

A regular meeting of the City Council of the City of Iola was held on August 22, 2011 at 6:00 p.m., at the Riverside Park Community Building, 600 S State, Iola, and Kansas.

CALL MEETING TO ORDER

Mayor William Shirley called the meeting to order at 6:00 p.m.

ROLL CALL

Mayor Shirley, Council Members Becker, Kilby, Rowe, Stewart, Callahan, French, Wicoff and Franklin were present. Also present were Administrator Slaugh, Attorney Apt and City Clerk Hutton.

REVIEW & APPROVAL OF AGENDA

A motion was made by Council Member Kilby to approve the agenda as presented. Motion seconded by Council Member Becker. The vote was eight ayes.

PUBLIC COMMENTS

- Donna Houser commended the council and the employees for the cleanup on the McFadden property. She presented a check to the city for \$200.00 as a refund of insurance on the trolley. (Note: the check was not a refund on the trolley insurance it was actually a refund on the bond for chamber employees. The original check was mailed back to the Chamber.)
- Dana Watson and Benny Beurskens were present to inquire about the Neighborhood Revitalization Abatement they have not received on their storage units east of town. Council asked that Code Enforcement Officer, Jeff Bauer and Administrator Slaugh get together and present a summary of events.

CONSENT AGENDA

A. Minutes Approval – August 8, 2011

B. Appropriations Approval – 2011-16

C. Personnel Actions –

- Tony Godfrey – Code Services – Annual Evaluation
- Joe Bonczkowski – Gas, Water & Sewer
- Brad Yoder – Recreation – Annual Evaluation

Council Member French requested that employee hire dates be included in the information provided to council regarding personnel actions.

Council Member Callahan noted that on page three of the minutes he stated that he was disappointed with the vote on the budget with three council members absent not because he was absent as stated in the minutes.

EXECUTIVE SESSION – Attorney / Client Matters 6:17 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Wicoff and seconded by Council Member Franklin to recess into “Executive Session” for the purpose of conducting a meeting to

discuss Attorney / Client matters. The vote was eight ayes. Motion passed. Present: Mayor Shirley, Council Members, Administrator Slaugh and Attorney Apt. The open meeting to resume in the Commission Room at 6:32 p.m.

Motion made by Council Member Franklin to approve the Consent Agenda. Motion seconded by Council Member Becker. All in favor. Motion carried.

ROUNDTABLE

- A. 2011 Draft Audit – Administrator** Slaugh gave a brief overview of the audit report and noted that the auditor will be present at the September 12th meeting. Administrator Slaugh asked the council to let him know prior to the meeting if they had any questions for the auditors.

NEW BUSINESS

- A. 2012 Budget Adoption - Public Hearing -** Mayor Shirley opened the public hearing at 6:55 p.m. with a motion by Council Member Stewart and a second by Council Member Becker. With no public comments made the hearing was closed at 6:58 p.m. by a motion from Council Member Franklin and seconded by Council Member Stewart. Council Member Callahan discussed a handout he presented. Council Member Becker made a motion to approve the 2012 budget as presented in the state forms. Motion seconded by Council Member Wicoff. Voting in favor of the motion were council members Wicoff, Becker and Stewart. Voting against the motion were council members Franklin, French, Callahan, Kilby and Rowe. Motion failed for lack of majority vote.
- B. Kansas Power Pool -** Scott Shreve was in attendance to discuss the Kansas Power Pool proposal and possible options. Larry Holloway was present from the KPP to answer questions and discuss the proposal. Council requested that Administrator Slaugh, Scott Shreve and Power Plant Superintendent Mike Phillips get together and present the city's requests to the power pool.
- C. Take Charge Energy Challenge – Energy Loans –** Administrator Slaugh noted that 45 homeowners had an energy audit dome. It was Administrator Slaugh's recommendation for the city not to get involved in the loaning of funds to individuals for energy loans. Council Member Franklin made a motion to approve staff's recommendation. Motion seconded by Council Member Callahan. Voting in favor of the motion was: Council Members Callahan, Rowe, Franklin, Wicoff, Becker, French and Kilby. Voting against the motion was Council Member Stewart. Motion passed by majority vote.
- D. Water Rates Discussions –** Council Member Callahan made a motion to table this agenda item until the September 12th meeting. Motion seconded by Council Member Rowe. Voting in favor of the motion was: council members

Stewart, Callahan, Rowe, Franklin, and French. Voting against the motion was: council members Kilby, Wicoff and Becker. The motion passed by majority vote.

- E. Rail Trail Project** - A letter of understanding regarding the rail trail project improvements on an underground line for Southern Star Central Gas Pipeline was presented to the council for approval. Motion made by Council Member Stewart to approve the letter of understanding. Motion seconded by Council Member Wicoff. All in favor. Motion carried.

