



EL DORADO

CITY COMMISSION OF THE CITY OF EL DORADO, KANSAS

CALL TO ORDER – OCTOBER 10, 2014
12:30 P.M.
SPECIAL CITY COMMISSION MEETING

1. Advisory Board Appointment

BACKGROUND

An application has been received for the open position on the Library Board.

NECESSARY ACTION

No Action is Required.

Documents: [JUDITH COLE LIBRARY BOARD APPLICATION.PDF](#)

2. Oktoberfest Temporary Permit Resolution

BACKGROUND

The City of El Dorado passed an Ordinance allowing the temporary sale and consumption of alcoholic liquor on public property on August 4, 2014. The Convention and Visitor's Bureau has requested a temporary permit for the 100 Block of First Avenue for the Oktoberfest event on October 16, 2014. The event will be from 4:30 p.m. to 10:00 p.m. and include a 5k run, bike and walk event. In order for the permit to be approved through the State of Kansas, the City Commission must approve a Resolution for the event. The application, map and Resolution are included.

NECESSARY ACTION

Approve the Resolution.

MOTION

Commissioner _____ moved to approve Resolution No. 2747, a resolution authorizing the temporary permit for the consumption of alcoholic liquor during the Oktoberfest event on the 100

temporary permit for the consumption of alcoholic liquor during the Oktoberfest event on the 100 Block of First Avenue.

Commissioner _____ seconded the motion.

Documents: [OKTOBERFEST PERMIT.PDF](#), [OKTOBERFEST RESOLUTION.PDF](#)

ADJOURNMENT

Commissioner _____ moved to adjourn the Special City Commission meeting at ____ p.m.

Commissioner _____ seconded the motion.

Respectfully submitted,

Herbert E. Llewellyn, Jr.
City Manager

NEW APPLICANT

**CITY OF EL DORADO
INTEREST FORM FOR SERVING
ON A CITY ADVISORY BOARD OR COMMITTEE**

Name JUDITH K. COLE Date 9-12-14
Address 209 BACE ST EL DORADO KS 67042
Telephone 321-6892 (Home) 323-1252 (Work) Occupation RETIRED

Following is a list of current City Advisory Boards, Committees, and Task Forces. Please use a separate sheet for each one for which you would like to be considered. Some groups meet on set schedules and others meet as needed. Additional sheets may be picked up at City Hall. If you have any questions or need additional information about the specific group(s) you are interested in, please contact the City Manager's Office (321-9100).

☐ Airport Advisory Board	☐ Planning Commission
☐ Board of Appeals/Code Review	☐ Recreation Advisory Comm.
☐ Board of Zoning Appeals	☐ Recycling/Solid Waste Advisory Comm.
☐ Convention & Tourism Committee	☐ Sales Tax Advisory Committee
☐ El Dorado Inc.	☐ Sales Tax Review Task Force
☐ Joint Corrections Advisory Board	☐ Stormwater Utility Advisory Committee
☒ Library Board	☐ Tree Board

Please state why you are interested in serving on this board, committee, or task force and indicate what expertise and/or capabilities you would bring to this board, committee, or task force (please use additional pages as needed).

SEE ATTACHED

What other boards (city, county, school, hospital, etc.) are you currently serving on? What other boards (city, county, school, hospital, etc.) have you served on?

When an opening on a board, committee, or task force occurs, the Mayor will review the interest forms on file. If your form is selected, you will be contacted to confirm that you are still interested in serving on this board, committee, or task force before an appointment is made. If you wish additional information, please contact the City Manager's Office at 321-9100.

**Please return this application to: City Manager's Office, City Hall, 220 E First Ave., El Dorado,
Kansas 67042**

THANK YOU FOR YOUR INTEREST IN SERVING THE CITY OF EL DORADO!

September 12, 2014

City of El Dorado

Please consider this to be my application for a position on the Bradford Memorial Library Board of Directors.

