

EL DORADO CITY COMMISSION MEETING

JANUARY 16, 2007

The El Dorado City Commission met in regular session on January 16, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Linda Clark, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., Prosecuting Attorney Jim Murfin, City Attorney Andrew Piealkiewicz, Assistant City Engineer Scott Rickard, City Clerk Kendra Porter, and Building Inspector Matt Rowland.

VISITORS

Mark Somerville	515 W. Locust	El Dorado, Kansas
Deena Baker	622 N. Haverhill	El Dorado, Kansas
Jane Sandbulte	1718 Cotswold Lane	Winfield, Kansas
Mary & Dana Korkki	2925 W. Fifth	El Dorado, Kansas
Bill Kloeblen	1770 Country Club Rd. #2	El Dorado, Kansas
Trisha Powell	889 Spires	El Dorado, Kansas
Linda Baines	253 Post Rd.	El Dorado, Kansas
David S. Ellis	208 S. Summit	El Dorado, Kansas
Kathryn Hollingsworth	El Dorado Times	El Dorado, Kansas
Wade Wilkinson	1016 S. Denver	El Dorado, Kansas
Tony Allison	2340 Bridgette Dr.	El Dorado, Kansas
Vince Haines	300 N. Star	El Dorado, Kansas
Annette Kline	1322 Douglas Rd.	El Dorado, Kansas
James Ellis	2145 S. Main	Wichita, Kansas
Dena McCarthy	2315A Enterprise	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Todd & Jo Peterson	1830 Kendrick Lane	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Keli Rice	1525 Park	El Dorado, Kansas
Deborah Amend	1130 W. Locust	El Dorado, Kansas
Bernadette Spradling	106 Hillside	El Dorado, Kansas
Tom McKibban	1819 Terrace	El Dorado, Kansas
Eddie Dean Jr.	1925 Quail Run	El Dorado, Kansas
Eddie Dean	1610 Cottonwood Dr.	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the January 16, 2007, City Commission meeting to order.

INVOCATION

The Reverend Mark Somerville, Hospice Care of Kansas, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Michelle Neuschafers' Third Grade Class from Washington Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Jane Sandbulte, Creative Community Living Director of Development and Public Relations, updated the Commission on the Creative Community Living functions and informed the Commission of the Kansas Department of Transportation grant application requirements.

Mayor Brian Shepherd read a letter of support for the Creative Community Living to be included with the grant application.

Jay Manske with Manske and Associates, 8981 East Bradford Court, Wichita, Kansas, representing Flinthills Services, gave an overview of Flinthills Services intent to develop a twenty unit residential addition for developmentally and physically disabled occupants.

Discussion ensued amongst Jay Manske, Mayor Brian Shepherd and City Manager Herb Llewellyn regarding the approval of this resolution.

Consensus of the Commission was to place this issue on the City Commission agenda dated February 5, 2007.

Dana Korkki, 2925 West Fifth, stated that Flinthills Services would like to work with the City of El Dorado regarding their facility plans.

CONSENT AGENDA

- a) Approval of the December 28, 2006, Special City Commission minutes.

Commissioner Linda Clark moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Pershall seconded the motion.

Motion Carried 5-0.

COMMUNITY DEVELOPMENT ORGANIZATION DISCUSSION

Mayor Shepherd stated that the City Commission requested a review of the Community Development Organization during the budget discussion in 2006.

Tony Allison, 2340 Bridgette Drive, past President El Dorado Chamber of Commerce, and Vince Haines, 300 North Star, past President El Dorado Inc., gave a PowerPoint presentation on the history of the Community Development Organization and discussed the goals and advantages of the proposed changes.

Discussion ensued amongst the City Commissioners, Mayor Brian Shepherd, Tony Allison, and Vince Haines, regarding the proposed changes.

Commissioner Steve Pershall moved to authorize the City Manager to enter into negotiations with the Community Development Organization for the purpose of having a contract for services relationship with various civic organizations.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

DISCUSSION OF PROPOSED PERMIT FEE INCREASE – SET PUBLIC HEARING

Building Inspector Matt Rowland stated that during the 2007 budget discussion, the City Commission increased revenue from building fees. This is a result of the increased service levels and additional inspections required by the Building Department. City Staff is proposing a fee increase for building, electrical, plumbing and sign permits. Staff feels this is necessary to provide sufficient revenues to pay for the increased costs of the operation of the Building Department; the last rate increase was approved in 1993.

PUBLIC HEARING

Commissioner Linda Clark moved that a public hearing be held at the February 5, 2007, City Commission meeting to discuss the proposed permit fee increase for building, electrical, plumbing and sign permits.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

RECEIVE THE PETITION ON PROJECT NO. 287 – PAVING WESTERN STREET

Mayor Brian Shepherd stated that the developer of Prairie Land Estates Addition has requested the paving of Western Street. City Clerk Kendra Porter reported to the Commission that the petition for the construction projects, signed by owners of 100 percent of the resident owners of record of property liable for assessment, is sufficient for Project No. 287.

RESOLUTION NO. 2570 AND ORDINANCE NO. S-1281

Commissioner Michael Fagg moved that the Report of Sufficiency be accepted for Project No. 287, Paving Western Street, and that Resolution No. 2570, a Resolution of Finding As To Advisability and Resolution Authorizing Improvement Combined, be approved, and that Ordinance No. S- 1281, an ordinance authorizing the issuance of Bonds of the City of El Dorado, Kansas, in an amount not to exceed \$96,000.00 in payment of the cost of said project, and providing for the issuance of Temporary Notes pending the issuance of such Bond, be approved, and that the City Manager proceed with plan development and take bids.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael A. Fagg	Yes
	Mayor Brian D. Shepherd	Yes

CITY COMMISSION HOLIDAY MEETING DATES

Mayor Brian Shepherd stated that at the December 28, 2006, City Commission meeting, the City Commission directed the City Manager to amend Section 2.04.090 of the El Dorado Municipal Code to include a section that automatically moves City Commission meetings that fall on observed holidays to Tuesday. This will eliminate the need to handle those meetings as special City Commission meetings.

ORDINANCE NO. G - 989

Commissioner Steve Pershall moved that Ordinance No. G-989, an ordinance amending Section 2.04.090 of the El Dorado Municipal Code regarding City Commission meetings falling on an observed City holiday, be approved.

Commissioner Linda Clark seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael A. Fagg	Yes
	Mayor Brian D. Shepherd	Yes

UTILITY BILLING WRITE-OFFS

Mayor Brian Shepherd stated that delinquent accounts owed to the City of El Dorado need to be considered to be deemed uncollectible and removed from the accounts receivable records of the City, and a list delineating each amount should be attached to the minutes of this meeting. The total utility account amount of \$29,317.86 is to be removed, which represents only .723% of the total amount billed in 2005.

City Manager Herb Llewellyn insured the Commission that collection efforts would continue.

Commissioner Steve Reynolds moved to deem uncollectible the delinquent utility accounts in the amount of \$29,317.86, and to remove same from the accounts receivable records of the City, and that a list delineating each account be attached to the minutes of this meeting.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn gave an update on the school crossing issue that was questioned by Pat McAllister.

Bernadette Spradling, 106 Hillside, stated that the school has an open lunch policy, and children can leave for lunch with a parent's permission. Ms. Spradling further stated that the school district would like the lights to continue operating during the school lunch period.

Consensus of the Commission was to leave the school crossing unchanged.

- 2). City Manager Herb Llewellyn updated the Commission on the shortage of patrol cars in the Police Department. Mr. Llewellyn asked the Commission to approve the purchase of two vehicles with encumbered monies from the 2006 budget.
- 3). City Manager Herb Llewellyn stated that the Planning Commission is holding a Public Hearing regarding subdivision development issues on January 25, 2007, at 7:00 pm

- 4). City Manager Herb Llewellyn clarified an error on the Pay Plan Classification; the Recycle position should be a Grade 8 instead of a Grade 9.
- 5). City Manager Herb Llewellyn introduced Prosecuting Attorney Jim Murfin and City Attorney Andrew Piealkiewicz.

EXECUTIVE SESSION

Mayor Brian Shepherd stated that the Executive Session is related to non-elected personnel issues and an economic development prospect.

Commissioner Steve Pershall moved to recess into an Executive Session for the purpose of discussing non-elected personnel issues and for the purpose of discussing confidential data relating to the financial affairs or trade secrets of a corporation and to reconvene the regularly scheduled meeting in the City Commission room at 9:15 p.m.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

Mayor Shepherd reconvened the meeting at 9:15 p.m., and stated that no official decisions were made.

AJOURNMENT

Commissioner Steve Reynolds moved to adjourn the meeting at 9:15 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

JANUARY 16, 2007

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VISITORS

Todd and Jo Peterson	1830 Kendrick Lane	El Dorado, Kansas
Tom McKibban	1819 Terrace Drive	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the January 22, 2007, Special Meeting to order.

FLINTHILLS SERVICES-TAX CREDIT

City Manager Herb Llewellyn advised the Commission of the properties that are included in the new rental housing project will be taken off the tax rolls. Discussion ensued.

INFRASTRUCTURE IMPROVEMENTS

Mr. Llewellyn stated the bid letting for the 9th Avenue Bridge and North Main Bridge projects is postponed until May 2007 due to staffing issues at the Kansas Department of Transportation.

Public Utilities Director Kurt Bookout stated the City's Community Development Block Grant application for sewer improvements was denied. He advised the Commission that the Eighth Street lift station is in need of repair. The lift station serves the northeast part of El Dorado. He also stated that inflow and infiltration is causing problems throughout the sewer system. He advised there are three ways to treat this problem: sump pump inspections, Insituform treatment, and manhole rehabilitation. Discussion ensued concerning these treatment options.

Mr. Bookout stated the new wastewater treatment plant is two to three months away from becoming operational. He also stated that Professional Engineering Consultants is producing a water distribution analysis model for the City, including hardware and software. Discussion ensued.

Parks and Recreation Director John Scanlon described the two new ballfields to be added to the Lake diamonds park. He stated that with an average of 33 teams in summer softball leagues and five to six games played at the complex per night, the additional diamonds will reduce wear and tear on the current diamonds. Cost estimates are \$350,000 for construction of the new diamonds. Discussion ensued concerning supply/demand of the fields. Mr. Scanlon stated that the west side of North Main Park and Rice Park are in need of new park equipment.

Assistant to the City Manager Matt Rehder stated the Airport Master Plan is beginning this month. The total cost of the plan is approximately \$125,000, with the Federal Aviation Administration paying 95% of the costs. The City share is approximately

\$7,000. The plan will prioritize infrastructure improvements and also address economic development at the airport.

Fire Chief Ken Nakaten stated the main infrastructure need for the Fire Department is a sub-station in west El Dorado. Currently, the response time for a fire west of Haverhill Road is 7 minutes, 46 seconds. By building a sub-station in the west section of the City, response times could drop to below 4 minutes. A proposed location is on Boyer Road near the Business Park. Discussion ensued.

Police Chief Tom Boren stated the City is in need of a total replacement of radios. The cost is approximately \$93,000. Discussion ensued.

Discussion ensued concerning prioritizing and financing of these projects.

BUTLER COUNTY E-911 CONTRACT

A copy of the Emergency Services Agreement between Butler County and the City was distributed to Commission members. The agreement states the County will pay the City \$15,000 annually in consideration for the City's relinquishment of its E-911 tax monies. To date, the County has paid one year, in 2006. This leaves \$75,000 unpaid. Also, the County has not paid any of the E-911 cell phone tax money. The contract states the County will pay the City "27% of the E-911 tax generated by cell phone use that can be attributed to the City of El Dorado." Discussion ensued. The County has asked that the contract be renegotiated. Consensus is to have City staff develop a letter to the County stating that until contractually-obligated terms are met, the City will not discuss renegotiating the contract. Once terms are met, the City will discuss renegotiating the contract.

ADJOURNMENT

Commissioner Pershall moved to adjourn the meeting at 10:20 p.m.

Commissioner Fagg seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

FEBRUARY 5, 2007

The El Dorado City Commission met in regular session on February 5, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Linda Clark, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piealkiewicz, Assistant City Engineer Scott Rickard, Finance Director Dee Anne Grunder, Building Inspector Matt Rowland. Absent: City Clerk Kendra Porter.

VISITORS

David Yearout	1710 Post Court	El Dorado, Kansas
Jay & Jack Manske	8918 E. Bradford Ct.	Wichita, Kansas
Dana Korkki	2925 W. Fifth	El Dorado, Kansas
Jim Stump	2515 Kacy Court	El Dorado, Kansas
Wade Wilkinson	1330 Kala Court	El Dorado, Kansas
Kendra Wilkinson	1016 S. Denver	El Dorado Kansas
Donald L. Richard	2720 W. Third	El Dorado, Kansas
Jackie Davidson	121 S. High	El Dorado, Kansas
Kendra Reynolds	925 River Rd. Apt. 1303	El Dorado, Kansas
Staci Clark	925 River Rd Apt. 908	El Dorado, Kansas
Julie Mooney	1503 W. Ash	El Dorado, Kansas
Angela Scovel	317 W. Olive	El Dorado, Kansas
Amy Seeber	119 S. Topeka	El Dorado, Kansas
Eric Crawford	1118 Ellet	El Dorado, Kansas
Misty Lujan	1140 Sheldon	El Dorado, Kansas
Sharon Sloan	513 Frazier	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Gerald Watson	125 N. Summit	El Dorado, Kansas
Todd & Jo Peterson	1830 Kendrick Lane	El Dorado, Kansas
Rodney Reynolds	1512 W. Ash	El Dorado, Kansas
David G. Hadel	9400 Ward Parkway	Kansas City, Missouri
David M. Green Jr.	250 NE 30 th	El Dorado, Kansas
Tom McKibban	1819 Terrace	El Dorado, Kansas
Larry Adams	56 W. Third	El Dorado, Kansas
James Cook	719 Fredrick	El Dorado, Kansas
Nick Badway	423 S. Alleghany	El Dorado, Kansas
Red Acklin	3720 NE Fourth	El Dorado, Kansas
Joe Yager	4125 E. English	Wichita, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Tom Winters	525 N. Main	Wichita, Kansas
Don Adlesperger	1285 S. Topeka	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the February 5, 2007, City Commission meeting to order.

INVOCATION

The Reverend Bill O’Connell, First Presbyterian Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Dianne Meyers’ Third Grade Class from Washington Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Tom Winters, Chairman of Regional Economic Area Partnership, gave an overview of the REAP program.

Commissioner Steve Pershall inquired on the need to subsidize low fare airlines.

Tom Winters stated that if the market continues to increase, there will be less need for the subsidize service.

Commissioner Michael Fagg questioned the City of El Dorado's cost of this program.

Tom Winters stated that the REAP membership dues are \$3825.00 per year based on population.

CONSENT AGENDA

- a) Approval of the January 16, 2007, Special City Commission minutes.
- b) Approval of the January 22, 2007, Special City Commission minutes.
- c) Approval of Appropriation Ordinance No. 01-07 in the amount of \$1,973,799.61.
- d) Approval of the Engineer's First Pay Estimate dated January 26, 2007 on Project No. 286, 8" Sanitary Sewer to serve Prairie Land Estates First Addition to the Contractor, Nowak Construction, in the amount of \$42,982.99.
- e) Approval of 2007 Cereal Malt Beverage license applications as listed:

Iron Horse Concert Hall, 315 ½ S. Main

Commissioner Steve Pershall moved that the Consent Agenda, as amended, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion Carried 5-0.

FLINTHILLS SERVICES TAX CREDIT

Dana Korkki, 2925 West Fifth, thanked the City Commissioners for allowing Flinthills Services to submit a revised resolution to construct a twenty unit residential addition for developmentally and physically disabled occupants.

Discussion ensued regarding storm water cost.

RESOLUTION NO. 2571

Commissioner Linda Clark moved that Resolution No. 2571, a resolution supporting the development of Sandstone Homes I in the El Dorado community, subject to city ordinances and the building permit process, and effective until July 31, 2007, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

AIRPORT ADVISORY BOARD – DISCUSSION

Jim Stump, Chairman of the Airport Advisory Board, provided the City Commission with an update of the Board's current activities regarding the Airport Master Plan.

Dave Hadel, Director of General Aviation Services, Burns and McDonnell, 9400 Ward Parkway, Kansas City Missouri, stated that the purpose of a Master Plan is to create a vision for the Airport and the community at large.

Rich Waddell, Project Manager, Burns and McDonnell, 9400 Ward Parkway, Kansas City, Missouri, gave an overview of the three phases of creating a Master Plan.

Commissioner Linda Clark inquired on the timeline of completing the Master plan.

Dave Hadel stated that the process is approximately one year.

Jim Stump, Chairman of the Airport Advisory Board, stated that the Board is recommending a ten percent rent increase for all hangars and an additional five percent for non-resident tenants.

PROPOSED PERMIT FEE INCREASE – PUBLIC HEARING

Building Inspector Matt Rowland gave a PowerPoint presentation explaining the fee increase for building, electrical, plumbing and sign permit. This is necessary to provide sufficient revenue to pay for increased cost of operations. The last rate increase was approved in 1993.

PUBLIC HEARING

Mayor Brian Shepherd opened the public hearing.

Commissioner Linda Clark stated that she would prefer a gradual increase versus doubling the fee's in one year.

Nick Badway, 423 S. Alleghany, questioned if the fee's include HVAC Fees.

Building Inspector Matt Rowland stated that currently there is no permit for HVAC; however, there will be in the new codes. There will be one permit per house based on valuation.

Don Adlesperger, 1285 South Topeka, questioned the need to increase permit fees.

Discussion ensued amongst Building Inspector Matt Rowland and Don Adlesperger regarding the new recommended code changes and fees.

Wade Wilkinson, 1330 Kala Court, stated that he understood the need to increase fees; however, a two-hundred percent increase is too much.

Mayor Brian Shepherd closed the public hearing.

Discussion ensued regarding the permit fee increase.

Consensus of the Commissioner's was that a permit fee increase is needed; however, would like to see options to gradually increase fees.

Commissioner Steve Pershall moved to table this discussion and Staff resubmit a recommendation of a fifty percent increase at the next City Commission meeting.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

PROPOSED AMENDMENTS TO THE SUBDIVISION REGULATIONS

Interim Planning and Zoning Director David Yearout state that the Planning Commission held a public hearing on January 25, 2007, and has recommended certain amendments to the El Dorado Subdivision Regulations. The amendments are to modify the portions of the Subdivision Regulations such that the costs of waterlines and fire hydrants be added to the benefit districts for new subdivisions and that a developer's guarantee equal to three years worth of payments of the total costs of the benefit district be required. The public hearing also considered adding the costs of storm sewers and street intersections to the benefit district costs; however, the recommendation of the Planning Commission is that those changes not be made.

Commissioner Steve Reynolds moved to recess for five minutes and to reconvene at 9:40 p.m.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

Mayor Brian Shepherd reconvened the meeting at 9:41 p.m.

Commissioner Michael Fagg stated that he felt the moratorium has not delayed any construction in El Dorado, and read the 2004 survey results.

Commissioner Michael Fagg stated his concerns with the City's amount of debt and the mill levy percentage. Commissioner Fagg further stated that the City should be willing to spread specials up to twenty years, and the benefit district should be required to pay the storm water charges. Commissioner Fagg stated in closing that he appreciates the Planning Commission's work, but will vote no to protect the taxpayers' interest.

Mayor Brian Shepherd stated that he felt the Planning Commission was not taking the City's total debt into consideration.

ORDINANCE NO. G-990

Commissioner Steve Pershall moved that the Governing Body accept the recommendation of the Planning Commission to amend the Subdivision Regulations concerning the allocation of development costs for water line and fire hydrants, and concerning the establishment of a developer's guarantee, and approve Ordinance No. G-990, an ordinance amending the Subdivision Regulations of the City of El Dorado, Kansas.

Commissioner Linda Clark seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael Fagg	No
	Mayor Brian Shepherd	No

2007 RESIDENTIAL SIDEWALK IMPROVEMENT PROJECT – DISCUSSION

Mayor Brian Shepherd stated that the deadline for the 2007 Residential Sidewalk Improvement Project is March 1, 2007. The program is for any owners interested in repairing damaged sidewalks or installing new sidewalks, on public rights-of-way. The program will pay for the sidewalk removal and will allow ten annual payments interest free.

Commissioner Linda Clark questioned who would be responsible for sidewalks in front of Jefferson Elementary School.

Assistant City Engineer Scott Rickard stated that the School District would be responsible.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Brian Shepherd opened the floor for Commissioners’ comments.

Commissioner Linda Clark stated that she would like to commend the City employee’s for the good job they did with the snow and ice removal.

Commissioner Steve Pershall thanked citizens and Braum’s employees for their assistance during the snow storm.

Mayor Brian Shepherd closed the Commissioners’ comments.

PUBLIC COMMENTS

Mayor Brian Shepherd opened the floor for public comments.

Pat Hicks, 1147 South Arthur, questioned why the recent Planning Commission meeting was not on Channel 7 and why it is not replayed.

City Manager Herb Llewellyn stated that historically the Planning Commission meeting is ran live and not replayed.

Mayor Brian Shepherd suggested that the Planning Commission meetings be replayed.

Don Adlesperger, 1285 South Topeka, stated the importance of advertising the public hearing date to discuss the new building code regulations.

Mayor Brian Shepherd closed the public comment session.

EXECUTIVE SESSION

Mayor Brian Shepherd stated that the Executive Session is related to non-elected personnel issues and an economic development prospect.

Commissioner Steve Pershall moved to recess into an Executive Session for the purpose of discussing non-elected personnel issues and for the purpose of discussing confidential data relating to the financial affairs or trade secrets of a corporation and to reconvene the regularly scheduled meeting in the City Commission room at 11:00 p.m.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

Mayor Brian Shepherd reconvened the meeting at 11:00 p.m.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn stated there will be a Work Session, February 12, 2007, at 7:00 p.m. to discuss lake issues.
- 2). City Manager Herb Llewellyn discussed the possibility of a Request For Quotes for a Financial Advisor for Meyer's Development.

Discussion ensued amongst the Commission and City Manager Herb Llewellyn.

- 3). City Manager Herb Llewellyn updated the Commission on the new software and meter readings.

Pat Hicks, 1147 South Arthur, requested the City Commission's approval to hold a candidate forum in the City Commission room.

Mayor Brian Shepherd moved that Pat Hicks be allowed to host a candidate forum in the City Commission room.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 11:30 p.m.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

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BUTLER COUNTY E-911 CONTRACT

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ADJOURNMENT

Commissioner Pershall moved to adjourn the meeting at 10:20 p.m.

Commissioner Fagg seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

FEBRUARY 19, 2007

The El Dorado City Commission met in regular session on February 19, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Linda Clark, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, Building Inspector Matt Rowland, City Clerk Kendra Porter and Assistant to the City Manager Matt Rehder. Absent: City Attorney Andrew Piekalkiewicz.

VISITORS

Roxanne & Les Limon	1340 S. Emporia	El Dorado, Kansas
Morgan Limon	1340 S. Emporia	El Dorado, Kansas
Shelby & Daniel Frazier	313 N. Ohio	El Dorado, Kansas
Rina & Cody Frye	4602 SW Kickapoo	El Dorado, Kansas
Breck Schlup	410 Union	Cottonwood Falls, Kansas
Steve Schlup	410 Union	Cottonwood Falls, Kansas
Jack & Chriss Davidson	121 S. High	El Dorado, Kansas
Sidnie Davidson	121 S. High	El Dorado, Kansas
Angela Scovel	317 W. Olive	El Dorado, Kansas
Charles D. Mies Sr.	925 S.E River Rd. #303	El Dorado, Kansas
Jenason Penott	2413 W. Enterprise	El Dorado, Kansas
Adam & Brad Shearburn	519 W. Pine	El Dorado, Kansas
Dianne Meyer	1950 Jason Dr.	El Dorado, Kansas
Jack Dickson	304 N. Anita	Potwin, Kansas
Harold Haskell	122 Residence	El Dorado, Kansas
Jack Perry	512 Hunton Rd.	El Dorado, Kansas
David Chapin	1301 W. Central	El Dorado, Kansas
Staci Clark	925 River Rd. #908	El Dorado, Kansas
Mariah Reynolds	925 River Rd. #1303	El Dorado, Kansas
Kay Lee McKinney	925 River Rd. #908	El Dorado, Kansas
Daunte Huggins	925 River Rd. #1303	El Dorado, Kansas
Steve Funk	1810 Lawndale	El Dorado, Kansas
Darla Stewart	431 N. Summit	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Larry Scott	225 N. Residence	El Dorado, Kansas
David & Roberta Schmitt		Wichita, Kansas
Tom & Allie McKibban	1819 Terrace	El Dorado, Kansas
Rev. Rick Barrett	220 Belair	El Dorado, Kansas
Nicole & Tyler Stump	2515 Kacy Court	El Dorado, Kansas
Krystal Wallace	515 N. Washington	El Dorado, Kansas
Todd Peterson	1830 Kendrick Ln.	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the February 19, 2007, City Commission meeting to order.

INVOCATION

The Reverend Rick Barrett, Assembly of God Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Dianne Meyers' Third Grade Class from Washington Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Steve Funk, 1810 Lawndale, recognized the loss of Steve Smith, and Stan Stewart's health issues. Mr. Funk requested a candidate forum to be held at City Hall tentatively for March 13, 2007, to discuss economic development issues.

There was discussion amongst the Commissioners regarding this request, and there were no objections from the Commission.

CONSENT AGENDA

- a) Approval of the February 5, 2007, City Commission minutes.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner Michael Fagg seconded the motion.

Motion Carried 5-0.

MIDDLE SCHOOL STUDENTS

Mayor Brian Shepherd stated that the El Dorado Middle School students would like to paint EMS Cats' paw prints on the sidewalks and side streets around the school to show school pride.

Allison McKibban, 1819 Terrace, read a prepared statement regarding painting paw prints on the sidewalks and streets around the Middle School.

Steve Schlup, Physical education teacher at El Dorado Middle School, requested that the City place barricades on the side streets to allow students to paint paw prints in the street. Mr. Schlup further stated that each year the incoming sixth grade students will maintain the paw prints.

Commissioner Linda Clark moved to approve the El Dorado Middle School students to paint paw prints on the sidewalks and the side street around the Middle School.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

888 ALCOHOL MONIES

Mayor Brian Shepherd stated that the Governing Body has received requests for the use of the alcohol tax monies for 2006. State law requires the 888 Alcohol funds be spent "...only for the purchase, establishment, maintenance or expansion of services or programs whose principal purpose is alcoholism and drug abuse prevention and education, alcohol and drug detoxification, intervention in alcohol and drug abuse or treatment of persons who are alcoholics or drug abusers or are in danger of becoming alcoholics or drug abusers."

City Manager Herb Llewellyn stated that Staff has corresponded with each of the agencies to assure their request meet State requirements. At this time, it appears all requests meet the criteria. City Manager Llewellyn suggested that the Commission re-evaluate the process of funding these requests.

Commissioner Steve Pershall abstained from discussion regarding the El Dorado Elks Lodge #1407.

Commissioner Linda Clark abstained from discussion regarding the Family Life Center.

Jack Dickson, 304 North Anita, Potwin, Kansas, representing Ministry To Survivors, stated that the ministry provides direct assistance to educate the community and provide for the needs of abused victims.

Nicole Stump, 2515 Kacy Court, representing The Sunlight Children's Advocacy and Rights Foundation (SCARF), stated that March 1, 2007, is the grand opening of SCARF, and updated the Commission on the foundations activities.

Darla Carter, Executive Director of the Family Life Center Safe House, stated that the Family Life Center assists families in domestic violence situations by offering a safe environment, classes, and group counseling, and responded to questions from the Commission.

Larry Scott, 225 North Residence, Drug Awareness Chairman for the El Dorado Elks Lodge #1407, stated that along with the Safe Night Out program, the Elks Lodge has implemented two new programs this year for drug awareness.

Krystal Wallace, 515 North Washington, President of Mothers Against Methamphetamines, stated that Mothers Against Methamphetamines is a local non-profit organization for educating the community about methamphetamines, and updated the Commission on recent activities.

There was discussion amongst the Commissioners regarding the requests of each organization.

Commissioner Steve Reynolds moved to table this issue until the March 5, 2007, City Commission meeting.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

PROPOSED PERMIT FEE INCREASE

Mayor Brian Shepherd stated that during the 2007 budget discussion, the City Commission increased revenue from building fees. This is a result of the increased service levels and additional inspections required by the Building Department. The last rate increase was approved in 1993.

Mayor Shepherd further stated that City Staff proposed an ordinance to increase the fees for building, electrical, plumbing and sign permits at the February 5, 2007, public hearing. The City Commission directed City Staff to reduce the fees in the proposed ordinance and re-submit.

ORDINANCE NO. G-991

Commissioner Steve Pershall moved to approve Ordinance G-991, an ordinance amending Title 15, Chapters 15.04.050, 15.20.140, 15.32.080 and 15.40.020 of the El Dorado Municipal Code relating to Building, Electrical, Plumbing & Sign permit fees.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael Fagg	Yes
	Mayor Brian Shepherd	Yes

NO PARKING SIGNS – 100 BLOCK NORTH RESIDENCE

Mayor Brian Shepherd stated that the City Commission must determine at this time whether to retain or remove the no parking signs on the east side of the 100 block of North Residence. This issue has been discussed at the September 18 and December 18, 2006, City Commission meetings.

Assistant City Engineer Scott Rickard explained that this item should not have been on this agenda. The original motion was for ninety days, and it has only been sixty days.

