

A regular meeting of the City Council of the City of Iola was held on February 8, 2016, at 6:00 p.m., at the Riverside Park Community Building, 510 Park Avenue, Iola, Kansas.

### **CALL MEETING TO ORDER**

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

### **ROLL CALL**

Mayor Wicoff, Council Members, Sigg, Ford, Becker, Wells, A. Franklin, Shaughnessy and B. Franklin were present. Also present were Administrator Slaugh, Assistant Administrator Schinstock, and City Clerk Hutton. Absent was Council Member Zornes.

### **REVIEW & APPROVAL OF AGENDA**

Motion made by Council Member B. Franklin and seconded by Council Member Wells to approve the agenda as presented. All in favor. Motion carried.

### **PUBLIC COMMENTS**

Donna Houser informed the council that the Allen County Historical Society winter meeting will be held on February 16<sup>th</sup> at 7:00 p.m. at the Funston Meeting Hall.

Donna Houser informed the council that the Iola Reads will host speakers for the latest book "A Lantern in Her Hand" on February 29<sup>th</sup> at 7:00 p.m. at the Dr. John Silas Bass Community Building.

Donna Houser stated that she was unable to submit a grant application for this round for the improvements on the football stadium due to the grant application for the Elm Creek bridge design remaining open. She has however, raised over \$6,600 in three days. The council commended her for her efforts.

Donna Houser congratulated the Iola High School Scholars Bowl team for making it to state competition.

Russell Beth, representing Iola Elks, asked for the city to sanction the annual fireworks display at the Elks Lake. The city will be listed on the insurance policy as an insured. Motion made by Council Member Wells and seconded by Council Member Sigg to authorize Administrator Slaugh to sign the required documents necessary for the display pending approval of Fire Chief Thyer. All in favor. Motion carried.

Sherriff Bryan Murphy informed the council that Fury on The Plains, a program on tornados will be presented on February 18<sup>th</sup> at the Bowlus Fine Arts Center at 6:30 p.m.

### **CONSENT AGENDA**

#### **A. Minutes Approval**

- January 25, 2016

**B. Appropriations Approval – 2016-03**

**C. Personnel Action**

- **Ron Jenkins – Fire Department – Annual**
- **Danielle McNaught – Fire Department – Correction on Rate**
- **Tristan Roegner – Fire Department – Six Month**
- **Dennis Walden – Street & Alley – Annual**
- **Eric Miller – Gas, Water & Waste Water – Annual**
- **Tom Nevans – Park Department – Annual**
- **Denise Schomaker – Municipal Court – Resignation (Position to be filled)**
- **Scott Stewart – Code Enforcement – Transfer to Municipal Court (Position to be filled)**

Motion made by Council Member Becker to approve the consent agenda as presented. Motion seconded by Council Member Wells. All in favor. Motion carried.

**ROUNDTABLE**

**A. LKM City Administrator Search – Anna Keena** – Anna Keena informed the council that the first step will be to advertise. A distribution of responsibility survey and ideal candidate profile will be sent to council members. The council discussed reaching out to universities also. Council Member B. Franklin requested members from the community for the interview panel. Council Member Sigg requested that some department heads be a part of the interview panel. Motion made by Council Member Wells and seconded by Council Member Becker to approve the LEAPS contract with the League of Kansas Municipalities for facilitating the executive search for a new city administrator. All in favor. Motion carried.

**B. Tobacco 21 Health Initiative** – Bobbi Bonds on behalf of the Allen County Rural Health Initiative, stated that as many as 95% of smokers become addicted by the age of 21. Ms. Bonds noted that the Iola High School Student Council approved the Tobacco 21 Health Initiative earlier today. The group is requesting that the sale and purchase of cigarettes, smokeless tobacco and the electronic cigarettes be made only to those 21 and over. They are suggesting that the age of possession remain at 18.

Dr. Bridget McCandless, Executive Director of Kansas Healthcare Foundation of Greater Kansas City, stated that Iola has been a beneficiary of several grants through the foundation based on the forward thinking of individuals to improve the health of Iola and the county.

Diana Kauth, Iola High School Student Council representative, stated that her entire group was in favor of the initiative.

Jonathon Maul, a seventeen year old student at Iola High School, spoke against the initiative, stating that if a person is able to go to war they should be able to smoke if they choose to do so.

Council Member Ford informed Mr. Maul that 18-21-year olds will not be penalized for possession and/or use of tobacco products they would not be able to purchase it. This is not taking freedoms away from this age group it is only trying to keep them from starting something they shouldn't be starting. Mr. Maul stated if that was the way it was going to be then he encouraged the council members to vote for the initiative.

Amy Karr, Administrator of Allen County's Drug Free Community Support Network, stated that she had asked students that are involved in her program to come and speak their mind. Mr. Maul was one of those students.

Council Member Wells stated that it would be better to make the ordinance effective June 1<sup>st</sup>, 2016 in order to give his college students time to adjust to the new ordinance.

Council Member Ford asked if any of the local businesses had any comments on the topic. None were heard.

Council Member Sigg stated as a current user of smokeless tobacco he understands both sides of the issue, however, he doesn't feel morally that he can vote against the initiative.

Motion made by Council Member Wells and seconded by Council Member Ford to direct staff to draw up an ordinance reflecting the sale and purchase of tobacco products to only individuals 21 and over with an effective date of June 1, 2016. Voting in favor of the motion were Council Members Wells, Ford, Sigg, Shaughnessy, B. Franklin and A. Franklin. Voting against the motion was Council Member Becker stating his reason for voting against the motion was the June 1<sup>st</sup> date. He feels that it should be effective immediately. Motion passed on a majority vote.

