

The El Dorado City Commission met in a special session on September 8, 2015 at 6:30 p.m. in the Commission Room with the following present: Mayor Vince Haines, Commissioner Chase Locke, Commissioner Gregg Lewis, Commissioner Nick Badwey, Commissioner Kendra Wilkinson, City Manager Herb Llewellyn, City Attorney Jim Murfin, Human Resources Director Suzie Locke, Assistant City Engineer Scott Rickard and City Clerk Tabitha Sharp.

VISITORS

Julie Clements	Times-Gazette	El Dorado, KS
Molly Denton	220 E 1 st	El Dorado, KS
Jennifer Cook	220 E 1 st	El Dorado, KS
Steve Hysom	1740 W 3 rd	El Dorado, KS
Kevin Wishart	125 S Orchard	El Dorado, KS
James Cook	719 Fredrick Dr	El Dorado, KS
Anthony Davis	220 E 1 st	El Dorado, KS
Susie Carson	Chamber of Commerce	El Dorado, KS
Deb Ward	Chamber of Commerce	El Dorado, KS
Jessica Rall	YMCA	El Dorado, KS

CALL TO ORDER

Mayor Vince Haines called the September 8, 2015 meeting to order.

INVOCATION

Pastor Steve Hysom, Trinity United Methodist Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

The City Commission led the Pledge of Allegiance.

PERSONAL APPEARANCE

Jennifer Cook, Activities, Sales and Services Manager, gave an update on the activities in her department over the year.

Commissioner Gregg Lewis asked about the schedule for Fall Festival.

Ms. Cook stated that Oktoberfest would be on Friday evening, the other events would be Saturday.

Commissioner Lewis asked if Walnut River Festival was a city function or a school function.

Ms. Cook stated that she understood it to be a function of the Chamber of Commerce.

Commissioner Lewis asked if alcohol would be served on Saturday.

Ms. Cook stated that they have a license for Friday and Saturday.

Commissioner Lewis confirmed that it would be roped off.

Ms. Cook stated that it would be roped off and that it would be on the end of the car show, not near the Walnut River Festival. She stated that after hearing from local businesses, they decided to change the three or four separate events to be one event on one

weekend. She stated that she is able to answer any questions regarding Oktoberfest, and the Chamber of Commerce can help with questions regarding the Fall Festival.

Commissioner Nick Badwey asked Ms. Cook to clarify what she said about an office.

Ms. Cook stated that in other areas there are offices that people can go to for information, and she would like to get something like that for El Dorado.

Commissioner Chase Locke asked if they were making effort to recruit other events for the Farmer's Market building.

Ms. Cook stated that she and Molly Denton had made packets to hand out to different groups who had other products to sell at the Farmer's Market. She stated that the woman who does the craft fair at the Depot over the weekend recruited on her own and most of them were not from El Dorado. She stated that it was difficult because there is still another Farmer's Market that is well known.

City Manager Herb Llewellyn stated that a better name for the building is the Community Market. He stated that the title implies that we will be looking for more than Farmer's Market products.

PUBLIC COMMENT

Mayor Vince Haines opened the floor for Public Comment.

There were no comments.

CONSENT AGENDA

Approval of the City Commission minutes from August 17, 2015 and the Special City Commission Minutes from August 12 and September 2, 2015.

Approval of Appropriation Ordinance 08-15 in the amount of \$3,668,103.20.

Commissioner Kendra Wilkinson moved that the Consent Agenda, as presented, be approved.

Commissioner Nick Badwey seconded the motion.

Motion carried 5 – 0.

AMENDMENT OF TITLE IV OF THE CITY OF EL DORADO MUNICIPAL CODE RELATING TO THE SALE OF ALCOHOLIC BEVERAGES

City Clerk Tabitha Sharp stated that at the last meeting, a CMB license was approved for the new Mexican restaurant on South Main. She stated that she had made a mistake in approving that license because the municipal code does not allow for CMB licenses within 200 feet of a school, church or library.