Commissioner Steve Pershall moved to revisit this issue during the March 20, 2007, City Commission meeting.

Commissioner Steve Reynolds seconded.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Brian Shepherd opened the floor for Commissioners’ comments.

Commissioner Steve Pershall questioned the situation of the traffic signal at the intersection of Central Avenue and Denver Street.

Assistant City Engineer Scott Rickard stated that the conduit wire under ground is in need of repair, and Street Superintendent Jason Hughey is addressing this issue.

City Manager Herb Llewellyn stated that it was his understanding that an officer is assisting with traffic before and after school.

Commissioner Pershall recognized the loss of Steve Smith with an antidote of a shared experience.

Commissioner Michael Fagg stated that this winter has been hard on our city streets. Commissioner Fagg questioned the possibility of publishing a quarterly financial report in the local newspaper.

City Manager Llewellyn stated that Staff is aware of the street issues, and are in the process of making repairs. Mr. Llewellyn stated that after the new software is completely implemented, the Commission will begin receiving a monthly budget report.

Commissioner Linda Clark stated that she would like to again commend the City employee's for the good job they did with the snow and ice removal. Commissioner Clark expressed her thoughts of the passing of Steve Smith, and the health issues of Stan Stewart.

Mayor Brian Shepherd closed the Commissioners' comments.

PUBLIC COMMENTS

Mayor Brian Shepherd opened the floor for public comments.

Harold Haskell, 122 Residence, thanked the Commission for addressing his parking problem and stated that he would like to see a traffic count during the weekend as well as during the week. Mr. Haskell presented a letter to the Commission, from a resident at 131 Residence, who could not be present.

Assistant City Engineer Scott Rickard stated that a traffic count at the intersection of Residence and Central Avenue will be conducted. Mr. Rickard stated for clarification the comparison of traffic flow was at the intersection of Orchard Street and Central Avenue, and not at the intersection of Jones Street and Central Avenue.

Larry Watson, 140 Residence, stated that he has noticed a decrease in traffic congestion at the corner of Residence and Central Avenue.

Pat Hicks, 1147 South Arthur, thanked City employee's for repairing Towanda Street and for repairing the lights on the front steps of City Hall.

Mayor Brian Shepherd closed the public comment session.

CITY MANAGER'S REPORT

City Manager Herb Llewellyn stated that tomorrow nights candidate forum will be broadcast live on Channel 7 at 7:30 p.m.; the replay schedule will be posted on Channel 7.

EXECUTIVE SESSION

Mayor Brian Shepherd stated that the Executive Session is related to legal and non-elected personnel issues.

Commissioner Steve Reynolds moved to recess into an Executive Session for the purpose of discussing legal and non-elected personnel issues and to reconvene the regularly scheduled meeting in the City Commission room at 8:45 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Brian Shepherd reconvened the meeting at 8:45 p.m.

Mayor Shepherd stated that he would like to invite our State representative to address the Commission regarding information discussed at a recent Ninth Avenue Bridge meeting.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 8:47 p.m.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

MARCH 5, 2007

The El Dorado City Commission met in regular session on March 5, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Linda Clark, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz, Assistant to the City Manager Matt Rehder and Finance Director Dee Anne Grunder. Absent: City Clerk Kendra Porter.

VISITORS

Norm Manley	1859 Lawndale	El Dorado, Kansas
Martin Goedecke	205 S. Main	El Dorado, Kansas
David Yearout	1710 Post Ct.	El Dorado, Kansas
Richard Edds	1815 Quail Run	El Dorado, Kansas
Linda Jolly	2100 Pico Ct.	El Dorado, Kansas
John & Nancy Grange	1115 Rim Rock	El Dorado, Kansas
Bill Mason	1661 Arizona	El Dorado, Kansas
David Sundgren	533 Prairie Rd.	El Dorado, Kansas
Ted Farmer	1635 Pennsylvania	El Dorado, Kansas
Eddie Dean Jr.	1925 Quail Run	El Dorado, Kansas
Wade Wilkinson	1330 Kala Ct.	El Dorado, Kansas
Dave Chapin	325 S. Emporia	El Dorado, Kansas
Tom McKibban	1819 Terrace	El Dorado, Kansas
Nancy McEachern	1124 W. Towanda	El Dorado, Kansas
Ava Wedel		Rosalia, Kansas
Linda & Rob Crank	7914 SW 50 th	Towanda, Kansas
Robert D. Call	1800 N. Topeka	El Dorado, Kansas
Jack Dickson	304 N. Anita	Potwin, Kansas
Roberta & Daniel Schmidt	8410 E. Bayley	Wichita, Kansas
Chet McCoy	336 Simpson Rd.	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Harold Haskell	122 N. Residence	El Dorado, Kansas
Jo & Todd Peterson	1830 Kendrick Ln.	El Dorado, Kansas
Jack Perry	512 Hunton Rd.	El Dorado, Kansas
Donald Adlesperger	1285 S. Topeka	El Dorado, Kansas
Max Hubbell	205 S. Main	El Dorado, Kansas
Larry Scott	225 N. Residence	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Dan Hill	1758 S.E. Hwy 77	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the March 5, 2007, City Commission meeting to order.

INVOCATION

The Reverend Richard Edds, First Southern Baptist Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Mayor Brian Shepherd led the Pledge of Allegiance.

PERSONAL APPEARANCE

David Sundgren, 533 Prairie Road, stated that he was representing an investment group who wishes to purchase the El Dorado Lake water rights. Mr. Sundgren gave an overview of the history of the El Dorado Lake.

Discussion ensued amongst the Commissioners regarding the El Dorado Lake water rights.

Dan Hill, 1758 S.E. Hwy 77, requested that the written policies for the Cemeteries be reviewed.

Discussion ensued regarding the Cemetery policies.

Consensus of the Commission was that the City will abide by the current policies, and the Cemetery policies will be reviewed at a later date.

Linda Jolly, 2100 Pico Court, stated that the Chamber was asked by USD 490 School District to help encourage students and parents with the importance of Youth Assessment Testing. Ms. Jolly stated that the State Assessment testing is scheduled from March 1, 2007, through April 30, 2007.

Discussion ensued amongst the City Commissioners and Linda Jolly regarding Economic Development.

PROCLAMATION

Jim Schmidt, Butler County Emergency Management, explained the importance of severe weather awareness with Spring approaching.

Mayor Brian Shepherd read a proclamation to proclaim the week of March 12, 2007, through March 16, 2007, as Severe Weather Awareness Week.

CONSENT AGENDA

- a) Approval of the February 19, 2007, City Commission minutes.
- b) Approval of Appropriation Ordinance No. 02-07 in the amount of \$1,230,069.22.
- c) Approval of Resolution No. 2572, a resolution providing for the issuance of Temporary Note No. 1877 for Project Nos. 254 (North Main Bridge Rehabilitation) and 286 (Prairie Land Estates First Addition Sanitary Sewer) in the total principal amount of \$697,000.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner Michael Fagg seconded the motion.

Motion Carried 5-0.

DISCUSSION OF MEETING BETWEEN REPRESENTATIVE JOHN GRANGE AND THE KANSAS SECRETARY OF TRANSPORTATION.

Mayor Brian Shepherd stated that at the February 19, 2007, meeting, Commission directed staff to invite Representative John Grange and other parties involved to discuss the meeting held with the Kansas Secretary of Transportation.

Representative John Grange, 1115 Rim Rock, gave an overview of the January 30, 2007, meeting with the Kansas Secretary of Transportation.

Discussion ensued amongst the Commissioners and Representative John Grange regarding the January 30, 2007, meeting.

Bill Mason, 1661 Arizona, stated that he requested the meeting with the Secretary of Transportation regarding signage and a dedication ceremony of the Veterans Memorial Highway.

Pat Hicks, 1147 South Arthur, stated that she felt it would have been a courtesy to inform our elected officials of the meeting.

Larry Adams, 1756 West Third, stated that even though people disagreed with the former City Commission's actions, they never went to Topeka to try to change things.

888 ALCOHOL MONIES

Mayor Brian Shepherd stated that the Governing Body has received requests for the use of the alcohol tax monies for 2006. State law requires the 888 Alcohol funds be spent "...only for the purchase, establishment, maintenance or expansion of services or programs whose principal purpose is alcoholism and drug abuse prevention and education, alcohol and drug detoxification, intervention in alcohol and drug abuse or treatment of persons who are alcoholics or drug abusers or are in danger of becoming alcoholics or drug abusers." City Staff is working with vendors to correspond their requests with State requirements.

City Manager Herbert E. Llewellyn gave an overview of the history of the allocations and available monies.

Commissioner Steve Pershall abstained from discussion regarding the El Dorado Elks Lodge #1407.

Discussion ensued amongst the Commission regarding how to allocate the alcohol tax monies.

Larry Scott, 225 Residence, questioned the time frame of when the alcohol tax money is awarded to the City.

Finance Director Dee Anne Grunder stated that the tax money is awarded to the City quarterly.

Commissioner Steve Pershall moved to allocate the alcohol tax monies in the following manner and to authorize the City Manager to execute the appropriate documents and contracts with the following recipients:

Ministry To Survivors	\$ 1,500.00
SCARF	\$ 1,500.00
Family Life Center	\$ 5,000.00
Recovery for All Foundation	\$ 2,500.00
El Dorado Elks Lodge #1407	\$ 2,200.00
Mothers Against Methamphetamines	<u>\$ 1,900.00</u>
Total	\$ 14,600.00

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

Commissioner Steve Reynolds moved to allocate \$2,200 of the alcohol tax monies to the El Dorado Elks Lodge #1407 and to authorize the City Manager to execute the appropriate documents and contracts.

Commissioner Linda Clark seconded the motion.

Motion carried 4-0-1 (Commissioner Pershall abstained).

DISCUSSION OF THE PLANNING ACTION COMMITTEE FOR THE AIRPORT MASTER PLAN.

Assistant to the City Manager Matt Rehder stated that the Airport Master Plan is currently being updated by Burns and McDonnell of Kansas City, Missouri. One aspect of the planning process Burns and McDonnell incorporates is forming a Planning Action Committee (PAC) consisting of El Dorado citizens from various entities. A proposed PAC is listed in the agenda packet. All proposed members expressed interest in serving.

Commissioner Steve Reynolds questioned the time frame for the Planning Action Committee to develop an Airport Master Plan.

Assistant to the City Manager Matt Rehder stated that it will be a year long process and the committee will meet every two months.

Discussion ensued amongst the Commissioner's and the City Manager regarding the recommendations for the Planning Action Committee.

Commissioner Steve Reynolds moved to table this issue until the March 19, 2007, City Commission meeting.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PUBLIC HEARING ON PETITION TO VACATE A PLATTED UTILITY AND DRAINAGE EASEMENT IN A PORTION OF THE BANKS-WILLHITE ADDITION (CASE NO. 07-001-VAC).

Interim Planning/Zoning Director David Yearout stated that James and Sally Hargrove, petitioners, are requesting the vacation of the platted 20' drainage and utility easement along the common line between Lots 4 & 5, Block 3 in the Banks-Willhite Addition.

Interim Planning/Zoning Director David Yearout stated that when this property was platted, a utility and drainage easement was placed on this lot line in anticipation of needing it for the storm drainage and utility service to the lots. Actual construction of the storm drainage system has the drainage from this cul-de-sac going to the north. As a result, this easement is not needed. In addition, all utility companies have been notified and have no objections to the vacation of the easement.

PUBLIC HEARING

Mayor Brian Shepherd opened the floor for the public hearing.

With no one appearing, Mayor Shepherd closed the public hearing.

Commissioner Linda Clark moved to grant the prayer of the petition in Case No. 07-001-VAC, requesting the vacation of a 20' utility and drainage easement along the common line of Lot 4 and Lot 5 in Block 3 of the Banks-Willhite Addition, and authorize the Mayor to sign the Vacation Order granting said vacation.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

AMENDMENT TO THE APPROVED DEVELOPMENT PLAN FOR THE GREENS AT PRAIRIE TRAILS (CASE NO. 07-001-RZ).

Interim Planning/Zoning Director David Yearout stated that the Greens at Prairie Trails, LLC, through Ramon Criss, President, is seeking approval of an amended Development Plan for the Greens at Prairie Trails, located east of Country Club Road and north of Twelfth Avenue. This property was rezoned to R-3, Multiple-Family Residential with a PD, Planned Development Overlay in 2004. Under the requirements of the Zoning Regulations, a Development Plan is approved at the time of zoning approval which dictates the manner in which development is to occur.

Interim Planning/Zoning Director David Yearout stated that the staff recommendation was to deny the amendment due to nonconformity to the requirement of the Zoning Regulations. Staff's recommendation was based on the requirements of the Zoning Regulations for a Development Plan, particularly the specific requirements that are to be shown on a plan.

Interim Planning/Zoning Director David Yearout stated that this issue was discussed at length by the Planning Commission and the Planning Commission based its recommendation on the finding that the Planned Development Overlay district is not necessarily intended to be used in single-family developments and the overall quality of this project is beneficial to the community as a whole.

Norman Manley, 1959 Lawndale, discussed the previous history of the Planned Development Overlay for the Greens at Prairie Trails.

Discussion ensued amongst the City Commission, City Manager Herb Llewellyn and City Attorney Andrew Piekalkiewicz regarding the Planned Development Overlay and the recommendations of the Planning Commission.

ORDINANCE NO. S-1281

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-001-RZ, thereby amending the Development Plan for the Greens at Prairie Trails, located generally at Twelfth Avenue and Country Club Road be accepted and that Ordinance No. S-1281 be approved.

Motion failed for lack of second.

Commissioner Steve Reynolds moved that Case No. 07-001-RZ be returned to the Planning Commission for reconsideration, in particular to address the following issues: What is the proper course of action to follow in a Plan Development; would like the Planning Commission to discuss at the next meeting and return to City Commission with recommendations.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-1. (Commissioner Linda Clark opposed)

GRANT RIGHT OF WAY TO KANSAS GAS SERVICE

Mayor Brian Shepherd stated that the Kansas Gas Service is requesting a 20' Right of Way and Easement to operate and maintain pipeline located at the Southeast corner of North Main Street and Random Road (Rice Park). They have provided an "as built" legal description and exhibit of the pipeline route.

Discussion ensued amongst the City Commission and Assistant Engineer Scott Rickard regarding the location of the two regulators at Rice Park.

Commissioner Steve Reynolds moved that the Governing Body approve the Grant of Right of Way located at the Southeast corner of North Main Street and Random Road (Rice Park) and authorize the Mayor to execute the Grant of Right of Way.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Brian Shepherd opened the floor for Commissioners' comments.

Commissioner Steve Reynolds wished students good luck on the State assessment test, and thanked the Chamber for their help.

Commissioner Michael Fagg questioned if the City was in compliance with ADA parking codes for the downtown area.

City Manager Herbert Llewellyn stated that he is currently reviewing the ADA plan which has recently been updated and if a need is identified the City will be proactive in handling the issue.

Mayor Brian Shepherd closed the Commissioners' comments.

PUBLIC COMMENTS

Mayor Brian Shepherd opened the floor for public comments.

Jack Perry, 512 Hunton Road, stated that recently he had given the City Manager a copy of his cemetery deed from 1959. Mr. Perry asked how the City can change something that he has a covenant on. Mr. Perry further stated that when he purchased the cemetery plot he was told that markers must be flat for mowing purposes.

City Manager Herb Llewellyn explained that any changes would require City approval.

Dan Hill, 1758 S. E. Hwy 77, stated that he agrees with Mr. Perry and would like the City to make a decision on this issue. Mr. Hill stated that he was interested in the cost of getting a copy of the Uniform Building Code.

Mayor Brian Shepherd closed the public comment session.

EXECUTIVE SESSION

Mayor Brian Shepherd stated that the Executive Session is related to legal issues.

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing legal issues and to reconvene the regularly scheduled meeting in the City Commission room at 11:25 p.m.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

Mayor Brian Shepherd reconvened the meeting at 11:25 p.m.

CITY MANAGER'S REPORT

- 1.) City Manager Herb Llewellyn stated that a Work Session is scheduled for March 12, 2007, to discuss strategic planning with the Convention and Visitors Board at the Civic Center.
- 2.) City Manager Herb Llewellyn updated the Commission on the Stadium.
- 3.) City Manager Herb Llewellyn stated that the Police Department has money encumbered to purchase a new vehicle and would like the City Commission's approval to proceed.
- 4.) City Manager Herb Llewellyn stated that Staff has been in contact with the school district regarding placing no parking signs on Twenty Fourth Street.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 11:35 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

MARCH 19, 2007

The El Dorado City Commission met in regular session on March 19, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Linda Clark, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz, Assistant to the City Manager Matt Rehder, City Clerk Kendra Porter and Finance Director Dee Anne Grunder.

VISITORS

Jim Barr	301 State	El Dorado, Kansas
Harold Haskell	122 Residence	El Dorado, Kansas
James Cook	719 Fredrick Drive	El Dorado, Kansas
Ladislado Hernandez	1156 Summit	El Dorado, Kansas
Jo Peterson	1830 Kendrick Ln.	El Dorado, Kansas
Mary & Chet McCoy	336 Simpson Rd.	El Dorado, Kansas
Kendra Wilkinson	1016 S. Denver	El Dorado, Kansas
Krystal Wallace	515 N. Washington	El Dorado, Kansas
Sharon Wallace	302 N. Washington	El Dorado, Kansas
Tom McKibban	1819 Terrace	El Dorado, Kansas
Linda Crank	7914 SW 50 th	Towanda, Kansas
Dan Hill	1758 SE Hwy 77	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Dana Korkki	2925 W. Fifth	El Dorado, Kansas
Lori Marshall	319 S. Washington	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the March 19, 2007, City Commission meeting to order.

INVOCATION

With no one appearing, Mayor Brian Shepherd proceeded with the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

Mayor Brian Shepherd led the Pledge of Allegiance.

PERSONAL APPEARANCE

Krystal Wallace, 515 North Washington, thanked the Commission for the 2007 Alcohol Tax monies granted to their organization Mothers Against Methamphetamines and updated the Commission on the usage of last year's funds.

City Manager Herbert Llewellyn presented the Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting to Finance Director Dee Anne Grunder. Mr. Llewellyn stated that this is the twenty-ninth year the City of El Dorado has received this award.

CONSENT AGENDA

- a) Approval of the March 5, 2007, City Commission minutes.
- b) Approval of the March 12, 2007, Special City Commission minutes.

Commissioner Linda Clark moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Pershall seconded the motion.

Motion Carried 5-0.

SPECIAL USE PERMIT FOR A DETACHED, OVERSIZED GARAGE WITH APARTMENT AT 1330 DOUGLAS ROAD (CASE NO. 07-001-SUP)

Assistant to the City Manager Matt Rehder stated that the applicant, Karen Ottaway, is requesting a Special Use Permit to allow the construction of an accessory apartment in a new detached garage, to allow a larger gross square footage of the detached garage and to allow a higher side wall on the detached garage on property located at 1330 Douglas Road. The property is zoned R-1 Residential Low Density District.

Assistant to the City Manager Matt Rehder stated that at the February 22, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission recommended approval of the Special Use Permit for the construction of a detached garage with a garage apartment, to allow a larger gross square footage of the detached garage and to allow a higher side wall for the detached garage by a vote of 7 to 0.

Discussion ensued amongst the Commissioners and City Staff regarding the Special Use Permit.

RESOLUTION NO. 2573

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-001-SUP requesting a Special Use Permit to allow the construction of an accessory apartment in a new detached garage, to allow a larger gross square footage of the detached garage and to allow a higher side wall on the detached garage for property located at 1330 Douglas Road be accepted and that Resolution No. 2573 be approved.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

SPECIAL USE PERMIT FOR A DAYCARE CENTER AT 830 NORTH HAVERHILL ROAD (CASE NO. 07-002-SUP)

Mayor Brian Shepherd stated that the applicant, Flinthills Services, is requesting a Special Use Permit for a day care center to be located at 830 North Haverhill Road. The property is zoned I-1 Light Industrial District.

Mayor Brian Shepherd stated at the February 22, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission recommended approval of the Special Use Permit for the establishment of a day care center by a vote of 5 to 1 and 1 abstention.

Dana Korkki, 2925 West Fifth, Flinthills Services, clarified that this facility would only be for their clients.

RESOLUTION NO. 2574

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-002-SUP requesting a Special Use Permit to allow the establishment of a day care center for property located at 830 North Haverhill be accepted and that Resolution No. 2574 be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

NO PARKING SIGNS 100 BLOCK NORTH RESIDENCE

Mayor Brian Shepherd stated that the City Commission must determine at this time whether to retain or remove the no parking signs on the east side of the 100 block of North Residence. This issue has been discussed at the September 18 and December 18, 2006, City Commission meetings.

Discussion ensued amongst the Commissioners and Assistant Engineer Scott Rickard regarding the no parking signs and the traffic count that was conducted.

Harold Haskell, 122 Residence, stated that the no parking signs have improved the traffic issues and is requesting the no parking signs remain on the 100 Block of North Residence.

Larry Adams, 1756 West Third, stated that he agrees with Mr. Haskell, that the traffic congestion has improved in the 100 Block of North Residence.

Lori Marshall, 319 South Washington, stated the no parking signs have made the 100 Block of North Residence safer. Ms. Marshall suggested a traffic count be conducted in the summer.

NO PARKING SIGNS

Commissioner Steve Pershall moved to authorize the City Manager to prepare an ordinance requiring No Parking signs on the east side of the 100 block of North Residence.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-1. (Commissioner Linda Clark opposed)

**PROJECT NO. 287–PAVING WESTERN STREET–PRAIRIE LAND ESTATES
FIRST ADDITION**

Mayor Brian Shepherd stated that the City Commission directed that bids be taken on this project. Bids were received and the low bid was below the Engineer’s Estimate.

Mayor Brian Shepherd spread the bids on the record as follows:

Engineer’s Estimate	\$72,731.00
APAC Kansas	\$50,741.00
Cornejo & Sons	\$50,674.23
La Farge	\$70,986.70

AWARDING THE CONTRACT

Commissioner Steve Reynolds moved that as Cornejo & Sons has submitted the lowest and best bid for project No.287, and since their bid of \$50,674.23 was under the Engineer’s Estimate, the City Manager be directed to award the contract to said contractor providing that the company furnishes the proper bonds.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PROJECT NOS. 288,290 & 291-2007 SALES TAX

Mayor Brian Shepherd stated that the City Commission directed that bids be taken on these projects. Bids were received and the low bid was below the Engineer’s Estimate.

Project No. 288 – 2007 Sales Tax – Repaving Post (Lawndale to Country Club) Rim Rock (Country Club to Hazlett) Hazlett (Skyview to McCollum)

Project No. 291 – 2007 Sales Tax – Concrete Repair to Curb and Gutter and Drives Post (Lawndale to Country Club) Rim Rock (Country Club to Hazlett) Hazlett (Skyview to McCollum)

Project No. 290 – 2007 Sales Tax – Repaving Haverhill (Sixth to Oil Hill)

Mayor Brian Shepherd spread the bids on the record as follows

Engineer’s Estimate	\$ 367,827.09
APAC Kansas	\$ 310,828.27
Cornejo & Sons	\$ 320,304.68
La Farge	\$ 415,543.18

AWARDING THE CONTRACT

Commissioner Michael Fagg moved that as APAC Kansas has submitted the lowest and best bid for Project Nos. 288, 290 and 291, and since their combined bid of \$310,828.27 was under the Engineer’s Estimate, the City Manager be directed to award the contract to said contractor providing that the company furnishes the proper bonds.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PLANNING ACTION COMMITTEE FOR AIRPORT MASTER PLAN

Mayor Brian Shepherd stated that the Airport Master Plan is currently being updated by Burns and McDonnell of Kansas City, Missouri. One aspect of the planning process Burns and McDonnell incorporates is forming a Planning Action Committee (PAC) consisting of El Dorado citizens from various entities.

City Manager Herb Llewellyn updated the Commission on the committee appointment rules.

Discussion ensued amongst the Commissioners regarding the Commission selections.

Consensus of the Commission was to defer the Commission selection until after the April 3, 2007, election.

Commissioner Linda Clark moved to appoint the recommended citizens to serve on the Planning Action Committee for the Airport Master Plan and to defer the Commission selection until after the election.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

SALES TAX BUDGET ADVISORY COMMITTEE TERM OF SERVICE ORDINANCE

Mayor Brian Shepherd stated that the current ordinance states that the Sales Tax Budget Advisory Committee’s term is from May to May and we are proposing to change the term to be from March to March. Due to the Budget calendar, we feel it is necessary to have the same committee members go through the entire process instead of beginning with one set of members and finishing with another. We would like the Sales Tax Budget Advisory Committee to review the first draft of the budget before it is submitted to the Commission.

Discussion ensued amongst the Commissioners and City Manager Herb Llewellyn regarding the changes.

ORDINANCE NO. S-1282

Commissioner Steve Pershall moved to approve Ordinance S-1282, an ordinance amending Section 3 of Ordinance S-798, to change the term of the Sales Tax Budget Advisory Committee to be from March to March.

Commissioner Michael Fagg seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael Fagg	Yes
	Mayor Brian Shepherd	Yes

NEW BUSINESS – DISCUSSION ITEMS

Mayor Brian Shepherd opened the floor for Commissioners' comments.

Commissioner Steve Pershall briefed the Commission on a recent REAP meeting that he and Commissioner Reynolds attended.

Commissioner Steve Reynolds updated the Commission on the new Lake Development Committee which met for the first time two weeks ago.

Mayor Brian Shepherd closed the Commissioners' comments.

PUBLIC COMMENTS

Mayor Brian Shepherd opened the floor for public comments.

Jim Barr, 301 State, inquired on setbacks on the property at 1330 Douglas Road. Mr. Barr requested that the Commission review the parking in the 100 Block of East and West Pine Street.

Ladislado Hernandez, 1156 Summit, stated that Towanda Street is in need of repair. Mr. Hernandez expressed his concerns of constructing an apartment above a garage.

Discussion ensued amongst the Commissioners regarding Towanda Street.

Chet McCoy, 336 Simpson Road, stated that he agrees with Mr. Barr and would like the angled parking removed from the 100 Block of East and West Pine Street.

Dan Hill, 1758 S.E. Hwy 77, inquired on the procedure of setting a collar under a monument at the City Cemeteries.

City Manager Herb Llewellyn stated that there is a concrete foundation that is set underground, and then a collar is set on top of the foundation to hold the monument.

Mayor Brian Shepherd requested the Commission be provided with the rules and regulations of the Cemetery for review.

Ladislado Hernandez, 1156 Summit, expressed the need for the Commission to review the Cemetery rules and regulations.

Mayor Brian Shepherd closed the public comment session.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn updated the Commission on the health insurance bidding process.
- 2). City Manager Herb Llewellyn stated that discussion has been addressed on allowing a left turn from the right lane, west bound, at the intersection of Twelfth Avenue and Main Street.

- 3). City Manager Llewellyn stated that the City's traffic signals are triggered by a camera, and if a car stops on the crosswalk at an intersection it will cause a delay in the signal change.
- 4). City Manager Herb Llewellyn clarified discussion that was made during a recent staff meeting.
- 5). City Manager Herb Llewellyn updated the Commission of the usage of a recently purchased crack sealer.
- 6). City Manager Herb Llewellyn informed the Commission of the need for a track hoe.
- 7). City Manager Herb Llewellyn gave an overview of the Dolly Parton Imagination Library program.

EXECUTIVE SESSION

Mayor Brian Shepherd stated that the Executive Session is related to legal and non-elected personnel issues.

Commissioner Michael Fagg moved to recess into an Executive Session for the purpose of discussing legal and non-elected personnel issues and to reconvene the regularly scheduled meeting in the City Commission room at 9:45 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Brian Shepherd reconvened the meeting at 9:45 p.m.

Commissioner Steve Pershall moved to award a five percent merit increase to City Manager Herbert E. Llewellyn Jr. and the City Manager be directed to work with the City Attorney in preparing an agreement.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 9:48 p.m.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

MARCH 19, 2007

EL DORADO CITY COMMISSION MEETING

April 2, 2007

The El Dorado City Commission met in regular session on April 2, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz, Assistant to the City Manager Matt Rehder, City Clerk Kendra Porter, Absent: Commissioner Linda Clark.

VISITORS

Jenae Waite	1925 Country Club Rd.	El Dorado, Kansas
George Fagg	320 N. Atchison	El Dorado, Kansas
Jim & Connie Phillips	216 W. Central	El Dorado, Kansas
Sean Gardiner	820 W. Fourth Ave.	El Dorado, Kansas
Susan Harsh	1740 Ryan Court	El Dorado, Kansas
Jim Morrow	1714 Candace Ln.	El Dorado, Kansas
Leonard & Nellie Smith	401 S. Denver	El Dorado, Kansas
Donald Adlesperger	1285 S. Topeka	El Dorado, Kansas
Ray L. Connell	2520 Chase	El Dorado, Kansas
Marlene Avery	219 Hillcrest	El Dorado, Kansas
Gary L. Ball	817 W. Fourth Ave.	El Dorado, Kansas
Norm Manley	116 N. Star	El Dorado, Kansas
Kevin Pickrell	704 Maplewood	El Dorado, Kansas
John Templin	515 N. West	Leon, Kansas
Dan Hill	1758 S.E. Hwy 77	El Dorado, Kansas
Shane Krause	830 W. Fourth Ave.	El Dorado, Kansas
John, Jackie & Olivia Peiffer	880 N.W. 34 th	El Dorado, Kansas
Rachelle & Derek Hildreth	1430 Lawndale	El Dorado, Kansas
Eric, Sonya & Wyatt Grooms	300 S. Main Apt. 32	El Dorado, Kansas
Chet & Mary McCoy	336 Simpson Rd.	El Dorado, Kansas
Linda & Rob Crank	7914 S.W. 50 th	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Carl D. Andrews	1730 Cottonwood Dr.	El Dorado, Kansas
Wade Wilkinson	120 S. Race	El Dorado, Kansas
Kathryn Hollingsworth	El Dorado Times	El Dorado, Kansas
Todd & Jo Peterson	1830 Kendrick Ln.	El Dorado, Kansas
Gerald Watson	125 N. Summit	El Dorado, Kansas
Kirbie Shearburn-Busby	2100 W. Central	El Dorado, Kansas
Ladislado Hernandez	1156 Summit	El Dorado, Kansas
Kendra Wilkenson	1016 S. Denver	El Dorado, Kansas
Tom McKibban	1819 Terrace	El Dorado, Kansas
Thunder Wilson	1027 N. Osage	El Dorado, Kansas
Riley Brown	929 Skyview	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the April 2, 2007, City Commission meeting to order.

