

**MINUTES OF THE COUNCIL MEETING
OF THE CITY OF PAOLA, KANSAS
6:00 O'CLOCK P.M.
June 11, 2019**

**Held in the Municipal Court Room at the Paola Justice Center
806 N Pearl Street in Paola**

The Governing Body of the City of Paola, Kansas, met with Mayor Stuteville presiding.

Council Members present: Mayor Artie Stuteville and Council Members Dave Smail, Trent Upshaw, Leigh House and Aaron Nickelson.

Council Members absent: None

Also present: City Manager Jay Wieland, City Clerk Dan Droste, Assistant City Clerk Stephanie Marler, City Attorney Lee Tetwiler, Chief of Police Don Poore, Public Works Director Kirk Rees, Assistant City Manager Randi Shannon, Tom & Jennifer Wright, David Baldridge, Scott Shappell, Bobby Knudsen, and others.

CALL TO ORDER: The regular council meeting was called to order by Mayor Stuteville.

ROLL CALL: Mayor Stuteville and Council Members Smail, Upshaw, House and Nickelson were all present.

Agenda Item 1 - CONSENT AGENDA

- a. Approval of minutes of the meeting of May 14, 2019.
- b. Approval of Salary Ordinances 19-11 and 19-12.
- c. Approval of Appropriation Ordinances 903 and 904.
- d. Approval of the Pledged Collateral Report for May 2019.
- e. Approval of the Journal Entries Reports for May 2019.
- f. Approval of the Renewal of a drinking establishment license for El Potro Mexican Café at 602 N Pearl
- g. Approval of minutes of the Special Meeting of May 28, 2019

Council Member Upshaw made a motion to approve the Consent Agenda as presented and authorize the Mayor to sign. The motion was seconded by Council Member Smail and all voted aye. The motion passed 4 to 0.

Agenda Item 2 - COMMENTS FROM THE PUBLIC: - No one addressed the Council

Agenda Item 3 – UNFINISHED BUSINESS:

Agenda Item 3a - Discuss taking action on the dangerous structure located at 115 W. Wea.

City Clerk Droste reminded the Council that at the December 11, 2018 City Council Meeting the Council approved Resolution No 2018-013 finding that the structure located at 115 W Wea is unsafe and dangerous and directed that the structure be repaired or removed and the premises made safe and secure. The Resolution gave the owner until February 12, 2019 to commence the repair of the property and 120 from commencement to have the repairs completed. Clerk Droste stated that the time frame to have repairs completed is up and that the Council will need to take action on either a resolution to extend the deadline or an ordinance directing the building to be demolished.

Assistant City Manager Shannon addressed the Council to explain the timeline in which progress has been made. She stated that Tom Wright, who currently owns 115 W Wea, obtained a demolition permit on February 6, 2019 and began removing material and trash from the structure. Mr. Wright has also obtained a wall bracing permit but has yet to obtain a building permit.

The Council expressed that they understand progress has been made but they believe it is paramount that a roof be constructed and made water tight.

Mr. Tom Wright addressed the Council to explain that he believes removing the previous damaged roof made the walls safe. He mentioned that when rain is in the forecast the roof is tarped to direct the water to the back of the building to keep it out of the neighboring properties. If there is any damage from his building caused to the adjacent properties, he would be willing to correct it.

Mr. Wright said they have the material to install a temporary roof to keep the rain out. Once the building permit is approved, he will be able to get the pillars installed to get a permanent solution. Mr. David Baldridge, the structural engineer, was able to address the council about some safety concerns that they had.

Mayor Stuteville believes that 28 days should be a sufficient amount of time to get plans submitted, a building permit, a temporary roof structure to make the building water tight and make the building safe to satisfy the requirements of the resolution.

After some discussion Council Member Nickelson made a motion to approve Resolution No 2019-004 allowing 28 days to repair the dangerous structure located at 115 W Wea. City Attorney Lee Tetwiler requested to amend the motion to require the owner appear at the next Council meeting on July 9, 2019 and give a report on the progress. The amended motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

Agenda Item 4 – NEW BUSINESS

Agenda Item 4a - Report by the City Clerk on Candidates who have filed for City Offices for the November 5, 2019 election.

Clerk Droste reported that the deadline for filing for the positions of Mayor and City Council Member for Wards 1 and 3 was 12:00 Noon on June 3rd. The following have filed the appropriate paperwork to have their names placed on the ballot: Mayor – Artie Stuteville and Bobby Knudsen, Ward 1 – Dave Smail and Scott Shappell; and Ward 3 – Leigh House. The general election will be held on Tuesday, November 5, 2019.

Agenda Item 4b - Consider bids for the striping of South Silver Street and Baptiste Drive.

City Manager Jay Wieland presented the bids for the street striping of South Silver and Baptiste Dr. Public Works Director Rees collected bids from three companies for comparison. The work is to layout and install pavement markings per existing layout using traffic marking paint.

Bids for the	<u>Striping Bids</u>		work performed by outside
contractors	Morgan Contractors	\$12,477.00	are as follows:
	Twin Traffic Marking Corp	\$14,523.62	
	Streetwise	\$14,603.00	

Council Member Smail made a motion to approve the bid from Morgan Contractors in the amount of \$12,477.00 for striping for the 2019 Street Improvement Program. The motion was seconded by Council Member Nickelson and all voted aye. The motion passed 4 to 0.

Agenda Item 4c - Consider acknowledgement of the submission of the 2018 Audit and the 2018 Supplemental Operating Data to the Electronic Municipal Market Access (EMMA) system.