## **NEW BUSINESS**

**A. 2016 Mill & Overlay Project – Dan Leslie** –Dan Leslie, Street and Alley Superintendent stated that the city usually does a mill and overlay project every two years. Staff is seeking approval to place the included sections of roadway out for sealed bids. Staff is also requesting approval to request federal exchange funds from the state in the amount of approximately \$147,000 to assist in payment of this project.

Council Member Wells made a motion for staff to send out for sealed bids the stated sections of roadway in the request. Motion seconded by Council Member B. Franklin. All in favor. Motion carried.

Council Member Wells made a motion and Council Member B. Franklin seconded the motion to have staff request federal exchange funds from the state. All in favor. Motion carried.

**B. Complete Streets Policy** – During the preparation of the Safe Routes to School grant application, staff gave consideration to meet one of the areas that would have merited extra points on the project application. Two points were available for adopting a Complete Streets policy.

After discussing the option with Mike Spadafore, KDOT Bureau of Transportation Planning, he stated that it was not as easy as just adopting a resolution, suggested it was not necessary for the application and the State of Kansas was not ready to adopt the policy.

The City of Iola has elements of the Complete Streets policy embedded in the Comprehensive Plan and the Unified Development Code. The elements include requirements to consider or provide sidewalks with new development, bicycle lanes, and ease of accessibility.

Mike Jewell, a local resident with impaired sight, requested the city adopt the policy in order to assist individuals like him by having continuity in sidewalks and accessibility throughout town with more sidewalks.

Sue Ellen Warren, a wheel chair bound resident asked for the adoption of the policy to allow for safe sidewalks and streets for residents with mobility issues.

Randy Rasa, an avid bicyclist, stated he moved to the area because of the fantastic trails, and the sidewalks, The city is doing a great job in these areas and it would just be good practice to make the policy official.

Angel Liberty stated that her mother only gets around with a mobility scooter and is unable to commute between the two houses due to the lack of curb cuts.

David Toland, THRIVE Director, stated that it would show that Iola is a committed community to all of its residents regardless of abilities to get around town. This is a positive step in rural community that would make us more competitive in future grant opportunities.

Council Member Wells stated that he saw users on the MOPAC trail today despite the cold weather. This shows a sense of community.

Council Member Ford stated that adoption of this policy shows we are protective of our residents no matter what their level of activity is.

Motion made by Council Member Wells and seconded by Council Member A. Franklin to adopt the policy modeled after the City of Lawrence Policy. All in favor. Motion carried.

Council Member Sigg asked that the reimbursement amount in the sidewalk program for ADA cutouts be brought to a future agenda for consideration of an increase.

**C. Rural Water District #7 - Resolution**— The board of Rural Water District 7 made contact with the City of Iola requesting that the city assume responsibility for their water system. The city currently serves RWD 7 using a wholesale rate and the district maintains the system and bills the customers. The district currently has approximately \$49,000 in their funds.

Resolution 2016-03 contains the required elements from K.S.A. 82a—649 for assuming responsibility for a rural water district.

Rick Dougherty, Chairman of the water district, stated that the lines are in good shape. There was a new pump house installed about 10 years ago. The water tower was painted about 5 years ago with a 20 year guarantee if the contract stipulations are followed. There are approximately 100 houses in the district.

Assistant Administrator Schinstock stated that the district has no debt. Once the resolution is published the residents have a 60 day protest period. If a protest is made then a vote of the residents will have to be taken.

Motion made by Council Member Wells and seconded by Council Member Sigg to approve Resolution 2016-03 assuming responsibility for Rural Water District 7. All in favor. Motion carried.

## **EXECUTIVE SESSION**

Motion made by Council Member Wells and seconded by Council Member B. Franklin to adjourn into executive session for trade secrets. All in favor. Motion carried. Attending: Mayor, Council, Administrator Slaugh and David Toland. The meeting to resume at 7:49 p.m.

Motion made by Council Member Wells and seconded by Council Member A. Franklin to adjourn into executive session for trade secrets. All in favor. Motion carried. Attending: Mayor, Council, Administrator Slaugh and David Toland. The meeting to resume at 8:11 p.m.

Motion made by Council Member Wells and seconded by Council Member Ford to adjourn into executive session for trade secrets. All in favor. Motion carried. Attending:

Mayor, Council, Administrator Slaugh and David Toland. The meeting to resume at 8:40 p.m.

Motion made by Council Member Wells and seconded by Council Member Becker to adjourn into executive session for trade secrets. All in favor. Motion carried. Attending: Mayor, Council, Administrator Slaugh and David Toland. The meeting to resume at 9:00 p.m.

## **COUNCIL & ADMINISTRATOR REPORT**

### **A. Mayor Wicoff –**

- None

### **B. Council Member Wells–**

- None

### **C. Council Member Ford –**

- None

### **D. Council Member B. Franklin–**

- None

### **E. Council Member Shaughnessy –**

- None

### **F. Council Member Becker –**

- None

### **G. Council Member Sigg –**

- None

### **H. Council Member Zornes –**

- Absent

### **I. Council Member A. Franklin –**

- None

### **J. Administrator Slaugh –**

- Sought council's direction on holding a volunteer appreciation dinner this year to show appreciation to all the volunteers on the city committees. Council was in favor of holding the event again this year, in April.

**DATE / TIME OF NEXT MEETING**

City Council Meeting 6:00 p.m. Monday, February 22<sup>nd</sup>, 2016

**ADJOURNMENT**

**9:10 p.m.** Motion made by Council Member Becker and seconded by Council Member Shaughnessy to adjourn the meeting. All in favor. Motion carried.

Approved by the City Council of the City of Iola, Kansas this 22<sup>nd</sup> day of February, 2016.

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Mayor, Joel Wicoff

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City Clerk, Roxanne Hutton