INVOCATION

Shane Gardiner, Youth Minister at First Christian Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Kathy Shums' Third Grade Class from Grandview Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Connie Phillips, 216 West Central, updated the City Commission on Main Street activities and thanked the Commission for their financial support.

Ray Connell, 2520 Chase, discussed his opinions on the importance of communication between all government agencies. Mr. Connell also clarified that everyone is welcome and has the opportunity to become a member of the YMCA.

PROCLAMATION

Mayor Brian Shepherd read a proclamation to proclaim the Month of April as Child Abuse Prevention Month, and presented a signed copy to Susan Harsh with Rainbows United.

CONSENT ADGENDA

- a). Approval of the March 19, 2007, City Commission Minutes.
- b). Approval of Appropriation Ordinance No. 03-07 in the amount of \$956,281.08.
- c). Approval of the Engineer's Second and Final Pay Estimate dated March 21, 2007, on Project N0. 286 eight inch Sanitary Sewer to serve Prairie Land Estates First Edition to the Contractor, Nowak Construction, in the amount of \$5, 275.89.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner Michael Fagg seconded the motion.

Motion carried 4-0.

MUNICIPAL BAND AGREEMENT

Mayor Brian Shepherd stated that the 2007 Budget includes an allocation of \$6,500 to the Municipal Band Association.

Marlene Avery, 219 Hillcrest, updated the City Commission on the schedule of events for the 2007 Municipal Band season.

Commissioner Steve Pershall moved to approve the 2007 Municipal Band Agreement.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-0.

EL DORADO INDUSTRIAL PARK – FINAL ROAD PLAT

Mayor Brian Shepherd stated that at the Planning Commission meeting held on March 29, 2007, the final road plat of the El Dorado Industrial Park was discussed. This final road plat now gives the legal descriptions, and this action does not affect any landowners in the Industrial Park. The final road plat passed with a 5-1-1 vote.

EL DORADO CITY COMMISSION MEETING

April 2, 2007

Assistant Engineer Scott Rickard updated the Commission on the final road plat at the El Dorado Industrial Park.

Commissioner Steve Reynolds moved that Plat No. 07-001-Final, the final road plat of the El Dorado Industrial Park, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

PROJECT NO. 254-KDOT-SUPPLEMENTAL NO. 1 TO AGREEMENT NO. 140-06

Assistant Engineer Scott Rickard stated that KDOT has provided a supplemental agreement to Project No. 254 surfacing from Fourth to Twelfth on US-77 and Grading and Bridge Rehabilitation over the West Branch of the Walnut River.

Assistant Engineer Scott Rickard stated that KDOT has agreed to extend funding to the North Main project since our expenses were lower than expected from the Ninth Avenue bridge project.

Discussion ensued amongst the Commissioners and Assistant Engineer Scott Rickard regarding the cost of the project.

Commissioner Steve Pershall moved that the Governing Body approve the Supplemental Agreement No. 1 to Agreement No. 140-06 for the surfacing from Fourth to Twelfth on US-77 and Grading and Bridge Rehabilitation over the West Branch of the Walnut River and authorize the Mayor to execute the Supplemental Agreement.

Commissioner Michael Fagg seconded the motion.

Motion carried 4-0.

PROJECT NO. 255-KDOT-SUPPLEMENTAL NO. 1 TO AGREEMENT NO. 164-06

Assistant Engineer Scott Rickard stated that KDOT has provided a supplemental agreement to Project No. 255 reconstruction of Ninth Avenue Bridge over the Walnut River, and the supplemental agreement between the City and KDOT needs to be signed.

Commissioner Michael Fagg moved that the Governing Body approve the Supplemental Agreement No. 1 to Agreement No. 164-06 for the reconstruction of Ninth Avenue Bridge over the Walnut River and authorize the Mayor to execute the Supplemental Agreement.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

RECEIVE THE PETITION PROJECT NO. 293 – RESIDENTIAL SIDEWALKS

Mayor Brian Shepherd stated that the City has received a petition to improve residential sidewalks under the current sidewalk policy. The proposed bid date is April 19, 2007, and the Commission will consider the bids at the May 7, 2007, meeting.

Project No. 293- 2007 Residential Sidewalks

416 South Denver, 831 West Central, 1130 West Olive, 161 East Eight, 507 North Emporia, 1300 West Towanda, 319 South Topeka, 800 North Washington, 610 West First, 1413 West Cave Springs, 305 North Taylor, 701 Reveille Lane, 215 North Emporia, 309 South Topeka, 811 North Taylor, 310 West Cave Springs, 311 South Summit, 703 North Taylor, 400 North Topeka, 703 Reveille Lane, 302 North Denver.

RESOLUTION NO. 2575, ORDINANCE NO. S-1283

Commissioner Steve Pershall moved that the Report of Sufficiency be accepted for Project No. 293, 2007 Residential Sidewalks, and that Resolution No. 2575, a Resolution of Finding as to Advisability and Resolution Authorizing Improvement Combined, be approved, and that Ordinance No. S- 1283, an ordinance authorizing the issuance of bonds of the City of El Dorado, Kansas, in an amount not to exceed \$30,000.00 in payment of the cost of Project No. 293 and providing for the issuance of temporary notes pending the issuance of such bond, and that the City Manager advertise and take bids for Project No. 293, be approved.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Commissioner Steve Reynolds	Yes
Commissioner Linda Clark	Absent
Commissioner Steve Pershall	Yes
Commissioner Michael Fagg	Yes
Mayor Brian D. Shepherd	Yes

BOARD APPOINTMENTS

Mayor Brian Shepherd stated that the City Commission appoints members to various advisory boards. Ordinance S-1282, approved at the March 19, 2007, City Commission meeting, changed the terms of the Sales Tax Advisory Committee members to expire in March of each year in order to have the same members on the Board throughout the entire budget process. Board members must therefore be appointed at this time.

SALES TAX ADVISORY COMMITTEE – No Term Limit (1-year term)

Commissioner Steve Pershall moved to appoint Chet McCoy and Harold Haskell (Mayor Shepherd), Richard Albright (Commissioner Pershall), Nellie Smith (Commissioner Fagg), Ladislado Hernandez (Commissioner Reynolds) and Tobey Johnson (Commissioner Clark) to the Sales Tax Advisory Committee for a term ending March 1, 2008.

Commissioner Michael Fagg seconded the motion.

Motion carried 4-0.

ENGINEERING DISCUSSION ITEMS

Assistant Engineer Scott Rickard discussed new FEMA Levee accreditation requirements.

Assistant Engineer Scott Rickard also discussed downtown angle parking in the 100 block of East and West Pine.

Discussion ensued regarding the enforcement of the one hour parking limit.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Brian Shepherd opened the floor for Commissioners' comments.

Commissioner Steve Pershall questioned the progress of the repair to the signal light at Denver Street and Central Avenue. Commissioner Pershall also inquired on the notification process of escapees from the Honor Camp and the Prison.

City Manager Herbert Llewellyn stated that the City is waiting on parts to finish the repair to the signal lights at Denver Street and Central Avenue. Mr. Llewellyn stated that the City has constant contact with the prison, and will discuss the matter with Police Chief Tom Boren.

Mayor Brian Shepherd closed the Commissioners' comments.

PUBLIC COMMENTS

Mayor Brian Shepherd opened the floor for public comments.

Kirby Shearburn-Busby, 2100 W. Central, distributed photo's of Friday night's rain, and stated that the traffic on Central Avenue forces water into her business during heavy rainfalls. Ms. Shearburn-Busby has had flooding problems since Oil Hill Road was widened. Ms. Shearburn-Busby thanked Street Superintendent Jason Hughey for placing cones on Central Avenue to redirect traffic.

City Manager Herb Llewellyn stated that a storm water discussion is planned for the next Work Session.

Ladislado Hernandez, 1156 Summit, discussed his opinions' regarding the City's financial support to the YMCA.

Ray Connell, 2520 Chase, stated that all second graders have an opportunity to participate in the SPLASH program through the YMCA at no charge. Mr. Connell requested information regarding the termination of Gus Collins.

Gary Ball, 817 West Fourth, suggested that citizens should contact the court system for information regarding Gus Collin's termination.

Mayor Brian Shepherd closed the public comment session.

CITY MANAGER'S REPORT

City Manager Herb Llewellyn updated the Commission on the air conditioner repairs.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 8:33 p.m.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-0.

EL DORADO CITY COMMISSION MEETING

April 16, 2007

The El Dorado City Commission met in regular session on April 16, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Michael A. Fagg, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner Linda Clark, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz, and City Clerk Kendra Porter.

VISITORS

Bill Young	412 Ohio	El Dorado, Kansas
Brad Meyer	578 W. Cave Springs	El Dorado, Kansas
Jackie Peiffer	880 N.W. 34 th	El Dorado, Kansas
Austin Lowry	1704 W. Third	El Dorado, Kansas
Harold Haskell	122 Residence	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Brooke Wolf	216 S. Fourth	Towanda, Kansas
Sue Sommers-Barrientos	514 High	Towanda, Kansas
Jamie Jellison	1639 Montana	El Dorado, Kansas
Connie Hamilton	314 N. Star	El Dorado, Kansas
Betty Chapman	819 W. Fourth	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Gerald Watson	125 N. Summit	El Dorado, Kansas
Catherine & Mac Hicks	424 Oil Hill Rd.	El Dorado, Kansas
Vincent Mertz	825 Troon	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Chet & Mary McCoy	336 Simpson Rd.	El Dorado, Kansas
Vicki Shepherd	1320 Finney	El Dorado, Kansas
Jo & Todd Peterson	1830 Kendrick Ln.	El Dorado, Kansas
Tom Murray	1650 Jason Dr.	El Dorado, Kansas
Gregg Joyce	1005 E. Rim Rock Rd.	El Dorado, Kansas
Ray Connell	2520 Chase	El Dorado, Kansas
Connie & Jim Phillips	216 W. Central	El Dorado, Kansas
Steve Funk	1810 N. Lawndale	El Dorado, Kansas
Brian Clites	1305 Glenview Dr.	El Dorado, Kansas
Betty Criss	1855 Ridge Rd.	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the April 16, 2007, City Commission meeting to order.

INVOCATION

Reverend Mark Somerville, Assembly of God Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Kathy Shums' Third Grade Class from Grandview Elementary School led the Pledge of Allegiance.

PROCLAMATIONS

Mayor Brian Shepherd read a proclamation to proclaim the Week of April 22nd through 28th, 2007, as the Week of the Young Child and presented a signed copy to Jamie Jellison and Sue Sommers-Barrientos with the Educare Center at Butler Community College.

Mayor Brian Shepherd read a proclamation to proclaim the Week of April 29th through May 5, 2007, as El Dorado Elks Lodge Youth Week and presented a signed copy to Larry Scott with the Elks Lodge.

CONSENT ADGENDA

- a). Approval of the April 2, 2007, City Commission minutes.
- b). Approval to close the 100 and 200 block of North Main and the 100 block of East and West Pine on May 4, 2007, for the Elk's Kid's Safe Night Out.

Commissioner Michael Fagg moved that the Consent Agenda, as amended, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

THE GREENS AT PRAIRIE TRAILS

Assistant to the City Manager Matt Rheder stated that this item has been discussed at the February 1, and March 29, 2007, Planning Commission meetings. The Planning Commission made the following motion at their February 1, 2007, meeting: Commissioner Stewart moved that the Planning Commission recommend to the City Commission that the revised development plan for the Greens at Prairie Trails, as presented at this public hearing, be approved to provide the flexibility in allowing the construction of the residential units within this project to adjust to the market as the project progresses, and to further require no additional landscaping, particularly adjacent to the golf course which is the major reason for the design in the first place. Commissioner White seconded. Motion passed 6-0. At the March 29, 2007, Planning Commission meeting, this motion was re-affirmed to the City Commission. Motion carried 4-3.

Assistant to the City Manager Matt Rehder stated that the attorney for the Greens at Prairie Trails has asked for postponement of discussion until the May 21, 2007, City Commission Meeting.

CASE NO. 07-001-RZ

Commissioner Steve Reynolds moved to table this discussion until May 21, 2007, when the attorney for the Greens at Prairie Trails could be present.

Commissioner Linda Clark seconded the motion.

Motion carried 3-2. (Mayor Shepherd and Commissioner Fagg opposed)

TRAFFIC ORDINANCE AMENDMENT

City Manager Herb Llewellyn stated that the ordinance presented is a model ordinance from the League of Kansas Municipalities. This ordinance allows cities to amend the traffic sign, e.g. stop, yield, etc., section in their codes. The City of El Dorado needs to adopt this ordinance and include it in Chapter 10.04.020 of the City of El Dorado Municipal Code.

ORDINANCE NO. G-992

Commissioner Linda Clark moved that Ordinance No. G- 992, an ordinance creating Section 12.5 of Article 4 of the Standard Traffic Ordinance regarding Traffic Control Devices and Markings, be approved.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael Fagg	Yes
	Mayor Brian Shepherd	Yes

APPRECIATION OF SERVICE FOR THE OUT-GOING COMMISSION

Mayor Brian Shepherd gave a brief overview of items that had happened as a result of collaborative efforts during his term of office and thanked city employees and staff.

Commissioner Michael Fagg gave a brief overview of items that had happened as a result of collaborative efforts during his term of office and thanked city employees and staff.

Commissioner Steve Pershall thanked Mayor Shepherd and Commissioner Fagg for their efforts during their term of office.

City Manager Herb Llewellyn gave a short presentation and presented appreciation plaques to Mayor Shepherd and Commissioner Fagg.

AJOURNMENT

Commissioner Linda Clark moved that the 2005-2007 Commission of the City of El Dorado adjourn sine die.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd

EL DORADO CITY COMMISSION MEETING

April 16, 2007

The El Dorado City Commission met in regular session on April 16, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner Linda Clark, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz, and City Clerk Kendra Porter.

VISITORS

Bill Young	412 Ohio	El Dorado, Kansas
Brad Meyer	578 W. Cave Springs	El Dorado, Kansas
Jackie Peiffer	880 N.W. 34 th	El Dorado, Kansas
Austin Lowry	1704 W. Third	El Dorado, Kansas
Harold Haskell	122 Residence	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Brooke Wolf	216 S. Fourth	Towanda, Kansas
Sue Sommers-Barrientos	514 High	Towanda, Kansas
Jamie Jellison	1639 Montana	El Dorado, Kansas
Connie Hamilton	314 N. Star	El Dorado, Kansas
Betty Chapman	819 W. Fourth	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Gerald Watson	125 N. Summit	El Dorado, Kansas
Catherine & Mac Hicks	424 Oil Hill Rd.	El Dorado, Kansas
Vincent Mertz	825 Troon	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Chet & Mary McCoy	336 Simpson Rd.	El Dorado, Kansas
Vicki Shepherd	1320 Finney	El Dorado, Kansas
Jo & Todd Peterson	1830 Kendrick Ln.	El Dorado, Kansas
Tom Murray	1650 Jason Dr.	El Dorado, Kansas
Gregg Joyce	1005 E. Rim Rock Rd.	El Dorado, Kansas
Ray Connell	2520 Chase	El Dorado, Kansas
Connie & Jim Phillips	216 W. Central	El Dorado, Kansas
Steve Funk	1810 N. Lawndale	El Dorado, Kansas
Brian Clites	1305 Glenview Dr.	El Dorado, Kansas
Betty Criss	1855 Ridge Rd.	El Dorado, Kansas

ADMINISTRATION OF OATH TO NEWLY ELECTED OFFICIALS

City Clerk Kendra Porter administered the Oath of Office to the newly elected Commissioner David Chapin, Commissioner Steve Reynolds, and Commissioner Linda Clark.

City Clerk Kendra Porter administered the Oath of Office to the newly elected Mayor Tom McKibban.

PLANNING ACTION COMMITTEE FOR THE AIRPORT MASTER PLAN

City Manager Herb Llewellyn stated that the Airport Master Plan is currently being updated by Burns and McDonnell of Kansas City, Missouri. One aspect of the planning process Burns and McDonnell incorporates is forming a Planning Action Committee (PAC) consisting of El Dorado citizens from various entities. The prior City Commission approved all nominations except the Commission appointment. This appointment needs to be selected now.

PLANNING ACTION COMMITTEE APPOINTMENT

Commissioner Linda Clark moved to appoint David Chapin (City Commissioner) to serve on the Planning Action Committee for the Airport Master Plan.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

E-911 CONTRACT

City Manager Herb Llewellyn stated that the City of El Dorado entered into an agreement with Butler County in 2000 for Butler County to provide emergency communications for the City. The County has recently requested a new agreement.

Discussion ensued amongst City Manager Herb Llewellyn and City Commissioner regarding the new E-911 Contract.

Commissioner Steve Pershall moved that the Emergency Communications Agreement between Butler County and the City of El Dorado be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened the floor for Commissioners' comments.

Commissioner Steve Pershall commented on the Virginia Tech incident and would like El Dorado and Butler Community College to monitor the events and investigations and possibly learn how to prevent any tragedy of this nature from happening in El Dorado.

Commissioner David Chapin stated that the signal lights at Oil Hill Road and Central Avenue are not working correctly and would like staff to investigate.

Commissioner Steve Reynolds welcomed Mayor McKibban and Commissioner Chapin and introduced Youth Commissioner Katie Wheeler.

Youth Commissioner Katie Wheeler welcomed Mayor McKibban and Commissioner Chapin on behalf of the Youth Commission.

Commissioner Linda Clark welcomed Mayor McKibban and Commissioner Chapin and expressed her condolences to Ed Blake in the passing of his wife.

Mayor Tom McKibban inquired if there is money set in the current budget for storm water improvements for Fredrick Drive.

City Manager Herb Llewellyn stated that the storm water issue is scheduled for discussion at the next work session.

Mayor Tom McKibban closed the Commissioners' comments.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

With no one appearing, Mayor McKibban closed the public comment session.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn stated that the next Work Session is scheduled for Wednesday, April 25, 2007 at 4:00pm.
- 2). City Manager Herb Llewellyn discussed the funding needs of the El Dorado Correctional Facility.
- 3). City Manager Herb Llewellyn stated that the first meeting for the Sales Tax Committee was held today, and the committee has scheduled a public hearing for May 16, 2007, at 5:30 p.m.

AJOURNMENT

Commissioner Steve Reynolds moved to adjourn the meeting at 8:10 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING

April 25, 2007

The El Dorado City Commission met in special session on April 25, 2007, in the City Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herb Llewellyn, Assistant City Engineer Scott Rickard, Sanitation Superintendent Brad Meyer, and Assistant to the City Manager Matt Rehder.

VISITORS

Marv Loucks	1351 Country Club Road	El Dorado, Kansas
Linda Jolly	2100 Pico Court	El Dorado, Kansas
Ed Gard	601 NW 30 th	El Dorado, Kansas
Vince Haines	300 N Star	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the April 25, 2007, Special Meeting to order.

MEMORANDUM OF UNDERSTANDING WITH COMMUNITY DEVELOPMENT ORGANIZATION (CDO)

For the past year, the CDO and City have been evaluating the organizational dynamic of the group. The Memorandum of Understanding is the first step in consolidating the requested changes. The CDO is made up of the City, Chamber of Commerce Board of Directors, Convention and Visitors Bureau Advisory Board, Main Street Board, and El Dorado, Inc. Board of Directors.

Chamber of Commerce Executive Director Linda Jolly presented the Commission with the current organizational structure for the CDO. Mrs. Jolly also presented four alternative structures with positive and negative aspects and cost estimates for each alternative. Discussion ensued concerning budget and bed tax revenue. Marv Loucks, Ed Gard (Inc. and Chamber Board Member), and Vince Haines (Inc Board Member) spoke on behalf of the CDO. CDO representatives recommended Alternative #4, which calls for a full-time Director of Economic Industrial Development, Marketing Coordinator, and Administrative Coordinator positions. The Marketing and Administrative Coordinators will report to the Director of Economic Industrial Development, who will report to the El Dorado, Inc Board of Directors. Discussion ensued concerning staffing and job responsibilities of Mrs. Jolly. This item will be put on the May 5, 2007, City Commission agenda.

STORM WATER UTILITY

For several years, the City has been discussing storm water problems in the City and how to address them from a financial standpoint. Assistant Engineer Scott Rickard stated the City is recommending using an equivalent residential unit (ERU) method of determining the storm water utility fee. An ERU is the impervious area on a residential property. For residential units in the City, one ERU is equal to 2,994 square feet. Commercial buildings will be billed for every ERU on the lot. The utility will be a line item on the monthly water bill. Discussion ensued. Mr. Rickard provided a PowerPoint presentation of the main issues with storm drainage in the City and possible projects to correct them. Staff stated that approximately \$206,000 per year is needed to fund projects, maintenance activities, and staff. The proposed process to implement the utility is to establish a storm water committee and have that body make recommendations to the City Commission. Discussion ensued concerning the costs that will be incurred by the citizens of El Dorado. Mr. Llewellyn stated that staff will develop a system and submit a proposal to the City Commission.

BOARD APPOINTMENTS

The previous City Commission suspended all board appointments until after the April elections. Therefore, two months' worth of board appointments must be made at the May 7 City Commission meeting. The Commission discussed the following appointments:

- A. Airport Advisory Board-2 openings
- B. Board of Zoning Appeals-2 openings
- C. Planning Commission-5 openings
- D. Tree Board-2 openings
- E. Convention & Visitors Bureau-6 openings
- F. El Dorado, Inc.-3 openings (no applications; appointed by Commissioners)
- G. Library Board-2 openings
- H. Recycling Advisory committee-3 openings.

Discussion was general in nature to protect the anonymity of the applicants. Appointments to all the boards will be made at the May 7, 2007, City Commission meeting.

EXECUTIVE SESSION

Mr. Llewellyn stated he did not need an Executive Session at this time. Item was tabled.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 5:55 p.m.

Commissioner Linda Clark seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

May 7, 2007

The El Dorado City Commission met in regular session on May 7, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner Linda Clark, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz, and City Clerk Kendra Porter.

VISITORS

Jessica Mitchell	521 Post Rd	El Dorado, Kansas
Kristi Wilson	5748 N.W. Hwy 77	El Dorado, Kansas
Steve Fellers	2034 Chelsea Dr.	El Dorado, Kansas
Terry Trimmell	1240 Sheldon	El Dorado, Kansas
Jami Runyan	918 Orient	El Dorado, Kansas
Christy & Matt Harvey	2774 S.E. 12 th St.	El Dorado, Kansas
Pricilla Smith	817 W. Olive	El Dorado, Kansas
Tashina Smith	817 W. Olive	El Dorado, Kansas
Kelly Macy	2320 Wedgewood Apt B	El Dorado, Kansas
Jessica Buckley	316 Warren Rd.	El Dorado, Kansas
Amy Wilhelm	416 Hillcrest	El Dorado, Kansas
Tommy Howland	1724 Lakeland Ct.	El Dorado, Kansas
Marv Locks	1351 Country Club Rd.	El Dorado, Kansas
Vince Haines	300 N. Star	El Dorado, Kansas
J.T. Klaus	2959 N. Rock Rd.	Wichita, Kansas
Linda Jolly	2100 Pico	El Dorado, Kansas
Wade Wilkinson	120 S. Race	El Dorado, Kansas
Ed Gard	601 N. W. 30 th	El Dorado, Kansas
Deborah Amend	1130 W. Locust	El Dorado, Kansas
Bill Kloeblen	1770 Country Club Rd. Apt 2	El Dorado, Kansas
Frank Kratzer	2230 W. Third	El Dorado, Kansas
Sue Austin	924 N. Topeka Apt E3	El Dorado, Kansas
Brad Meyer	518 W. Cave Springs	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the May 7, 2007, City Commission meeting to order.

INVOCATION

Reverend Sam McVay, New Life Equipping Ministry, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Debbie Smiths' Third Grade Class from Grandview Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Recycle Coordinator Sue Austin gave an overview of the Earth Day poster contest which was offered to Kindergarten through Fifth grade students and presented awards to the winners.

Kristi Wilson, 5748 N.W. Hwy 77, gave an overview of the Tree City USA program and presented the Tree City USA and the Tree City Growth Award to the El Dorado City Commission.

EL DORADO CITY COMMISSION MEETING

May 7, 2007

Steve Fellers, 2034 Chelsea Drive, stated that the City of El Dorado has received the Tree City USA Award thirteen consecutive years. Mr. Fellers gave an overview of the Arbor Day Poster Contest and presented awards to the winners.

PROCLAMATION

Frank Kratzer, El Dorado Resource Officer, invited the Mayor, Commissioners and the citizens of El Dorado to the National Law Enforcement Memorial which will be held May 15, 2007, at 6:30 p.m. at the Civic Center.

Mayor Tom McKibban read a proclamation to proclaim the Week of May 13, 2007, through May 19, 2007, as National Police Week and May 15, 2007 as Peace Officer Memorial Day and presented a signed copy to Officer Frank Kratzer.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

With no one appearing, Mayor McKibban closed the public comment session.

CONSENT AGENDA

- a). Approval of the April 16, 2007, City Commission minutes.
- b). Approval of the April 25, 2007, Special City Commission minutes.
- c). Approval of Appropriation Ordinance No. 04-07 in the amount of \$1,143,817.88.
- d). Approval of the Engineer's First Pay Estimate dated April 24, 2007, on Project No. 287, Paving Western Street to the Contractor, Cornejo & Sons, in the amount of \$18,248.11.
- e). Approval of a Temporary Cereal Malt Beverage license for the Frontier Western Days during the days of June 8 – 10, 2007.

Commissioner Steve Reynolds moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

INTENT TO ISSUE INDUSTRIAL REVENUE BONDS AND PROPERTY TAX EXEMPTION

Linda Jolly, 2100 Pico Court, stated that a company desiring to build a new facility in El Dorado has requested the City of El Dorado to issue Industrial Revenue Bonds in an aggregate principal amount of not to exceed \$1,800,000. These bonds would be for the purpose of providing funds to acquire, construct, furnish and equip a steel fabrication and manufacturing facility to be located adjacent to existing facilities at 530 Metcalf Road.

EL DORADO CITY COMMISSION MEETING

May 7, 2007

J.T. Klaus with Triplett, Woolf and Garretson, L.L.C, 2959 North Rock Road, stated that the company, TNT Custom Metal Fabricators, Inc., is also requesting an ad valorem property tax exemption for the real property constructed with the Industrial Revenue Bonds. The company will lease the property from the City and plans to employ a workforce of five employees in the first year, and seventeen over the next ten years.

Discussion ensued amongst the Commissioners, J.T Klaus and Linda Jolly regarding this request.

PUBLIC HEARING

Mayor Tom McKibban opened the floor for the public hearing.

With no one appearing, Mayor McKibban closed the public hearing session.

Commissioner Linda Clark moved to table this item until the May 21, 2007, City Commission Meeting.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

MEMORANDUM OF UNDERSTANDING – COMMUNITY DEVELOPMENT ORGANIZATION

Bill Kloeblen, 1770 Country Club Road Apt 2, President of Community Development Organization (CDO), stated that at the April 25, 2007, Special City Commission meeting, the Commission reviewed the organizational dynamics and several funding alternatives for the Community Development Organization. Several CDO Board members were present.

Deborah Amend, 1130 West Locust, stated her concerns with combining funds with El Dorado Inc. and Convention and Visitors Bureau.

Discussion ensued amongst the Commissioners, Linda Jolly, Bill Kloeblen, and Deborah Amend.

Commissioner Linda Clark moved to request the City Commission grant authority to the City Manager to continue to negotiate the details of the Memorandum of Understanding and to finalize and execute the document, provided there is no material change from the draft that they have reviewed.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

TRAFFIC CONTROL DEVICES AND SIGNAGE RESOLUTION

Assistant City Engineer Scott Rickard stated that at the April 16, 2007, City Commission meeting, the Commission passed Ordinance No. G-992, which allowed the Commission to establish and fix the location of traffic control devices and signage. The proposed resolution will establish the locations within the City limits of all traffic control lights and signs.

RESOLUTION NO. 2576

Commissioner Steve Pershall moved that Resolution No. 2576, a resolution establishing and fixing the location of Traffic Control Devices and Signage, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

PROJECT NO. 293 – RESIDENTIAL SIDEWALKS

Assistant City Engineer Scott Rickard stated that the City Commission directed that bids be taken on our annual residential sidewalk program. Bids were received and the low bid was below the Engineer’s Estimate. The original authorized amount did not cover the actual amount of work that was requested by the property owners. This was realized after the authorization, and staff decided to revise after the bid opening.