- F. Purchasing Policy – Discussions** – Discussion followed concerning the purchasing policy presented by Administrator Slaugh. Requested feedback from the council; none received. Work will continue on the project.

UNFINISHED BUSINESS

- A. Douglas Street Bridge Contract** – A contract in the amount of \$17,000 with J & J Contractors Inc. was presented to the council for approval to repair the bridge structure over Coon Creek at Douglas Street. Motion made by Council Member French to approve the contract. Motion seconded by Council Member Franklin. All in favor. Motion carried.

COUNCIL & ADMINISTRATOR REPORTS

- A. Mayor Shirley** – Asked Luke Bycroft how the swimming pool went this year. Luke noted that it went well; will have final numbers for the council later in the year.

- B. Council Member Stewart** – Would like for staff to look into possible funding for street repairs.

- C. Council Member Callahan** – None

- D. Council Member Wicoff** – None

- E. Council Member Franklin** – None

- F. Council Member Kilby** – None

- G. Council Member Becker** – None

- H. Council Member Rowe** – Received an email from Paul Haen concerning weeds at 221 N Elm. Mayor Shirley noted that Code Enforcement Officer Bauer is taking care of it.

Had a request to start mosquito spraying again in the south part of town. Administrator Slaugh noted that he feels that spraying is ineffective in controlling mosquitoes and the most effective thing is putting out cubes in stagnant water pools, which the city is doing. Motion made by Council Member Rowe to begin spraying in the south part of town. Motion seconded by Council Member Kilby. Voting in favor of the motion was: Callahan, Kilby, Rowe, Stewart, Franklin, and French. Voting against the motion was council members Wicoff and Becker. Motion passed by majority vote.

I. Council Member French – None

J. Administrator Slaugh – Complimented Dan Leslie’s staff on the cleanup of the McFadden property.

Recreation Coordinator Luke Bycroft gave a presentation on the value of having the fitness coordinator. Discussion followed. Council Member Kilby made a motion to approve financing the full-time position with safe base reimbursing the city for the portion of time they use the fitness coordinator. Motion seconded by Council Member Callahan. All in favor. Motion carried.

Administrator Slaugh noted Administrator Brigham’s last formal work day would be September 16th and this would likely be her last attendance as an employee at a city council meeting. He commended her for her service.

**EXECUTIVE SESSION – Non – Elected Personnel and Acquisition of Real Estate
9:00 p.m. K.S.A.75-4319a (1)**

Motion was made by Council Member Becker and seconded by Council Member Kilby to recess into “Executive Session” for the purpose of conducting a meeting to discuss Non-Elected personnel and land acquisition. The vote was eight ayes. Motion passed. Present: Mayor Shirley, Council Members, Administrator Slaugh and Attorney Apt. The open meeting to resume in the Commission Room at 9:10 p.m.

EXECUTIVE SESSION – Non – Elected Personnel 9:15 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Becker and seconded by Council Member Kilby to recess into “Executive Session” for the purpose of conducting a meeting to discuss Non-Elected personnel. The vote was eight ayes. Motion passed. Present: Mayor Shirley, Council Members, Administrator Slaugh Police Chief Warner and Attorney Apt. The open meeting to resume in the Commission Room at 9:20 p.m.

DATE / TIME OF NEXT MEETING

City Council Meeting 6:00 p.m. Monday, September 12th, 2011
City Council Meeting 6:00 p.m. Monday, September 26th, 2011

ADJOURNMENT

9:25 p.m. Motion made by Council Member French and was seconded by Council Member Franklin to adjourn the meeting to 6:00 p.m. on August 29th.

The vote was eight ayes. As the vote was unanimous, the meeting was declared adjourned.

ADJOURNED MEETING AUGUST 29, 2011

CALL MEETING TO ORDER

Mayor William Shirley called the meeting to order at 6:00 p.m.

ROLL CALL

Mayor Shirley, Council Members Becker, Kilby, Rowe, Stewart, Callahan, French, Wicoff and Franklin were present. Also present were Administrator Slaugh, Attorney Apt and City Clerk Hutton.

A personnel action was presented to the council to hire a police officer to replace Dustin Huff who resigned. Motion made by Council Member Becker to approve the request. Motion seconded by Council Member Kilby. All in favor. Motion carried.

Attorney Apt presented the STO and UPO ordinances for approval noting that the only changes to the new 2011 ordinances are the DUI and domestic battery cases will be turned over to the county attorney for prosecution. Council Member Stewart made a motion to approve the ordinances. Motion seconded by Council Member Kilby. All in favor. Motion carried.

Council Member Callahan presented a spreadsheet regarding budget preparation for discussion.

