

The El Dorado City Commission met in a regular session on April 6, 2020 at 6:30 p.m. in the Commission Room with the following present: Mayor Bill Young, Commissioner Matt Guthrie, Commissioner Gregg Lewis, Commissioner Nick Badwey, Commissioner Kendra Wilkinson, City Manager David Dillner, City Engineer Scott Rickard and City Clerk Tabitha Sharp.

**VISITORS**

Curt Zieman	128 N Vine	El Dorado, KS
Brad Meyer	222 E 2 <sup>nd</sup>	El Dorado, KS
Mitch Walter	Gillmore Bell P.C.	Wichita, KS
Linda Jolly	El Dorado Inc.	El Dorado, KS

**CALL TO ORDER**

Mayor Bill Young called the April 6, 2020 meeting to order.

**INVOCATION**

Mayor Bill Young opened the meeting with an invocation.

**PLEDGE OF ALLEGIANCE**

The City Commission led the Pledge of Allegiance.

**PROCLAMATIONS AND RECOGNITION**

Mayor Bill Young read proclamations making declarations for the week of the young child and child abuse prevention month.

**PUBLIC COMMENT**

During the COVID 19 pandemic, the City of El Dorado is temporarily suspending the opportunity for public comments during meetings. Citizens with information for the City Commission are encouraged to contact the City Clerk.

**CONSENT AGENDA**

Approval of the City Commission minutes from March 16, 2020.

Approval of an off premise beer license for restaurants who have an active Drinking Establishment or Caterer’s license.

Approval of a one-year lease for a John Deer Mini-Excavator in the amount of \$7,450.

Approval of a one-year lease for a John Deer Skid Steer in the amount of \$6,450.

Approval of the bid from Foley Equipment for \$89,900 for a backhoe to be used in the Cemetery division.

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

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

**STONE ADDITION SANITARY SEWER IMPROVEMENT PROJECT AND MARMATON ROAD IMPROVEMENT PROJECT SPECIAL ASSESSMENT HEARING**

City Engineer, Scott Rickard, stated that the projects, Stone Addition Sanitary Sewer Extension (Project No. 553) and Paving Marmaton Road (Project No. 520), have been completed

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and the City Commission must hold a public hearing before spreading the assessments. He stated that the total cost of the Marmaton Road project is \$810,603.80, \$685,271.98 of which will be paid by the improvement district. The cost of the Stone Addition sanitary sewer extension project is \$24,232.71 and the improvement district will pay all of that cost.

Commissioner Matt Guthrie stated that he received a complaint about how they did his driveway.

City Engineer Rickard stated that he would contact the home owner about the issue.

Mayor Bill Young opened the public hearing.

There were no comments.

Mayor Young closed the hearing.

Commissioner Guthrie asked if we would benefit from the drop in interest rates.

Mitch Walter, Gilmore Bell P.C., stated that we won't know until we officially go to bond. He stated that rates have been lower over the past year are still lower than they have been in the past even with the volatility happening now.

Commissioner Nick Badwey moved to approve Ordinance No. G-1325, an ordinance levying special assessments on certain property to pay the costs of internal improvements in the City of El Dorado, Kansas, as previously authorized by Resolution Nos. 2854 and 2876 of the City; and providing for the collection of such special assessments.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

**LOCAL STATE OF EMERGENCY RESOLUTION**

City Manager David Dillner stated that this resolution will establish a local state of emergency. He stated that this resolution will allow the City Manager to make further decisions regarding the state of emergency and ratifies the decisions he has already made such as closing City Hall to the public, closing playground equipment and preventing rentals of public facilities until it is safe.

Commissioner Kendra Wilkinson confirmed that this gives the City Manager permission to do necessary actions until it either expires or is extended by the City Commission. She asked if they can extend it if the others do not.

City Manager Dillner stated that we can, but we cannot supersede the restrictions of the County or State.

City Manager Dillner stated that the Resolution provides an updates regarding any actions that he has taken at the following Commission meeting.

Commissioner Gregg Lewis moved to approve Resolution No. 2903, a Resolution of the City of El Dorado, Kansas, declaring a local state of emergency; temporarily expanding the authority of the City Manager to act on behalf of the City; and ratifying previous decisions regarding the COVID-19 emergency.

Commissioner Matt Guthrie seconded the motion.

Motion carried 5 – 0.

**ITEMS FOR DISCUSSION**

Proposed Temporary Suspension of Work Sessions

City Manager David Dillner stated that he needed the Commission to make a decision on temporarily suspending work sessions in order to limit contact and better comply with the open meetings act.

Commissioner Kendra Wilkinson stated that she thought it was best to suspend at this time unless something was really necessary.

Commissioner Matt Guthrie confirmed that even with the technology she didn't want to have them.

Commissioner Wilkinson stated that she would prefer that they have their discussions in person.

Commissioner Guthrie stated that there was a lot to talk about right now and he felt that they should stay up to date. He stated that he would like to pursue other meeting avenues.

Commissioner Gregg Lewis stated that his work load would like prevent him from being able to do more meetings at this time.

Commissioner Nick Badwey stated he would likely just come to City Hall.