RESOLUTION NO. 2577 AND ORDINANCE NO. S-1284

Commissioner Steve Reynolds moved to adopt Resolution No. 2577 , a resolution amending Resolution No. 2575, and Authorizing the Improvement of Project No. 293., be adopted, and move that Ordinance No. S-1284, an ordinance amending Ordinance No. S-1283, an ordinance authorizing the issuance of bonds in the amount not to exceed \$37,183.14 in payment of the cost of said project, and providing for the issuance of temporary notes pending the issuance of such bond.

Commissioner David Chapin seconded the motion.

ROLL CALL

Commissioner Steve Reynolds	Yes
Commissioner Linda Clark	Yes
Commissioner Steve Pershall	Yes
Commissioner David Chapin	Yes
Mayor Tom McKibban	Yes

Mayor Tom McKibban spread the bids for the record.

Barkley Construction	\$ 29,999.45
Parga	\$ 30,931.50
Cornejo & Sons	\$ 34,493.50

AWARDING THE CONTRACT

Commissioner Linda Clark moved that as Barkley Construction has submitted the lowest and best bid for Project No. 293, the City Manager be directed to award the contract to said contractor providing that the company furnishes the proper bonds.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

BY-LAWS AMENDMENT

Refuse Superintendent Brad Meyer stated that the Recycling Advisory Committee has requested to amend their by-laws. The amendments consist of a name change to include "Solid Waste," membership to reflect different sectors of the customer base and a mission statement.

Commissioner Linda Clark moved that the amendments to the By-Laws of the Recycling and Solid Waste Advisory Committee be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

APPOINTMENT OF VICE-MAYOR

Each year a Vice-Mayor is appointed to serve a one-year term beginning in June. A new Vice-Mayor needs to be appointed.

Commissioner David Chapin moved to appoint Linda Clark as Vice-Mayor for a one-year term.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

BOARD APPOINTMENTS

Mayor Tom McKibban stated that the City Commission appoints members to various advisory boards.

AIRPORT ADVISORY BOARD – No Term Limit (3-year term)

Commissioner Steve Pershall moved to appoint Paul Whaley and Kent Kallenberger to the Airport Advisory Board for a term ending April 1, 2010; and Vicki Hunt for a term ending April 1, 2009.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

BOARD OF ZONING APPEALS – 2 Consecutive Terms (3-year term)

Commissioner Linda Clark moved to appoint Jim Phillips and Jim Miller to the Board of Zoning Appeals for a term ending April 1, 2010.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

EL DORADO CITY COMMISSION MEETING

May 7, 2007

PLANNING COMMISSION – 2 Consecutive Terms (3-year term)

Commissioner Linda Clark moved to appoint David Stewart, Dan Hill, Tim Engels and Van Pooler to the Planning Commission for a term ending April 1, 2010; and Christopher Jolly for a term ending April 1, 2008.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

TREE BOARD – No Term Limit (3-year term)

Commissioner Linda Clark moved to appoint Katie Stucky and Jason Miller to the Tree Board for a term ending April 1, 2010.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

CONVENTION & VISITORS BUREAU – No Term Limit (2-year term)

Commissioner Linda Clark moved to appoint Kim Smith and Sharon Wilkinson to the Convention & Visitors Bureau for a term ending May 1, 2009.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

EL DORADO INC. – No Term Limit (follows Commissioner's term)

Commissioner Steve Pershall moved to appoint Marv Loucks (Commissioner Clark) and Greg Joyce (Commissioner Chapin) to El Dorado Inc. for a term ending May 1, 2011, and Brian Clites (Commissioner Reynolds) and Deborah Amend (Commissioner Pershall) for a term ending May 1, 2009.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

LIBRARY BOARD – 2 Consecutive Terms (4-year term)

Commissioner Linda Clark moved to appoint Kenna Dice and Loren Wranosky to the Library Board for a term ending May 1, 2011.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

RECYCLING ADVISORY COMMITTEE – No Term Limit (3-year term)

Commissioner Linda Clark moved to appoint Greg Joyce, Bob Poe and Tonya Kershner to the Recycling Advisory Committee for a term ending May 1, 2010.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Steve Pershall stated that he had the opportunity to attend the annual Elks Lodge Kids Night Out activities and thanked the volunteers for a great job.

Commissioner Pershall suggested that the City Commission collaborate with the new members of the Butler County Commission, Butler Community College board and the new USD 490 school board.

Commissioner Steve Reynolds thanked the City crews involved in the "Spring Clean Up" process.

Commissioner Linda Clark stated that a citizen approached her with a request for handicap parking in the downtown area.

City Manager Herb Llewellyn stated that staff will review locations for handicap parking.

Commissioner Linda Clark reminded fellow Commissioners of the open meeting laws.

Commissioner David Chapin stated his concerns regarding bridges in high water areas on the bike path.

City Manager Herb Llewellyn stated that signage is currently on order and will be installed when received.

Commissioner David Chapin inquired on the procedures of refuse collection in trailer parks around town.

Refuse Superintendent Brad Meyer stated that trailer parks have the option of curb side pick up with recycling or request a dumpster. With a dumpster, there are concerns of excess trash problems.

Mayor Tom McKibban stated that he received a letter from a citizen thanking the City for assisting her with locating her missing pets.

Commissioner Steve Reynolds stated that currently his computer is not working, and will answer all E-mail after the problem is resolved.

Commissioner Linda Clark thanked City staff for volunteering to house pets at the shelter from Greensburg if needed.

Mayor Tom McKibban closed the Commissioners' comments.

EXECUTIVE SESSION

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing legal issues, and to reconvene the regularly scheduled meeting in the City Commission room at 9:30 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 9:30 p.m.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn stated his thoughts regarding the recent Virginia Tech incident. The City currently partnerships with the school district by doing routine preparation for threatening situations.
- 2). City Manager Herb Llewellyn stated that currently the City does not enforce the time limits on downtown parking.

Assistant City Engineer Scott Rickard stated that the consensus of the downtown businesses is to keep the angle parking.

Discussion ensued amongst the Commissioners regarding downtown parking.

Commissioner David Chapin suggested getting a consensus from business owners regarding enforcing downtown parking.

- 3). City Manager Herb Llewellyn stated that a Capital Improvement Plan and Capital Outlay Work Session is scheduled for May 16, 2007, at 4:00 p.m.
- 4). City Manager Herb Llewellyn discussed the 2008 Budget and the projected COLA increase for employees.
- 5). City Manager Herb Llewellyn stated that he has received a letter from Darryl Whitney with Friends of the Lake, requesting a \$5,000 contribution from the City for fireworks.

Discussion ensued amongst the Commissioners regarding the location to discharge fireworks.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 9:52 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

The El Dorado City Commission met in special session on May 16, 2007, in the City Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herb Llewellyn, Finance Director Dee Anne Grunder, Assistant City Engineer Scott Rickard, Sanitation Superintendent Brad Meyer, Parks & Recreation Director John Scanlon, Public Utilities Director Kurt Bookout, IT Manager Scott Porter, Police Chief Tom Boren, Fire Chief Ken Nakaten, Assistant to the City Manager Matt Rehder, and Administrative Intern Michael Duhn.

CALL TO ORDER

Mayor Tom McKibban called the May 16, 2007, Special Meeting to order.

CAPITAL OUTLAY AND CAPITAL IMPROVEMENT PLAN (CIP)

Finance Director Dee Anne Grunder distributed a spreadsheet reflecting all the 2008 capital outlay requests and stated the list was lengthy due to very few capital outlay purchases over the last few years. She noted that the spreadsheet reflected staff's proposed funding of the items over a three-year period. She noted the spreadsheet only included the 2008 requests and there would be additional requests in the years 2009 and 2010.

A representative from each department presented their capital outlay and CIP items in detail. Discussion ensued after each presentation.

The consensus of the Commission was to continue discussion at the May 21, 2007, City Commission meeting, since two of the staff members were unable to make their presentations due to time constraints.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 5:30 p.m.

Commissioner Steve Reynolds seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

May 21, 2007

The El Dorado City Commission met in regular session on May 21, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner Linda Clark, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, Finance Director Dee Anne Grunder and City Attorney Andrew Piekalkiewicz. Absent: City Clerk Kendra Porter.

VISITORS

Jim Gardner	2225 Gentry Lane	El Dorado, Kansas
Debbie Smith	1725 Ryan Court	El Dorado, Kansas
James Cook	719 Fredrick Drive	El Dorado, Kansas
Chet McCoy	336 Simpson Road	El Dorado, Kansas
Nick Badwey	423 S. Alleghany	El Dorado, Kansas
Kurt Bookout	2520 Kacy Court	El Dorado, Kansas
Katie Wheeler	1951 Chelsea Drive	El Dorado, Kansas
Jon Pic		El Dorado, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Michael Duhn	220 E. First	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the May 21, 2007, City Commission meeting to order.

INVOCATION

Reverend John Hurst, Harvest Community Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Debbie Smiths' Third Grade Class from Grandview Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Nick Badwey, 423 South Alleghany, stated that he would like to appeal the decision made by the City Manager not to allow his residence into the Neighborhood Revitalization Program.

Discussion ensued amongst the City Manager and the Commission regarding the Neighborhood Revitalization Program rules and regulations.

Commissioner David Chapin moved to table this item for further review of the Neighborhood Revitalization Program rules and regulations.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

With no one appearing, Mayor McKibban closed the public comment session.

CONSENT AGENDA

- a). Approval of the May 7, 2007, City Commission minutes.
- b). Approval of the May 16, 2007, Special City Commission minutes.

Commissioner Steve Reynolds moved that the Consent Agenda, as presented, be approved.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

YOUTH COMMISSION ANNUAL REPORT

Mayor Tom McKibban stated that the Youth Commission was initiated in May 2002 and has completed its fifth year.

Katie Wheeler, 1951 Chelsea Drive, Chairman of the El Dorado Youth Commission gave an overview of the changes and achievements of the 2006-2007 Youth Commission.

2008-2013 CAPITAL IMPROVEMENT PLAN AND CAPITAL OUTLAY DISCUSSION

Mayor Tom McKibban stated that two Staff members were unable to present their Capital Improvement Plan and Capital Outlay requests at the previous work session.

Parks and Recreation Director John Scanlon discussed the current and future needs of the Park and Recreation Department.

Public Utilities Director Kurt Bookout discussed the current and future needs of the Public Utilities Department.

STORMWATER UTILITY DISCUSSION

Assistant City Engineer Scott Rickard stated that the Engineering Department has begun the development process of a stormwater utility. In order to more efficiently receive input from the public, the creation of an advisory committee is recommended.

City Manager Herb Llewellyn stated that with the discussion of a stormwater utility it will be important to discuss some of the tasks that will be involved in the process and the importance of appointing an advisory committee to receive input from the public.

BOARD APPOINTMENT

Mayor Tom McKibban stated that at the May 7, 2007 meeting, the City Commission appointed Christopher Jolly to a term to expire April 1, 2008. This term was for the Planning Commission member that lives outside city limits. Dan Hill was appointed to a term for a member living inside the city limits. The motion for these two appointees needs to be re-made.

PLANNING COMMISSION – 2 Consecutive Terms (3-year term)

Commissioner Linda Clark moved to appoint Christopher Jolly to the Planning Commission for a term ending April 1, 2010, and Dan Hill for a term ending April 1, 2008.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Steve Pershall inquired if a date has been set for a meeting with the County Commission.

City Manager Herb Llewellyn stated that the meeting will be scheduled within the week.

Discussion ensued amongst Mayor Tom McKibban and City Manager Herb Llewellyn regarding vehicle maintenance.

Commissioner Linda Clark inquired when the City will begin the mosquito spraying program this year. Commissioner Clark further stated that the first Municipal Band concert is set for Thursday, May 31, 2007, at 8:00 p.m.

City Manager Herb Llewellyn stated that the City began spraying for mosquito's approximately one week ago.

Commissioner Steve Reynolds congratulated staff involved in the improvements of the Davis Landing Pond at East Park

Commissioner David Chapin thanked staff for placing a barricade in front of the fire damaged building on Central.

Mayor Tom McKibban closed the Commissioners' comments.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn stated that he has been in touch with Jim Fry with the El Dorado State Park regarding the \$5000 request from the Friends of the Lake for a fireworks display. Mr. Fry has indicated that fireworks can be discharged from the dam.
- 2). City Manager Herb Llewellyn stated that meetings have been scheduled with Blue Cross, Preferred Health and Fiserv to discuss health insurance policies and premiums with employees.
- 3). City Manager Herb Llewellyn stated that the Capital Improvement Plan Administrative Public Hearing is scheduled for Friday, June 1, 2007, at 4:00 p.m and the Capital Improvement Plan City Commission Public Hearing is scheduled for the next City Commission meeting, June 4, 2007.

EL DORADO CITY COMMISSION MEETING

May 21, 2007

Finance Director Dee Anne Grunder stated that citizens will be able to receive Capital Improvement Plan information at City Hall prior to the public hearing dates.

- 4). Discussion ensued amongst the City Manager and the Commissioners to leave the summer pool pass program as status quo.
- 5). City Manager Herb Llewellyn stated that the recommended Cemetery policies have been sent to the Commissioners for review.
- 6). Discussion ensued regarding changing the day that Commissioners receive agenda packets prior to City Commission meetings.

AJOURNMENT

Commissioner David Chapin moved to adjourn the meeting at 8:35 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

June 4, 2007

The El Dorado City Commission met in regular session on June 4, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz and City Clerk Kendra Porter. Absent: Commissioner Linda Clark.

VISITORS

Reverend Meredyth Bellows	SBA Hospital	El Dorado, Kansas
Tobey Johnson	1230 N. Topeka	El Dorado, Kansas
Adam Kahrl	1553 Terrace Dr.	El Dorado, Kansas
Gayle Estes	619 N. Gordy	El Dorado, Kansas
Harold Haskell	122 Residence	El Dorado, Kansas
James Cook	719 Fredrick	El Dorado, Kansas
JT Klaus	2959 N. Rock Rd.	Wichita, Kansas
Jimmy Spillman	FINAO INC.	
Jon Pic	El Dorado Times	El Dorado, Kansas
Tom Murry	ICI Insurance	El Dorado, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Ladislado Hernandez	1156 Summit	El Dorado, Kansas
Earl Cartmell	608 N. Star	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the June 4, 2007, City Commission meeting to order.

INVOCATION

Reverend Meredyth Bellows, Susan B. Allen Memorial Hospital, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Tom Murry, Insurance Center, Inc., led the Pledge of Allegiance.

PERSONAL APPEARANCE

Adam Kahrl, 1553 Terrace Drive, gave an overview to the Commission on the activities of the YMCA.

Tom Murry, Insurance Center Inc., gave an overview of the KMU Program and presented a dividend check in the amount of \$38,713.36 to the City of El Dorado.

PUBLIC COMMENTS

Mayor Tom McKibban commented on the public comment article in the El Dorado Times. Mayor McKibban clarified that public comments have not been removed from the agenda. Mayor McKibban requested that a copy of the minutes be mailed to Todd Peterson.

Mayor Tom McKibban opened the floor for public comments.

Earl Cartmell, 608 North Star, stated that his neighbor has made adjustments to their property, which are causing water to drain into his backyard and around his foundation. Mr. Cartmell requested that the City meet with him and Mr. Demo to assess the situation.

Ladislado Hernandez, 1156 Summit, clarified his previous concerns with the operations of the YMCA. Mr. Hernandez further stated that the money the City donated to the YMCA should have gone to improve the City's recreation programs.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a). Approval of the May 16, 2007, City Commission minutes.
- b). Approval of Appropriation Ordinance No. 05-07 in the amount of \$1,368,745.95.
- c). Approval of the Engineer's Second and Final Pay Estimate dated May 24, 2007 on Project No. 287, Paving Western Street to the Contractor, Cornejo & Sons, in the amount of \$30,881.02.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-0.

SALES TAX ADVISORY COMMITTEE – RECOMMENDATION

Tobey Johnson, 1230 North Topeka, Chairperson of the Sales Tax Advisory Committee updated the Commission on their recommendations.

PUBLIC HEARING

Mayor McKibban opened the floor for the public hearing.

With no one appearing, Mayor Tom McKibban closed the public hearing.

CONSIDERATION OF THE SALES TAX ADVISORY COMMITTEE'S RECOMMENDATIONS

Commissioner Steve Reynolds moved to accept for consideration the Sales Tax Advisory Committee's recommendations on the use of uncommitted sales tax for 2007.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

INTENT TO ISSUE INDUSTRIAL REVENUE BONDS – TNT CUSTOM METAL FABRICATORS, INC.

J.T. Klaus with Triplett, Woolf and Garretson, L.L.C, 2959 North Rock Road, stated that TNT Custom Metal Fabricators is interested in constructing and operating a new steel manufacturing plant in El Dorado, and is requesting the City issue a Resolution of Intent to issue Taxable Industrial Revenue Bonds in an amount not to exceed \$1,800,000. The proceeds of the bond would be used to finance the cost of the acquisition, construction and equipping of the facility. The company will lease the property from the City and plans to employ a workforce of five employees in the first year, and seventeen over the next ten years.

Discussion ensued amongst the Commissioners and J.T Klaus regarding this request.

PUBLIC HEARING

Mayor McKibban opened the floor for the public hearing.

With no one appearing, Mayor Tom McKibban closed the public hearing.

RESOLUTION NO. 2578

Commissioner Steve Pershall moved that Resolution No.2578, a resolution indicating the intent of the Governing Body of the City of El Dorado, Kansas, to issue certain industrial revenue bonds in an aggregate principle amount of not to exceed One Million Eight Hundred Thousand Dollars (\$1,800,000) for the purpose of acquiring, constructing, furnishing and equipping a steel fabrication and manufacturing facility to be located in the City of El Dorado, Kansas, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

2008-2013 CAPITAL IMPROVEMENT PROGRAM – PUBLIC HEARING

Mayor Tom McKibban stated that Staff has initiated the six-year Capital Improvement Program, 2008-2013 and an Administrative Hearing was held June 1, 2007.

PUBLIC HEARING

Mayor McKibban opened the floor for the public hearing.

With no one appearing, Mayor Tom McKibban closed the public hearing.

PROJECT NOS. 254 AND 255 (NORTH MAIN AND NINTH AVENUE BRIDGE)

Assistant City Engineer Scott Rickard stated that Project No. 254 (North Main Bridge) was authorized by Ordinance No. S-1229 on February 21, 2005, in the amount not to exceed \$2,582,000. That ordinance was amended on February 6, 2007, for an amount not to exceed \$2,582,000 due to additional cost for the development of conceptual plans for the intersection of Sixth Avenue and Main Street. Since the time that this project was initially authorized, costs have increased on the project and many changes had to be made through the design process to meet KDOT standards. Also, KDOT allowed us to add a KLINK resurfacing project to the bridge which increased construction cost \$300,000.

Funding levels from KDOT have changed over the two-year design process. KDOT’s share of funding for the project is \$1,750,000. The City-at-large cost for the project is \$1,882,000 and an additional \$153,000 from sales tax money for the KLINK resurfacing project, the amending ordinance for Project No. 254 increases the City-at-large amount by \$400,000.

Assistant City Engineer Scott Rickard stated that bids were received on project Nos. 254 and 255 on May 16, 2007, in Topeka. King Construction of Hesston, Kansas, was the lowest bidder on the combined projects. The combined bid on the project was below the Engineer’s Estimate.

Discussion ensued amongst the Commissioners and Assistant City Engineer Scott Rickard regarding the two projects.

ORDINANCE NO. S-1285

Commissioner Steve Pershall moved that Ordinance No. S-1285, an ordinance to amend Ordinance No. S-1261, authorizing the issuance of bonds in the amount not to exceed \$3,632,000 in payment of the cost of said Project No. 254 – North Main Bridge Rehabilitation.

Commissioner Steve Reynolds seconded the motion,

ROLL CALL

Commissioner Steve Reynolds	Yes
Commissioner Linda Clark	Absent
Commissioner Steve Pershall	Yes
Commissioner David Chapin	Yes
Mayor Tom McKibban	Yes

AWARDING THE CONTRACT

Commissioner Steve Reynolds moved that since King Construction Co., Inc. presented the lowest and best combined bid for Project No. 254 – North Main Bridge Rehabilitation, and Project No. 255 – Ninth Avenue Bridge Replacement, that the City of El Dorado award the contract and commit funds to the State of Kansas.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

PERSONAL APPEARANCE GUIDELINES POLICY AND PUBLIC COMMENT POLICY – AMENDMENTS

City Manager Herb Llewellyn stated that at the May 21, 2007, meeting, the City Commission approved finalizing the City Commission agendas on Thursdays before the regularly scheduled City Commission meetings. The Personal Appearance Guidelines Policy will need to be amended to allow members of the public to contact “the City Manager prior to twelve noon on the Thursday preceding the commission meeting.”

City Manager Herb Llewellyn stated additionally, Staff would like to amend the Personal Appearance Guidelines Policy and the Public Comment Policy to include the requirement of providing the City Clerk any items given to the City Commission by members of the public during these agenda segments.

Commissioner David Chapin moved to adopt the revised Personal Appearance Guidelines Policy and the Public Comment Policy, as presented.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

CITY COMMISSION QUORUM

City Manager Herb Llewellyn stated that on September 15, 2003, the City Commission approved a change in the Commission quorum from three members to four members by passing Ordinance No. G-949 and Charter Ordinance No. 19. The ordinance states that the quorum shall expire June 15 of each year, and a new ordinance must be approved by at least four commission members.

ORDINANCE NO. G-993

Commissioner Steve Reynolds moved that Ordinance No. G-993, an ordinance exempting the City of El Dorado from the provisions of K.S.A. 15-106 and providing substitute provisions, be approved.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Commissioner Steve Reynolds	Yes
Commissioner Linda Clark	Absent
Commissioner Steve Pershall	Yes
Commissioner David Chapin	Yes
Mayor Tom McKibban	Yes

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners’ comments.

Commissioner Steve Reynolds complimented City Staff on the maintenance and up keep of the parks.

Commissioner Steve Pershall complimented Ron Bowlin on his professionalism while assisting his sister with a recent loss.

Commissioner David Chapin questioned the issue regarding Mr. Badway’s Neighborhood Revitalization Program request..

City Manager Herb Llewellyn stated that it will be addressed in the Executive Session this evening.

Mayor Tom McKibban questioned the status of the angle parking on Vine Street and the status of handicap parking.

City Manager Herb Llewellyn stated that the issue has been assessed and the citizens requested to leave angled parking and letters were sent to businesses for their feedback regarding handicap parking.

Mayor Tom McKibban closed the Commissioners' comments.

EXECUTIVE SESSION

Mayor Tom McKibban stated that the Executive Session is related to discussing legal and real estate issues.

Commissioner Steve Reynolds moved to recess into an Executive Session for the purpose of discussing legal and real estate issues and to reconvene the regularly scheduled meeting in the City Commission room at 8:45 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

Commissioner Steve Pershall moved to extend the Executive Session for the purpose of discussing legal and real estate issues and to reconvene the regularly scheduled meeting in the City Commission room at 9:10 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

Mayor Tom McKibban reconvened the meeting at 9:10 p.m.

CITY MANAGER'S REPORT

- 1). City Manager Herb Llewellyn discussed the Storm Water Utility Committee and suggested that each Commissioner bring their suggestions to the next meeting.
- 2). City Manager Herb Llewellyn suggested that the Work Session be postponed.
- 3). City Manager Herb Llewellyn suggested the Commission make a motion to allow him to collaborate with the El Dorado Township.

Commissioner Steve Pershall moved to allow the City Manager to pursue settlement with the cemetery lawsuit.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

- 4). City Manager Herb Llewellyn stated that the City dismissed the condemnation of the mineral rights regarding the MV Partners settlement agreement.

EL DORADO CITY COMMISSION MEETING

June 4, 2007

Commissioner Steve Reynolds moved to allow the City Manager to sign and execute documents for the settlement agreement with MV Partners.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

- 4). City Manager Herb Llewellyn stated that Alltel has discussed placing a temporary tower at the old wastewater treatment plant with the possibility of placing a permanent tower.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 9:20 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

June 18, 2007

The El Dorado City Commission met in regular session on June 18, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner Linda Clark, City Manager Herbert E. Llewellyn Jr., Assistant City Engineer Scott Rickard, City Attorney Andrew Piekalkiewicz and Finance Director Dee Anne Grunder. Absent: City Clerk Kendra Porter.

VISITORS

Darrell Whitney	206 Warren Road	El Dorado, Kansas
Cheri Thomas	516 Houser Drive	El Dorado, Kansas
Jean Plummer	323 ½ Main	El Dorado, Kansas
Kevin Pickrell	704 Maplewood	El Dorado, Kansas
David Ellis	208 S. Summit	El Dorado, Kansas
Linda Baines	253 Post Road	El Dorado, Kansas
Linda Jolly	2100 Pico Court	El Dorado, Kansas
Jim Gardner	2225 Gentry Lane	El Dorado, Kansas
Jon Pic	El Dorado Times	El Dorado, Kansas
Michael Duhn	220 East First	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the June 18, 2007, City Commission meeting to order.

INVOCATION

Jean Plummer, 323 ½ Main, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Kevin Pickrell, 704 Maplewood, led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Kevin Pickrell, 704 Maplewood, stated that on July 6, 2007, the El Dorado Municipal Band and the 35th Division Army Band will perform together at the Forrest Park band shelter. Mr. Pickrell further stated that the Kansas Vietnam Veterans Family Reunion will be July 20, 2007, with opening ceremonies at 10:00 a.m., and a parade on Saturday July 21, 2007.

Jean Plummer, 323 ½ Main, thanked the City for helping with the Frontier Western Festival. Ms. Plummer stated that there were an estimated 1000 people at the Friday night concert and another 2000 people at the bull riding event and dance.

Cheri Thomas, 516 Houser Drive, stated that on Houser Drive, between Third Street and Sixth Street, she has observed people driving at excessive speeds and would like signage placed to slow traffic.

Assistant City Engineer Scott Rickard advised that such signage did not meet the residential requirements.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a). Approval of the June 4, 2007, City Commission minutes.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

YOUTH COMMISSION – APPOINTMENTS

Mayor Tom McKibban stated that the Youth Commission was initiated in May 2002 and has completed its fifth year.

Jim Gardner, 2225 Gentry Lane, Youth Commission Advisor, stated that there are sixteen positions open, and they have received nine applications. Mr. Gardner gave his endorsement for all applications received to date.

Commissioner Steve Reynolds moved to appoint John Jones, Laura Haines, Anastasia Rausch, Lee Huff, Caitie Coley, Kyle Koerner, Hannah Hulse, Kristin Royse, and Clint Harden to the Youth Commission for a one-year term ending June 30, 2008.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

BOARD OF TAX APPEALS AMENDMENT – VALMONT INDUSTRIES

Michael Duhn, City of El Dorado Intern, stated that on December 28, 2006, the City Commission approved a personal property tax exemption application for Valmont Industries. Per the preliminary order received from the State Board of Tax Appeals, Ordinance No. S-1280 did not contain all the necessary information. Therefore, the City Commission now needs to pass an amending ordinance to be compliance with K.S.A. 79-251.

ORDINANCE NO. S-1286

Commissioner Linda Clark moved that Ordinance No. S-1286, an ordinance amending Ordinance No. S-1280 to include additional information regarding the tax exemption for Valmont Industries, be approved.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Commissioner Steve Reynolds	Yes
Commissioner Linda Clark	Yes
Commissioner Steve Pershall	Yes
Commissioner David Chapin	Yes
Mayor Tom McKibban	Yes

PROJECT NO. 285 – SIXTH AND MAIN – PROFESSIONAL ENGINEERING AGREEMENT

Assistant City Engineer Scott Rickard stated that the City was awarded a Geometric Improvement Project for the State’s FY2010. This project will help relieve some of the traffic congestion and accidents experienced in the intersection of Sixth and Main. The next step for the project is to create plans and specifications. The City has selected Professional Engineering Consultants (PEC) as its design engineer. Professional Engineering Consultants has submitted to the City an agreement for engineering services and we are asking the Commission to allow the City Manager to execute the agreement.

Discussion ensued amongst the Commissioners, City Manager Herb Llewellyn and Assistant City Engineer Scott Rickard.

PROJECT NO. 285

Commissioner Steve Pershall moved to allow the City Manager to execute the agreement with Professional Engineering Consultants for preliminary engineering services on Project No. 285, Sixth and Main.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

TEMPORARY NOTE – PROJECT NO. 254 (NORTH MAIN BRIDGE REHABILITATION) AND PROJECT NO. 255 (NINTH AVENUE BRIDGE)

Assistant City Engineer Scott Rickard stated that the Commission needs to issue temporary notes for Project No. 254, North Main Bridge Rehabilitation, and Project No. 255, Ninth Avenue Bridge Replacement.

RESOLUTION NO. 2579

Commissioner Linda Clark moved that Resolution No. 2579, a resolution relating to the issuance of Temporary Note No. 1878 for Project No. 254 and 255, be adopted.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PUBLIC HEARING ON PETITION TO VACATE A PLATTED UTILITY EASEMENT (CASE NO. 07-002-VAC)

Assistant City Engineer Scott Rickard stated that Todd Lamb of TNT Custom Metal Fabricators, Inc. is requesting the vacation of the platted 18 foot utility easement along the common line of Lot 4, Block 3, Carl E. Taylor Addition and Lots 1 and 2, Block 1, R.J. Metcalf Second Addition.