Ms. Sharp stated that she has now reviewed the code further, spoken to the city's attorney, and the State of Kansas. The city's code allows drinking establishments or other liquor licenses for restaurants and bars within the 200 feet, but not CMB. She stated that the State only restricts licenses for microbreweries, liquor stores of farm wineries within 200 feet of a school, church or library.

Ms. Sharp stated that staff are requesting that the City Commission exempt the C2 zoning district or Main Street area from the 200 foot rule.

Commissioner Chase Locke asked what church is downtown.

City Manager Herb Llewellyn stated that it was the Church of Latterday Saints.

Scott Rickard, Assistant City Engineer, stated that the comprehensive plan discourages churches in the downtown area because they are not compatible with the desired businesses. He stated that the existing church was in place prior to the comprehensive plan.

Mayor Vince Haines asked what the alcohol content was for a CMB license.

Ms. Sharp stated that a CMB license could not be more than a 3.2 alcohol content.

City Manager Llewellyn stated he thought it was 3.2 by volume. He stated that if the restaurant wanted a liquor license, they could have it with no problem.

Ms. Sharp stated that they would be subject to the same time restrictions as other CMB license holders.

Commissioner Gregg Lewis moved to approve Ordinance No. G-1204 amending Title IV of the City of El Dorado Municipal Code Relating to the Sale of Alcoholic Beverages.

Commissioner Nick Badwey seconded the motion.

ROLL CALL VOTE

	Mayor Vince Haines	Yes
Position No. 1	Commissioner Chase Locke	Yes
Position No. 2	Commissioner Gregg Lewis	Yes
Position No. 3	Commissioner Nick Badwey	Yes
Position No. 4	Commissioner Kendra Wilkinson	Yes

LEAGUE OF KANSAS MUNICIPALITIES VOTING DELEGATES

City Clerk Tabitha Sharp stated that each year, the City must elect three voting delegates and three alternate delegates to participate in the voting session at the League of Kansas Municipalities conference. She stated that the delegates will attend the final session on Monday afternoon and vote on proposed changes to the League bylaws.

Ms. Sharp stated that if they did not plan to stay for the whole conference, they might want to turn down the position.

Commissioner Chase Locke stated that he would be leaving for the airport that morning for a flight for work, so he would not be able to participate.

Commissioner Kendra Wilkinson asked if they would receive the information on which they would be voting in advance.

Ms. Sharp stated that she believed it would be delivered early.

Commissioner Chase Locke moved to appoint Mayor Vince Haines, Commissioner Gregg Lewis, and Commissioner Kendra Wilkinson to be named voting delegates at the annual business meeting of the Kansas League of Municipalities and that City Clerk

Tabitha Sharp, Human Resources Director Suzie Locke, and Assistant to the City Manager Brian Gartland be named alternates.

Commissioner Nick Badwey seconded the motion.

Ms. Sharp stated that there would be a special meeting called for the League meeting because four Commissioners would be attending, they would not likely be discussing city business, but we like to make sure that we are being transparent.

Commissioner Nick Badwey advised that they get to the good classes early because they fill up quickly.

Motion carried 5 – 0.

YMCA MOU

City Manager Herb Llewellyn stated that Andy Waller, El Dorado YMCA Board President, contacted him asking to develop a partnership to maximize youth sport activities. He stated that they have developed an MOU which has been reviewed by the City's Recreation Board and the YMCA. He stated that the Recreation Advisory Board made a change to the language that said it would be mutually beneficial, stating that it should be about what is best for the children. That language was removed from the MOU.

City Manager Llewellyn stated that this is a first step showing that the City and the YMCA are willing to do the best they can for children. He stated that when reviewing the recreation master plan, he counts facilities owned by all agencies so that we can offer the best possible opportunities to our community.

Commissioner Chase Locke thanked everyone involved in the process for their hard work. He stated that this is a really good first step, and the partnership is important to the success of our community.

Mayor Vince Haines stated that this is an important partnership. He confirmed that essentially the MOU says that we will agree to agree.

City Manager Llewellyn stated that he was correct.

