

**CITY OF IOLA**  
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**11/09/2010**

A regular meeting of the Board of Commissioners of the City of Iola was held on November 9, 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, and Commissioners Bill Shirley and Craig 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 addition of Personnel Policy – Drug Policy to new business item F. Commissioner Abbott seconded the motion. The vote was three ayes.

**CONSENT AGENDA**

- A. Minutes Approval** –October 26, 2010
- B. Appropriations Approval** – 2010-21
- C. Personnel Actions**
  - Mark Michael – Fire / EMS – Annual Evaluation
  - Ronald Ballard – Fire/EMS - New Hire

Commissioner Shirley made a motion to approve the consent agenda as presented. Motion seconded by Commissioner Abbott. The vote was three ayes.

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**PUBLIC COMMENTS**

- Paul Zirjacks commented on the need for an animal control officer. Following discussion commissioners requested that this item be put on the agenda for the next meeting due to the fact that the Chief of Police is on vacation this week.
- Ken Rowe wanted to urge commissioners to have their meetings in the evenings. Will look into how this needs to be changed.
- Ron Conaway presented a bid to the commissioners for the shooting range the fencing alone is \$14,000.00 the total for the range is \$20,000 to \$22,000. It was mentioned that possibly the county would open their range to the public. Ron will visit with Sheriff Williams on this matter.

**NEW BUSINESS**

- A. Recreational Dog Park** – Project was discussed at length. Look into possibly locating park to South Washington Street. Mr. Red Garner stated that he didn't feel it was right for the city to put all of that money into a dog park when it would be used by a small amount of the citizens.
- B. Recreational Fishing Park – Following** a discussion a motion was made by Mayor Maness for staff to continue to work on the project and possibly involve the county to see if they are open to working together on the project. Commissioner Shirley seconded the motion. The vote was three ayes.
- C. East Carpenter Street Closing – Mayor** Maness voiced his concern that the city was closing a street following one complaint. Assistant Administrator Schinstock noted that since the temporary closing had been done there had been no complaints from citizens. Commissioners agreed to leave closed for a while and monitor situation.
- D. Neighborhood Revitalization Program – Revised** language that would allow an individual to apply after the initial period was added. The College, School District and the County agree with the terms. Commissioner Abbott made a motion to approve the changes to the program. Commissioner Shirley seconded the motion. The vote was three ayes.
- E. Accessory Buildings Requirements – Planning** commission did not recommend changing the current requirements.

- F. Personnel Policy – Drug Policy** – Following a Attorney General Opinion the city revised the policy to remove random drug testing of individuals that are not required per FCC regulations. Commissioner Abbott made a motion to approve the policy change. Commissioner Shirley seconded the motion. The vote was three ayes.

## **UNFINISHED BUSINESS**

- A. 433 W Madison – Womack Property** – Code Enforcement Officer, Jeff Bauer presented pictures that were taken this morning of the property. Progress has been slow on the property and the checklist items have not been completed. Mayor Maness recommended that staff follow through with the citation. Commissioner Shirley seconded the motion. Mayor Maness and Commissioner Shirley voted in favor of the motion. Commissioner Abbott abstained from the vote. Motion passed with a majority vote.
- B. Iola Area Signage Discussions** – Commissioners were concerned with the prices. Asked that Parks/Cemetery Superintendent look into other options.
- C. Municipal Court Revenue & Allocation – Discussions**  
**Attorney** Apt informed the commissioners that Judge Saxton and Personnel Director Hunt are working on a job description and will be able to present the position to the Commissioners at a later date.

## **COMMISSION & ADMINISTRATOR REPORTS**

- A. Commissioner Abbott** –
- Nothing to report
- B. Commissioner Shirley** –
- Inquired at the County Commission Meeting this morning about the PBS/NPR tower booster that was removed from the Allen County Dispatch Center. Was told that the city was responsible for this tower. Requested that Assistant Administrator Schinstock look into this matter.
  - Noted that at 1:00 p.m. Saturday all WWII Vets will be honored at the American Legion.

