

EL DORADO CITY COMMISSION MEETING

December 4, 2023

The El Dorado City Commission met in a regular session on December 4, 2023, at 5:30 p.m. in the Commission Room with the following present: Mayor Bill Young, Commissioner Kelly Tetrick, Commissioner Leon Leachman, Commissioner Kendra Wilkinson, City Manager David Dillner, City Engineer Scott Rickard and Administration Director Tabitha Sharp. Absent: Commissioner Gregg Lewis and City Attorney Ashlyn Lindskog.

VISITORS

Mike Holton	220 E 1 st Ave	El Dorado, KS
Phil Benedict	Chamber of Commerce	El Dorado, KS
Mitch Walter	Gilmore Bell P.C.	Wichita, KS

CALL TO ORDER

Mayor Bill Young called the December 4, 2023, meeting to order.

INVOCATION

Mark Somerville opened the meeting with an invocation.

PLEDGE OF ALLEGIANCE

The City Commission led the Pledge of Allegiance.

PROCLAMATIONS AND RECOGNITIONS

Mayor Bill Young thanked Commissioner Gregg Lewis for his eight years of service on the City Commission.

ADJOURNMENT SINE DIE

Commissioner Leon Leachman moved to adjourn the City Commission meeting sine die.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 4 – 0.

CALL TO ORDER

Vice Mayor Kelly Tetrick called the meeting back to order.

SWEARING IN OF THE NEW MEMBERS OF THE CITY COMMISSION

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Assistant City Manager Tabitha Sharp swore in Mayor Bill Young and Commissioners Syndee Scribner and Kendra Wilkinson.

PERSONAL APPEARANCE

There were none.

PUBLIC COMMENT

Mayor Bill Young opened the floor for public comments.

There were no comments.

CONSENT AGENDA

Approval of City Commission Meeting Minutes from November 6, 2023.

2024 Cereal Malt Beverage Licenses for the following locations:

On Premises CMB:

Pizza Hut – 729 N. Main Street

Ryan Boys dba Two Brothers BBQ – 1701 W. Central Avenue

Off Premises CMB:

Sunny Stop East – 301 E. Central Avenue

Sunny Stop West – 2575 W. Central Avenue

Dollar General – 536 N. Main Street

Dollar General – 2408 W. Central Avenue

Jump Start Store #08 – 1631 W. Central Avenue

Jump Start Stores Inc – 701 N. Main Street

QuikTrip #310 – 2314 W. Central Avenue

Casey's General Store #3331 – 2627 W. Central Avenue

Casey's General Store # 1810 – 1310 N. Main Street

Wal-Mart #186 – 301 S. Village Road

Dillons #29 – 700 N. Main Street

Consideration of an Amendment to the Agreement with American Tower (dba Verizon Wireless) for Utilization of city property at 887 SW Traffic Way

Commissioner Kendra Wilkinson moved to approve the consent agenda as presented.

Commissioner Gregg Lewis seconded the motion.

Motion carried 5 – 0.

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PUBLIC HEARING

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Assistant City Manager Tabitha Sharp stated that each year, the City Commission must amend the budget if the expenditures for a fund exceed the published budgeted expenditures (K.S.A 79-2929a). There are several funds requiring an amendment in 2023.

- The Senior Center Fund (005) will require a budget amendment of \$40,889 because the original published budget of \$115,961 did not include fund balance or other fund-raising activities the Senior Center participates in.
- The Stormwater Fund (009) will require a budget amendment of \$275,000 due to the transfer of fund balance to the BASE Grant project.
- The Economic Development Sales Tax Fund (010) will require a budget amendment of \$150,000 due to the transfer of fund balance to the BASE Grant project.
- The Tourism Tax Fund (024) will require a budget amendment of \$129,250 due to GoldFest expenses and the purchase of two Gators for the Police and Fire Departments for use in special events.
- The Ordinance Street Sales Tax Fund will require a budget amendment of \$600,000 due to the transfer of fund balance to the BASE Grant project.
- The Excess Sales Tax Fund (028) will require an amendment of \$130,000 due to the increase in collections not anticipated in the original budget.
- The Building Demolition Fund (031) will require an amendment of \$62,000 for the purchase of property and demolition of other properties from the fund balance.
- The Water Fund (060) will require an amendment of \$1,484,388 due to the transfer of fund balance to the BASE Grant project.
- The Sewer Fund (063) will require an amendment of \$835,852 due to the transfer of fund balance to the BASE Grant project.
- The Refuse Fund (066) will require a budget amendment of \$127,827 because expenses were based upon a rate increase that was not completed. There is currently enough in the fund balance to cover the increased expenses and staff will approach the Commission in the near future to discuss an increase.
- The Compressed Natural Gas Fund (069) will require a budget amendment of \$14,510. This is due to an increase in the demand for CNG and therefore an increase in the amount the city was required to purchase.

PUBLIC HEARING CONSIDERING AN AMENDMENT TO THE PUBLISHED 2023 BUDGET

Mayor Bill Young opened the public hearing.

There were no comments.

Mayor Young closed the public hearing.

OLD BUSINESS

There was no old business.

NEW BUSINESS

CONSIDERATION OF A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES 2023-1, OF THE CITY OF EL DORADO, KANSAS

Mitch Walter, Gilmore Bell P.C., stated that the City distributed at the City Commission meeting on November 20, 2023, it authorized the sale of General Obligation Temporary Notes, Series 2023-1 to finance the automated meter infrastructure for the public water supply system. Bids were sent out on November 21st to all local banks. On November 30th two bids were received in response to the request. Commerce Bank submitted a bid with an interest rate of 4.25% and Intrust Bank submitted a bid with an interest rate of 6%. Staff recommended accepting the bid from Commerce Bank.