I am a lifelong resident of El Dorado, retired, and would like to make a contribution to my community. My children, grandchildren, and I have used the library for many years and feel it is a valuable part of the community. As a retired nursing home administrator and current small business owner, I offer many years of management experience.

Currently I am serving on the library renovation task force. In the past, I have served on the SBA Hospital Ethics committee, the BCCC nursing department advisory board, and several state and local committees dealing with adult care issues.

Thank you for your consideration.



Judith K. Cole

209 Race St.

El Dorado, KS. 67042



Kansas Department of Revenue
Alcoholic Beverage Control Division
915 S.W. Harrison Street
Topeka, KS 66625-3512
Phone: 785-296-7015 Fax: 866-855-5025

TEMPORARY PERMIT APPLICATION AND AGREEMENT

Event Type: ☐ Charitable Auction ☐ On-Premise ☐ Porcelain Container ☒ Special Event*
Event Length: ☒ 1 Day Permit - \$25 ☐ 2 Day Permit - \$50 ☐ 3 Day Permit - \$75

*A special event is held on public streets, alleys, roads, sidewalks or highways when a temporary permit has been issued pursuant to K.S.A. 41-2645 for such special event. Such special event must be approved, by ordinance or resolution, by the local governing body of any city, county or township where such special event is being held. No alcoholic liquor may be consumed inside vehicles while on public streets, alleys, roads, sidewalks or highways at any such special event. The permit may be issued for up to 30 consecutive days, with the Director's approval.

Special Event Permit* Only:

☐ Resolution or Ordinance attached (required)
☐ Special Event* Permit Only - Number of Consecutive days (up to 30): 1 X \$25 per day = \$ 25.00 Total Due

SECTION 1 - APPLICANT INFORMATION:

Was this application submitted to the ABC less than 14 days prior to the event?		☒ Yes ☒ No
If yes, I have attached documentation for the Director to review requesting the 14 day advance filing requirement to be waived for good cause.		☐ Yes ☐ No
Entity Type: ☐ Corporation ☐ Individual ☐ Organization ☐ Partnership ☐ Association ☒ Other: <u>Municipality</u>		
Individual Applicants. Are you applying on behalf of an organization? ☐ No ☐ Yes, organization name:		
Have you previously applied for a temporary permit this calendar year? ☒ No ☐ Yes, I have had _____ temporary permits this calendar year.		
Organization Name or Individual Applicant Name <u>City of Eldorado</u>		FEIN/SSN <u>48-6035394</u>
Applicant Contact Person <u>Jennifer Cook</u>		Phone <u>316.321.9100</u>
Applicant Mailing Address <u>220 First Ave</u>		E-mail Address <u>JCOOK@city.eldoks.com</u>
City <u>Eldorado</u>		County <u>Butter</u>
State <u>KS</u>		Zip Code <u>67042</u>
PERSON DESIGNATED TO BE AT THE EVENT AND RESPONSIBLE FOR CONDUCT AT EVENT		
Designated Person Name <u>Jennifer Cook City of Eldorado</u>		Designated Person Cell Phone <u>316.323.5060</u>

SECTION 2 - EVENT INFORMATION: (You may have up to three consecutive days per permit. Special events may be up to 30 days).

Event Name <u>OKTOBERFEST</u>		Event Sponsor (if any) <u>City of Eldorado & Demo Sales</u>	
Event Location Address <u>100 Block of 1st Ave</u>		City <u>Eldorado</u>	County <u>Butter</u>
Zip Code <u>67042</u>		Purpose for which the proceeds from this event will be used: <u>Funding for other city projects</u>	
Does this location have a state issued liquor license?		☐ Yes ☒ No	
Does this location have a Cereal Malt Beverage License?		☐ Yes ☒ No	
Anticipated attendance at the event: <u>300</u>			
Will you be charging an admission fee that includes alcoholic beverages?		☐ Yes ☒ No	
Date of Event <u>10.16.14</u>	From Time <u>4:30</u>	☐ AM ☒ PM	To Time <u>10:00</u>
☐ AM ☒ PM	☐ AM ☒ PM	☐ AM ☒ PM	☐ AM ☒ PM
Date of Event	From Time	☐ AM ☒ PM	To Time
☐ AM ☒ PM	☐ AM ☒ PM	☐ AM ☒ PM	☐ AM ☒ PM
Date of Event	From Time	☐ AM ☒ PM	To Time
☐ AM ☒ PM	☐ AM ☒ PM	☐ AM ☒ PM	☐ AM ☒ PM