EXECUTIVE SESSION – Attorney Client 6:10 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Callahan and seconded by Council Member Rowe to recess into “Executive Session” for the purpose of conducting a meeting to discuss Attorney Client Matters. The vote was six ayes with council members Wicoff and Becker voting against the motion. Motion passed by majority vote. Present: Mayor Shirley, Council Members, Administrator Slaugh and Attorney Apt. The open meeting to resume in the Commission Room at 6:40 p.m.

EXECUTIVE SESSION – Attorney Client 6:41 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Rowe and seconded by Council Member French to recess into “Executive Session” for the purpose of conducting a meeting to discuss Attorney Client Matters. The vote was five ayes by council members Rowe, French, Becker, Wicoff and Callahan. Motion passed by majority vote. Present: Mayor Shirley, Council Members, Administrator Slaugh and Attorney Apt. The open meeting to resume in the Commission Room at 7:15 p.m.

Motion made by Council Member French to table discussions on the budget until tomorrow evening. Motion seconded by Council Member Rowe. All in favor.

Karen Gilpin from Allen County Hospital Trustees was present to ask if they would have the council's support with either the Oregon Site or the Kentucky site. Discussion followed.

ADJOURNMENT

7:34 p.m. Motion made by Council Member French and seconded by Council Member Franklin to adjourn the meeting to 6:00 p.m. on August 30th. The vote was eight ayes. As the vote was unanimous, the meeting was declared adjourned.

ADJOURNED MEETING AUGUST 30, 2011

CALL MEETING TO ORDER

Mayor William Shirley called the meeting to order at 6:00 p.m.

ROLL CALL

Mayor Shirley, Council Members Becker, Kilby, Rowe, Stewart, Callahan, French, and Franklin were present. Also present was Administrator Slaugh, Attorney Apt and City Clerk Hutton. Council Member Wicoff was absent.

Mayor Shirley asked for public comments none were given.

EXECUTIVE SESSION – Non-Elected Personnel 6:01 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Rowe and seconded by Council Member Stewart to recess into "Executive Session" for the purpose of conducting a meeting to discuss Personnel Matters. All in favor. Motion passed. Present: Mayor Shirley, Council Members, Administrator Slaugh and Attorney Apt. The open meeting to resume in the Commission Room at 6:33 p.m.

6:22 p.m. Administrator Slaugh exited the executive session and Assistant Administrator Schinstock entered.

EXECUTIVE SESSION – Non-Elected Personnel 6:33 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Rowe and seconded by Council Member Callahan to recess into "Executive Session" for the purpose of conducting a meeting to discuss Personnel Matters. Voting in favor were council members Rowe, Callahan, Kilby, French and Stewart. Motion passed. Present: Mayor Shirley, Council Members, Assistant Administrator Schinstock and Attorney Apt. The open meeting to resume in the Commission Room at 7:05 p.m.

6:39 p.m. Assistant Administrator Schinstock exited the executive session and Administrator Brigham entered.

6:50 p.m. Administrator Brigham left the meeting.

EXECUTIVE SESSION – Non-Elected Personnel 7:05 p.m. K.S.A.75-4319a (1)

Motion was made by Council Member Rowe and seconded by Council Member Callahan to recess into “Executive Session” for the purpose of conducting a meeting to discuss Personnel Matters. Voting in favor were council members Rowe, French, Franklin, Becker, and Callahan. Motion passed. Present: Mayor Shirley, Council Members, and Attorney Apt. The open meeting to resume in the Commission Room at 7:25 p.m.

Council Member French made a motion to terminate Judith Brigham immediately and all questions to be addressed to Mayor Shirley. Motion seconded by Council Member Kilby. Voting in favor of the motion were council members: Rowe, Callahan, Kilby, Stewart, Franklin and French. Voting against the motion was Council Member Becker. Motion passed by a majority vote.

7:27 p.m. Mayor Shirley declared a five-minute break.

Administrator Slauch noted that in order to have the same mill levy as last year, 37.767, the budget would need to be decreased by .04 of a mill or \$14,374.00 for a total budget authority of \$28,246,458. Administrator Slauch’s proposal was to cut \$15,000 off of the consulting fee for Van Scyoc. Motion made by Council Member French to cut the consulting fee by \$15,000. Motion seconded by Council Member Stewart. All in favor Motion carried.

Motion made by Council Member Stewart to approve the 2012 budget as presented. Motion seconded by Council Member Kilby. All in favor. Motion carried.

ADJOURNMENT

7:34 p.m. Motion made by Council Member Franklin and seconded by Council Member Stewart to adjourn the meeting. The vote was seven ayes. As the vote was unanimous, the meeting was declared adjourned.

Approved by the City Council of the City of Iola, Kansas this 12th day of September 2011.

Mayor, William A. Shirley

City Clerk, Roxanne Hutton