

The El Dorado City Commission met in a special session on November 2, 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, Finance Director Tammy Schaffer, City Attorney Jim Murfin, Assistant City Engineer Scott Rickard and Human Resources Director Suzie Locke. Absent: City Clerk Tabitha Sharp

VISITORS

James Cook	719 Fredrick Dr.	El Dorado, KS
Curt Zieman	128 N Vine	El Dorado, KS
Joseph Prim	1305 Crescent Dr	El Dorado, KS
Ana Gutierrez	925 River Rd	El Dorado, KS
Jennifer Wyss	1401 Edgemoor	El Dorado, KS
Iva Sawyer	113 E Locust	El Dorado, KS
Barry Brown	1121 W Olive	El Dorado, KS
Max Brown	1111 Cave Springs	El Dorado, KS
Brad Meyer	222 E 2 nd	El Dorado, KS

CALL TO ORDER

Mayor Vince Haines called the November 2, 2015 meeting to order.

INVOCATION

Pastor Joseph Prim, Prospect Baptist Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Lee’s Skelly Elementary 3rd Grade Class led the Pledge of Allegiance.

PUBLIC COMMENT

Matt Guthrie, 811 W Central, stated he would like to discuss the work being done on West Central. He stated that what they are doing is not what was presented to the neighborhood a year ago. He stated that they tore up the driveway access to their homes two times.

Commissioner Gregg Lewis asked where they are parking.

Mr. Guthrie stated that they have been parking around the corner.

Commissioner Lewis asked when they would be pouring the driveway.

Assistant City Engineer Scott Rickard stated he was unsure, he would be happy to meet Mr. Guthrie tomorrow if he was available.

Mr. Guthrie stated that at this time he just wanted the work to be done, but that they should make sure that access is granted to citizen’s property.

City Manager Herb Llewellyn stated that we expect that the companies that come in and do work in our City will not inconvenience our citizens like this. He encouraged any citizen who has trouble with a contractor to contact the City so that we can address the issue.

CONSENT AGENDA

Approval of the City Commission minutes from October 19, 2015 and Special City Commission Minutes from October 28, 2015.

Approval of Appropriation Ordinance 10-15 in the amount of \$3,119,377.22.

Approval of a CMB license for Quick Trip at 2314 W Central Ave.

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

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

MODERN INCOME HOUSING GRANT

Mayor Vince Haines stated he would abstain from this discussion because he has clients who will work on the proposed project.

Vice Mayor Nick Badwey asked the City Manager to address the project.

City Manager Herb Llewellyn stated that this is a grant the City applies for each year. He stated that a group of investors in El Dorado are putting in an application, he stated that if they had not, the City would have applied in order to not miss out on the opportunity.

Commissioner Kendra Wilkinson asked if we had done this in the past.

City Manager Llewellyn stated that we were number 11 in the ranking and they only funded the first ten in the previous year.

Scott Rickard, Assistant City Engineer, stated that this is through the Kansas Housing Corporation. He stated that the funds are received from the Federal Government for allocation by the State. He stated that historically they have looked at lower income housing, but recently have provided monies for moderate income housing. He stated that tenants in these dwellings will have to fall into the requirements listed.

Mr. Rickard stated that a Resolution of support is required in order to submit the application.

Vice Mayor Nick Badwey asked when it is awarded.

Mr. Rickard stated he thought it would be after the first of the year.

Commissioner Wilkinson confirmed that staff are asking for paperwork to be done so that they may apply.

Mr. Rickard stated that she was correct, a Resolution was required in order to apply for the money.

Commissioner Chase Locke moved that Resolution No. 2811, a Resolution certifying legal authority to apply for the 2016 Kansas Moderate Income Housing Program from the Kansas Housing Resource Corporation and authorizing the City Manager to submit such an application.

Commissioner Gregg Lewis seconded the motion.

Motion carried 4 – 0 (Mayor Haines abstained, the abstention will follow the majority.)

Mr. Rickard stated that a call for applications was advertised city-wide.

City Manager Llewellyn stated that the housing committee was very proactive in trying to make sure we had an application to submit.

NEW BUSINESS

Commissioner Kendra Wilkinson thanked everyone who worked on Trick or Treat with Main Street. She stated that it was a very fun event for her and her grandkids and that there were a lot of people there from out of town.

Commissioner Wilkinson stated that she was concerned about the dogs at the recreation events. She stated that she was concerned about possible injuries and the mess from the dogs. She asked if they could address it at some point.

Commissioner Wilkinson also asked about smoking at recreational facilities.

Commissioner Chase Locke stated that it was passed last year.

Suzie Locke, Human Resources Director, stated that it was passed and should be posted at all recreational facilities. She stated that it is the responsibility of the recreation staff to monitor it.

Commissioner Locke stated that Kevin Wishart had prepped all of the coaches on the rule.

City Manager Herb Llewellyn stated that they have also had police officers go to events to make sure the policy is followed.

Ms. Locke stated that they can only smoke in the parking lot.

City Manager Llewellyn stated that staff have discussed the animals at recreation events and there is concern about what could happen. He stated that we can do a work session on it if needed.

Ms. Locke stated that we can reach out to other cities to see what their policies are as well.