Clerk Droste reported that in compliance with that the City's Continuing Disclosure Policy, the 2018 Audit Report, 2018 Operating Data for the City of Paola, and the 2018 Information Concerning the City of Paola, Kansas and the Water Utility System were all electronically filed on the Electronic Municipal Market Access (EMMA) system on June 7, 2019. This information was filed with EMMA by Raymond James and Associates. He noted that also in compliance with the policy, the City Council was notified via a written memorandum on June 7th that the filing had been completed. The Continuing Disclosure policy requires that this confirmation shall be acknowledged by the City Council at the regular meeting.

Council Member Nickelson made a motion to acknowledge that in compliance with Section II (2) of the Continuing Disclosure Policy for the City of Paola, the City Clerk did provide to the Governing Body written confirmation from EMMA that the 2018 City of Paola Audit and the

2018 Supplemental Operating Data for the City of Paola has been submitted and filed properly with the Municipal Securities Rulemaking Board through EMMA on June 7, 2019. The motion was seconded by Council Member House and all voted aye. The motion passed 4 to 0.

Agenda Item 4d - Discuss options for the ½ cent sales tax renewal.

Manager Wieland asked the council to consider what direction they would want to go on the half cent sales tax renewal. Clerk Droste informed them that the statutory deadline to get the question on the November ballot would be September 1st.

Manager Wieland said this would be a renewal of the half cent sales tax that was passed 15 years ago. It was originally passed to do upgrades to City buildings.

Manager Wieland discussed that the Paola Family Pool is aging and that repairs and improvements are extremely expensive. The funds to continue operations are also going to be depleted. He suggested that the council consider including the improvements of City parks and streets.

Clerk Droste explained that the City will need to issue Bonds for any requested projects. This means that the Council will need to consider that repaying the bonds will also require paying interest. This will reduce the amount of money allotted for the projects. Clerk Droste reminded the Council that the pool requires approximately \$150,000.00 to operate annually. On top of improvements they should consider a reserve fund.

Other items discussed for the renewal were a rail road quiet zone, city parking lots, land acquisition for parks and additional sidewalks throughout town.

Clerk Droste explained the historical revenues of the current half cent sales tax, and that the previous sales tax overage was put into a fund for street improvements.

No action was taken on this item.

Agenda Item 4e - Discuss Kansas Housing Resources Programs

Manager Wieland discussed that on June 5th Miami County Economic Development along with KCP&L retained Janet Ady from Ady Advantage to provided economic development consulting services. Janet Ady conducted an economic development competitiveness assessment of Miami County and presented her findings making recommendations for the next steps that needed to be taken to improve the economic development of the county. During the presentation one of the immediate areas of concern that she recommended working towards was finding a solution for the lack of affordable housing throughout the entire county.

Manager Wieland stated that due to the receptiveness of those in attendance, staff wanted to gage the interest of the City Council in looking into possible Kansas Housing Resource Programs to help alleviate our current affordable housing issue.

The Council requested city staff research and provide a presentation on the available programs and incentives that the city may utilize to solve this housing crisis.

Agenda Item 5 - COMMITTEE REPORTS – None.

Agenda Item 6 - STAFF REPORTS

Clerk Droste reported that the City has received the County budget information to continue with the City's 2020 mill levy funds budget. He pointed out that there was an increase in assessed valuation from 2019 to 2020. Clerk Droste also mentioned that even though the 2019 mill levy was budgeted without an increase, it did increase due to changes in assessed valuation.

Manager Wieland informed the Council that there is a robotics camp in the coming week and they will be making model rockets to launch near the schools.

Manager Wieland also passed on to the Council Librarian Emily Burgdorf gave birth to a healthy baby boy.

Manager Wieland discussed that the 2020 census would be next year and that a committee would need to be formed so all Paola citizens know how important it is to participate.

Manager Wieland wanted to acknowledge the 100th anniversary of the 19th Amendment, giving women the right to vote.

Manager Wieland met with the dog park representatives and they seem to be pleased with the old fish hatchery location. There is easy access to water and restrooms. He also stated that Chief Don Poore would be the City representative on the task force.

Manager Wieland and Public Works Director Rees will meet with representatives about the low water dam behind the old Water Treatment Plant. Director Rees was contacted about possibly removing the dam to improve the stream.

Manager Wieland discussed that there was not an agreement with the Community Garden on the property in the Industrial Park. He said he will work on getting the agreement typed up for the City Attorney to review.

Agenda Item 7 - MISCELLANEOUS MATTERS FROM THE COUNCIL

Council Member Upshaw mentioned the work that has been on the streets looks good.

Council Member House attended an Intergovernmental Meeting and discussed the 2020 Census and a refocus. She also mentioned she spoke with Superintendent Matt Meek about Fort Scott Community College.

Agenda Item 8 - MISCELLANEOUS MATTERS FROM THE MAYOR

The Mayor announced the appointment of Mike Folsom and Barb Dillenbeck to the Transient Guest Tax Board.

Council Member Upshaw made a motion to approve the appointment of Mike Folsom and Barb Dillenbeck to the Transient Guest Tax Board. The motion was seconded by Council Member Smail and all voted aye. The motion passed 4 to 0.

Agenda Item 9 – ADJOURNMENT

With no additional business to come before the Council, Council Member Smail made a motion to adjourn. The motion was seconded by Council Member Nickelson and all voted aye. The motion passed 4 to 0.

Artie Stuteville, Mayor

ATTEST: [seal]

Daniel G. Droste, City Clerk