Mayor Haines stated that the agreement states that they will come back with additional agreements, he asked if they would be brought to the Commission.

City Manager Llewellyn stated he was not sure, it would depend on the agreements. He stated that this first step is about setting the tone.

Commissioner Locke stated that it was a good first step to clear the slate and start again.

City Manager Llewellyn stated that if there had been a comprehensive document, it wouldn't have made it to Commission for lack of agreement.

Commissioner Locke stated that we will have somewhat of a trial and error period.

Mayor Haines stated that it will keep things fairly fluid.

City Manager Llewellyn stated that they are not ready for a comprehensive document, but this allows us to move forward with individual events until a larger agreement can be made.

Commissioner Locke stated he appreciated everyone involved.

Commissioner Chase Locke moved to approve the Memorandum of Understanding with the Greater Wichita YMCA, an agreement forming a partnership between the City of El Dorado and the YMCA expanding opportunities for youth sports and activities, effective after approval of both parties.

Commission Gregg Lewis seconded the motion.

Motion carried 5 – 0.

NEW BUSINESS

Commissioner Gregg Lewis stated that he has gotten a lot of positive comments on Oak Street, it looks fantastic.

City Manager Llewellyn stated that we can make milled roads look a lot better than chip seal because it can be bladed smooth.

Commissioner Nick Badwey asked when it would be open.

Assistant City Engineer Scott Rickard stated that there was a little work left, but he thought that Public Works should open it up later this week.

Commissioner Lewis asked when the rest would be done.

City Manager Llewellyn stated that as soon as the petition was done.

Mr. Rickard stated that an individual is carrying a petition to pave it.

City Manager Llewellyn stated that he thought tenth might be done soon.

Mr. Rickard stated that if they aren't spending a lot of time patching, they try to hold onto the solid surface as long as they can.

Commissioner Lewis asked about Orient.

Mr. Rickard said they would not do anything to Orient.

City Manager Llewellyn stated that it was a city street with curb and gutter. He stated that Oak will get hard again with time.

Commissioner Lewis asked if they were moving forward with a fireworks discussion.

Mayor Vince Haines stated that his intent is to start a discussion with an ad hoc group.

City Manager Llewellyn stated that the fireworks discussion and trash trucks would be on the next work session agenda. He stated that staff are prepared to do it next Wednesday if the Commission would like.

City Manager Llewellyn stated that they have sent a request to Mr. Gardner to come to the meeting to discuss it as well.

Commissioner Badwey asked if they were going to talk about the location or the days allowed.

Commissioner Lewis stated he just wanted to talk about the location of the City show.

Commissioner Badwey stated he didn't mind if they shot them off of the dam, just not Bluestem Point.

Commissioner Chase Locke stated he liked the fact that we changed the locations. He stated that having them here in town allows the kids to ride bikes down to see them.

City Manager Llewellyn stated that most recently they have been shot off the dam, they shot them off of State property a few years prior. He stated that when the Commission gave money to Friends of the Lake for fireworks, they asked that they shoot them off of the dam so people in town could see them. Friends of the Lake refused to do that and so the City began shooting them off the dam when they took over the fireworks show.

Commissioner Lewis asked if they can be seen from the ballpark when shot off the dam.

Commissioner Locke stated that this year was one of the best 4th of July celebrations. He stated that the kids get the most from the fireworks show and there were kids on their bikes all around the stadium that night. He stated that was important to him.

Commissioner Kendra Wilkinson confirmed that we would talk about fireworks in general at the work session.

Mayor Haines stated we will discuss both items at the next work session and determine if an advisory board is necessary.

Commissioner Locke confirmed it would be Wednesday the 16th at 4:00 p.m.

Mayor Haines stated that the meeting would be open to the public but no decisions would be made, it would just be discussion.

Commissioner Badwey asked if people can speak at work sessions.

City Manager Llewellyn stated that if the Commission allows it, they can.

Commissioner Locke reminded citizens that the Fall Festival was next weekend beginning Friday night with Oktoberfest through Saturday with 100 Years of Oil, Walnut River Festival and the Car Show.