SECTION 3 - PURCHASE INFORMATION: (Complete information below to indicate where you are purchasing liquor).

Are you applying for a Charitable Auction or Porcelain Container Permit? ☐ Yes ☒ No If yes, skip to Section 4.	
I understand I must purchase alcoholic liquor from a licensed Kansas Retailer who possesses a Basic Permit to wholesale.	
☒ Yes ☐ No	



Kansas Department of Revenue
Alcoholic Beverage Control Division
915 S.W. Harrison Street
Topeka, KS 66625-3512
Phone: 785-296-7015 Fax: 866-855-5025

Organization Name or Individual Applicant City of Eldorado Event Date(s) 10.10.14

SECTION 4 – EVENT AREA: Complete this section for On-Premise and Special Events only.

In the space below, in ink, draw the floor plan and any outside areas included in the proposed event area where alcoholic liquor will be sold, served or consumed. If the area is outside, it must show where the three-dimensional barriers will be located to define the event area; and, include nearby streets for reference then shade in the areas you DO NOT wish to be permitted.



Please see attached Map of site.

SECTION 5 – CERTIFICATE OF CITY, TOWNSHIP OR COUNTY CLERK: (Completed by the clerk)

I HEREBY CERTIFY THAT THE PREMISES AT 100 Block of First Ave. Eldorado City Eldorado Zip 66601

CITY LIMITS: ☒ Inside the incorporated city limits ☐ Outside the city limits

ZONING: ☒ within an area that complies with all applicable zoning regulations required by K.S.A. 41-750 ☐ located outside an incorporated city, in a township or county that is not zoned

LOCATION: ☐ government property ☐ private property ☒ public property ☐ CMB licensed premise

I declare under penalties of perjury that to the best of my knowledge and belief that Section 5 is true, correct and complete.

CLERK SIGNATURE Tabitha D. Sharp DATE 10/9/14 PHONE 316-331-9100

PRINTED NAME Tabitha D. Sharp ☒ City Clerk ☐ Township Clerk ☐ County Clerk

Seal of the City of Eldorado, Kansas



Kansas Department of Revenue
Alcoholic Beverage Control Division
915 S.W. Harrison Street
Topeka, KS 66625-3512
Phone: 785-296-7015 Fax: 866-855-5025

Organization Name or Individual Applicant City of EIDORADO Event Date(s) 10.16.14

The above named organization or individual applicant, does hereby make application for a Temporary Permit to sell alcoholic liquor on the specified date(s) and location. In making this application, the above named applicant agrees that:

- They will display the Temporary Permit at the event entrance along with the name of the designated person of the organization who is in charge, a diagram of the premises covered by the permit; and, if a special event, they must include names of all drinking establishments who have elected to extend their licensed premises into the event.
- They will not allow anyone under the age of 21 to possess, purchase or consume alcoholic liquor and understand that administrative and/or criminal penalty may result from allowing anyone under the age of 21 to possess or consume alcoholic liquor.
- They will not deny immediate entry and inspection by the Alcoholic Beverage Control agents or other law enforcement officers.
- On-Premise applicants must purchase their alcoholic liquor from a licensed Kansas Retailer who possesses a Federal Basic Permit to wholesale; or, from a licensed Kansas Farm Winery.
- On-Premise applicants will retain sales receipts from the Kansas Retailer or Kansas Farm Winery for at least one year.
- On-Premise applicants will not sell alcoholic liquor for less than the purchase price plus tax.
- On-Premise applicants will collect Liquor Drink tax, file the Liquor Drink tax return provided and remit the tax due by the 25th of the following month.
- On-Premise applicants will not allow consumption of alcoholic liquor between the hours of 2:00 a.m. and 9:00 a.m.
- They will comply with applicable city and county laws; and, with all the provisions of the Kansas Liquor Control Act, Club and Drinking Establishment Act and the Rules and Regulations promulgated thereunder.
- On-Premise and Special Event permit holders are authorized to sell their unused alcoholic liquor back to the Retailer they purchased from within three (3) days of the event.

