EL DORADO CITY COMMISSION MEETING APRIL 6, 2015

The El Dorado City Commission met in a regular session on April 6, 2015 at 7:00 p.m. in the Commission Room with the following present: Mayor Michael Fagg, Commissioner Chase Locke, Commissioner Bill Young, Commissioner Nick Badwey, Commissioner David Chapin, City Manager Herb Llewellyn, Human Resources Director Suzie Locke, Assistant City Engineer Scott Rickard and City Clerk Tabitha Sharp.

VISITORS

Kori Green		Wichita, KS
Keri McWethy	110 S Gordy	El Dorado, KS
Rob Brown	1050 Topeka Way	Castle Rock, CO
Chris Jennings	1050 Topeka Way	Castle Rock, CO
Max Brown	220 E 1st	El Dorado, KS
Steve Moody	220 E 1st	El Dorado, KS
James Cook	719 Fredrick Dr	El Dorado, KS
Wade Graber	115 N High	El Dorado, KS
Lauren Lowrey	918 W Kansas	El Dorado, KS
James Powell	323 W Carr	El Dorado, KS
Matt Guthrie	811 W Central	El Dorado, KS
Julie Clements	Butler County Times Gazette	El Dorado, KS

CALL TO ORDER

Mayor Michael Fagg called the April 6, 2015 meeting to order.

INVOCATION

Pastor Wade Graber opened the meeting with an invocation.

PLEDGE OF ALLEGIANCE

Fire Chief Steve Moody led the Pledge of Allegiance.

PROCLAMATIONS

Mayor Michael Fagg read proclamations for Kori Green Day, Child Abuse Prevention Month, Fair Housing Month and National Service Recognition Day.

PUBLIC COMMENT

Mayor Michael Fagg opened the floor for public comments.

There were no comments.

CONSENT AGENDA

Approval of the City Commission Minutes from March 16, 2015.

Approval of Appropriation Ordinance No. 03-15 in the amount of $1,514,079.24.

Mayor Michael Fagg asked what the checks were for Llewellyn consulting.

City Manager Herb Llewellyn stated that it paid for items like mileage and food.

Mayor Fagg asked about the check to Commerce Bank for a dump truck.

City Clerk Tabitha Sharp stated it was to pay off the lease.

Mayor Fagg asked if the payment was the first, second or third.

City Manager Llewellyn stated that we put some money down at the beginning of a one year lease. He stated that the check to Commerce was to pay off that lease.

Mayor Fagg asked about the reimbursement for beer at Prairie Trails.

City Manager Llewellyn stated that Prairie Trails pays for beer out of a checking account because alcohol cannot be charged.

Mayor Fagg stated that it looked like the City was paying Prairie Trails.

Ms. Sharp stated that the expenses from Prairie Trails' checking account are reimbursed from the City's main account so that they can be tracked in our system.

Mayor Fagg asked about the car purchased from the tourism fund.

City Manager Llewellyn stated that the Police Chief's previous vehicle, a Buick, was transferred to the tourism department instead of purchasing a new vehicle out of that fund. The tourism fund paid for the Chief's new car which operates more like a police car than the Buick did.

Commissioner Nick Badwey moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5 – 0.

AERIAL FIRE TRUCK PURCHASE

Fire Chief Steve Moody stated that over a year ago, a group of fire fighters began the process of evaluating aerial truck providers. Visits were made to various providers to examine their trucks.

Chief Moody stated that bids were opened on March 6, 2015. He stated that bids were received from four manufacturers. He stated that the bid from Rosenbauer was delayed due to weather and arrived in the mail the following business day.

Chief Moody stated that the analysis of the bids is provided in the packet. He stated that E-1 is excluded because it was missing key components. Ferrarra did not include the equipment bid. He stated that the Pierce bid came in at $1,210,627 and the late bid from Rosenbauer came in at $1,120,362.

Chief Moody stated that the recommendation of the committee is to accept the Pierce bid with the exclusion of the camera equipment and prepaid discounts for $1,151,149.81.

Commissioner Nick Badwey asked if it was a thermal camera.

Chief Moody stated it would have been on the end of the aerial, but it could only send to the base.

Mayor Michael Fagg asked if the engine ran on natural gas.

Chief Moody stated it ran on diesel, they do not make one that runs on CNG.

Commissioner Badwey asked if the decision was unanimous.

Chief Moody stated that it was, he stated that both companies that came in as low bid make great trucks.

Commissioner Bill Young moved to approve the staff recommendation.

Commissioner Nick Badwey seconded the motion.

Commissioner Young stated that he appreciated the work from the committee.

Mayor Fagg asked how the truck will be paid for.

City Manager Herb Llewellyn stated that staff are researching payment methods including going to bond and leasing the truck. He stated that it appears that a lease will be the best rate.

Mayor Fagg asked if it would be bid.

City Manager Llewellyn stated that it would be.

Motion carried 5 – 0.

KDHE LOAN AGREEMENT – PROJECT NO. 392 – EL DORADO SEWER IMPROVEMENTS

Scott Rickard, Assistant City Engineer, stated this is part of the CDBG sewer improvement project on the south side of town. He stated that as part of the payment, the city will be using revolving loan funds. He stated that staff are requesting the loan agreement be approved.

Commissioner Bill Young moved that Ordinance No. G-1196 an ordinance authorizing the execution of a loan agreement between El Dorado, Kansas and the State of Kansas, acting by and through the Kansas Department of Health and Environment for the purpose of obtaining a loan from the Kansas Water Pollution Control Revolving Fund for the purpose of financing a wastewater treatment project; establishing a dedicated source of revenue for repayment of such loan; authorizing and approving certain documents in connection therewith; and authorizing certain other actions in connection with the loan agreement be approved.