Commissioner Locke asked who is responsible for the intersection by the turnpike off of Boyer.

Mr. Rickard stated that it was KDOT.

Commissioner Locke stated that it concerned him because he often sees people who have near misses at that intersection.

Commissioner Badwey stated that speeding in that intersection is a problem as well.

City Manager Llewellyn stated that in a different situation, no engineer would design something like that.

Mr. Rickard stated that they could look into it more. He stated that he has recently discussed it with KDOT and hoped to discuss it with the Secretary of Transportation when he comes down in October.

Commissioner Wilkinson asked when Haverhill and Central would be completed.

Mr. Rickard stated that they tried to lay asphalt today, but were held off by the rain. He stated that the asphalt will take a little bit because it has to be put down in three inch layers and it is 14 inches thick.

Commissioner Wilkinson stated that it seemed like it was going to be a traffic hazard.

Mr. Rickard stated that the plan is that the drive on Central will only allow for a left turn into it. He stated that from the driveway there, you can only turn right into it. The full access driveway will be on Haverhill on the very north side of the property. The South driveway will only be a right in, right out.

Commissioner Badwey asked if the Towanda and Haverhill intersection will be smoothed out when they are completed.

Mr. Rickard stated that it stops at Haverhill. He stated that there were problems with settling and ground water issues on Haverhill. He stated that they have replaced two lengths of pavement and drains to try and help it.

City Manager Llewellyn asked if the intersection would be included if the improvement were to be approved to the West on Towanda.

Commissioner Lewis asked when they would start on Towanda to the West.

Mr. Rickard stated that he met with the maintenance director at the college recently and they are hoping to move forward with it soon. He thought that they had been planning on it in their budget.

Commissioner Locke stated that the news piece done on Channel 12 was really great. He stated that he hears a lot of positive comments on our police department. He congratulated the PD on a job well done.

City Manager Llewellyn stated he liked it as well. He stated that it is an organization dynamic that there isn't just one section of the department in charge of community policing, it is department wide.

Commissioner Locke stated that recently he heard from a citizen regarding a girl who was afraid of police officers because of her home situation, one of our officers went and visited with her to alleviate those concerns.

Mayor Haines stated that he attended the Regional Mayor's meeting in Derby hosted by the League of Kansas Municipalities. He stated of notable importance was the change in elections from Spring to Fall and the cap on budgets for cities and counties.

Mayor Haines stated that we do not plan to make changes to our code until after the 2016 legislative session is over so that we can see if they fix some of the holes in the new laws.

CITY MANAGER’S REPORT

City Manager Herb Llewellyn stated he wanted to make sure that citizens were aware that we were draining the 6th Street water tower to cycle the water so that it is fresh.

Kurt Bookout, Public Utilities Director, stated that because of the minimal use on 6th Street, the turnover isn’t as often as we would like which is why we drain it. He stated that they will also disinfect the tower while it is empty.

City Manager Llewellyn stated that one of the items that came out of the work session last week was that he would report about every two months on those initiatives, so that will begin soon.

City Manager Llewellyn stated that they still need eight coaches for soccer, so if anyone would like to volunteer it would be appreciated.

Commissioner Chase Locke asked what the time commitment was.

City Manager Llewellyn stated that there was one practice a week and a game on Saturday.

Commissioner Kendra Wilkinson asked how long the season was.

City Manager Llewellyn stated that it was eight weeks.

EXECUTIVE SESSION

Commissioner Nick Badwey moved to recess into an Executive Session for the purpose of discussing legal matters, and to reconvene the regularly scheduled meeting in the City Commission room at 8:05 p.m.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

Mayor Vince Haines called the meeting back to order at 8:05 p.m.

ADJOURNMENT

Commissioner Chase Locke moved to adjourn the meeting at 8:06 p.m.

Commissioner Nick Badwey seconded the motion.

Motion carried 5 – 0.

City Clerk Tabitha D. Sharp

Mayor Vince Haines