Mayor Bill Young stated that he felt it was an opportunity to explore some other opportunities, but felt that we could wait a few weeks to meet.

The Commission agreed to postpone work sessions until May.

#### COVID-19 Response and Potential Impact

City Manager David Dillner reviewed a presentation on the City's response.

Commissioner Nick Badwey asked when a plan would be ready.

City Manager Dillner stated that he hoped to have something to them by the next meeting.

Commissioner Matt Guthrie asked if residents have to wait on the Planning Commission to move forward on fence permits.

City Engineer Scott Rickard stated that as long as they are within the allowed parameters, 6 feet or under in the back and 4 feet or under and opaque in the front. New fences require a permit to ensure that they're in the proper place.

Commissioner Guthrie asked if we knew anything about Don Hattan.

City Manager Dillner stated that they didn't talk to anyone about leaving and we haven't heard from them since they left.

Commissioner Guthrie stated that he was worried about some local businesses. He stated that they have been in contact with El Dorado Inc.

City Manager Dillner also encouraged people to call the Chamber of Commerce because they are also helping people with the SBA information.

#### Emergency Operations Ordinance

City Manager David Dillner stated that this Ordinance establishes the authority that the City Manager and Mayor can have. He stated that the Commission can review this and decide if they want to move forward.

Mayor Bill Young requested that the Commission read it and submit questions to the City Manager so that it can be reviewed in May.

**REPORTS**

**CITY COMMISSION**

Commissioner Kendra Wilkinson stated that she has begun reading the Comprehensive Plan in her spare time. She has quite a few questions for the future meetings.

Commissioner Nick Badwey stated that the library is closed, as is the drop box. He stated that individuals should keep their books until the library reopens and then they can return them.

Commissioner Matt Guthrie stated that the CTC interviewed branding companies last week and will meet later this week to make a decision.

Commissioner Guthrie stated that he appreciated what the City Manager was doing to be proactive and has heard nothing but good comments about how staff are handling the situation.

Commissioner Guthrie encouraged citizens to get out and become members of the local civic groups when this pandemic is over because they need members and do good things for the community.

Mayor Bill Young encouraged local organizations to look for ways to help with the current situation within the orders for social distancing. He stated that those things are what makes us a community and will continue to help in the future.

**CITY MANAGER**

City Manager David Dillner stated that it is important for citizens to fill out their census form. He stated that the City's self-response rate was at 50% which is on par for the State and above the U.S. He stated this is important because it is how they allocate funds to our City.

He stated that the wrong report is in the agenda, it was supposed to be the 4<sup>th</sup> Quarter report and ended up being the 1<sup>st</sup> quarter report, but they are getting a preview.

**EXECUTIVE SESSION**

Commissioner Matt Guthrie moved to recess into executive session pursuant to the attorney-client exception under K.S.A. 75-4319(b)(2) for the purposes of discussing ongoing legal issues and to reconvene the meeting at 8:15 p.m. in the City Commission Room.

Commissioner Nick Badwey seconded the motion.

Motion carried 5 – 0.

Mayor Bill Young called the meeting back to order at 8:15 p.m.

Commissioner Matt Guthrie moved to recess into executive session pursuant to the attorney-client exception under K.S.A. 75-4319(b)(2) for the purposes of discussing ongoing legal issues and to reconvene the meeting at 8:40 p.m. in the City Commission Room.

Commissioner Gregg Lewis seconded the motion.

Motion carried 4 – 0 (Commissioner Nick Badwey remained in the conference room).

Mayor Bill Young called the meeting back to order at 8:38 p.m.

Commissioner Matt Guthrie moved to delegate the authority to the City Manager to file a petition for condemnation action concerning the right of way on Country Club Lane.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

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Commissioner Nick Badwey moved to recess into executive session pursuant to the non-elected personnel exception under K.S.A. 75-4319(b)(1) for the purposes of discussing non-elected personnel and succession plans and to reconvene the meeting at 8:50 p.m. in the City Commission Room.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

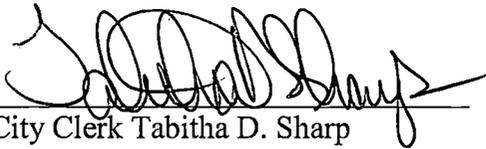
Mayor Bill Young called the meeting back to order at 8:50 p.m.

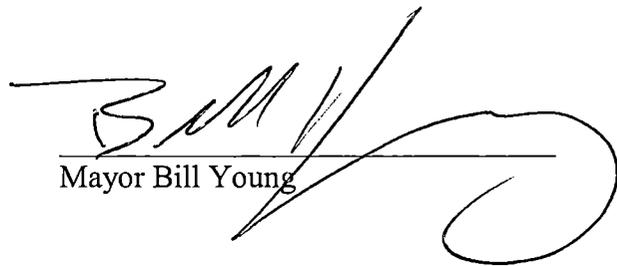
**ADJOURNMENT**

Commissioner Nick Badwey moved to adjourn the meeting at 8:50 p.m.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.

  
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City Clerk Tabitha D. Sharp

  
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Mayor Bill Young