Commissioner Wilkinson stated that she was just concerned about the liability.

Ms. Locke stated that because it is a recreational facility, the city does not have liability for accidents there. She stated that even though that is the case, we could still look at it to prevent any possible problems.

City Manager Llewellyn stated that even though we are not liable, they can try to sue us. He stated that when that happens, it takes everyone off task to respond, so it is better to try and address the issue.

Mayor Vince Haines asked if there were signs posted at our facilities about putting dogs on a leash and cleaning up after them.

Ms. Locke stated that she was not sure.

Commissioner Wilkinson stated that she wanted to assure people that she was an animal lover, she loves her grandchildren as well.

Brad Meyer, Director of Public Works, stated that there is a law regarding picking up after animals, but there is no leash law in the City of El Dorado. He stated that the animal must be able to be controlled by command.

City Manager Llewellyn stated that courts have said they can have laws that state the animals must be under the control of the owner, but not specific to leashes.

Mr. Meyer stated that there are signs up about smoking at the baseball fields, he would check on the soccer fields. He stated there were no signs regarding animals.

Mayor Haines stated that we need signs with our no-smoking signs regarding the animals. He asked what the next step would be.

City Manager Llewellyn stated that they could address it at a work session.

Commissioner Gregg Lewis stated that today he was at Haverhill and Central and noted that there are no crosswalk signs at that intersection on the east and south sides when he saw someone almost get hit. He asked if we could look into that before the Quick Trip is opened.

City Manager Llewellyn asked if the signal could be changed.

Scott Rickard, Assistant City Engineer, stated that the pavement marking needs to be redone, and that we were working on that.

Mr. Meyer stated that there have never been control devices on those corners at that intersection. He stated that we can look into it.

Mayor Haines asked if that was thought about in the redesign of the intersection.

Mr. Rickard stated that the design on those signals go back to before 2005 when that was put in.

Commissioner Lewis stated that with the stadium and Quick Trip, people will be crossing there often.

Commissioner Chase Locke congratulated Main Street and the volunteers on their Halloween event. He stated that they are looking into the feedback now and working on how they can make it better next year.

Commissioner Locke stated that the High School will be presenting their production of Fiddler on the Roof this weekend and encouraged people to go see it.

Mayor Haines asked about the work done on Star Street.

Mr. Rickard stated he hasn't heard from them lately, he would check into it.

Mayor Haines asked what the policy is on storm drainage on a property.

City Manager Llewellyn stated that we do maintenance on the system but not on people's property. He stated that if a ditch is silted in, we will clean it up.

Mayor Haines asked about a ditch that is overgrown.

City Manager Llewellyn stated that if it is overgrown, they will come in and clean up to allow flow.

Mr. Rickard stated that is not for private retention, only if public storm sewer is flowing into it.

City Manager Llewellyn stated that they can call Brad or Scott and talk about it.

Mayor Haines stated that there are trees on Hillside that are causing issues. He asked if the City would help do that.

City Manager Llewellyn stated that the drainage by Braum's was done by the City to clean it up and keep flow moving. He stated that there are pieces in that area that we go in and routinely clean up to keep the storm sewer going.

Commissioner Lewis asked about the petition on that.

Mr. Rickard stated that there has never been any traction on that petition. He stated that the everyday maintenance such as mowing or weed eating, the abutting property owners needs to take care of. He stated that anything restricting the flow or major maintenance, they can call the City to help.

City Manager Llewellyn stated that we rely on input from the public to help because we can't get to every part of the City to view issues when it is raining.

Mayor Haines asked if the church wanted to partner with the City using rip rap, would it be a possibility.

Mr. Rickard stated that it was probably not the best solution. He stated that they could come talk to him about the problem.

Mayor Haines stated that the High School cross country team finished 5th at State and one boy finished 8th and a girl finished 6th. He congratulated them on their achievements.

CITY MANAGER'S REPORT

Suzie Locke, Human Resources Director, stated that the Sales Tax Committee appointments are coming up. She stated that each Commissioner has one appointment while the Mayor has two. She stated that those individuals will make a recommendation on how to utilize excess sales tax and will begin meeting in January.

Ms. Locke asked if they could provide their appointments and their contact information to Brian or Tabitha.

Ms. Locke stated that there will be a water meeting on Tuesday, November 10th and the Parks and Recreation Master Plan will be on December 2nd.

Ms. Locke stated that there are two annual dinners coming up, the Leadership Butler Graduation dinner and the Butler Community College Board of Trustees government officials dinner on November 12th.

Ms. Locke stated that if they would like to attend, they can let Tabitha or Brian know.

EXECUTIVE SESSION

Commissioner Nick Badwey moved to recess into executive session for the purpose of discussing legal matters and to reconvene the regularly scheduled City Commission meeting at 7:52 p.m.

Commissioner Chase Locke seconded the motion.

Motion carried 5 – 0.

Mayor Vince Haines called the meeting back to order at 7:52 p.m.

ADJOURNMENT

Commissioner Nick Badwey moved to adjourn the meeting at 7:52 p.m.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

City Clerk Tabitha D. Sharp

Mayor Vince Haines