CASE NO. 07-002-VAC

Commissioner David Chapin moved to grant the petition in Case No. 07-002-VAC, a petition requesting the vacation of an 18-foot utility easement along the common line of Lot 4, Block 3, Carl E. Taylor Addition and Lots 1 & 2, Block 1. R.J. Metcalf Second Addition, and authorize the Mayor to sign the Vacation Order granting said vacation.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

2010 KLINK AND GEOMETRIC IMPROVEMENT PROJECT

Assistant City Engineer Scott Rickard stated that each year KDOT requests applications for funds on local transportation projects. Staff recommends a mill and overlay of Main Street from Central Avenue to Kansas as a KLINK resurfacing project. If awarded this project, construction would not begin until the State's fiscal year 2010. 1998 was the last time this section of Main Street was repaved. Staff also recommends applying for a Geometric Improvement (G.I.) project on the intersection of Central Avenue and Vine Street. This intersection carries a large volume of commercial traffic that creates traffic issues with a substandard turning radius.

Discussion ensued amongst the Commissioners, Assistant City Engineer and City Manager Herb Llewellyn, regarding the KLINK and Geometric Improvement projects.

Commissioner Steve Reynolds moved to allow the City Manager to apply to the State of Kansas for the 2010 KLINK resurfacing project on Main Street from Central Avenue to Kansas Avenue and also the 2011 Geometric Improvement project on the intersection of Vine Street and Central Avenue.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

BOARD APPOINTMENTS – STORM WATER UTILITY ADVISORY COMMITTEE

Assistant City Engineer Scott Rickard stated at the recent City Commission meetings, the Commission has discussed the formation of a Storm Water Utility Advisory Committee.

Discussion ensued amongst the Commissioners regarding appointments for the Storm Water Utility Advisory Committee.

Commissioner Linda Clark moved to appoint Oral Taylor, Loy Fankhauser and Larry Gaston to the Storm Water Utility Advisory Committee for a period to be determined at a later date.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner David Chapin praised City employees for their work on the Frontier Western Festival and thanked Dan and Joyce Demo for their work in bringing the Budweiser Clydesdales to El Dorado. Commissioner Chapin explained the reasoning for appointing Vicky Hunt to the Airport Advisory Board.

Commissioner Steve Pershall requested an update on the reorganization of the Community Development Organization.

Linda Jolly, 2100 Pico Court, updated the Commissioners on the events of the Community Development Organization.

Commissioner Linda Clark questioned if the Commissioners were interested in pursuing the smoking ban issue.

City Manager Herb Llewellyn stated that he has asked his brother, who is in the restaurant business, to speak with the Commission regarding his experiences with a smoking ban issue.

Commissioner David Chapin stated that restaurant owners should be surveyed before pursuing a smoking ban.

Discussion ensued amongst the Commissioners and City Manager Herb Llewellyn regarding firework policies and concerns regarding the location of the Fireworks display by the Friends of the Lake.

Commissioner Steve Reynolds moved that the City issue the Friends of the Lake the money allocated in the budget.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban addressed the importance of the Commission holding executive sessions. Mayor McKibban commended the Police Department for enforcing speed limits, in response to Wellington's editorial by Rick Horn.

City Manager Herb Llewellyn stated that Staff has mailed letters to 150 property owners seeking input regarding the handicap and angled parking issues.

Mayor Tom McKibban closed the Commissioners' comments.

EXECUTIVE SESSION

Mayor Tom McKibban stated that the Executive Session is related to the financial affairs or trade secrets of second parties and real estate matters.

Commissioner David Chapin moved to recess into an Executive Session for the purpose of discussing confidential data relating to the financial affairs or trade secrets of second parties and real estate matters, and to reconvene the regularly scheduled meeting in the City Commission room at 8:45 p.m.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

EL DORADO CITY COMMISSION MEETING

June 18, 2007

Mayor Tom McKibban reconvened the meeting at 8:45 p.m.

Commissioner Steve Reynolds moved to extend the Executive Session until 9:10 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 4-0. (Commissioner Steve Pershall remained in the conference room)

Mayor Tom McKibban reconvened the meeting at 9:10 p.m.

CITY MANAGER'S REPORT

- 1) Assistant to the City Manager Matt Rehder gave a presentation outlining the health insurance process.
- 2) City Manager Herb Llewellyn stated that a Work Session has been scheduled for Wednesday, June 27, 2007, at 4:00 p.m.
- 3) City Manager Herb Llewellyn stated that the County is considering improving Haverhill Road from Butler Community College to the railroad track crossing to improve access to the refinery.
- 4) City Manager Herb Llewellyn stated that a business has requested the City Commission to reconsider Sunday Liquor Sales.

Commissioner Steve Reynolds stated that more public input was needed prior to scheduling an election.

- 5) City Manager Herb Llewellyn discussed requirements for permits regarding a shaved ice stand.
- 6) City Manager Herb Llewellyn stated that the City is working in conjunction with a construction company regarding the fire clean up of the 100 block of West Central.
- 7) City Manager Herb Llewellyn stated that a draft of the 2008 budget was delivered last week.

Finance Director Dee Anne Grunder inquired if there were any questions regarding the 2008 budget or the revised pages that were handed out prior to the City Commission meeting.

AJOURNMENT

Commissioner David Chapin moved to adjourn the meeting at 9:41 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING

June 27, 2007

The El Dorado City Commission met in special session on June 27, 2007, in the City Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herb Llewellyn, Finance Director Dee Anne Grunder, Assistant City Engineer Scott Rickard, Sanitation Superintendent Brad Meyer, Parks & Recreation Director John Scanlon, Public Utilities Director Kurt Bookout, Police Chief Tom Boren, Fire Chief Ken Nakaten, Assistant to the City Manager Matt Rehder, and Administrative Intern Michael Duhn.

Absent: Commissioner David Chapin.

CALL TO ORDER

Mayor Tom McKibban called the June 27, 2007, Special Meeting to order.

BUDGET OUTLAY AND CAPITAL IMPROVEMENT PLAN (CIP)

Finance Director Dee Anne Grunder referenced a summary of all of the changes to the budget. Currently, the budget requires an increase of 6.063 mills. It was also noted that the budget does not include the estimated assessed valuation from the county. Discussion ensued regarding the budgeted safety program and the 2% cost of living adjustment for city employees.

A representative from each department then presented the highlights of their budgets. Discussion ensued after each presentation. Finance Director Grunder and City Manager Herb Llewellyn recommended applying \$175,000 of uncommitted sales tax to additional property tax relief rather than applying it to the Ninth Avenue Bridge project as recommended by the Sales Tax Committee. This would equate to approximately 2 ½ mills. The consensus of the City Commission was to apply it to property tax reduction in the General fund.

TOWANDA & TOPEKA STREETS

Discussion ensued regarding the Towanda and Topeka improvements. Property owners will be able to protest out of the improvements on these roads. Further points were brought up regarding the requirements of curbs and gutters in specific neighborhoods.

FIREWORKS

A new ordinance was introduced reducing the amount of time that people can shoot fireworks within city limits. Discussion ensued regarding the permits required for shooting class B fireworks. Action on this item was postponed until the July 2, 2007 City Commission meeting.

BOARD APPOINTMENTS

This item was tabled until the July 2, 2007 City Commission meeting.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 6:45 p.m.

Commissioner Steve Reynolds seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

July 16, 2007

The El Dorado City Commission met in regular session on July 16, 2007, at 7:00 p.m. in the Commission Room with the following present: Vice-Mayor Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, City Clerk Kendra Porter, and Assistant City Engineer Scott Rickard. Absent: Mayor Tom McKibban.

VISITORS

Reverend Sam McVay	141 N. Emporia	El Dorado, Kansas
Matt Llewellyn	802 Persimmon	Olathe, Kansas
Donna Crawford	905 Joseph Dr.	Lawrence, Kansas
Jim & Connie Phillips	216 W. Central Apt 3-1	El Dorado, Kansas
Brian Andrews	2020 Danielle Ct.	El Dorado, Kansas
Glenn & Carla Iott	840 N. Atchison	El Dorado, Kansas
Tonya Ricketts	221-D State St.	El Dorado, Kansas
Eric Link	804 S. Main	El Dorado, Kansas
Sue Noland	12624 W. 95 th St. S.	Clearwater, Kansas
Joanie Purdy	1006 N. Preserve Ct.	Wichita, Kansas
Ben Mitchell	4933 SW 2 nd Terrace	El Dorado, Kansas
Ron Baker		Haysville, Kansas
Lance McCune	313 Oil Hill Rd.	El Dorado, Kansas
Ron Eisenbise	501 W. Towanda	El Dorado, Kansas
Pablo Ornelas	1014 S. Atchison	El Dorado, Kansas
Harold Haskell	122 Residence	El Dorado, Kansas
Ernest Gower	205 N. Main Apt 3	El Dorado, Kansas
Chet & Mary McCoy	336 Simpson Rd.	El Dorado, Kansas
JT Klaus	2959 N. Rock Rd.	Wichita, Kansas
Jon Pic	El Dorado Times	El Dorado, Kansas
James Elrichs	200 N. Gordy	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Pat Hicks	1147 S. Arthur	El Dorado, Kansas
Matt Rowland	220 E. First	El Dorado, Kansas

CALL TO ORDER

Vice-Mayor Linda Clark called the July 16, 2007, City Commission meeting to order.

INVOCATION

The Reverend Sam McVay, New Life Equipping Ministry, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Reverend Sam McVay, 141 North Emporia, led the Pledge of Allegiance.

PERSONAL APPEARANCE

Connie Phillips, 216 West Central Apt. 3-1, President of Main Street, stated that on Saturday morning volunteers will be sprucing up the downtown area in preparation for the Prairie Port Festival. Ms. Phillips updated the Commission on Main Street activities.

PROCLAMATION

Vice-Mayor Linda Clark read a proclamation to proclaim July 20 - 22, 2007, as “Welcome Home” for the Kansas Vietnam Veterans and Family Reunion.

Ben Mitchell, 4933 S.W. Second Terrace, stated that on Saturday, July 21, 2007, at 9:00 am, there will be a parade beginning at Wal-Mart along Central Avenue to Main Street, and continuing to the El Dorado State Park.

PUBLIC COMMENTS

Vice-Mayor Linda Clark opened the floor for public comments.

Joanie Purdy, 1006 North Preserve Court, Wichita, Kansas, stated that at a recent Planning Commission meeting a special use permit for Project Encore was approved by a vote of 6-0.

Sue Noland, 12624 West 95th Street South, Clearwater, Kansas, stated in regards to the special use permit, they received a letter stating that since the Planning Commission did not have a quorum, the special use permit was not approved. Ms. Noland requested the authorization to proceed with the remodeling of the Project Encore addition.

City Manager Herb Llewellyn stated that the Planning Commission did not have a quorum and the City did not recognize that meeting as an actual meeting. Therefore, a special Planning Commission meeting will be held on August 3, 2007. Mr. Llewellyn recommended Project Encore be allowed to proceed with the understanding that there are risks and the official permit details need to be approved.

Consensus of the Commission was to approve the recommendation of City Manager Herb Llewellyn.

Jim Phillips, 216 West Central Apt. 3-1, stated that the 23rd annual Prairie Port Festival will begin the week of July 23rd, and thanked everyone in advance for their support.

Larry Adams, 1756 West Third, questioned the correspondence between City Commissioner Linda Clark and former City Manager Gus Collins.

Vice-Mayor Linda Clark stated that she had corresponded with Mr. Collins prior to any litigation proceedings.

Pat Hicks, 1125 South Arthur, stated that it is difficult for viewers at home to hear during Work Sessions and reminded everyone to speak into the microphone.

James Elrichs, 200 North Gordy, suggested placing a sign on the podium asking citizens to speak into the microphone.

Discussion ensued amongst the Commissioners and City Manager Herb Llewellyn regarding the microphones.

Ernest Gower, 205 North Main, Apt. 3, complained about the volume at Work Sessions and suggested Department Heads and Commissioners be more specific on items they are discussing for viewers at home.

Vice-Mayor Linda Clark closed the public comment session.

CONSENT AGENDA

- a) Approval of the July 2, 2007, City Commission minutes.
- b) Approval of the July 11, 2007, Special City Commission minutes
- c) Approval of 2007 Cereal Malt Beverage license applications as listed:

Da Cajun Shack, 1701 W. Central

Commissioner Steve Reynolds stated that the adjournment time was incorrect on the July 11, 2007, Special City Commission minutes.

Commissioner Steve Pershall moved that the Consent Agenda, as amended, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-0.

NO SMOKING IN CITY LIMITS DISCUSSION

Vice-Mayor Linda Clark stated that the issue of no smoking in the City of El Dorado has been brought to the City Commissioners' attention.

Matt Llewellyn, 802 Persimmon, Olathe, Kansas, discussed his experiences as a restaurant/bar owner, when Lawrence Kansas adopted a no smoking policy.

Discussion ensued amongst the Commissioners, City Manager Herb Llewellyn, and Matt Llewellyn regarding the issue of a no smoking policy.

Ron Eisenbise, 501 West Towanda, stated that businesses should be allowed to make their own decision on being smoke free.

James Elrichs, 200 North Gordy, handed out information to the Commissioners regarding the smoke free restaurants in Silver Dollar City. Mr. Elrichs also expressed his approval for a smoking ban in El Dorado.

Brian Andrews, 2020 Danielle Court, discussed his findings with the Commissioners on a survey he took regarding a smoking ban in El Dorado. Mr. Andrews suggested that the Commissioners wait to make any decisions on a smoking ban until they gather more information.

Glen Iott, 804 North Atchison, stated that 93% of his customers are smokers, and expressed his disapproval of a smoking ban in El Dorado.

Larry Adams, 1756 West Third, expressed his concerns with the pollution from the refinery.

Eric Link, 804 South Main, expressed his concerns regarding a smoking ban in El Dorado.

EL DORADO SEWER IMPROVEMENTS (CDBG GRANT) PROJECT NO. 243

Vice-Mayor Linda Clark stated that the City is ready to resubmit the CDBG grant application to the Kansas Department of Commerce. The project includes: The Eighth Avenue Lift Station, Manhole Rehabilitation, Insituform, North Main Sewer Interceptor, Tenth Avenue Sewer Improvements, and Douglas Road Sewer Improvements. The City is applying for the CDBG grant to cover \$400,000 of the improvements. The remaining cost will be paid for by bonds.

Discussion ensued amongst Assistant City Engineer Scott Rickard, City Commissioners and City Manager Herb Llewellyn regarding the CDBG grant application.

Donna Crawford, Governmental Assistance Services, explained the processes involved after the CDBG grant has been approved.

PUBLIC HEARING

Vice-Mayor Linda Clark opened the floor for the public hearing.

With no one appearing, Vice-Mayor Linda Clark closed the public hearing.

RESOLUTION NO. 2580

Commissioner Steve Reynolds moved that Resolution No. 2580, a resolution certifying legal authority to apply for the 2008 Kansas Small Cities Community Development Block Grant Program from the Kansas Department of Commerce and authorizing the Mayor to sign and submit such an application, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

RESOLUTION NO. 2581

Commissioner Steve Pershall moved that Resolution No. 2581, a resolution assuring the Kansas Department of Commerce that funds will be continually provided for the operation and maintenance of improvements to the sewer system to be financed with Community Development Block Grant Funds, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

RESOLUTION NO. 2582

Commissioner David Chapin moved that Resolution No. 2582, a resolution stating commitment to seek funding through the Kansas Department of Commerce, small cities CDBG program, in the amount of \$400,000 and further commitment by the City, to leverage project costs in the amount of \$1,032,217 with General Obligation bonds, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-0.

PUBLIC HEARING – PROJECT NO. 286 – SANITARY SEWER – PRAIRIE LAND ESTATES FIRST ADDITION

City Manager Herb Llewellyn stated that Project No. 286 is complete. The City Commission established this date to spread the special assessments to the properties.

Project No. 286 – Sanitary Sewer-Prairie Land Estates 1st Addition

Preliminary Estimate	\$73,000.00
Final Cost	\$57,977.88
Improvement District Cost	\$57,977.88
City-at-Large Cost	\$ 0.00

PUBLIC HEARING

Vice-Mayor Linda Clark opened the public hearing.

With no one appearing Vice-Mayor Linda Clark closed the public hearing.

ORDINANCE NO. S-1287

Commissioner Steve Pershall moved that Ordinance No. S-1287, an ordinance levying against, and providing for the collection of special assessments for Project No. 286, be adopted.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Vice-Mayor Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Absent

PUBLIC HEARING – PROJECT NO. 287 – PAVING WESTERN STREET – PRAIRIE LAND ESTATES FIRST ADDITION

City Manager Herb Llewellyn stated that Project No. 287 is complete. The City Commission established this date to spread the special assessments to the properties.

Project No. 287 – Paving Western Street-Prairie Land Estates 1st Addition

Preliminary Estimate	\$96,000.00
Final Cost	\$58,825.77
Improvement District Cost	\$55,503.19
City-at-Large Cost	\$ 3,322.58

PUBLIC HEARING

Vice-Mayor Linda Clark opened the public hearing.

With no one appearing Vice-Mayor Linda Clark closed the public hearing.

ORDINANCE NO. S-1288

Commissioner Steve Reynolds moved that Ordinance No. S-1288, an ordinance levying against, and providing for the collection of special assessments for Project No. 287, be adopted.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Vice-Mayor Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Absent

CODE ADOPTION – ORDINANCE DISCUSSION

Vice-Mayor Linda Clark stated that Matt Rowland, City Building Inspector, has reviewed the City’s building and construction codes, and recommends various changes. The proposed ordinances were reviewed by the City Attorney and now needs discussion by the City Commission.

City Building Inspector Matt Rowland updated the Commissioners on the proposed changes to the building code.

Discussion ensued amongst the City Commissioners and City Building Inspector Matt Rowland regarding various changes for the building codes.

IRB-TNT CUSTOM METAL FABRICATORS INC.

City Manager Herb Llewellyn stated that at the June 4, 2007, City Commission meeting, the Governing Body issued a resolution of intent to issue Industrial Revenue Bonds for a steel fabrication and manufacturing facility within the city limits. The purpose of this IRB issuance is to provide funding for the acquisition, construction, improvement and equipping of TNT Custom Metal Fabricators Inc. The following action authorizes the issuance of the bonds.

J.T. Klaus, 2959 North Rock Road, Triplett, Wolf and Garretson, discussed the documents regarding TNT Custom Metal Fabricators.

Discussion ensued amongst the Commissioners, City Manager Herb Llewellyn, and J.T. Klaus regarding this ordinance.

ORDINANCE NO. S-1289

Commissioner Steve Pershall moved that Ordinance No. S-1289, an ordinance of the City of El Dorado, Kansas, authorizing the issuance of not to exceed \$1,780,000 aggregate principal amount of Taxable Industrial Revenue Bonds, in two separate series (TNT Custom Metal Fabricators Inc. project) for the purpose of providing funds to purchase, acquire, construct and equip a steel fabrication and manufacturing facility; prescribing the form and authorizing execution of a trust indenture between the City of El Dorado and Security Bank of Kansas City, Kansas City, Kansas, as trustee; prescribing the form and authorizing the execution of a lease agreement by and between the City of El Dorado and TNT Custom Metal Fabricators Inc; approving the form of a guaranty agreement between TNT Custom Metal Fabricators, Inc, as guarantor, and the Trustee; approving the form of an individual guaranty agreement between Todd Lamb and Stephanie Lamb, as individual guarantors, and the Trustee; authorizing execution of a tax regulatory agreement between the City, prescribing the form and authorizing the execution of a bond placement agreement between the City, TNT Custom Metal Fabricators, Inc, the individual guarantors and Midland National Bank, as purchaser of the Series A, 2007 Bonds and Series B, 2007 Bonds, be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Vice-Mayor Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Absent

ANNEXATION

City Manager Herb Llewellyn stated that City Staff has determined it necessary to annex a section of City owned property known as “Industrial Park # 3”.

ORDINANCE NO. G-994

Commissioner Steve Reynolds moved that Ordinance No. G- 994, an ordinance adding to and extending the City Limits of the City of El Dorado, be adopted.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Vice-Mayor Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Absent

BOARD APPOINTMENTS

Vice-Mayor Linda Clark stated that the City Commission appoints members to various advisory boards and committees. The Convention and Visitors Bureau has six openings, and has recently received two applications.

Commissioner Steve Pershall moved to appoint Brooke Greene and Kendra Wilkinson to the Convention and Visitors Bureau for a term ending May 1, 2009.

Commissioner David Chapin seconded the motion.

Motion carried 4-0.

NEW BUSINESS – DISCUSSION ITEMS

Vice-Mayor Linda Clark opened to floor for Commissioners' comments.

Commissioner Steve Pershall thanked the individuals for their views on the smoking ban issue.

Commissioner Steve Pershall questioned if there is an ordinance regarding grass clipping.

City Building Inspector Matt Rowland stated that there is an ordinance; however it is difficult to enforce. Mr. Rowland suggested placing a notice on Channel 7, and in the local paper addressing this issue.

Commissioner Steve Reynolds thanked the Parks and Recreation Department for sponsoring the Fourth of July celebration at Forrest Park.

Commissioner David Chapin read the results of the staff survey regarding the non-smoking issue.

Vice-Mayor Linda Clark closed the Commissioners' comments.

CITY MANAGER'S REPORT

City Manager Herb Llewellyn discussed the State of Kansas Energy Audit Program. The City will have Johnson Controls perform an energy audit on our facilities.

ADJOURNMENT

Commissioner David Chapin moved to adjourn the meeting at 9:06 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

July 2, 2007

The El Dorado City Commission met in regular session on July 2, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner Linda Clark, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz and City Clerk Kendra Porter. Absent: Assistant City Engineer Scott Rickard.

VISITORS

Ernest Gower	205 N. Main Apt. 3	El Dorado, Kansas
Nancy McClure	1730 Terry Lane	Andover, Kansas
Tom Boren	220 E. First	El Dorado, Kansas
Michael Duhn	220 E. First	El Dorado, Kansas
Charles L. Williams	815 N. Taylor	El Dorado, Kansas
Jack Brown	811 N. Taylor	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Richard Edds	1815 Quail Run	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the July 2, 2007, City Commission meeting to order.

INVOCATION

The Reverend Richard Edds, First Southern Baptist Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Reverend Richard Edds, 1815 Quail Run, led the Pledge of Allegiance.

PERSONAL APPEARANCE

Ernest Gower, 205 N. Main Apt. 3, read a prepared statement regarding benches at Walnut Valley Memorial Cemetery.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Charles Williams, 815 North Taylor, stated that he has observed people driving at excessive speeds in the 800 Block of North Taylor and would like signage placed to slow traffic. Mr. Williams requested information on the Neighborhood Watch Program.

Police Chief Tom Boren gave an overview of the Neighborhood Watch Program.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the June 18, 2007, City Commission minutes.
- b) Approval of the June 27, 2007, Special City Commission minutes
- c) Approval of the Appropriation Ordinance No. 06-07 in the amount of \$1,726,298.36.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

YOUTH COMMISSION – APPOINTMENTS

Mayor Tom McKibban stated that the Youth Commission was initiated in May 2002 and has completed its fifth year.

Commissioner Steve Reynolds moved to appoint Nancy Claus to the Youth Commission for a one-year term ending June 30, 2008.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

GANG VIOLENCE

Police Chief Tom Boren discussed gang activities in El Dorado and Butler County, and updated the Commission on the local task force efforts between the City of El Dorado Police Department and the Butler County Sheriff Department.

Discussion ensued amongst Police Chief Tom Boren and the Commissioners regarding gang violence.

SET A HEARING DATE FOR PROJECT NO. 286

City Manager Herb Llewellyn stated that Project No. 286 is complete, and the City Commission must set a hearing date to spread the cost to the properties involved.

Project No. 286 – Sanitary Sewer-Prairie Land Estates First Addition

Preliminary Estimate	\$73,000.00
Final Cost	\$57,977.88
Improvement District Cost	\$57,977.88
City-at-Large Cost	\$ 0.00

PUBLIC HEARING DATE FOR PROJECT NO. 286

Commissioner Steve Pershall moved to set the public hearing for 7:00 p.m. on July 16, 2007, to be held for the purpose of considering the proposed assessments of the cost of Project No. 286, and further direct individual mailings to each owner liable for the special assessments.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

SET A HEARING DATE FOR PROJECT NO. 287

City Manager Herb Llewellyn stated that Project No. 287 is complete, and the City Commission must set a hearing date to spread the cost to the properties involved.

Project No. 287 – Paving Western Street-Prairie Land Estates First Addition

Preliminary Estimate	\$96,000.00
Final Cost	\$58,825.77
Improvement District Cost	\$55,503.19
City-at-Large Cost	\$ 3,322.58

PUBLIC HEARING DATE FOR PROJECT NO. 287

Commissioner Steve Pershall moved to set the public hearing for 7:00 p.m. on July 16, 2007, to be held for the purpose of considering the proposed assessments of the cost of Project No. 287, and further direct individual mailings to each owner liable for the special assessments.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

BOARD APPOINTMENTS – STORM WATER UTILITY ADVISORY COMMITTEE

Mayor Tom McKibban stated that at the June 18, 2007, City Commission meetings, the Commission appointed three members to the Storm Water Utility Advisory Committee. Commissioner Steve Reynolds and Commissioner David Chapin need to appoint the remaining two members.

Commissioner Steve Reynolds moved to appoint John Moore and Barbara Dankert to the Storm Water Utility Advisory Committee for a period to be determined at a later date.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

City Manager Herb Llewellyn updated the Commission on the survey results regarding the downtown ADA parking issue.

Discussion ensued amongst the Commissioners and City Manager Herb Llewellyn regarding the ADA parking survey results.

Charles Williams, 815 North Taylor, asked for clarification on the ADA parking permit regulations.

Commissioner Steve Pershall explained the ADA parking permit regulations.

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Linda Clark questioned if a noise permit was needed for events held at the Forest Park band shelter.

City Manager Herb Llewellyn explained that a noise permit is required, and a noise permit was issued for a recent activity at Forrest Park.

Commissioner Linda Clark questioned who was responsible for mowing around railroad tracks.

City Manager Herb Llewellyn explained that this issue has been addressed and the City is working with the railroad to get it resolved.

Commissioner Steve Pershall asked if the bike path has been reopened since the high water issue this weekend and requested the drive entering Riverside Park be repaired.

City Manager Herb Llewellyn stated that the bike path was reopened on Sunday, and the Riverside Park entrance issues have been repaired.

Public Utilities Director Kurt Bookout updated the Commission on flooding issues due to the recent rainfall. Mr. Bookout further stated that the flooding in the 200 Block of South Main, was due to storm water.

Discussion ensued amongst City Manager Herb Llewellyn, Commissioners and Public Utilities Director Kurt Bookout regarding storm water issues in the downtown area.

Commissioner David Chapin inquired on the progress of the repairs to the buildings adjacent to the fire damaged building on West Central.

City Manager Herb Llewellyn stated that the owner of the building has been contacted, and was given until July 15, 2007, to make needed repairs.

Commissioner David Chapin expressed his thoughts regarding a recent funeral procession for a fallen soldier.

Mayor Tom McKibban extended his sympathy to other surrounding communities with flooding issues.

Mayor Tom McKibban closed the Commissioners' comments.

CITY MANAGERS REPORT

- 1) City Manager Herb Llewellyn stated that a Work Session has been scheduled for Wednesday, July 11, 2007, at 3:30 p.m.
- 2) City Manager Herb Llewellyn stated that the City's website now has a poll question asking if citizens of El Dorado should be allowed to vote on Sunday liquor sales and encouraged all citizens to vote.

Discussion ensued amongst City Manager Herb Llewellyn and the Commissioners regarding Sunday liquor sales.

- 3) City Manager Herb Llewellyn discussed extending the Fireworks Ordinance discussion until the August 6, 2007, City Commission meeting.

Discussion ensued amongst City Manager Herb Llewellyn and the Commissioner regarding changes for the new Fireworks Ordinance.

- 4) City Manager Herb Llewellyn updated the Commission on sales tax revenue.

EL DORADO CITY COMMISSION MEETING

July 2, 2007

- 5) City Manager Herb Llewellyn stated that the Federal Government has increased the minimum wage and this increase will affect some of the City's part-time positions.
- 6) City Manager Herb Llewellyn discussed the El Dorado Township's assessed evaluation rate.
- 7) City Manager Herb Llewellyn stated that on July 6, 2007, at 6:30 p.m. the El Dorado Municipal Band and the 35th Division Army Band will perform together at the Forrest Park band shelter.

EXECUTIVE SESSION

Mayor Tom McKibban stated that the Executive Session is related to legal and non-elected personnel issues.

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing legal and non-elected personnel issues, and to reconvene the regularly scheduled meeting in the City Commission room at 9:15 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 9:17 p.m.

AJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 9:17 p.m.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Vice-Mayor Linda Clark

EL DORADO SPECIAL CITY COMMISSION MEETING

July 11, 2007

The El Dorado City Commission met in special session on July 11, 2007, in the City Commission Room with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Linda Clark, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herb Llewellyn, Finance Director Dee Anne Grunder, Sanitation Superintendent Brad Meyer, Parks & Recreation Director John Scanlon, and Administrative Intern Michael Duhn.

VISITORS

Jack Perry 512 Hunton El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the July 11, 2007, Special Meeting to order at 3:30 p.m..

