

CITY OF IOLA
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A regular meeting of the Board of Commissioners of the City of Iola was held on September 14, 2010 at 1:00 p.m., at the City of Iola Commission Room, 2 W Jackson, Iola, and Kansas.

CALL MEETING TO ORDER

Mayor Maness called the meeting to order at 1:00 p.m.

ROLL CALL

Mayor Maness, Commissioner Bill Shirley and Commissioner Abbott were present, with Mayor Maness presiding. Also present were City Administrator Judy Brigham, City Clerk Roxanne Hutton, and City Attorney Chuck Apt.

PLEDGE OF ALLEGIANCE

Mayor Maness led the group in reciting the Pledge of Allegiance.

REVIEW & APPROVAL OF AGENDA

A motion was made by Commissioner Shirley to approve the agenda with an addition under 9a Code Enforcement Emergency Issue. Commissioner Abbott seconded the motion. The vote was three ayes.

CONSENT AGENDA

- A. Minutes Approval** –August 24,2010, August 27,2010, August 31, 2010
- B. Appropriations Approval** – 2010-17
- C. Personnel Actions**
 - Jeff Sellman – Parks & Cemetery – 12 Month Evaluation
 - Brandon Andres – Police Department – Annual Evaluation
 - Eric Lawrence – Police Department – Annual Evaluation
 - Beth Ann Turner- Administration – Retirement
 - Jeremy Ellington – Fire Department – Resignation
 - Jed Rice – Electric Distribution – Transfer

Commissioner Shirley made a motion to approve the consent agenda as presented. Motion seconded by Commissioner Abbott. The vote was three ayes. Administrator Brigham noted that the city would be advertising for the open positions.

New Employee Introductions

- Tamara Womelsdorf – Clerks Office – Meter Reader
- Jacob Lawrence – Recreation Department –Program Coordinator

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EXECUTIVE SESSION – Attorney/Client Matters 1:04 p.m. K.S.A.75-4319a (1)

Motion was made by Commissioner Abbott and seconded by Mayor Maness to recess into “Executive Session” for the purpose of conducting a meeting to discuss Attorney/Client matters. The vote was three ayes. Present: Commissioners, Attorney Apt, and Administrator Brigham. The open meeting to resume in the Commission Room at 1:09 p.m.

PUBLIC COMMENTS

- Ron Conaway informed the commissioners that the Board of EMS did the annual inspection and found no deficiencies. The Mayor commended the department.
- Ron Conaway presented a site for a gun range on the west side of the river on the south side. The property is owned by the city. Ron will come back with a cost analysis for the project.

NEW BUSINESS

A. 2009 Audit Presentation– Brian Nyp from Lowenthal. Webb & Obermann was here to give an overview of the audit. Mr. Nyp gave pointed out the recommendations from the audit for the city to review. A fund policy was recommended city employees would work on developing a workable policy.

B. City Facilities Energy Improvements – Joe Hurla – Joe Hurla was present to inform the commissioners that the city had received the grant from the state in the amount of \$137,920.00 this is a 60/40 grant with the city providing the 40%. Commissioners questioned the automation system and ask that the bids show this as a separate item for each facility. Mayor Maness made a motion giving staff authorization to sign the agreement with the state of Kansas for the grant funding. This does not obligate the city at this time. Motion seconded by Commissioner Abbott. Mayor Maness and Commissioner Abbott voted in favor of the motion. Commissioner Shirley was opposed to the motion. The motion passed by a majority vote.

EXECUTIVE SESSION – Attorney/Client Matters 2:00 p.m. K.S.A.75-4319a (1)

Motion was made by Mayor Maness and seconded by Commissioner Shirley to recess into “Executive Session” for the purpose of conducting a meeting to discuss Attorney/Client matters. The vote was three ayes. Present: Commissioners, Attorney Apt, Administrator Brigham, Assistant Administrator Schinstock and Representatives from PEC. The open meeting to resume in the Commission Room at 2:20 p.m.

