

EL DORADO CITY COMMISSION MEETING

June 5, 2017

The El Dorado City Commission met in a regular session on June 5, 2017 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 Attorney Ashlyn Lindskog, City Manager David Dillner, and City Clerk Tabitha Sharp. Absent: City Engineer Scott Rickard

VISITORS

Mitch Walter	Gilmore & Bell PC	Wichita, KS
David Stewart	101 S Star	El Dorado, KS
Doug Jensen	1705 Post Court	El Dorado, KS
Sue Givens	1525 Country Club Rd	El Dorado, KS
Linda Jolly	El Dorado Inc.	El Dorado, KS
Wade and Amber Wilkinson	1100 S Denver	El Dorado, KS
Matt Guthrie	811 W Central	El Dorado, KS
Curt Zieman	128 N Vine	El Dorado, KS
Tammy Schaffer	220 E 1 st	El Dorado, KS

CALL TO ORDER

Mayor Vince Haines called the June 5, 2017 meeting to order.

INVOCATION

Reverend Mark Somerville, Family Worship Center, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

The City Commission led the Pledge of Allegiance.

PUBLIC COMMENT

Mayor Vince Haines opened the floor for public comment.

There were no comments.

CONSENT AGENDA

Approval of the City Commission minutes from May 15, 2017 and the Special City Commission meeting minutes from May 10 and May 24, 2017.

Commissioner Nick Badwey moved to approve the consent agenda as presented.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

OLD BUSINESS

There was no old business.

NEW BUSINESS

COMMUNITY IMPROVEMENT DISTRICT AGREEMENT WITH DESIGNATION FOR HOLIDAY INN

Mitch Walter, Gilmore Bell P.C., stated that the City has been working with Central Kansas Properties on the creation of a Community Improvement District. He stated that the public hearing should take place this evening where individuals may be able to speak on the topic. He stated that once the public hearing has been held, an ordinance will be passed creating the district and implementing the 2% sales tax.

PUBLIC HEARING

Mayor Vince Haines opened the public hearing.

There were no comments.

Mayor Haines closed the public hearing.

Commissioner Nick Badwey asked Wade Wilkinson if this was what he had in mind.

Wade Wilkinson, Central Kansas Properties, stated that this is what they had requested and it will be used to make the renovations on the hotel.

Commissioner Nick Badwey moved to approve Ordinance No. G-1249, an Ordinance authorizing the creation of the Holiday Inn Express Community Improvement District in the City of El Dorado, Kansas; authorizing the reimbursement of certain economic development project costs incurred within said district; authorizing the imposition of a Community Improvement District sales tax to be collected within said district; and authorizing the execution of a development agreement relating to said district.

Commissioner Gregg Lewis 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

PUBLIC HEARING FOR THE EXTENSION OF COUNTRY CLUB RD. FROM MCCOLLUM TO E 29TH ST., PROJECT NO. 513

City Engineer Scott Rickard stated that the Commission set a public hearing date for improvements on Country Club Road. After the public hearing, the Commission will consider a resolution of advisability for the assessment of costs.

Commissioner Kendra Wilkinson confirmed that the property outside of the city limits was annexed, the costs will be assessed.

Mr. Rickard stated that if the property is annexed into the city, platted, or an entrance is requested, the city will recoup the funds in an appropriate manner. The intent would be to recoup 100% of the funds.

Commissioner Nick Badwey asked if Mr. Rickard had the costs assessed to the improvement district.

Mr. Rickard stated that he did.

Commissioner Badwey asked how much of the project was the responsibility of the school.

Mr. Rickard stated that the cost of the project is \$1,291,548.72, the City will carry \$908,744.74 (of which \$280,307.69 are costs attributable to properties within the County) and the improvement district costs will be \$382,803.98. He stated that the assessments were as follows:

USD 490 - \$119,795.60

JB Investments (2 parcels) – \$180,219.30 and \$8,086.96

City of El Dorado - \$26,491.39

Banks of El Dorado - \$48,210.72

Banks of El Dorado (within the county, city will carry costs) - \$268,855.11

Ted Farmer (within the county, city will carry costs) - \$11,452.58

Mr. Rickard stated that these are estimates, but staff build in contingencies to ensure that property owners will pay no more than what has been estimated.

Commissioner Gregg Lewis asked if this would include a sidewalk.

Mayor Vince Haines stated that he would like to abstain because the school is a client.

PUBLIC HEARING

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Vice Mayor Chase Locke opened the public hearing.

There were no comments.

Vice Mayor Locke closed the public hearing.

Commissioner Kendra Wilkinson moved that Resolution No. 2843 a resolution determining the advisability of the making of certain internal improvements for the City of El Dorado, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings, subject to protest (street improvements/Country Club Rd - project 513).