BUDGET

Finance Director Dee Anne Grunder referenced the most recently updated version of the 2008 budget. Some highlights mentioned were the reduction of expenditures by \$20,000, the franchise transfer in the stormwater utility, and the establishment of a safety incentive, all without increasing the mill levy from the 2007 budget. Discussion ensued.

The commission agreed to finalize and approve the budget on August 6, 2007

ANIMAL CONTROL ORDINANCE

Brad Meyer addressed the Commission regarding a proposed animal control ordinance that would give the City more control and power to patrol the streets for improved coverage within city limits. Discussion ensued.

CEMETERY ORDINANCE

John Scanlon, Director of Parks and Recreation, addressed the City Commission regarding the proposed changes to the current cemetery ordinance. The history and intricacies involved regarding headstones in Walnut Valley Memorial Park were discussed, including current alternatives.

The commission recommended that the ordinance be changed to include bronze on a granite base.

BOARD APPLICANTS

The Commission agreed to discuss and decide whether to appoint board members to the Convention & Visitors Bureau Board on Monday.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 4:45 p.m.

Commissioner Linda Clark seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Vice-Mayor Linda Clark

EL DORADO CITY COMMISSION MEETING

August 6, 2007

The El Dorado City Commission met in regular session on August 6, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, Finance Director Dee Anne Grunder and Assistant City Engineer Scott Rickard. Absent: City Clerk Kendra Porter

VISITORS

Julie Anderson	El Dorado Times	El Dorado, Kansas
Jean Plummer	323 ½ N. Main	El Dorado, Kansas
Darrell Whitney	206 Warren Rd.	El Dorado, Kansas
Leca & Doug Weber	114 N. Vine	El Dorado, Kansas
Mary Harms	4366 S.E. Hwy 77	El Dorado, Kansas
Brad Meyer	518 W. Cave Springs	El Dorado, Kansas
Jim Phillips	216 W. Central	El Dorado, Kansas
Michael Duhn	220 E. First	El Dorado, Kansas
Ernest Gower	205 N. Main Apt 3	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Pat McAllister	1944 Belmont	El Dorado, Kansas
Reverend Stan Seymour	827 N. Washington	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the August 6, 2007, City Commission meeting to order.

INVOCATION

Reverend Stan Seymour, First Christian Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Reverend Stan Seymour, 827 North Washington, led the Pledge of Allegiance.

PERSONAL APPEARANCE

Darrell Whitney, 206 Warren Road, requested approval from the Commission to place two memorial benches on City property in honor of Steve Smith.

Consensus of the City Commission was to allow the memorial benches if those parties affected have no issues with placing the benches.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Ernest Gower, 205 North Main Apt. 3, discussed a letter he received from the Parks and Recreation Director John Scanlon regarding benches at the Walnut Valley Memorial Cemetery.

Mary Harms, 4366 S.W. Hwy 77, requested that City Staff consider adding a street from Boyer Road to the North end of the Wal-Mart parking lot or to extend School Road South of Central.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the July 16, 2007, City Commission minutes.
- b) Approval of the Appropriation Ordinance No. 07-07 in the amount of \$2,546,215.53.
- c) Approval of the Engineer's First Pay Estimate dated July 26, 2007, on Project No. 293, Residential Sidewalk Project to the Contractor, Barkley Construction, in the amount of \$23,802.02.

Commissioner Steve Reynolds noted clarification of land purchases on the Appropriation Ordinance No. 07-07.

Commissioner David Chapin moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

FIREWORKS ORDINANCE

City Manager Herb Llewellyn stated that at the June 27, 2007, Special City Commission meeting, a new ordinance was discussed regarding the discharge of fireworks within the city limits. The new ordinance would limit the number of days for shooting fireworks.

Discussion ensued amongst the City Manager Herb Llewellyn and City Commissioners regarding their concerns with the proposed changes.

Pat McAllister, 1940 Belmont, discussed his thoughts regarding a new fireworks ordinance.

Larry Adams, 1756 West Third, stated that there should be a limit on the days that fireworks can be discharged within the city limits.

Commissioner Linda Clark moved to table this item until more information was received.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

PUBLIC HEARING – 2008 BUDGET AND SIX-YEAR CAPITAL IMPROVEMENT PLAN

Finance Director Dee Anne Grunder stated that in order to comply with Kansas State law, the City Commission will conduct a public hearing for all interested citizens regarding the proposed 2008 budget.

PUBLIC HEARING

Mayor Tom McKibban opened the floor for the public hearing.

With no one appearing, Mayor Tom Mckibban closed the public hearing.

ORDINANCE NO. S-1290

Commissioner Steve Reynolds moved that Ordinance No. S-1290, an ordinance attesting to an increase in tax revenues for Budget Year 2008 for the City of El Dorado, be approved, and to approve the 2008 Operating Budget and Capital Improvement Plan in the total amount of \$21,411,489, providing for a mill levy of 45.551 mills and to certify the same to the County Clerk.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners’ comments.

Commissioner David Chapin discussed the progress of the Airport Master Plan.

Discussion ensued amongst Commissioner Steve Pershall and City Manager Herb Llewellyn regarding the progress of the house that was moved from South Star.

Commissioner Clark inquired on the status of mosquito spraying.

Discussion ensued amongst Refuse Superintendent Brad Meyer, City Manager Herb Llewellyn, and City Commissioners regarding the status of mosquito spraying.

Mayor Tom McKibban inquired on the status of handicap parking in the downtown area.

City Manager Herb Llewellyn stated that Staff was still reviewing and will update the Commission as soon as it is available.

Mayor Tom McKibban closed the Commissioners’ comments.

PLANNING COMMISSION QUORUM CHANGE – ORDINANCE

City Manager Herb Llewellyn stated that at the June 28, 2007, Planning Commission meeting, it was noted that the by-laws of the Planning Commission state seven members are required for a quorum. A seven member quorum was established in January 2001, when the Planning Commission consisted of thirteen members. In December 2001, the Planning Commission membership changed from thirteen members to nine members, but the quorum was not changed. This ordinance changes the quorum from seven members to five members for the transaction of business.

ORDINANCE NO. G-995

Commissioner Linda Clark moved that Ordinance No. G-995, an ordinance amending Article 3 of the By-Laws of the El Dorado Planning Commission, be approved.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

EXECUTIVE SESSION

Mayor Tom McKibban stated that the Executive Session is related to non-elected personnel issues.

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing non-elected personnel issues, and to reconvene the regularly scheduled meeting in the City Commission room at 8:45 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 8:47 p.m.

City Manager Herb Llewellyn stated that no action was taken at this time.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn stated there will be a Work Session, August 15, 2007, at 3:30 p.m.
- 2) City Manager Herb Llewellyn updated the Commission on the Stormwater Committee meetings.
- 3) City Manager Herb Llewellyn discussed the needs and issues of Bradford Memorial Library.

ADJOURNMENT

Commissioner Linda Clark moved to adjourn the meeting at 8:57 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING AUGUST 15, 2007

The El Dorado City Commission met in special session on August 15, 2007, at 3:30 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner Steve Reynolds, Commissioner Steve Pershall, Commissioner David Chapin, City Manager Herb Llewellyn, Finance Director Dee Anne Grunder, and Assistant City Engineer Scott Rickard.

VISITORS:

Connie Phillips	216 W. Central Ave. Apt 3-1	El Dorado, Kansas
Jean Plummer	323 ½ N Main Street	El Dorado, Kansas
Keith Geist	14500 SW 20 th	Benton, Kansas
David Ellis	208 S Summit	El Dorado, Kansas
Teresa Leonard	320 S Denver	El Dorado, Kansas
Susan Eaton	1936 Jamaica	El Dorado, Kansas
Linda Baines	253 Post Road	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the August 15, 2007 Special Meeting to order.

MAIN STREET COMMITTEE PRESENTATIONS

Mayor Tom McKibban stated representatives from El Dorado Main Street were present to discuss activities of the organization. Presentations were made by Jean Plummer of the Promotions Committee; Keith Geist of the Economic Restructuring Committee; David Ellis of the Organization Committee; and Teresa Leonard of the Artscape Committee. Highlights include over \$60,000 in low interest loans to businesses on Main Street for building improvements and an overall investment of \$36 million in the Main Street area since 1989.

TOPEKA AND TOWANDA STREETS

Assistant City Engineer Scott Rickard stated Topeka and Towanda Streets are collector streets and are considered sub-standard by City regulations. City policy is property owners along these streets pay for a portion of the improvements. The Engineer's estimate for Topeka Street is \$1.47 million, with a city-at-large cost of approximately \$600,000 and benefit district cost of approximately \$860,000. Landowners in the benefit district have the option of petitioning out of this project. Fifty-one percent (51%) of landowners in the benefit district must sign the petition for the project to be stopped. The scope of the project is a complete reconstruction of Topeka Street from 6th Avenue to Refinery Road. Discussion ensued.

The cost of Towanda Street is approximately \$950,000, with a City-at-large cost of approximately \$344,000 and benefit district cost of approximately \$605,000. The petitioning-out process is also available for this project. Staff stated if the project is petitioned out, the project can be done two blocks at a time. This process requires seventy-five percent (75%) of landowners in the two-block area to petition out of the project. The scope of this project is a complete reconstruction of Towanda Street from Arthur Street to Haverhill Road.

Discussion ensued concerning Topeka, Towanda, and Boyer Road.

STORMWATER UPDATE

City Manager Herb Llewellyn stated the Stormwater Committee met earlier that day (August 15) and recommended to the City Commission to implement a stormwater utility to provide funding for drainage issues in the city. The initial recommendation is for a \$2.75 fee per month for residential properties and \$5.50 for commercial. These fees will

EL DORADO SPECIAL CITY COMMISSION MEETING AUGUST 15, 2007

be re-evaluated at a later date. Discussion ensued concerning commercial businesses and how to charge apartment complexes.

HOME HOUSING GRANT-ADMINISTRATIVE CHANGES

City Manager Herb Llewellyn stated the language in the City's Administrative Plan for the Home Housing Grant has been changed. All references to the former City Housing Board have been removed because the board has been disbanded. City staff will award contracts and all protests will be administered by the City Engineer. The Commission agreed with the changes.

EXECUTIVE SESSION

Mayor Tom McKibban stated the Executive Session was for the purpose of discussing real estate issues.

Commissioner Steve Reynolds moved to recess into Executive Session for the purpose of discussing real estate issues, and to reconvene the regularly scheduled meeting in the City Commission room at 5:15 p.m.

Commissioner Linda Clark seconded the motion.

Motion passed 5-0.

Mayor McKibban reconvened the meeting at 5:15 p.m.

Mayor McKibban stated that no action was taken at this time.

ADJOURNMENT

Commissioner David Chapin moved to adjourn the meeting at 5:15 p.m.

Commissioner Steve Pershall seconded the motion.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

August 20, 2007

The El Dorado City Commission met in regular session on August 20, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, City Clerk Kendra Porter and Assistant City Engineer Scott Rickard.

VISITORS

Sam McVay, Jr.	141 N. Emporia	El Dorado, Kansas
Marie Masterson	8099 S.E. 30 th	El Dorado, Kansas
David Greene, Jr.	250 N.E. 30 th	El Dorado, Kansas
James A. Phillips	216 W. Central	El Dorado, Kansas
Becky Wolfe	2123 S.W. 100 th	El Dorado, Kansas
Melody Haines	300 N. Star	El Dorado, Kansas
Dwain Logsdon	1630 N. Main	El Dorado, Kansas
Pam Coley	1845 Ridge Rd.	El Dorado, Kansas
DiDi Vincent		El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Chet McCoy	336 Simpson Rd.	El Dorado, Kansas
Darren Schwindt & Family	3515 W. Towanda	El Dorado, Kansas
Lorraine Maus	1106 N. Taylor	El Dorado, Kansas
Larry Schurr & Family	11563 S.W. 30 th	El Dorado, Kansas
Julie Anderson	El Dorado Times	El Dorado, Kansas
Jim Hargrove	707 Post Rd.	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Gary Ball	817 W. Fourth	El Dorado, Kansas
William Kline	1322 Douglas Rd.	El Dorado, Kansas
Eden Fuson	711 N. Star	El Dorado, Kansas
Don Adlesperger	1285 S. Topeka	El Dorado, Kansas
Joel Jiles	529 State	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the August 20, 2007, City Commission meeting to order.

INVOCATION

Sam McVay, New Life Equipping Ministry, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Sam McVay, 141 North Emporia, led the Pledge of Allegiance.

PERSONAL APPEARANCE

Marie Masterson, 8099 S.E. 30th, read a prepared statement regarding the restructuring of Bradford Memorial Library and presented a copy of the Library Board meeting minutes to the City Manager.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Larry Schurr, 11563 S.W. 30th, discussed his concerns regarding Bradford Memorial Library.

EL DORADO CITY COMMISSION MEETING

August 20, 2007

William Kline, 1322 Douglas Road, discussed his concerns regarding changing the Children's Librarian from a full-time position to a part-time position.

Lorraine Maus, 1106 North Taylor, discussed her concerns regarding the changes being made to the Youth Program at the Library.

Eden Fuson, 711 North Star, requested that the City Commissioners review the issues regarding the Bradford Memorial Library board members.

Darren Schwindt, 3515 West Towanda, introduced his daughter Ashley to the City Commission. Ashley Schwindt read a prepared statement regarding concerns that the censorship will no longer be in place without a youth librarian.

Delma Schurr, 11563 S.W. 30th, addressed her concerns regarding the quality of books that have been purchased for the children's library.

Melody Haines, 300 North Star, stated that her concern was that the changes will lower the quality of the library.

Joel Jiles, 529 State, stated that his children and the children of El Dorado have benefited greatly from the library over the years.

Jim Phillips, 216 West Central, thanked the Commission for City staff's help with the Prairie Port Festival, and presented the Commission with a check for the fourth payment towards the Prairie Port storage building.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the August 6, 2007, City Commission minutes.
- b) Approval of the August 15, 2007, Special City Commission minutes.

Commissioner Linda Clark moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

SPECIAL USE PERMIT TO ALLOW AN EDUCATIONAL SERVICE ON PROPERTY ZONED C-1 GENERAL BUSINESS (CASE NO. 07-004-SUP)

Assistant to the City Manager Matt Rehder stated that the applicant, South Central Kansas Education Service Center, is requesting a Special Use Permit to allow an Educational Service (otherwise known as Project Encore, a diploma completion program), at 2710 West Central Avenue, Suite C. At the August 3, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of the Educational Service by a vote of 7 to 0.

ORDINANCE NO. G-996

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-004-SUP requesting a Special Use Permit to allow the establishment of an Educational Service on certain property at 2710 West Central Avenue be accepted, and that Ordinance No. G-996 be approved.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

APPLICATION TO REZONE PROPERTY FROM C-1 GENERAL BUSINESS TO I-1 LIGHT INDUSTRIAL DISTRICT (CASE NO. 07-002-REZ)

Assistant to the City Manager Matt Rehder stated that the applicant, David Green, is requesting property located at 220 Metcalf, be rezoned from C-1 General Business to I-1 Light Industrial. At the August 3, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the rezoning application by a vote of 4 to 3.

David Greene, 250 N.E. 30th, stated that currently the business is for sale and there have not been any potential commercial buyers. The realtor feels that changing the zoning to I-1 light industrial will bring in more prospects.

Discussion ensued amongst the Commission, City Manager Herb Llewellyn and Assistant to the City Manager Matt Rehder regarding the rezoning request.

ORDINANCE NO. G-997

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-002-REZ requesting a rezoning of certain property located at 220 Metcalf from C-1 General Business to I-1 Light Industrial, be accepted, and that Ordinance No. G-997 be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

APPLICATION TO REZONE PROPERTY FROM AG-AGRICULTURAL TO I-1 LIGHT INDUSTRIAL DISTRICT (CASE NO. 07-003-REZ)

Assistant to the City Manager Matt Rehder stated that the applicant, Vess Oil Corporation of Wichita, is requesting property located generally east of the Kansas Turnpike, north of Sixth Avenue, and west of the El Dorado Industrial Park, be rezoned from AG-Agricultural to I-1 Light Industrial. The City planned to apply to rezone the property, but Vess Oil submitted an application beforehand. The two landowners of the property, the City and the Pierpoint Living Trust, are in favor of the application. At the August 3, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the rezoning application by a vote of 5 to 2.

Discussion ensued amongst the Commissioners and City Manager Herb Llewellyn regarding the rezoning issue.

ORDINANCE NO. G-998

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-003-REZ, a case requesting a rezoning of certain property located generally east of the Kansas Turnpike, north of Sixth Avenue, and west of the El Dorado Industrial Park, from Ag-Agricultural to I-1 Light Industrial, be accepted, and that Ordinance No. G-998 be approved.

Commissioner Steve Reynolds discussed his concerns regarding the aesthetics of the community with additional wells visible from the turnpike.

Commissioner Linda Clark seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

SPECIAL USE PERMIT TO ALLOW OIL AND GAS EXTRACTION ON PROPERTY ZONED I-1 LIGHT INDUSTRIAL DISTRICT (CASE NO. 07-005-SUP)

Assistant to the City Manager Matt Rehder stated that the applicant, Vess Oil Corporation of Wichita, is requesting a Special Use Permit to allow Oil and Gas Extraction on property located generally east of the Kansas Turnpike, north of Sixth Avenue, west of the El Dorado Industrial Park, and south of the Union Pacific Railroad right-of-way. At the August 3, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of Oil and Gas Extraction by a vote of 5 to 2.

Discussion ensued amongst Assistant to the City Manager Matt Rehder and Commissioner Steve Reynolds regarding the drilling of oil wells in this area.

ORDINANCE NO. G-999

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-005-SUP requesting a Special Use Permit to allow Oil and Gas Extraction on certain property located generally east of the Kansas Turnpike, north of Sixth Avenue, west of the El Dorado Industrial Park, and south of the Union Pacific Railroad right-of-way be accepted and that Ordinance No. G-999 be approved with the condition that they work with the City to provide proper screening.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

**APPLICATION TO ZONE PROPERTY O-I BUSINESS-OFFICE-
INSTITUTIONAL (CASE NO. 07-004-REZ)**

Assistant to the City Manager Matt Rehder stated that the City of El Dorado is requesting property located at 405 SW Boyer Road be zoned O-I Business-Office-Institutional. The property is part of the El Dorado Business Park but was not included in the 1999 plat because the City did not own the property at the time. The City took ownership of the property in November 2006. At the August 3, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the zoning application by a vote of 7 to 0.

ORDINANCE NO. G-1000

Commissioner David Chapin moved that the recommendation of the Planning Commission to approve Case No. 07-004-REZ requesting a zoning of certain property located at 405 SW Boyer Road to O-I Business-Office-Institutional, be accepted, and that Ordinance No. G-1000 be approved.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

BY-LAWS AMENDMENT FOR PLANNING COMMISSION MEETINGS

Assistant to the City Manager Matt Rehder stated that the Planning Commission amended the language of their by-Laws. Currently, the by-laws still state the Planning Commission has 13 members; the membership was changed to 9 in 2001 and the by-laws were never amended.

Commissioner Linda Clark moved to accept the amendment to the By-Laws of the El Dorado Planning Commission.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

ANIMAL CONTROL AMENDMENT – ORDINANCE

Refuse Superintendent Brad Meyer stated that City Staff has reviewed the portion of the City of El Dorado’s Municipal Code that pertains to Animal Control, and is recommending an extensive amount of amendments. This issue has been presented and discussed at the July 11, 2007, Special City Commission meeting and is now ready for approval.

Discussion ensued amongst the Commissioners and Refuse Superintendent Brad Meyer regarding the amendments for the animal control ordinance.

ORDINANCE NO. G-1001

Commissioner Linda Clark moved that Ordinance No. G-1001, an ordinance amending and revising Title VI Animals of the City of El Dorado Municipal Code in its entirety, be approved with the stipulation that feeding stray animals is addressed.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Dave Chapin	Yes
	Mayor Tom McKibban	Yes

PROJECT NO. 285 - KDOT AGREEMENT 58-07

Assistant City Engineer Scott Rickard stated that in order for Project No. 285 – Intersection improvements at US-77 (Main Street) and Sixth Avenue to move forward, the agreement between the City and KDOT needs to be signed.

RESOLUTION NO. 2583

Commissioner Linda Clark moved that Resolution No. 2583, a resolution designating, authorizing and directing the Mayor and City Clerk to execute, for and on behalf of the City of El Dorado, Agreement No.58-07 between the City and the Kansas Department of Transportation for Project No. 285 for intersection improvements at US-77 and Sixth Avenue, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PROJECT NO. 292 – KDOT AGREEMENT NO. 31-07

Assistant City Engineer Scott Rickard stated that in order for Project No. 292, KLINK 1R resurfacing Main Street from Post Road to McCollum Road to move forward, the agreement between the City and KDOT needs to be signed.

Assistant City Engineer Scott Rickard stated that this resurfacing was done in 2002 and there were problem areas with the asphalt and increased traffic when US 77 was repaired.

RESOLUTION NO. 2584

Commissioner Linda Clark moved that Resolution No. 2584, a resolution designating, authorizing and directing the Mayor and City Clerk to execute for and on behalf of the City of El Dorado, Agreement No.31-07 between the City and the Kansas Department of Transportation, for Project No. 292 for KLINK 1R Resurfacing Main Street from Post Road to McCollum Road, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

STREET RECONSTRUCTION DISCUSSION

Mayor Tom McKibban stated that at the August 15, 2007, Special City Commission meeting, the Commission discussed forcing reconstruction of Topeka Street and Towanda Avenue. The Commission expressed some concern about delaying reconstruction of Boyer Road.

Assistant City Engineer Scott Rickard handed the Commissioner's packets that contained maps of the area and the cost analysis for this project.

Discussion ensued amongst the Commissioners and Assistant City Engineer Scott Rickard regarding the street reconstruction.

Don Adlesperger, 1285 South Topeka, discussed his concerns regarding the cost to the property owners for the reconstruction of Boyer Road.

Assistant City Engineer Scott Rickard explained in a benefit district a property pays for the improvements of two streets and then the City maintains the street.

Gary Ball, 817 West Fourth, recommended putting in a class three road with drainage on one side of the road.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Steve Reynolds stated that the school zone lights on Sixth Street were not operating.

Refuse Superintendent Brad Meyer stated that there was a programming error, which has been addressed and the lights will be working in the morning.

Commissioner Linda Clark read a letter from Kathy Daley regarding a proposed dog park.

Commissioner Steve Pershall addressed some concerns regarding resurfacing the streets around Skelly school.

Refuse Superintendent Brad Meyer stated that the project was scheduled to begin earlier however, there was a scheduling issue with the contractor.

Commissioner Steve Pershall stated that the public comments section give citizens the opportunity to address their concerns.

Commissioner David Chapin updated the Commission on the Youth Commission, and thanked Jim Gardner for his success with the program.

Commissioner David Chapin questioned the status of the fire damaged building on Central.

City Manager Herb Llewellyn stated that the owner has signed a release to allow the adjacent building to make repairs.

Mayor Tom McKibban reminded everyone of the construction on Sixth and Main, to watch for children in school zones, and thanked staff for all their hard work.

Commissioner Steve Reynolds questioned if the debris under the bridge at Riverside Park was going to be removed.

City Manager Herb Llewellyn stated that it will be scheduled for clean up.

Discussion ensued amongst Mayor Tom McKibban and City Manager Herb Llewellyn regarding the mowing and trimming issues around the cemeteries.

Mayor Tom McKibban closed the Commissioners' comments.

EXECUTIVE SESSION

Mayor Tom McKibban stated that the Executive Session is related to non-elected personnel, real estate and legal issues.

Commissioner Steve Reynolds moved to recess into an Executive Session for the purpose of discussing non-elected personnel, real estate and legal issues, and to reconvene the regularly scheduled meeting in the City Commission room at 9:45 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 9:45 p.m.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn updated the Commission on the status of the El Dorado Fire Department and the Butler County EMS working to relocate a fire crew to the Butler County EMS station and to relocate a Butler County EMS crew to the fire station for a trial period of six months.
- 2) City Manager Herb Llewellyn discussed an in-line skate park to be located at the old tennis court at Forest Park. Last year some excess sales tax monies were set aside for this purpose.
- 3) City Manager Herb Llewellyn stated that the League of Kansas Municipalities has asked for a representative from the City to speak at the Annual League of Kansas Municipalities Conference regarding Economic Development.
- 4) City Manager Herb Llewellyn updated the Commission on the renaming of Highway 54 as Veterans Memorial Highway.
- 5) City Manager Herb Llewellyn stated that currently when a roll call is required it is done by position, which always has position one vote first. Mr. Llewellyn suggested rotating the roll call for each ordinance.

Consensus of the Commission was to allow the roll call to rotate.

- 6) City Manager Herb Llewellyn asked for direction of the use of the two lots east of the El Dorado Dairy to be used for a dog park.

Mayor Tom McKibban stated that a citizen has contacted him regarding a letter they received concerning a special meeting for some lots on Oak Street.

Assistant to the City Manager Matt Rehder stated that the letter was related to a special use permit for a group home in that area.

ADJOURNMENT

Commissioner Linda Clark moved to adjourn the meeting at 9:55 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

September 4, 2007

The El Dorado City Commission met in regular session on September 4, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, City Clerk Kendra Porter and Assistant City Engineer Scott Rickard.

VISITORS

Julie Anderson	El Dorado, Times	El Dorado, Kansas
Gayle Estes	619 N. Gordy	El Dorado, Kansas
Mark Branham	5929 W, Central	Wichita, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Spencer Stewart	1129 S. Douglas	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the September 4, 2007, City Commission meeting to order.

INVOCATION

Reverend Spencer Stewart, New Life Equipping Ministry, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Spencer Stewart, 1129 South Douglas, led the Pledge of Allegiance. Mr. Stewart updated the Commission on the health issues of former City Manager, Stan Stewart.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Mark Branham, 5929 West Central, Wichita, Kansas, Division Manager of Quick Trip, discussed Sunday liquor sales, and stated that Quick Trip is in favor of this issue.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the August 20, 2007, City Commission minutes.
- b) Approval of Appropriation Ordinance No. 08-07 in the amount of \$1,691,778.62.
- c) Approve the Engineer’s Second and Final Pay Estimate dated August 27, 2007, on Project No. 293, Residential Sidewalk Project to the Contractor, Barkley Construction, in the amount of \$2,644.67.

Commissioner Linda Clark moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

**STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, EDITION 2007,
AND THE UNIFORM PUBLIC OFFENSE CODE, EDITION 2007**

City Manager Herb Llewellyn stated that the 2007 Kansas legislative session provides for certain changes in the Standard Traffic Ordinance for Kansas Cities, and the Uniform Public Offense Code, both Edition 2007. This action incorporates certain legislative changes effective July 1, 2007. The City Commission approves these actions annually.

ORDINANCE NO. G-1002 AND ORDINANCE NO. G-1003

Commissioner Linda Clark moved that Ordinance No. G-1002, and ordinance amending Section 10.04.010 of the El Dorado Municipal Code pertaining to traffic and referencing the “Standard Traffic Ordinance for Kansas Cities Edition 2007, and Ordinance No. G-1003, an ordinance amending Section 9.04.010 of the El Dorado Municipal Code pertaining to public offenses and referencing the “Uniform Public Offense Code” Edition 2007, be passed and approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes

**LEAGUE OF KANSAS MUNICIPALITIES VOTING DELEGATE
REGISTRATION**

Mayor Tom McKibban stated that the annual business meeting of the League of Kansas Municipalities will be held in Topeka, Kansas, on October 6-9, 2007. The City is entitled to three voting delegates and three alternate delegates.

Commissioner Linda Clark moved to appoint Mayor Tom McKibban, Commissioner Steve Reynolds and Commissioner David Chapin to be named voting delegates at the annual business meeting of the Kansas League of Municipalities and that City Manager Herb Llewellyn, City Clerk Kendra Porter and Finance Director Dee Anne Grunder be named alternates.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners’ comments.

Commissioner Steve Reynolds questioned if the poll for Sunday liquor sales was available on the City’s website.

City Manager Herb Llewellyn stated that the Sunday liquor sales poll was removed and replaced by a poll regarding fireworks.

Commissioner Linda Clark suggested planning a retreat in October for the Commissioners in order to establish future goals.

EL DORADO CITY COMMISSION MEETING

September 4, 2007

Commissioner Steve Pershall questioned the status of the Township Village assessments.

Assistant City Engineer Scott Rickard stated that there is a possibility that a household could be assessed for more than one street.

Commissioner Steve Pershall stated that a citizen requested information regarding the recycling program be placed on Channel 7 to educate the public and to promote the program.

Discussion ensued amongst the Commissioners and City Manager Herb Llewellyn regarding the Recycle Program.

Commissioner David Chapin stated that a citizen inquired on leasing the property behind the Walnut Valley Cemetery.

Discussion ensued amongst Commissioner David Chapin, Assistant City Engineer Scott Rickard and City Manager Herb Llewellyn regarding monthly tours of the North Main Bridge Project and traffic issues at Sixth Avenue and Main Street.

Commissioner David Chapin inquired on the future plans for the fire damaged property on West Central and when the vote would be scheduled for the Sunday liquor sales issue.

City Manager Herb Llewellyn stated that at this time there are no future plans for the fire damaged property on West Central.

City Manager Herb Llewellyn recommended that Sunday liquor sales, if approved by the Commission, be during the next primary election.

Mayor Tom McKibban expressed his concerns regarding the traffic at Main Street and Sixth Avenue.