Commissioner Chase Locke seconded the motion.

Mayor Michael Fagg asked what the interest rate was.

Mr. Rickard stated that it was 2.2%.

Mayor Fagg asked how many years it was for.

Mr. Rickard stated it was twenty years.

Mayor Fagg stated it was forty years.

Mr. Rickard stated that they are bi-annual payments, two a year for twenty years.

Commissioner Young asked why he was asking if he knew the answer.

Mayor Fagg stated he wanted to make sure that staff had reviewed it because it was a complicated document. He asked how we track the requirements of this loan.

Mr. Rickard stated that it is complicated, we use a grant writer to assist us and city employees review everything to make sure it is done.

City Manager Herb Llewellyn stated that it is a team effort amongst staff.

Mayor Fagg confirmed that all employees review it.

City Manager Llewellyn stated that he was correct. He stated that we want to use this money, so we make sure to follow the proper procedures.

Mr. Rickard stated that there will be ongoing audits throughout the project and then the State will audit at the end of the project. He stated that our auditors will also review the project because of the amount of money.

City Manager Llewellyn stated we received a letter from the Osage Nation requesting information on how we deal with possible artifacts, so we will be monitoring that as well.

Mayor Fagg asked who monitors the Davis Bacon wage requirements.

City Manager Llewellyn stated that the contractor is required to, and then they are checked by the City and by auditors.

Mr. Rickard stated that the company will send weekly payroll and the Department of Labor will send updates monthly for us to check them against.

Mayor Fagg asked if the State receives the quarter percent fee.

Mr. Rickard stated he was not sure, but he imagined that was true.

City Manager Llewellyn stated that this money is free to the State.

ROLL CALL VOTE

Position No. 3	Commissioner Nick Badwey	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Michael Fagg	Yes
Position No. 1	Commissioner Chase Locke	Yes
Position No. 2	Commissioner Bill Young	Yes

NEW BUSINESS

Commissioner Chase Locke encouraged citizens to go out and vote on Tuesday. He thanked everyone who was participating as a candidate.

Commissioner Locke asked for staff to review storm shelters.

City Manager Llewellyn stated that City Hall, Senior Center, and Fire Station 2 were all available as storm shelters.

Commissioner Locke stated that he heard there was a chance of severe weather on Wednesday.

City Manager Llewellyn stated that other staff volunteer to open these buildings while the fire department is out working the storm.

Commissioner Bill Young also encouraged citizens to vote. He stated that citizens can call City Hall if they have questions about voting locations. He also thanked those individuals who were running for office.

Commissioner Young asked if 9th Street was still on the schedule to be repaired.

City Manager Llewellyn stated that it is in the CIP. It will be Commission driven item, but allow input from citizens.

Scott Rickard, Assistant City Engineer, stated that the railroad wants $135,000 for each railroad crossing and they have five or six. He stated that they have significant drainage issues there.

Commissioner Young stated that he had received a few questions recently about it, and wanted to address them.

Commissioner Nick Badwey also encouraged citizens to vote.

Commissioner David Chapin encouraged citizens to vote.

Commissioner Chapin thanked the boy scouts for cleaning up west Central. He asked if staff have talked to the turnpike about the trash at the exit.

City Manager Llewellyn stated he thought that Brad Meyer was going to call them, he wasn't sure if that had happened.

Commissioner Chapin asked how far our city limits went to the west.

Mr. Rickard stated that it goes to where Industrial Road would intersect if it were to meet 254.

Commissioner Chapin asked if we could check the trash in that area as well.

Mr. Rickard stated that there is a business in that area that contributes quite a bit to the problem, and they have a sentencing hearing next week.

Mayor Michael Fagg agreed that 9th Street should be done as well.

Mayor Fagg asked what was going on with the wind turbine.

City Manager Llewellyn stated that it was best discussed in an executive session on legal matters.

Mayor Fagg asked if the company from Colorado was still monitoring.

City Manager Llewellyn stated that they only are paid for time and material.

Mayor Fagg asked if we were having troubles with any vehicles converted to CNG.

City Manager Llewellyn stated that we had a truck fail, but not because of CNG.

CITY MANAGER'S REPORT

City Manager Herb Llewellyn stated that the vendors for the Community Market are anxious to see the fees set. He stated that because this is a partial year, they have asked that we continue the fees that were charged at the current market by the meat locker.

Commissioner David Chapin asked if that fee was for everyone.

City Manager Llewellyn stated that it would be for booth space only, events would be charged differently.

Mayor Michael Fagg asked who was getting the fees before.

City Manager Llewellyn stated he thought the group got the fees and used them for advertising.

Commissioner Chase Locke stated he was in favor of honoring the current fees.

Commissioner Bill Young stated that there was a great turn out at the open house last week and a lot of great input.

Commissioner Nick Badwey stated he was in favor of leaving the structure the same.

Commissioner Chapin asked if the fees would go through December 31st.

City Manager Llewellyn stated that it would be for the calendar year.

Commissioner Chapin asked if they could sublease it.

Commissioner Badwey stated the farmer's market would only be during their season.

Commissioner Chapin confirmed we would determine the fees for other groups.

City Manager Llewellyn stated that we would.

Mayor Fagg asked if a city employee would have to be there while the farmer's market was open.

City Manager Llewellyn stated that staff are considering how to regulate the facility.

There was consensus amongst the Commission that we would allow the current fee structure to continue throughout this year.

ADJOURNMENT

Commissioner Bill Young moved to adjourn the meeting at 7:49 p.m.

Commissioner Nick Badwey seconded the motion.

Motion carried 5 – 0.

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City Clerk Tabitha D. Sharp Mayor Michael A. Fagg