DESIGNATED PERSON:

☒ I understand and agree that I must be present at the event at all times and I will be responsible for conduct at the event.

Jennifer Cook
Designated Person's Signature

9.3.14
Date

APPLICANT:

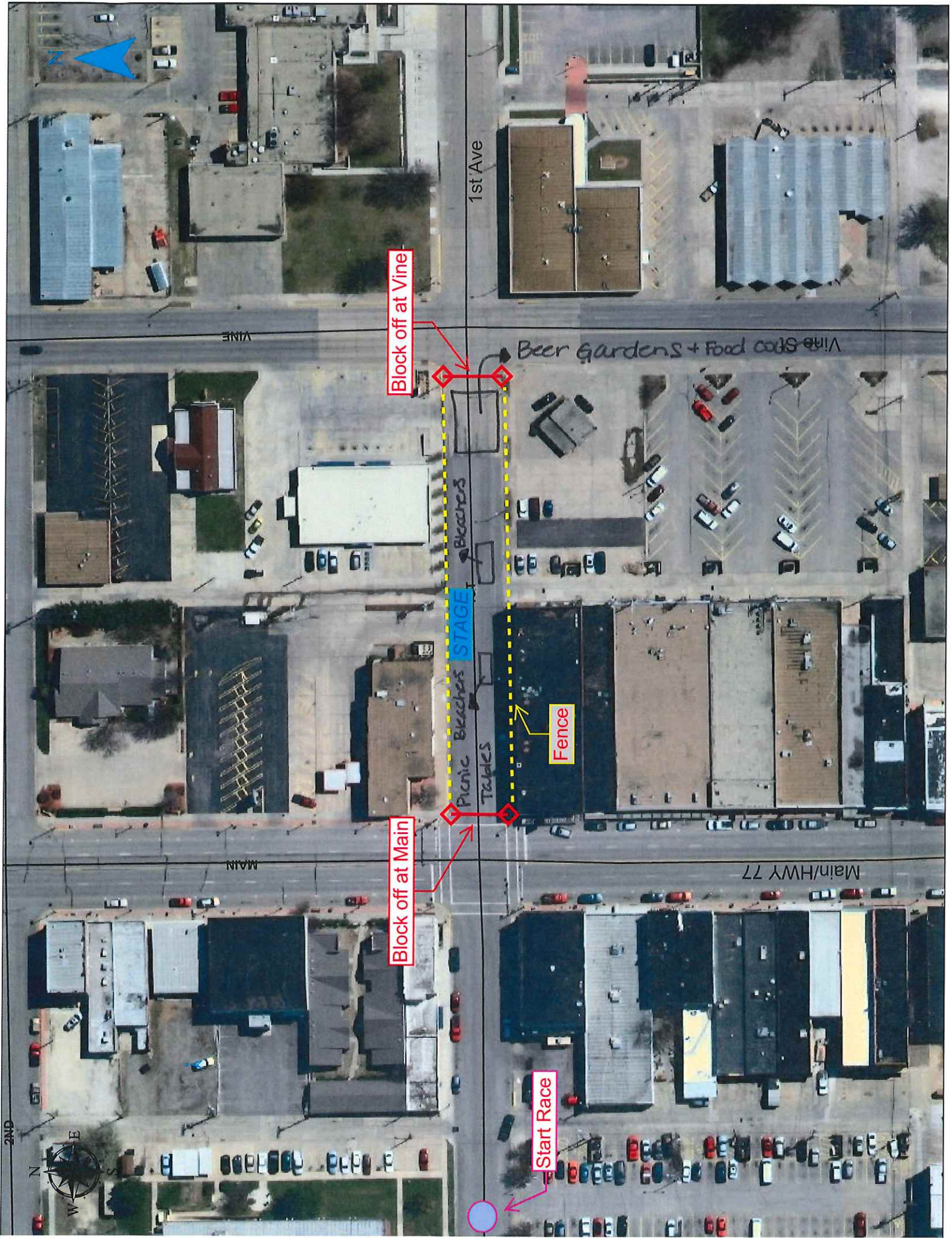
Under penalties of perjury, I declare the information contained in this document a true, accurate and complete disclosure of information.