Commissioner Gregg Lewis seconded the motion.

Motion carried 4 – 0.

PROPOSED COURT FEE INCREASE

Police Chief Curt Zieman stated that he is requesting an increase in court costs to help offset the continued increase of the Municipal Court costs. He stated that the average in this area is \$91. He recommended that the costs be increased from \$73 to \$90.

Mayor Vince Haines asked if the department was operating in the red.

Chief Zieman stated that the court budget is covered but this does not cover enforcement costs.

Commissioner Nick Badwey confirmed that this would decrease the burden on the general fund.

City Manager David Dillner stated that it would.

City Attorney Ashlyn Lindskog stated that: 1) traffic tickets that make up a lot of the revenue, and the court is allowed to suspend an individual's license until they pay for the ticket which encourages payment of those costs, and 2) a good portion of the court costs are sent to the State of Kansas for various items. She stated that this allows the time spent by the Judge, Prosecutor and clerks to be paid completely by the court costs.

Mayor Haines confirmed what the City would keep under the new ordinance.

Chief Zieman stated that currently the City keeps \$44, under the new ordinance, we would keep \$61.

Commissioner Gregg Lewis moved to approve Ordinance No. G-1250, an Ordinance amending Title 2 of the El Dorado Municipal Code relating to the Municipal Court.

Commissioner Nick Badwey seconded the motion.

Roll Call Vote

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
	Mayor Vince Haines	Yes

ADVISORY BOARD APPOINTMENT

City Clerk Tabitha Sharp stated that Dan Bullock submitted a renewal application for the Planning Commission after the first round of appointments were done. His application has been reviewed at a work session and he would fill the space on the Planning Commission for an outside of town representative. She stated that there are still spaces available on the Planning Commission, Parks and Recreation Board and CTC Board.

Commissioner Nick Badwey moved to appoint Dan Bullock to the Planning Commission for a term expiring on May 1st, 2020.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

REPORTS

CITY COMMISSION AND ADVISORY BOARD REPORTS

Commissioner Kendra Wilkinson stated that the Parks and Recreation Advisory Board met on May 17th. She stated that summer sports have begun and we are partnering with the YMCA on that.

Commissioner Wilkinson stated that the Airport and CVB meetings are coming up in the next month. She stated that the coasters put out by the CVB list all upcoming activities in El Dorado for 2017. The visitor's guide has been published and is strictly based in El Dorado. She stated that Ballet in the Park would be Friday at 7 p.m. She reminded citizens of the events coming up in July and in the fall.

Commissioner Nick Badwey stated that the City of El Dorado suffered a great loss when Ramon Criss was killed in a tragic accident. He stated that he was a big supporter of many organizations within the City of El Dorado and a major developer.

The Commission reiterated that he would be greatly missed in the City of El Dorado.

Mayor Vince Haines stated that the summer reading program has begun at Bradford Memorial Library. He encouraged citizens to visit their website for more information.

CITY MANAGER'S REPORT

City Manager David Dillner stated that staff met recently with representatives from the other organizations involved in the Shrine Bowl. We are finishing up preparations for the event and clearing up all of the details.

City Manager Dillner stated that the Parks and Recreation task force will meet at 6 on Wednesday to discuss the plan. He stated that a representative from an aquatic engineering company will be present to begin a conversation about the pool.

City Manager Dillner stated that the audit presentation has been rescheduled for July.

City Manager Dillner stated that there are conflicts with the July meetings. He stated that staff are recommending moving the 3rd meeting to the 5th and the 17th to the 18th.

EXECUTIVE SESSION

Commissioner Nick Badwey moved to adjourn into executive session pursuant to the attorney client privilege exception under K.S.A. 75-4319(b)(2), to discuss pending legal matters and to reconvene the regularly scheduled meeting at 7:30 p.m. in the City Commission Room.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

Mayor Vince Haines reconvened the meeting at 7:30 p.m.

Mayor Haines stated that they need an additional fifteen minutes.

Commissioner Nick Badwey moved to adjourn into executive session pursuant to the attorney client privilege exception under K.S.A. 75-4319(b)(2), to discuss pending legal matters and to reconvene the regularly scheduled meeting at 7:30 p.m. in the City Commission Room.

Commissioner Chase Locke seconded the motion.

Motion carried 4 – 0 (Commissioner Gregg Lewis remained in the conference room).

Mayor Vince Haines reconvened the meeting at 7:47 p.m.

ADJOURNMENT

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Commissioner Chase Locke moved to adjourn the meeting at 7:47 p.m.

Commissioner Nick Badwey seconded the motion.

Motion carried 5 – 0.

City Clerk Tabitha D. Sharp

Mayor Vince Haines