Discussion ensued amongst Assistant City Engineer Scott Rickard, Mayor Tom McKibban and City Manager Herb Llewellyn regarding relocating utility lines.

Mayor Tom McKibban discussed a citizens concern regarding the proposed improvements for Towanda Road and Boyer Road.

Discussion ensued amongst Assistant City Engineer Scott Rickard and City Manager Herb Llewellyn regarding the Townada and Boyer Road proposed improvements.

Mayor Tom McKibban stated that he had received a letter thanking the Commission and City Staff for helping with the Vietnam Veterans Reunion and encouraged all seventh grade students to enter the League of Municipalities essay contest.

Mayor Tom McKibban closed the Commissioners' comments.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn stated that a Work Session has been scheduled for Wednesday, September 12, 2007, at 3:30 p.m.
- 2) City Manager Herb Llewellyn discussed the Sunday liquor sales issue.
- 3) City Manager Herb Llewellyn stated that Alltell has currently set up a portable antenna at the Waste Water Treatment Plant.
- 4) City Manager Herb Llewellyn stated that observance flags at City building and downtown will fly half mast on September 11, 2007.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 7:40 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING SEPTEMBER. 12, 2007

The El Dorado City Commission met in special session on September 12, 2007, at 3:30 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner Steve Pershall, Commissioner David Chapin, City Manager Herb Llewellyn, and Assistant City Engineer Scott Rickard.

Member absent: Commissioner Steve Reynolds

VISITORS:

Don Adlesperger	1285 S Topeka	El Dorado, Kansas
Michael Duhn	220 E First	El Dorado, Kansas
Roger Cutsinger	712 W 14th	El Dorado, Kansas
James Cook	719 Frederick Dr	El Dorado, Kansas
Julie Anderson	El Dorado Times	El Dorado, Kansas
Jim Miller	345 Hunton	El Dorado, Kansas
Matt Rehder	220 E First	El Dorado, Kansas
Brad Meyer	220 E First	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the September 12, 2007 Special City Commission meeting to order.

STREET RECONSTRUCTION – TOWANDA, TOPEKA, AND BOYER

Roger Cutsinger, 712 W 14th, spoke regarding the petitioning out of residents for the Topeka Street repaving and the various options available instead of the project. He also discussed the disadvantages of the current project. Discussion ensued.

Don Adlesperger, 1285 S Topeka, spoke regarding various alternatives to repaving Towanda Road. Discussion ensued.

Jim Miller, 345 Hunton, spoke to the Commission regarding the Boyer Road improvements. Discussion ensued.

SIXTH AVENUE – TURNING MOVEMENTS

Turning movement on and off of 6th Street during the construction was discussed. The engineering department will evaluate and decided that if the traffic lights should be delayed at certain times of the day to alleviate traffic on Main Street.

EMPLOYEE RECORDING – DISCUSSION

Recording devices used by city employees in certain instances were discussed. It was agreed that both parties being recorded should be aware of that specific instance.

ANNEXATION PRIMER

Assistant to the City Manager, Matt Rehder, discussed the differences between consent annexation and unilateral annexation.

ADJOURNMENT

Commissioner Linda Clark moved to adjourn the meeting at 5:15 p.m.

Commissioner Steve Pershall seconded the motion.

Motion passed 4-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING**September 17, 2007**

The El Dorado City Commission met in regular session on September 17, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, City Clerk Kendra Porter and Assistant City Engineer Scott Rickard.

VISITORS

Jeffrey Black	201 E. Central	El Dorado, Kansas
Julie Anderson	El Dorado Times	El Dorado, Kansas
Donald Adlesperger	1285 S. Topeka	El Dorado, Kansas
Michael Duhn	220 E. First	El Dorado, Kansas
Rick Hamelund	2439 Hazlett	El Dorado, Kansas
Chaplin Mark Somerville	515 W. Locust	El Dorado, Kansas
Arleta Grave	Longfellow Ct.	Wichita, Kansas
Dale & Allene Daniel	153 Eunice	El Dorado, Kansas
Mary Cornell		El Dorado, Kansas
Clifford Stone	119 S. Taylor	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Marie Waltman	601 Marmaton	El Dorado, Kansas
Pauline Pershall	330 W. Central #3B	El Dorado, Kansas
Kathleen & Gayle Krause	500 S. Washington	El Dorado, Kansas
Donna Staggs	415 Lakeshore Dr.	El Dorado, Kansas
Kenneth & Jane Cross	1023 Oak	El Dorado, Kansas
Gay Crosley	411 Post Road	El Dorado, Kansas
Carolyn Connell	2520 Chase Ave.	El Dorado, Kansas
Barb Dankert	1631 Sherrylee Ln.	El Dorado, Kansas
Sharon Patton	429 W. Fifth	El Dorado, Kansas
Jackie Fishel	512 W. Locust	El Dorado, Kansas
Eula Engelman	500 Lanae Dr.	Newton, Kansas
ConnieHieduet		Derby, Kansas
Bertha Linnens	403 Bender Ln.	Newton, Kansas
Hazel Lewis	500 Lance Dr. Apt. D	Newton, Kansas
Jenny Rierson	812 W. Kansas	El Dorado, Kansas
Jim Nuttle	1262 S. High	El Dorado, Kansas
Faye Wilson	512 W. 12 th	El Dorado, Kansas
Norma & Richard Wilson	1735 Lakeland Dr.	El Dorado, Kansas
Ruth Watkins	326 S. Race	El Dorado, Kansas
Pauline Miller	Ks. Christian Home	Newton, Kansas
Bill Narron	329 N. Washington	El Dorado, Kansas
John Montgomery	967 S.E. Spires Rd.	El Dorado, Kansas
Darlene Montgomery	967 S.E.Spires Rd.	El Dorado, Kansas
Fred Kropf	2001 W. Towanda	El Dorado, Kansas
Chet McCoy	336 Simpson Rd.	El Dorado, Kansas
Lou Clennan	1845 Country Club Rd.	El Dorado, Kansas
Sherry Clymer	2500 Hazlett	El Dorado, Kansas
Jay Manske	8918 E. Bradford Ct.	Wichita, Kansas
Wilma Lill	330 W. Central Apt. 2-D	El Dorado, Kansas
Jack Manske		Wichita, Kansas
Howard & Lois Cool	1100 Rim Rock	El Dorado, Kansas
Phyllis & Harold Hamlin	2334 Gentry Lane	El Dorado, Kansas
Judy & Jim Gardner	930 Fairway Ct.	El Dorado, Kansas
Clarence & Rovella Kerns	205 N. Orchard	El Dorado, Kansas
Jeanette Locke	216 N. Denver	El Dorado, Kansas
Shane & Peggy Krause	830 W. Fourth	El Dorado, Kansas
Janice Wright	1002 N. Oak	El Dorado, Kansas
Mary Mays	1006 N. Oak	El Dorado, Kansas
Penny Brown	1021 N. Oak	El Dorado, Kansas

EL DORADO CITY COMMISSION MEETING

September 17, 2007

Eddie Dean	615 N. Main	El Dorado, Kansas
Robbie Pollard	2002 Chelsea Dr.	El Dorado, Kansas
Nick Badwey	423 S. Alleghany	El Dorado, Kansas
Rodger Eaton	6801 W. 36 th S.	El Dorado, Kansas
Brad Dutcher	537 N. High	El Dorado, Kansas
Eddie Dean Jr.	1925 Quail Run	El Dorado, Kansas
Kurt Bookout	2520 Kacy Ct.	El Dorado, Kansas
Helen Case		Newton, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
David Ingram	1318 Shelden	El Dorado, Kansas
Mark Whipple	9098 S.E. Hwy 54	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the September 17, 2007, City Commission meeting to order.

INVOCATION

Reverend Mark Somerville, HospiceCare of Kansas, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Police Chief Tom Boren led the Pledge of Allegiance.

PERSONAL APPEARANCE

Police Chief Tom Boren introduced the new Police Reserve Officers to the Commissioners.

City Clerk Kendra Porter swore in the new Police Reserve Officers.

Wilma Lill, 330 West Central, Apt. 2-D, presented the City Commission with a check in the amount of \$5,000.00 for the expansion of the Senior Center and read a prepared statement.

John Montgomery, 967 S.E. Spires Road, Senior Center Board President, discussed the management agreement between the Senior Center and the City of El Dorado. Mr. Montgomery requested a meeting between the Senior Center and the City of El Dorado to discuss this agreement.

City Manager Herb Llewellyn briefed the Commission on past budget issues regarding the Senior Center.

Wilma Lill, 330 West Central Apt. 2-D, requested an itemized accounting of the Senior Center budget and a meeting between the City of El Dorado and the Senior Center.

Discussion ensued amongst City Manager Herb Llewellyn, City Commissioners and City Clerk Kendra Porter regarding the Senior Center budget.

PROCLAMATION

Mayor Tom McKibban read a proclamation to proclaim October 6, 2007, as Helen Elizabeth Case, Lifetime Achievement in Education and Community Service Day.

Ms. Helen Case, Kansas Christian Home, thanked everyone for allowing her the opportunity to teach for 45 years.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Larry Adams, 1756 West Third, addressed his concerns regarding blocking North Main for the car show on Saturday.

David Ingram, 1318 Shelden, discussed his concerns regarding the need for police officers to patrol Towanda Avenue around Skelly School, and also near Oil Hill School.

City Manager Herb Llewellyn stated that this issue has been addressed and officers have been advised to patrol the Oil Hill School area and will advise officers to patrol Skelly School as well.

David Ingram, 1318 Shelden, suggested collaborating with El Dorado Correctional Facility to accommodate the lack of officers by recruiting officers that already have experience.

Discussion ensued amongst City Manager Herb Llewellyn and Commissioners regarding the need for more officers.

Fred Kropf, 2001 West Towanda, addressed his concerns regarding the maintenance of Towanda Avenue and Boyer Road since the Township was annexed.

Assistant City Engineer Scott Rickard clarified the benefit district policy.

Fred Kropf, 2001 West Towanda, inquired why the Ninth Avenue Bridge and the North Main Street Bridge work were scheduled concurrently.

Assistant City Engineer Scott Rickard stated that the current state of the Ninth Avenue Bridge would not withstand the additional traffic and combining the two projects together was more economically feasible.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Consider approval of the September 4, 2007, City Commission minutes.
- b) Consider approval of the September 12, 2007, Special City Commission minutes.

Commissioner Steve Pershall stated the wrong address was given for Roger Cutsinger. Commissioner Pershall also clarified the topics discussed by Roger Cutsinger and Donald Adlesperger on the Special City Commission minutes for September 12, 2007.

Commissioner Steve Pershall moved that the Consent Agenda, as amended, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

SPECIAL USE PERMIT TO ALLOW A DAY CARE HOME ON PROPERTY ZONED R-1 RESIDENTIAL-LOW DENSITY DISTRICT (CASE NO. 07-006-SUP)

Jenny Rierson, 812 West Kansas, stated that she is requesting a Special Use Permit to allow a Day Care Home at 812 West Kansas. The property is zoned R-1, Residential-Low Density District.

At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of the Day Care Home by a vote of 8 to 0.

ORDINANCE NO. G-1004

Commissioner Steve Reynolds moved that the recommendation of the Planning Commission to approve Case No. 07-006-SUP requesting a Special Use Permit to allow the establishment of a Day Care Home on property located at 812 W Kansas be accepted and that Ordinance No. G-1004 be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes

APPLICATION TO REZONE PROPERTY FROM R-1 RESIDENTIAL-LOW DENSITY DISTRICT TO C-1 GENERAL BUSINESS DISTRICT (CASE NO. 07-005-REZ)

Assistant to the City Manager Matt Rehder stated that the applicants, Richard and Karen Waring, are requesting property located at 109 North Summit be rezoned from R-1 Residential-Low Density District to C-1 General Business. At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission denied the rezoning application by a vote of 8 to 0.

Commissioner Linda Clark moved that the recommendation of the Planning Commission for Case No. 07-005-REZ requesting a rezoning of certain property located at 109 North Summit from R-1 Residential-Low Density District to C-1 General Business District, be denied for reasons stated in the staff report and heard at this meeting.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

SPECIAL USE PERMIT TO ALLOW A RESIDENTIAL GROUP HOME ON PROPERTY ZONED R-1 RESIDENTIAL-LOW DENSITY DISTRICT (CASE NO. 07-009-SUP)

Dana Korkki, 2925 West Fifth, stated that the applicant, Flinthills Services, Inc., is requesting a Special Use Permit to allow a Residential Group Home at 540 Sunflower Drive. The property is zoned R-1, Residential-Low Density District. At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of the Group Home by a vote of 6 to 2.

ORDINANCE NO. G-1005

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-009-SUP requesting a Special Use Permit to allow the establishment of a Residential Group Home on the property located at 540 Sunflower Drive be accepted and that Ordinance No. G-1005 be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes

SPECIAL USE PERMIT TO ALLOW A RESIDENTIAL GROUP HOME ON PROPERTY ZONED R-2 RESIDENTIAL-MEDIUM DENSITY DISTRICT (CASE NO. 07-008-SUP)

Dana Korkki, 2925 West Fifth, stated that the applicant, Flinthills Services, Inc., is requesting a Special Use Permit to allow a Residential Group Home at 917 Oak Street. The property is zoned R-2, Residential-Medium Density District. At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of the Group Home by a vote of 5 to 3.

Discussion ensued amongst City Commissioners and City Manager Herb Llewellyn regarding the residential group home design and the need for a special use permit.

Kenneth Cross, 1023 Oak, addressed his concerns that this type of construction might defer future development in this area. Mr. Cross stated that it is his understanding that this neighborhood is for single dwelling homes and he wants development to continue in this area.

Mary Mays, 1006 Oak, stated that she has not been allowed to see design plans of the group homes as promised. Ms. Mays addressed her concerns that Mr. Llewellyn indicated this is a community development; however, two group homes are being proposed only a block apart. Ms. Mays also inquired on the need for building additional homes when previous homes were vacant for long periods of time.

Jane Cross, 1023 Oak, stated that she was concerned that this type of construction could stifle future development in this area. Ms. Cross clarified that she did not have a problem regarding the residents of the dwellings, but the architectural style of the homes.

Janice Wright, 1002 Oak, stated her concern that two group homes were being built within a block of each other, and questioned why one group home could not be built at a different location.

Larry Adams, 1756 West Third, stated that he felt the traffic on Eunice has increased since the group homes were built at the intersection of Eunice and Fourth Avenue.

Kenneth Cross, 1023 Oak, stated that he would like to review the floor plans of the proposed group homes.

Dana Korkki, 2925 West Fifth, stated that there was difficulty with locating lots that would accommodate the size of the homes. Mr. Korkki also stated that the homes being built would blend in with the homes in the area.

Discussion ensued amongst City Manager Herb Llewellyn, City Commissioners, Mayor Tom McKibban and Dana Korkki regarding concerns of tax abatements, future development, the architect of the building and parking issues.

Commissioner Linda Clark moved to table 917 Oak Street Special Use Permit and 1003 Oak Street Special Use Permit until the first meeting in October, to address concerns.

Commissioner Steve Pershall seconded the motion,

Motion carried 5-0.

SPECIAL USE PERMIT TO ALLOW OIL AND GAS EXTRACTION ON PROPERTY ZONED I-1 LIGHT INDUSTRIAL DISTRICT (CASE NO. 07-010-SUP AND 07-011-SUP)

Assistant to the City Manager Matt Rehder stated that the applicant, Vess Oil Corporation of Wichita, is requesting two Special Use Permits to allow two oil wells for Oil and Gas Extraction on property located generally east of the Kansas Turnpike, north of Sixth Avenue, west of the El Dorado Industrial Park, and north of the Union Pacific Railroad right-of-way. At the August 20, 2007, City Commission meeting, the Commission requested landscaping to be used as a buffer between the proposed well and Interstate 35. Vess Oil will accommodate the same request for the two proposed wells today. At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved both applications for the Special Use Permits for the establishment of Oil and Gas Extraction by a vote of 8 to 0.

ORDINANCE NO. G-1006

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-010-SUP requesting a Special Use Permit to allow Oil and Gas Extraction on certain property located generally east of the Kansas Turnpike, north of Sixth Avenue, west of the El Dorado Industrial Park, and north of the Union Pacific Railroad right-of-way be accepted and that Ordinance No. G-1006 be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes

ORDINANCE NO. G-1007

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-011-SUP requesting a Special Use Permit to allow Oil and Gas Extraction on certain property located generally east of the Kansas Turnpike, north of Sixth Avenue, west of the El Dorado Industrial Park, and north of the Union Pacific Railroad right-of-way be accepted and that Ordinance No. G-1007 be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes

SPECIAL USE PERMIT TO ALLOW AN ELEVATED POLE SIGN ON PROPERTY ZONED C-1 GENREAL BUSINESS DISTRICT (CASE NO. 07-003-SUP)

Assistant to the City Manager Matt Rehder stated that the applicant, Custom Neon & Vinyl Graphics on behalf of First Cougar Management Inc., is requesting a Special Use Permit to allow a 30-foot elevated pole sign located at 2908 West Central Avenue. The Special Use Permit is required because there are two elevated signs currently on the property. The zoning regulations require a Special Use Permit for more than one elevated sign per lot. The property is zoned C-1, General Business District. At the May 24, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit by a vote of 8 to 0. At the May Planning Commission meeting, it was determined the proposed sign did not entirely conform to the zoning regulations. Specifically, the sign did not have the required landscaping or adequate base. The current submittal has adequate base and the Board of Zoning Appeals waived the landscaping requirement at its August 30, 2007, meeting by a 3-0 vote.

ORDINANCE NO. G-1008

Commissioner David Chapin moved that the recommendation of the Planning Commission to approve Case No. 07-003-SUP requesting a Special Use Permit to allow the establishment of an elevated pole sign on property located at 2908 West Central Avenue be accepted and that Ordinance No. G-1008 be approved.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes

BUILDING CODE AMENDMENT – ORDINANCE

Mayor Tom McKibban stated that at the July 16, 2007, City Commission meeting, Building Official Matt Rowland presented various changes to the City of El Dorado’s Municipal Code that pertains to building, construction and property maintenance codes.

Discussion ensued amongst City Manager Herb Llewellyn, City Commissioners and Building Inspector Matt Rowland regarding the changes that were requested at the July 16, 2007, meeting.

Nick Badwey, 423 South Alleghany, asked for clarification of Building Inspector Matt Rowland’s comments regarding the discontinuance of other codes.

City Manager Herb Llewellyn stated that it was his opinion that the Uniform code will be phased out so all entities could use the same international codes.

Nick Badwey, 423 South Alleghany, inquired if the current licensing company could issue licenses for the international code.

Building Inspector Matt Rowland stated that the current company should be able to issue international licenses.

Don Adlesperger, 1285 South Topeka, addressed his concerns regarding the building code changes.

Mark Whipple, 9098 S.E. Hwy 54, stated that he has not seen any public notices of this proposed change or how it was going to affect his business.

John Grange, 1115 Rim Rock Road, stated that Building Inspector Matt Rowland should be allowed time to contact the contractors and resolve the issues.

Consensus of the Commission was to allow Building Inspector Matt Rowland to hold classes for the builders regarding the change in the code and to discuss the issue in further detail in November.

Commissioner Linda Clark moved to table this item until the November 5, 2007, City Commission meeting.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

FIRE CODE AMENDMENT – ORDINANCE

Fire Chief Ken Nakaten stated that in conjunction with the amendment of the Building and Construction sections of the El Dorado Municipal Code, the Fire Department is requesting to delete the Uniform Fire Code from the El Dorado Municipal Code and replace it with the International Fire Code. Also included with this ordinance are certain amendments to the International Fire Code. Chief Nakaten requested to table this ordinance until the November 5, 2007, City Commission meeting.

Commissioner Linda Clark moved to table this item until the first meeting in November.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner David Chapin stated his concerns regarding a letter that was mailed to a pilot who did not tie off his plane. Commissioner Chapin was concerned that an investigation was not done prior to sending the letter.

City Manager Herb Llewellyn stated that the incident was reported twice and all incidents are investigated.

Commissioner Steve Pershall thanked the community on their thoughts on the proposed street projects and tonight's issues.

Commissioner Linda Clark inquired on posting no left hand turn signs to enter Dillions parking lot from Main, and no left hand turn signs leaving the Taco Bell/Pizza Hut parking lot.

Assistant City Engineer Scott Rickard stated his concerns of posting no left hand turn signs for those businesses.

Commissioner Steve Reynolds stated that a concerned citizen observed a city crew blowing grass clipping into the street.

City Manager Herb Llewellyn stated that we train employees regarding policies; however, it does not always mean employees will follow instructions. This issue has been addressed with the Department Head.

Commissioner Steve Reynolds inquired on the status of the bridge construction tours.

Assistant City Engineer Scott Rickard stated that currently not much is happening, but he will keep the Commissioners advised on future meetings with the bridge contractors.

Mayor Tom McKibban reminded citizens to be patient with the construction at Sixth Avenue and Main Street.

Mayor Tom McKibban closed the Commissioners' comments.

EXECUTIVE SESSION

Mayor Tom McKibban stated that the Executive Session is related to legal issues.

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing legal issues, and to reconvene the regularly scheduled meeting in the City Commission room at 10:30 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 10:30 p.m.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn stated that he will e-mail the Commissioners on current events.
- 2) City Manager Herb Llewellyn stated that a meeting with the Butler Community College Board has been scheduled for Wednesday, September 19, 2007, at 6:30 p.m.
- 3) City Manager Herb Llewellyn clarified the Senior Center operations and funding.

ADJOURNMENT

Commissioner Steve Reynolds moved to adjourn the meeting at 10:35 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

October 1, 2007

The El Dorado City Commission met in regular session on October 1, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney James Murfin, City Clerk Kendra Porter and Assistant City Engineer Scott Rickard, Absent City Attorney Andrew Piekalkiewicz.

VISITORS

Dana Korkki	2925 W. Fifth	El Dorado, Kansas
Jay Manske	8918 E. Bradford Ct	Wichita, Kansas
Wilma Lill	330 W. Central	El Dorado, Kansas
Sam McVay	141 N. Emporia	El Dorado, Kansas
Julie Anderson	El Dorado Times	El Dorado, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Latisha Campos	508 N. Atchison	El Dorado, Kansas
Bill Narran	329 N. Washington	El Dorado, Kansas
John & Darlene Montgomery	967 S.E. Spires Rd.	El Dorado, Kansas
Oral Taylor	1415 Country Club Rd.	El Dorado, Kansas
Larry Gaston	806 Delmar	El Dorado, Kansas
John Moore	1450 Chelle Ct.	El Dorado, Kansas
Loy Fankhauser	139 Hillside	El Dorado, Kansas
Barb Dankert	1631 Sherrylee Lane	El Dorado, Kansas
Brenda Sherman	1211 S. High	El Dorado, Kansas
Kim Lucas	1059 N.W. 108 th	Burns, Kansas
Gayle Estes	619 N. Gordy	El Dorado, Kansas
Steve Cost	347 Hillside	El Dorado, Kansas
Wade Wilkinson	120 S. Race	El Dorado, Kansas
Allie McKibban	1819 Terrace	El Dorado, Kansas
Cathy Cooper	1819 Terrace	El Dorado, Kansas
Charlie Mahaney	1948 S. Leanne Ln	
James Cook	719 Fredrick	El Dorado, Kansas
George & Mary Ketley	509 N. Orchard	El Dorado, Kansas
Allen Weathers	1024 N. Walnut	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Jane & Ken Cross	1023 N. Oak St.	El Dorado, Kansas
Mary Mays	1006 N. Oak St.	El Dorado, Kansas
Christina Austin	1012 N. Walnut	El Dorado, Kansas
Lori Stewart	1102 N. Walnut	El Dorado, Kansas
Fred Kropf	2001 W. Towanda	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the October 1, 2007, City Commission meeting to order.

INVOCATION

Reverend Sam McVay, New Life Equipping Ministry, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Connie Worley’s Third Grade Class from Lincoln Elementary School led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Allie McKibban, 1819 Terrace Drive, read a statement regarding a community service organized by El Dorado Middle School students to raise money for the El Dorado Animal Shelter to build outside dog runs and presented the Commission a check in the amount of \$370.00.

Wilma Lill, 330 West Central, presented a check to the Commission for the fourth quarter mill levy and provided an itemized statement of expenditures for the Senior Center. Ms. Lill requested a meeting with City Commissioners and City Manager Herb Llewellyn to discuss recent Senior Center issues.

John Montgomery, 967 Spires Road, stated that he had noticed that the American flag and the Kansas flag were hanging at the same height. Mr. Montgomery further stated that an American flag should always stand taller than any other flag and requested that the flags be changed.

Brenda Sherman, 1211 South High, stated that her neighbor is using a commercial smoker at his residence, and the smoke is entering her house and causing health concerns.

City Manager Herb Llewellyn stated that City Staff is investigating any possible code violations.

Wade Wilkinson, 120 South Race, stated that the new Holiday Inn Express is now open and a ribbon cutting ceremony and open house is scheduled for Sunday, October 7, 2007. Mr. Wilkinson thanked City Staff, both past and present City Commissioners and the community for help making the Holiday Inn Express a reality.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the September 17, 2007, City Commission minutes.
- b) Approval of Appropriation Ordinance No. 09-07 in the amount of \$1,151,848.56.
- c) Approve the Engineer's First Pay Estimate dated September 25, 2007, on Project No. 288, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$163,571.40.
- d) Approve the Engineer's First Pay Estimate dated September 25, 2007, on Project No. 291, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$8,371.91.
- e) Approve the Engineer's First Pay Estimate dated September 25, 2007, on Project No. 290, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$15,529.66.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

STORMWATER ADVISORY COMMITTEE – DISCUSSION

Oral Taylor, 1415 Country Club Road, stated that the Commission appointed an Ad Hoc committee to develop a recommendation to address the storm water problems in El Dorado. Their recommendations are as follows:

- 1) Major projects should be done whenever it is possible and with benefit districts to be assessed.
- 2) Benefit districts would pay fifteen percent of the costs, with the remainder of the costs to be paid out of the stormwater fund.
- 3) Fifteen percent of stormwater drainage costs should be charged to developers in new developments, and developers should not be assessed the costs of water lines in new developments.
- 4) The City should initially concentrate on maintenance without spending a lot of money.
- 5) A \$3.00 fee for residential property and \$6.00 fee for commercial property, until impervious area is determined.
- 6) After impervious area is determined, establish a graduated scale for commercial properties with a maximum charge of \$20.00 for commercial properties.
- 7) Multifamily units will be charged by individual household (\$3.00 per unit).
- 8) No exemptions will be allowed for this charge.
- 9) The first major project undertaken by the city should be done by contract to get cost data.
- 10) Of the revenues generated, \$150,000 should be dedicated solely to problem stormwater projects, including bond payments on those projects.
- 11) The remainder of the revenues, estimated at \$50,000, should be spent on maintenance including new employees, equipment, etc.

Discussion ensued amongst Oral Taylor, City Manager Herb Llewellyn and City Commissioners regarding the Stormwater Committee recommendations.

GRANT APPLICATION FOR ECONOMIC DEVELOPMENT

City Manager Herb Llewellyn stated that Frontier Refinery is currently in the first phase of a 500 million dollar capital improvement program. One of the imperatives for the refinery is a 24 hour backup to the City's water supply system. This resolution is the first step in the application process to seek assistance in solving this need. Our probable solution is to construct a new 2 to 3 million gallon water tower.

SPECIAL USE PERMIT TO ALLOW A RESIDENTIAL GROUP HOME ON PROPERTY ZONED R-2 RESIDENTIAL-MEDIUM DENSITY DISTRICT (CASE NO. 07-008-SUP)

Dana Korkki, 2925 West Fifth, stated that this item was tabled at the September 17, 2007, City Commission meeting. The applicant, Flinthills Services, Inc., is requesting a Special Use Permit to allow a Residential Group Home at 917 Oak Street. The property is zoned R-2, Residential-Medium Density District. At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of the Group Home by a vote of 5 to 3.

Kenneth Cross, 1023 Oak, clarified that the intent of this issue is on the physical structures and not the residents of the homes. Mr. Cross addressed his concerns regarding parking issues and his concerns of the future resale of the homes.

Christina Austin, 1012 North Walnut, stated that she works for CCL and they take their clients to the park and walk on the bike path. Ms. Austin further stated that employees try to park where it does not affect others.

Mary Mays, 1006 Oak, stated that after reviewing the plans of the proposed group home her concerns were that they resemble a nursing home.

Allen Weathers, 1024 North Walnut, stated that he has not received any information that he has requested, and asked that this issue be tabled until all surrounding residents have received proper notification.

Jane Cross, 1023 North Oak, read a prepared statement addressing her concerns.

Discussion ensued amongst Kenneth Cross, City Manager Herb Llewellyn, Dana Korrki and the City Commissioners regarding concerns of conflict of interest and other issues for a Special Use Permit at 917 Oak Street.

ORDINANCE NO. G-1009

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-008-SUP requesting a Special Use Permit to allow the establishment of a Residential Group Home which includes a garage and three additional parking spaces on property located at 917 Oak Street be accepted and that Ordinance No. G-1009 be approved.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes

SPECIAL USE PERMIT TO ALLOW A RESIDENTIAL GROUP HOME ON PROPERTY ZONED R-2 RESIDENTIAL-MEDIUM DENSITY DISTRICT (CASE NO. 07-007-SUP)

Mayor Tom McKibban stated that this item was tabled at the September 17, 2007, City Commission meeting. The applicant, Flinthills Services, Inc., is requesting a Special Use Permit to allow a Residential Group Home at 1003 Oak Street. The property is zoned R-2, Residential-Medium Density District. At the August 23, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit for the establishment of the Group Home by a vote of 5 to 3.