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**C. Mayor Maness –**

- Is in favor of holding commission meetings in the evenings to attract possible candidates. Will make a motion to adjourn current meeting to evening at next meeting.
- Inquired about having an ice skating area during the winter months. Attorney Apt noted that Richard Luken is trying to come up with one in LaHarpe. Mayor Maness asked Richard to work with Luke Bycroft on this project.

**D. City Administrator Brigham**

- Iola Industries would like to partner with the city to put an ad in the Kansas Economic Development Guide. The cost of a full-page ad is approximately \$5,000.00. Iola Industries is holding a board meeting Thursday at 4:00 p.m. to discuss the ad. A motion was made by Mayor Maness to authorize him to attend the meeting and expend up to \$2,500.00 for the ad. Motion seconded by Commissioner Shirley. Mayor Maness and Commissioner Shirley voted in favor of the motion. Commissioner Abbott abstained from the vote. Motion passed by majority vote.
- Reminded Commissioners that the annual Veterans Parade will be held on Saturday at noon.
- Leaf pickup will be on November 22<sup>nd</sup>. All leaves must be bagged and at the curb. One trip through town will be done.
- Santa house delivered today.
- Sheriff's office thankful for help on recent accidents.
- ACCC endowment luncheon is Thursday, November 18<sup>th</sup> from 11:30-1:00 p.m. Commissioner Shirley stated he would attend.
- Assistant Administrator Schinstock reported that bids had been let out for the sewer project on Phase II of Cedarbrook.
- If the city participates in the Take Charge Challenge they are eligible for \$25,000.00 if the city wins the challenge they will win \$100,000.00. Commissioner Shirley made a motion to participate in the challenge. Motion seconded by Mayor Maness. The vote was three ayes.

**2:38 p.m. Mayor Maness declared a ten minute break.**

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**EXECUTIVE SESSION – Non-Elected Personnel 2:38 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 Non-elected Personnel. The vote was three ayes. Present: Commissioners. The open meeting to resume in the Commission Room at 2:48 p.m.

**EXECUTIVE SESSION – Non-Elected Personnel 2:48 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 Non-elected Personnel. The vote was three ayes. Present: Commissioners and Administrator Brigham. The open meeting to resume in the Commission Room at 2:58 p.m.

**EXECUTIVE SESSION – Non-Elected Personnel 2:58 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 Non-elected Personnel. The vote was three ayes. Present: Commissioners and Administrator Brigham. The open meeting to resume in the Commission Room at 3:08 p.m.

**EXECUTIVE SESSION – Non-Elected Personnel 3:08 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 Non-elected Personnel. The vote was three ayes. Present: Commissioners and Administrator Brigham. The open meeting to resume in the Commission Room at 3:13 p.m.

**EXECUTIVE SESSION – Non-Elected Personnel 3:13p.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 Non-elected Personnel. The vote was three ayes. Present: Commissioners and Administrator Brigham. The open meeting to resume in the Commission Room at 3:15 p.m.

**EXECUTIVE SESSION – Attorney Client Matters 3:15 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 and Attorney Apt. The open meeting to resume in the Commission Room at 3:20 p.m.

**EXECUTIVE SESSION – Attorney Client Matters 3:20 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 and Attorney Apt. The open meeting to resume in the Commission Room at 3:25 p.m.

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**EXECUTIVE SESSION – Attorney Client Matters 3:25 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 and Attorney Apt. The open meeting to resume in the Commission Room at 3:30 p.m.

**EXECUTIVE SESSION – Attorney Client Matters 3:30 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 and Attorney Apt. The open meeting to resume in the Commission Room at 3:35 p.m.

**EXECUTIVE SESSION – Attorney Client Matters 3:35 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 and Attorney Apt. The open meeting to resume in the Commission Room at 3:40 p.m.

**DATE / TIME OF NEXT MEETING**

City Commission Meeting 1:00 p.m. Tuesday, November 23<sup>rd</sup>, 2010  
City Commission Meeting 1:00 p.m. Tuesday, December 14<sup>th</sup>, 2010

**ADJOURNMENT**

**3:41 p.m.** Motion made by Commissioner Shirley and Commissioner Abbott was seconded by to adjourn the meeting at 3:41 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 23<sup>rd</sup>  
day of November 2010.

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Mayor, Bill Maness

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City Clerk, Roxanne Hutton