Jennifer Cook
Applicant or Agent's Signature
Jennifer Cook
Printed Name

9.3.14
Date
Activities, Sales, and Services
Printed Title
Manager

ABC Office Use Only:

☐ PERMIT FEE ENCLOSED	Amount \$ _____	Associate: _____	Date _____
☐ APPROVED	Date: _____	Associate: _____	Permit # _____
☐ DENIED	Date: _____	Associate: _____	☐ Denial Letter Sent Date _____



1st Ave

VINE

Beer Gardens + Food carts @ Vine

Block off at Vine

Picnic Beaches STAGE

Fence

Block off at Main

MAIN

Main/Hwy 77

Start Race

2ND



RESOLUTION NO. 2747

A RESOLUTION TEMPORARILY EXEMPTING CERTAIN PORTIONS OF THE CITY OF EL DORADO, KANSAS FROM THE PROHIBITIONS ON THE DRINKING OR CONSUMPTION OF ALCOHOLIC LIQUOR AND/OR CEREAL MALT BEVERAGE WITHIN THE CORPORATE LIMITS OF THE CITY OF EL DORADO, KANSAS

WHEREAS, the City of El Dorado, Kansas Convention and Visitor's Bureau plans to hold an Oktoberfest on October 16, 2014, including: live music; a 5K run, walk and bike event; and beer garden; and

WHEREAS, the Convention and Visitor's Bureau has requested to host a beer garden serving alcoholic liquor and/or cereal malt beverage located in the 100 block of First Avenue, identified in the attached map and permit authorized by this resolution; and

WHEREAS, K.S.A. 41-719 and the El Dorado Municipal Code Section 4.12 prohibit the drinking or consumption of alcoholic liquor or cereal malt beverage on public property within the city; and

WHEREAS, K.S.A. 41-2645 and the El Dorado Municipal Code Section 4.28 authorizes the City of El Dorado, Kansas to exempt, by ordinance specified property, from the prohibition on the drinking or consumption of alcoholic liquor or cereal malt beverage on public property; and

WHEREAS, this resolution does not authorize the possession or consumption of alcoholic liquor or cereal malt beverage outside the confines of the event; and

WHEREAS, the City of El Dorado, Kansas desires to temporarily exempt the 100 Block of First Avenue identified in the diagram attached to the permit authorized by this Resolution from the above-references prohibitions on the drinking or consumption of alcoholic liquor and/or cereal malt beverage on public property between the hours of 4:30 p.m. and 10:00 p.m. on October 16, 2014 so long as there is strict compliance with the laws and regulations of the State of Kansas, the City of El Dorado, Kansas Municipal Code, and the terms and conditions of this Resolution and any temporary permit issued pursuant hereto.

ADOPTED by the City Commission of El Dorado, Kansas, the 10th day of
October 2014.

SIGNED by the Mayor, this 10th day of October, 2014.

Michael A. Fagg
Mayor

Attest:

Tabitha D. Sharp
City Clerk