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EXECUTIVE SESSION – Attorney/Client Matters 2:20 p.m. K.S.A.75-4319a (1)

Motion was made by Mayor Maness and seconded by Commissioner Abbott to recess into “Executive Session” for the purpose of conducting a meeting to discuss Attorney/Client matters. The vote was three ayes. Present: Commissioners, Attorney Apt, Administrator Brigham, Assistant Administrator Schinstock and Representatives from PEC. The open meeting to resume in the Commission Room at 2:30 p.m.

C. Code Enforcement Emergency Issue - Code Enforcement Officer, Jeff Bauer presented to the commissioners a condemnation request for 825 N Jefferson. Due to the dangerous situation an emergency condemnation is being recommended. Commissioner Abbott made a motion to continue with an emergency condemnation. Motion seconded by Commissioner Shirley. The vote was three ayes.

D. Energy Efficiency Kansas – Code Enforcement Officer, Jeff Bauer informed the commissioners that since the city signed up to participate in the program the KCC is providing equipment for the energy auditors to use and at the end of the two-year period the equipment becomes city property. During the two-year period the city must keep a log of usage of the equipment and submit it to the state. Motion made by Mayor Maness to approve the agreement with KCC for the equipment. Motion seconded by Commissioner Shirley. The vote was three ayes.

E. Capital Improvement Fund - Administrator Brigham presented a 10 year expenditure plan for the sales tax revenue the city will receive. Included were the dog park, Washington Street Fishing Park and the spray park along with other projects staff felt were needed in the coming years.

F. Charter Ordinance Election – Motion made by Commissioner Shirley to approve the ordinance. Motion seconded by Mayor Maness. The vote was three ayes. Commissioners stressed the need to educate the public on exactly what they are voting for.

G. Prairie Spirit Trail – There were some questions about tying in the trails with other areas of the city to make them useful as a means to walk from one area to another in town. Motion made by Mayor Maness to approve the Plan for the Scope of Work for the trail following a review of the contract by Attorney Apt. Commissioner Shirley seconded the motion. The vote was three ayes.

UNFINISHED BUSINESS

A. Iola Public Library Project – Roger Carswell was at the meeting to inform the commissioners that Change Order 5R replaces Change Orders 5 and 6. Randy Irwin was present from General Services Corporation. A representative from Allied Roofing was present to voice his concerns over the Commission's denial of Change Order 5 that would increase the cost of the roof due to the extra layers. General Services Corporation informed the roofers previously that if they didn't continue with the roof they would be removed from the project and another company would be brought in to finish the project. When they first began work on the roof and found the extra layers General Services Corporation told them to go ahead with the project and their extra expenses would be covered. The commissioners informed Allied that they have a contract with General Services Corporation not with the city and that they would need to take it up with General Services Corporation.

COMMISSION & ADMINISTRATOR REPORTS

A. Commissioner Abbott –

- Inquired if Channel 6 could be used to post fundraisers for individuals. Staff said they would check into it. Commissioner Abbott noted he needed an answer by the end of the day.

B. Commissioner Shirley –

- Inquired about the age of the gas lines in the city in light of the tragedy in California. Assistant Administrator Schinstock informed the Commissioners that he had visited with Mitch Phillips, Gas, Water and Sewer Superintendent and he stated that some of the city's mains are bare steel, however the KCC requires that the city replace 1500 feet of this line every year with poly pipe. The crew also performs audits of all of the lines on a scheduled basis.

C. Mayor Maness –

- Inquired about the status of the Iola Greenhouse. Assistant Administrator Schinstock will check with Code Enforcement Officer, Jeff Bauer.

D. City Administrator Brigham

- Informed the Commissioners that Friday evening at the Bowlus Richard Wood is speaking at 7:00 p.m. on survival of rural America. The Reading Festival is this Saturday at the college.

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DATE / TIME OF NEXT MEETING

City Commission Meeting 1:00 p.m. Tuesday, September 28th, 2010
City Commission Meeting 1:00 p.m. Tuesday, October 12th, 2010

ADJOURNMENT

3:19 p.m. Motion made by Commissioner Shirley and was seconded by Mayor Maness to adjourn the meeting at 3:19 p.m. The vote was three ayes. As the vote was unanimous, the meeting was declared adjourned.

Approved by the Board of Commissioners of the City of Iola, Kansas this 28th
day of September 2010.

Mayor, Bill Maness

City Clerk, Roxanne Hutton