is drawing water from the Marais Des Cygnes River because it is doubtful that water levels at Lake Miola and Bull Creek would have been sufficient during this drought.

Agenda Item 6 – NEW BUSINESS

Clerk Droste reported that sales tax revenue for August amounted to \$204,036 with year to date collections amounting to \$1,435,527.

Public Works Director Browning reported that work on the parking lot and sidewalk on the east side of City Hall would begin tomorrow. Mayor Stuteville complimented the Public Works Department for getting all of the street work done in time for the Roots Festival.

Police Chief Smail reported that there were very few problems over the weekend at the Roots Festival.

Manager Wieland reported that L&K Services estimates that 123.5 tons of recyclables have been collected so far this year.

Mayor Stuteville nominated Clint Meinig to serve on the Planning Commission. Councilmember Wilhoite made a motion to approve the Mayor's nomination as presented. The motion was seconded by Councilmember Clouse and all voted aye. The motion passed 3 to 0.

Agenda Item 7 – EXECUTIVE SESSION for the purpose of discussing confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts and individual proprietorships. K.S.A. 75-4319(B)(4) is the authority for this recess.

Councilmember Clouse made a motion to adjourn to Executive Session, to include the Mayor, Council, City Manager, City Attorney, City Clerk, and City Planner, 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 7:40 p.m. The motion was seconded by Councilmember House and all voted aye. The motion passed 3 to 0.

At 7:40 p.m. the Council came out of Executive Session and Councilmember Wilhoite made a motion to resume the adjourned meeting. The motion was seconded by Councilmember House and all voted aye. The motion passed 3 to 0.

No action was taken pursuant to the Executive Session.

Agenda Item 7 – 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 3 to 0.

Artie Stuteville, Mayor

ATTEST: [seal]

Daniel G. Droste, City Clerk