Commissioner Kelly Tetrick moved to approve a Resolution authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series 2023-1, of the City of El Dorado, Kansas; providing for the levy and collection of an annual tax, if necessary, for the purpose of paying the principal and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith.

Commissioner Leon Leachman seconded the motion.

Commissioner Syndee Scribner asked how many bids were sent out.

Assistant City Manager Tabitha Sharp stated that each bank in town received a bid packet.

Motion carried 5 – 0.

CONSIDERATION OF AN ORDINANCE AMENDING ARTICLE 8 OF THE ZONING REGULATIONS OF THE CITY OF EL DORADO, KANSAS, CONCERNING SIGNAGE REGULATIONS, WITH CERTAIN OMISSIONS, CHANGES AND ADDITIONS; PRESCRIBING ADDITIONAL REGULATIONS; PROVIDING CERTAIN PENALTIES AND REPEALLING PRIOR ORDINANCES

City Engineer Scott Rickard stated that the Planning Commission met on September 28th and October 26th to address the temporary sign regulations in the City of El Dorado Zoning Regulations. He stated that they have proposed amendments to the zoning regulations aimed at providing more precise definitions of temporary signs, allowable sizes, permissible locations and the removal of certain permitting requirements.

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Commissioner Kelly Tetrick moved to approve an Ordinance amending Article 8 of the Zoning Regulations of the City of El Dorado, Kansas, concerning Signage Regulations, with certain omissions, changes and additions; prescribing additional regulations; providing certain penalties and repealing prior ordinances.

Commissioner Kendra Wilkinson seconded the motion.

Mayor Bill Young asked if this clarifies the rules for the code enforcement officer.

City Engineer Rickard stated that it is easier to manage.

Motion carried 5 – 0.

CONSIDERATION AN ORDINANCE LEVYING A RETAILER'S SALES TAX IN THE AMOUNT OF ONE PERCENT WITHIN THE CITY OF EL DORADO, KANSAS EFFECTIVE OCTOBER 1, 2024

City Manager David Dillner stated that the City of El Dorado placed a question on the November ballot to continue the current one cent sales tax beginning October 1, 2024. The question was as follows: "Shall the city retailers' sales tax in the amount of one percent (1%) be extended from and after the first day of October 2024, in the City of El Dorado, Kansas, with the first \$1,650,000 to be allocated annually for property tax reduction, the next \$700,000 to be allocated annually for street rehabilitation, and the remaining balance being distributed per ordinance, which retailers' sales tax shall continue in full force and effect?" The question was approved by 77.18% of the voters in the election. To complete the process, staff must notify the State of Kansas through an Ordinance certifying the results of the election providing the new terms.

Commissioner Syndee asked if there must be a vote to allocate the amounts.

City Manager Dillner stated the amounts stated in the question have already been authorized.

Mayor Bill Young stated that the commission can internally modify the excess sales tax policy.

Commissioner Leon Leachman moved to approve an ordinance levying a city retailer's sales tax in the amount of one percent within the City of El Dorado, Kansas, effective October 1, 2024.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

CONSIDERATION OF AN AMENDMENT TO THE PUBLISHED 2023 BUDGET

Mayor Bill Young asked if there were additional questions.

There were no questions.

Commissioner Kendra Wilkinson moved to approve the amendment to the 2023 Budget as presented.

Commissioner Kelly Tetrick seconded the motion.

Motion carried 5 – 0.

DISCUSSION ITEMS

There were no discussion items.

REPORTS

CITY COMMISSION AND ADVISORY BOARD UPDATES

Commissioner Kendra Wilkinson stated that they spoke primarily about the upcoming Christmas event in the Main Street meeting last week.

Commissioner Leon Leachman thanked the Police Department for their assistance in the parade last Saturday.

Commissioner Kelly Tetrick stated that there hasn't been a Library Board meeting, but that they have a lot on their calendar this month. He encouraged people to check them out.

Mayor Bill Young stated that he would like to discuss at a future work session the appointments of Commissioners to the advisory boards.

City Manager David Dillner stated that the Commission should consider what boards they would like to serve on and come to that meeting prepared to discuss. He stated that also, the advisory boards will meet with the Commission at the beginning of the year for the purpose of communicating expectations moving forward.

CITY MANAGER REPORT

City Manager David Dillner stated that the City's annual Christmas Party will be on December 14th at the Civic Center. He stated that City offices will be closed from about 11:15 to 1:45 that day.

City Manager Dillner stated that the upcoming work session on December 13th will be for the purposes of discussing the BHI item from Planning Commission and a strategic plan review.

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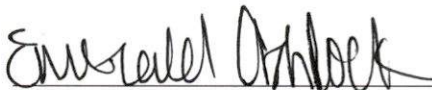
He stated that there have been questions from the public about whether they will be allowed to comment at a Commission meeting on the BHI request. He stated that the Commission will have to consider how they will proceed with that.

ADJOURNMENT

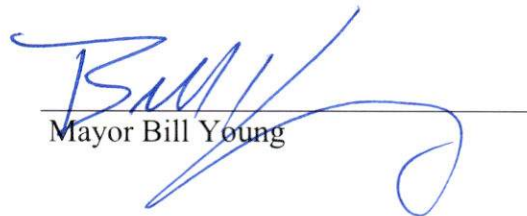
Commissioner Leon Leachman moved to adjourn the meeting at 6:04 p.m.

Commissioner Kelly Tetrick seconded the motion.

Motion carried 5 – 0.



City Clerk Emerald Ashlock



Mayor Bill Young