Lori Stewart, 1102 North Walnut, addressed her concerns regarding the Special Use Permit.

Jane Cross questioned if background checks were issued on employees.

Discussion ensued amongst the City Commissioners, City Manager Herb Llewellyn and Dana Korrki regarding employee background checks and notification to residents in the area when a special use permit is requested.

ORDINANCE NO. G-1010

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-007-SUP requesting a Special Use Permit to allow the establishment of a Residential Group Home including a garage and three additional parking spaces on property located at 1003 Oak Street be accepted and that Ordinance No. G-1010 be approved.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes

ANIMAL CONTROL ORDINANCE – AMENDMENT

Refuse Superintendent Brad Meyer stated that at the August 20, 2007, City Commission meeting, the Commission approved an amendment to the animal control ordinance. A typographical error was noticed during a reading of the ordinance after approval. Attachment 1 to Ordinance G-1001, Section 6.12.050 (B) Licensing Fees stated, “Each neutered dog or cat – ten dollars (\$5.00) per year” should read “Each neutered dog or cat -- five dollars (\$5.00) per year.” This motion will correct that error. Mr. Meyer further stated that this ordinance will not be in effect until January 1, 2008.

ORDINANCE NO. G-1011

Commissioner Linda Clark moved that Ordinance No. G-1011, an ordinance amending Ordinance G-1001 to be in effect January 1, 2008, and amending the accompanying attachment in Section 6.12.050 (B) as previously stated, be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes

BOARD OF CODE REVIEW

City Manager Herb Llewellyn stated that the City Commission has requested a five-member board be set up to review the proposed building and construction codes. This board will only be in session for the review of the codes and will be appointed by the Commission.

Commissioner David Chapin stated that this board will provide recommendations to adopt individual changes in the code.

Commissioner David Chapin moved to appoint David Stewart, Roger Cutsinger and John Grange to the Board of Code Review for a term not to exceed the project.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

INTERLOCAL AGREEMENT FOR TOWANDA AVENUE IMPROVEMENTS

Assistant City Engineer Scott Rickard stated that since Towanda Avenue lies on the corporate boundary limits of the City and Butler County and a portion is maintained by El Dorado Township, an Interlocal Agreement needs to be authorized before any improvements can move forward. The resolution authorizes the City to enter into an Interlocal Agreement with the other taxing entities.

RESOLUTION NO. 2585

Commissioner Linda Clark moved that Resolution No. 2585, a resolution providing for the authorization for the City of El Dorado to enter into an Interlocal Cooperation Agreement with Butler County and El Dorado Township for the purpose of paving Towanda Avenue, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Linda Clark addressed her concerns regarding lights and benches for the bike path, phase II.

Discussion ensued amongst City Manager Herb Llewellyn and Assistant City Engineer Scott Rickard regarding future plans for benches and solar lights for the bike path, phase II.

Commissioner Steve Pershall discussed the Walnut River Festival.

Commissioner David Chapin addressed his concerns that the cross light at Main Street and First Avenue may be malfunctioning.

Mayor Tom McKibban read a letter from a couple who traveled through El Dorado.

Mayor McKibban inquired if Metcalf Road was a four lane or two lane road.

Assistant City Engineer Scott Rickard stated that it is a two lane road.

Mayor Tom McKibban closed the Commissioners' comments.

Fred Kropf, 2001 West Towanda, addressed his concerns regarding Towanda Road.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn discussed the banking agreement and requested that the rebidding process be extended until June.

Consensus of the City Commissioners was to allow the extension.

- 2) City Manager Herb Llewellyn stated that there will not be a Work Session scheduled for the month of October; however, a retreat is scheduled for October 25, 2007.
- 3) City Manager Herb Llewellyn updated the Commissioners on the Senior Center issues.
- 4) City Manager Herb Llewellyn updated the Commissioners on the Ninth Avenue Bridge construction.

Commissioner Steve Reynolds suggested using the limestone blocks as benches along the bike path.

- 5) City Manager Herb Llewellyn discussed the Butler Community College Welcome Center and their request for City assistance.
- 6) City Manager Herb Llewellyn discussed installing street lights at the Business Park, now that the Holiday Inn Express is open.

EXECUTIVE SESSION

Mayor Tom McKibban stated that this item is for the purpose of discussing confidential data relating to the trade secrets of second parties and real estate issues.

Commissioner Steve Reynolds moved to recess into an Executive Session for the purpose of discussing confidential data relating to the trade secrets of second parties and real estate issues, and to reconvene the regularly scheduled meeting in the City Commission room at 10:25 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 10:25 p.m.

ADJOURNMENT

Commissioner Linda Clark moved to adjourn the meeting at 10:25 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

EL DORADO CITY COMMISSION MEETING

October 15, 2007

The El Dorado City Commission met in regular session on October 15, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, Finance Director Dee Anne Grunder and Assistant City Engineer Scott Rickard, Absent: City Clerk Kendra Porter.

VISITORS

Denise Cardinal	1519 Magnolia	Norman, Oklahoma
Julie Anderson	El Dorado Times	El Dorado, Kansas
Jeffery Black	El Dorado Chamber	El Dorado, Kansas
Jean Plummer	323 ½ Main	El Dorado, Kansas
Darrell Whitney	206 Warren Rd.	El Dorado, Kansas
Broderick Bean	2530 W. Central	El Dorado, Kansas
Leca Weber	114 N. Vine	El Dorado, Kansas
Michael Duhn	220 E. First	El Dorado, Kansas
Miles Harvey	2774 S.E. 12 th	El Dorado, Kansas
Cloey Patton	423 Oil Hill Rd.	El Dorado, Kansas
Katalina Campos	508 N. Atchison	El Dorado, Kansas
Hannah Mitchell	31 West Court	El Dorado, Kansas
Rebecca Mitchell	31 West Court	El Dorado, Kansas
Shannon Pickell	530 N. Atchison	El Dorado, Kansas
Brad Meyer	222 E. First	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Donald Adlesperger	1285 S. Topeka	El Dorado, Kansas
Jeremy G. Comer	896 Fredrick Dr.	El Dorado, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Linda Jolly	2100 Pico Ct.	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the October 15, 2007, City Commission meeting to order.

INVOCATION

Reverend Rick Hamelund, Salvation Army, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Third Grade students, Cloey Patton, Katalina Campos and Hannah Mitchell from Lincoln Elementary School led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Jean Plummer, 323 ½ Main, with Friends of Tourism, read a prepared statement addressing the concerns of the Convention and Visitors Bureau and gave Mayor Tom McKibban a signed copy.

EL DORADO CITY COMMISSION MEETING

October 15, 2007

Discussion ensued amongst Jean Plummer, Mayor Tom McKibban, and City Manager Herb Llewellyn, regarding the concerns of the Convention and Visitors Bureau.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the October 1, 2007, City Commission minutes.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

ALLTEL TOWER DISCUSSION

Denise Cardinal, Alltel, discussed the need for a permanent communications tower site on the southeast edge of El Dorado. Alltel will be testing coverage at this location with a Cell-on-Wheels (COW) portable tower. Ms. Cardinal further stated that if a tower is built, it will allow other communications companies to locate on the same tower, each paying rent to the City of El Dorado.

Discussion ensued amongst the City Commissioners and Denise Cardinal regarding the proposed communications tower.

Commissioner Linda Clark moved to authorize the City Manager to enter into contract negotiations with Alltel.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

COMMUNITY DEVELOPMENT ORGANIZATION FUNDING

Linda Jolly, 2100 Pico Court, stated that the City allocated \$57,712 to the Community Development Organization (CDO) during the 2007 budget process. The various entities that are members of the CDO have since been working toward disbanding the CDO, and creating new agreements amongst the entities. The City has been requested to continue providing the CDO funding through the end of the year, with the understanding that a portion of those monies will be utilized to fund the Chamber Director's salary during that time period.

Discussion ensued amongst the City Commissioners, City Manager Herb Llewellyn, and Linda Jolly regarding the funding of the Community Development Organization.

Commissioner Steve Pershall moved to authorize City Staff to continue to provide funding to the Community Development Organization, with the understanding a portion will be utilized to fund the Chamber Director's salary, through December 31, 2007.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

SISTER CITY DISCUSSION

Administrative Intern Michael Duhn stated that in 1948, the citizens of El Dorado and Butler County, Kansas, assisted the town of Beaugency, France, which had been bruised by World War II. In 1999, the City of El Dorado passed Resolution No. 2218, which established a Sister City committee to continue the relationship with Beaugency, France. However, Beaugency did not sign the Sister City agreement; therefore, the relationship was never formalized. Interest and discussions of this committee turned to the possibility of seeking a Sister City relationship with cities in Mexico, though no action was taken. Mr. Duhn stated that 2003 was the final year Sister City funding was budgeted.

Discussion ensued amongst the City Commissioners, City Manager Herb Llewellyn and Administrative Intern Michael Duhn regarding the history of the Sister City program.

Consensus of the City Commission was to allow Administrative Intern Michael Duhn to obtain more information for further discussion.

BOARD OF CODE REVIEW

Mayor Tom McKibban stated that the City Commission has requested a five-member board be set up to review the proposed building and construction codes. At the October 1, 2007, meeting, the City Commission appointed 3 members; 2 members are still needed.

Commissioner David Chapin moved to appoint Rob Pollard and Don Yates to the Board of Code Review for a term not to exceed the project.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Steve Pershall questioned who is responsible for street repairs surrounding an abandoned railroad track.

Discussion ensued amongst Assistant City Engineer Scott Rickard, City Manager Herb Llewellyn, and Commissioner Steve Pershall regarding this issue.

Commissioner Steve Pershall stated that the sidewalk on the north side of Central Avenue from Topeka Street to Summit Street is in poor condition and inquired who is responsible for the repairs.

Assistant City Engineer Scott Rickard explained the Residential Sidewalk Program.

Commissioner David Chapin addressed his concerns regarding the stop lights at the intersection of Main Street and Twelfth Avenue and the intersection of Summit Street and Central Avenue.

Refuse Superintendent Brad Meyer updated the City Commission on the status of several stop light issues.

EL DORADO CITY COMMISSION MEETING

October 15, 2007

Commissioner David Chapin thanked the Rotary Club for cleaning up the bike path and discussed the customer appreciation event that was held at the airport on Saturday.

Commissioner Steve Reynolds stated that he had been out of town and apologized for not responding to e-mails and phone calls sooner.

Mayor Tom McKibban discussed a few of the topics that were addressed at the recent League of Municipalities meeting.

Mayor Tom McKibban closed the Commissioners' comments.

EXECUTIVE SESSION

Mayor Tom McKibban stated that this item is for the purpose of discussing non-elected personnel and legal issues.

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing non-elected personnel and legal issues, and to reconvene the regularly scheduled meeting in the City Commission room at 8:45 p.m.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 8:48 p.m.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn stated that there will be a Work Session Wednesday, October 17, 2007, at 3:30 p.m.
- 2) City Manager Herb Llewellyn updated the City Commission on the Lake development.

ADJOURNMENT

Commissioner Steve Reynolds moved to adjourn the meeting at 8:50 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING

October 17, 2007

The El Dorado City Commission met in special session on October 17, 2007 at 3:30 p.m. in the City Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herb Llewellyn, Assistant City Engineer Scott Rickard, Sanitation Superintendent Brad Meyer, and Finance Director Dee Anne Grunder.

ABSENT

Commissioner David Chapin

VISITORS

Natalie Donges	2873 SE Hwy 54	El Dorado, Kansas
Oral Taylor	1415 Country Club Road	El Dorado, Kansas
Julie Anderson		El Dorado Times
Howard Clement	325 Hillside	El Dorado, Kansas
Michael Duhn	220 First Street	El Dorado, Kansas
Zac Sundgren	239 Random Road	El Dorado, Kansas
David Sundgren	533 Prairie Road	El Dorado, Kansas
Josh Turner	200 N Gordy	El Dorado, Kansas
John Moore	1450 Chelle Court	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the October 17, 2007, Special Meeting to order.

STORM WATER UTILITY

For several years, the City has been discussing storm water problems in the City and how to address them from a financial standpoint. Assistant Engineer Scott Rickard discussed the history surrounding and reasons behind having such a problem. Discussion ensued.

Topics discussed included the following: use of funds and line item transactions, considering apartments as dwelling units or businesses and the disparity and inequality thereof, changes in amounts charged and caps, how to fund certain equipment that the city wants to purchase, Equivalent Residential Units (ERU) and how to apply this charge to businesses, apartments, trailer parks, subdivisions, and homes.

The effect on the economy and logistics were discussed involving a sales tax.

ADJOURNMENT

Commissioner Steve Reynolds moved to adjourn the meeting at 5:55 p.m.

Commissioner Steve Pershall seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING

November 7, 2007

The El Dorado City Commission met in special session on November 7, 2007 at 7:00 p.m. in the 1500 Room in the Kansas Building of the Butler Community College with the following present: Mayor Tom McKibban, Commissioner David Chapin, Commissioner Linda Clark, Commissioner Steve Pershall, and Commissioner Steve Reynolds.

VISITORS

Julie Anderson

El Dorado Times

CALL TO ORDER

Mayor Tom McKibban called the November 7, 2007, Special Meeting to order.

SPORTS COMPLEX

The City of El Dorado, Unified School District No. 490, and the Butler Community College have been discussing the need for a new football/sports complex. The three entities met this evening regarding this issue. After a full discussion by the three taxing entities, the members of the Butler Community College and the Unified School District No. 490 left the meeting.

Discussion ensued amongst the City Commission.

Commissioner David Chapin moved to participate in a feasibility study for a football/sports complex at the cost of \$5,000, the City's portion being one-third of the \$5,000 fee, in partnership with Butler Community College and the Unified School District No. 490.

Commissioner Steve Reynolds seconded the motion.

Motion passed 4-1. (Commissioner Pershall opposed.)

ADJOURNMENT

Commissioner David Chapin moved to adjourn the meeting at 8:55 p.m.

Commissioner Steve Reynolds seconded.

Motion passed 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

November 5, 2007

The El Dorado City Commission met in regular session on November 5, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, Finance Director Dee Anne Grunder and Assistant City Engineer Scott Rickard, Absent: City Clerk Kendra Porter.

VISITORS

John & Donna Cheever	220 N. Orchard	El Dorado, Kansas
Lisa Copeland	606 Maplewood	El Dorado, Kansas
Christy Harvey	2774 S.E. 12 th Ave.	El Dorado, Kansas
Amy Toney	1717 W. 3 rd Ave.	El Dorado, Kansas
Jane Fowler	1225 S. Summit	El Dorado, Kansas
Angela Heidman	1225 S. Summit	El Dorado, Kansas
Stephanie Taylor	515 W. 14th Ave.	El Dorado, Kansas
James Cook	719 Fredrick Dr.	El Dorado, Kansas
Brad Meyer	518 W. Cave Springs	El Dorado, Kansas
Stephen & Jo Shearburn	309 N. Washington	El Dorado, Kansas
Shelby Frazier	313 Ohio	El Dorado, Kansas
Larry Hill	220 E. First	El Dorado, Kansas
Rick & Brenda Jenkins	229 N. Alleghany	El Dorado, Kansas
Sherry Scheuber	415 Oil Hill Rd.	El Dorado, Kansas
Julia Campbell	415 Oil Hill Rd.	El Dorado, Kansas
Stephen Waite	135 Genna Court	El Dorado, Kansas
Natalie Donges	2873 S.E. Hwy 54	El Dorado, Kansas
Max Brown	1111 Cave Springs	El Dorado, Kansas
Mark Riddle	515 N. Summit	El Dorado, Kansas
Derick Boggs	1301 Sheldon	El Dorado, Kansas
Shane McCoy	831 N. Taylor	El Dorado, Kansas
Coby Spear	612 N. High	El Dorado, Kansas
Donna Doan	515 W. 13 th Ave.	El Dorado, Kansas
Gayle Estes	619 N. Gordy	El Dorado, Kansas
John Montgomery	967 S.E. Spires Rd.	El Dorado, Kansas
Cecilia & Brad Goebel	2125 Pico Ct.	El Dorado, Kansas
Katie Goebel	2125 Pico Ct.	El Dorado, Kansas
Kutter & Kacy Bookout	2520 Kacy Ct.	El Dorado, Kansas
Bill Mason	1661 Arizona	El Dorado, Kansas
Troy Jellison	1639 Montana	El Dorado, Kansas
Chris Freeman	220 E. First	El Dorado, Kansas
Tony Yaghjian	234 Random	El Dorado, Kansas
J.D& Kaitlyn Heitman	502 E. Central	El Dorado, Kansas
Michael Duhn	220 E. First	El Dorado, Kansas
Johnie & Donna Gragg	640 N. High	El Dorado, Kansas
Matt Rowland	220 E. First	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the November 5, 2007, City Commission meeting to order.

INVOCATION

The Reverend Brian Johnson, Hope Covenant, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Judy Slayton's Third Grade Class from Lincoln Elementary School led the Pledge of Allegiance.

EMPLOYEE SERVICE AWARDS

City Manager Herb Llewellyn stated that the City recognizes quality City employees deserving recognition for their years of service.

The following were recognized and presented with service awards:

Ten-Year Service Awards

Larry Hill, Public Works
Sherry Scheuber, Administration

Fifteen -Year Service Awards

Kurt Bookout, Public Utilities
Mark Riddle, Fire Department
Steve Shearburn, Parks and Recreation

Twenty-Year Service Award

Bill Doan, Fire Department

Twenty-Five-Year Service Award

Curtis Walter, Public Utilities

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Bill Mason, 1661 Arizona, Chairman of the Celebration of Freedom Committee, gave an overview of the activities scheduled for the Week of November 4, 2007, through November 11, 2007, and thanked City employees for their cooperation and assistance with the Celebration of Freedom.

John Montgomery, 967 S.E. Spires Road, questioned whether a date had been scheduled for a meeting between the City Commissioners and the Senior Center to discuss budget issues.

City Manager Herb Llewellyn stated that a Work Session is scheduled for Wednesday, November 28, 2007, at 3:30 p.m.

Natalie Donges, 2873 S.E. Hwy 54, owner of Shannon Plaza Apartments, read a prepared statement addressing her concerns regarding the proposed stormwater fees for multi-family properties.

Steve Waite, 135 Genna Court, appeared on behalf of Pinebrook Apartments and Country Club Apartments to express his concerns regarding the proposed stormwater fees.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the October 15, 2007, City Commission minutes.
- b) Approval of the October 17, 2007, Special City Commission minutes.
- c) Approval of Appropriation Ordinance No. 10-07 in the amount of \$1,122,405.91.
- d) Approval of the Engineer's Second Pay Estimate dated October 26, 2007, on Project No. 288, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$6,609.02.
- e) Approval of the Engineer's Second and Final Pay Estimate dated October 26, 2007, on Project No. 291, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$930.21.
- f) Approval of the Engineer's First and Final Pay Estimate dated October 26, 2007, on Project No. 269, Skate Park to the Contractor, APAC Kansas, in the amount of \$7,555.05.
- g) Approval of the Engineer's Second Pay Estimate dated October 26, 2007, on Project No. 290, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$116,292.81.
- h) Approval of the 2007 Cereal Malt Beverage license application as listed:
Gail & Helen's, 2575 West Central

Commissioner Linda Clark requested clarification of what the El Dorado Times published in regards to item f.

Finance Director Dee Anne Grunder stated that the El Dorado Times had incorrectly reported that the pay estimate for the Skate Park was \$116,292.81.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

BOARD OF CODE REVIEW UPDATE

Building Inspector Matt Rowland stated that the newly appointed Board of Code Review has met and provided an overview of the meeting.

Discussion ensued between Building Inspector Matt Rowland and City Commissioner David Chapin regarding mechanical licensing.

CLIMATE PROTECTION AGREEMENT RESOLUTION

Mayor Tom McKibban stated that the U.S. Conference of Mayors has previously adopted policy resolutions calling for all levels of government in the United States to reduce global warming pollution. It has been established that the United States has less than 5% of the world's population, but produces approximately 25% of the world's global warming pollutants. The proposed resolution calls for governments to adopt stricter limits on global warming pollution, enforce land-use polices that encourage compact, walking-friendly urban communities, other greenhouse gas emission reduction programs, alternative energy sources and other pollutant reduction policies. He stated Katie Goebel had requested the City Commission consider adopting the proposed resolution.

Katie Goebel, 2125 Pico Court, read a prepared statement regarding the Climate Protection Agreement Resolution.

RESOLUTION NO. 2586

Commissioner Steve Reynolds moved that Resolution No. 2586, a resolution endorsing the U.S. Mayors Climate Protection Agreement, be approved.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

DISTURBING THE PEACE ORDINANCE

Mayor Tom McKibban stated that the Municipal Code of the City does not contain procedures for disturbance of the peace. This ordinance states how disturbing the peace will be addressed and those items that are exempted.

Discussion ensued amongst City Manager Herb Llewellyn and the City Commissioners regarding the proposed ordinance. Mayor Tom McKibban expressed concern that the ordinance only addresses noise.

Commissioner Linda Clark moved to table this agenda item for further research.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

RESOLUTION OF INTENT TO ANNEX

City Manager Herb Llewellyn stated that local property owners have petitioned the City of El Dorado to annex a parcel of their land into the El Dorado city limits. This property is north of the Country Club Addition and west of the El Dorado Lake. Since the property owners have requested annexation, the City may pass a resolution to begin the annexation proceedings.

Mayor Tom McKibban abstained from the discussion of annexation of this property.

Discussion ensued amongst City Intern Michael Duhn, City Manager Herb Llewellyn, and the City Commissioners regarding the different methods of annexing a property.

Commissioner Steve Pershall moved to table this item until the November 19, 2007, City Commission meeting.

Commissioner Linda Clark seconded the motion.

Motion carried 4-0-1.

BIKE PATH PHASE III – APPLICATION

Assistant City Engineer Scott Rickard stated that Federal funding is available for transportation enhancement projects in Kansas. The City has previously received funding from this program for Phase I and II bicycle facilities, depot remodeling, and the streetscape improvements in the downtown area. Application is due November 8, 2007. He stated that staff is recommending an application for the funding for Phase III bicycle facilities be submitted.

Discussion ensued amongst Assistant City Engineer Scott Rickard and the City Commissioners regarding the safety, costs, and location of the proposed Phase III bicycle path.

RESOLUTION NO. 2587

Commissioner Linda Clark moved that Resolution No. 2587, a resolution declaring the eligibility of the City to submit an application for the Pedestrian/Bicycle Path Phase III, be approved, and to authorize the City Engineer to sign the application.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

TOWANDA AVENUE INTERLOCAL AGREEMENT AND TOPEKA STREET DISCUSSION

Mayor Tom McKibban stated that at the October 1, 2007, City Commission meeting, the City Commission approved Resolution No. 2585, which authorized the City to enter into an interlocal agreement with Butler County and El Dorado Township for the purpose of paving Towanda Avenue. The Butler County Commission voted 4-0 to disapprove this request.

Assistant City Engineer Scott Rickard updated the City Commissioners on the City-at-large and benefit district costs related to resurfacing Topeka Street, compared to the costs of bringing the street up to City standards.

Discussion ensued regarding the Towanda Avenue interlocal agreement and Topeka Street issues.

RESOLUTION NO. 2588

Commissioner Linda Clark moved that Resolution No. 2588, a resolution declaring an interest in and establishing a public hearing date for consideration of the annexation of certain lands to the City of El Dorado, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner Steve Reynolds encouraged everyone to attend the Celebration of Freedom events being held this week and through the weekend.

Commissioner Linda Clark encouraged everyone to be patient regarding the traffic issues at the intersection of Sixth Avenue and Main Street.

Commissioner Steve Pershall expressed concern regarding the need for repairs to the alley behind businesses in the 100 block of North Main Street.

Commissioner David Chapin inquired if police officers monitor traffic lights and report malfunctions to the Public Works Department.

Refuse Superintendent Brad Meyer stated that police officers and the citizens of El Dorado report traffic light malfunctions when they occur.

Commissioner David Chapin thanked the Susan B. Allen Memorial Hospital emergency room staff for their assistance to him recently and reminded the public El Dorado has a quality hospital.

Mayor Tom McKibban thanked Susan B. Allen Memorial Hospital for the recent flu shoot clinic that allowed people to receive free flu shots.

City Manager Herb Llewellyn stated that the intersection of Sixth Avenue and Main Street is being monitored by City Staff.

Mayor Tom McKibban closed the Commissioners' comments.

STORMWATER DISCUSSION

Mayor Tom McKibban stated that at the October 1, 2007, City Commission meeting, the Stormwater Advisory Committee provided their recommendations related to stormwater issues to the Commission. This item was discussed at the October 17, 2007, City Commission work session. No action was taken at that time.

Assistant City Engineer Scott Rickard provided a Power Point presentation regarding stormwater maintenance needs in various areas of the city, as well as the following identified projects:

- Downtown drainage improvements
- Fredrick Drive drainage
- Countryside Manor/Cricket Hills drainage
- Graham Park drainage
- North Main drainage
- Oil Hill Road and Hillside Street drainage
- Twelfth Avenue railroad overpass drainage

City Manager Herb Llewellyn stated that the seven identified projects were driving a large portion of the estimated expenditures, thus the need for the stormwater fee to be set at approximately \$3.00 per Equivalent Residential Units (ERU) to provide enough revenue in the stormwater fund to cover the costs. He questioned the Commissioners on whether they desired that each of the projects be completed.

Consensus of the City Commission was that they wanted the seven proposed projects completed.

City Manager Herb Llewellyn stated the estimated fee of \$3.00/ERU would provide enough revenue only if the fee is billed on the property tax statements. He stated costs to the fund would increase if the fee is billed on water bills, because a portion of the cost of data processing services would need to be allocated to the stormwater fund.

The City Commission discussed the estimated fee of \$3.00/ERU. The consensus was \$3.00/ERU is an acceptable fee.

Discussion ensued amongst the City Commissioners, City Manager Herb Llewellyn and Finance Director Dee Anne Grunder regarding whether to place the stormwater fees on the monthly water bills or on property tax statements.

Consensus of the City Commission was to place the stormwater fees on property tax statements.

City Manager Herb Llewellyn stated that an ordinance setting the fees will be presented to the City Commission for consideration in 2008 after impervious area is determined.

EXECUTIVE SESSION

Mayor Tom McKibban stated that this item is for the purpose of discussing non-elected personnel and legal issues.

Commissioner Linda Clark moved to recess into an Executive Session for the purpose of discussing non-elected personnel and legal issues, and to reconvene the regularly scheduled meeting in the City Commission room at 9:25 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

Mayor Tom McKibban reconvened the meeting at 9:26 p.m.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn updated the City Commission on the energy audit conducted by Johnson Controls. Mr. Llewellyn requested that the City enter into a contract with the State of Kansas to monitor and maintain the energy audit project. The fee is ½%, if the work is greater than \$400,000.

Consensus of the City Commission was to allow the State to monitor and maintain the energy audit project for the City of El Dorado.

- 2) City Manager Herb Llewellyn stated that the Regional Economic Area Partnership (REAP) Water Resources Committee has sent the City a letter requesting that the City appoint a member and an alternate member to this committee.

Commissioner Steve Pershall moved to appoint Commissioner Steve Pershall and Kurt Bookout as alternate, to the Water Resources Committee of the Regional Economic Area Partnership.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

EL DORADO CITY COMMISSION MEETING

November 5, 2007

- 3) City Manager Herb Llewellyn noted the results of the fireworks poll were included in the Commissioners' agenda packets.
- 4) City Manager Herb Llewellyn recommended using glass decorative lights on the North Main Street bridge and the Ninth Avenue bridge.

Discussion ensued regarding the lights on the North Main Street bridge and the Ninth Avenue bridge projects.

ADJOURNMENT

Commissioner Steve Reynolds moved to adjourn the meeting at 9:45 p.m.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

November 19, 2007

The El Dorado City Commission met in regular session on November 19, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, Finance Director Dee Anne Grunder and Assistant City Engineer Scott Rickard, Absent: City Clerk Kendra Porter.

VISITORS

John Prigmore	Route 1	Leon, Kansas
David Stewart	101 S. Star	El Dorado, Kansas
Darla Stewart & Family	431 N. Summit	El Dorado, Kansas
Janet Marter	3225 W. Towanda Ave.	El Dorado, Kansas
Donald Adlesperger	1285 S. Topeka	El Dorado, Kansas
John Grange	1115 Rim Rock Rd.	El Dorado, Kansas
Darrell Erikson	3435 W. Towanda Ave.	El Dorado, Kansas
Ken Blake	3525 W. Towanda Ave.	El Dorado, Kansas
Teresa Thompson	3615 W. Towanda Ave.	El Dorado, Kansas
Kimberly Tucker	3625 W. Towanda Ave.	El Dorado, Kansas
Rae A. Hobson	671 S.E. 30 th	El Dorado, Kansas
George Lawson	602 S.E. Poor Farm Rd.	El Dorado, Kansas
Jack Buckner	3605 W. Towanda Ave.	El Dorado, Kansas
Wade & Peggy Graber	3505 W. Towanda Ave.	El Dorado, Kansas
Cliff Rogers	3425 W. Towanda Ave.	El Dorado, Kansas
Curt Tucker	3345 W. Towanda Ave.	El Dorado, Kansas
Darrell & Sheila Shipman	3235 W. Towanda Ave.	El Dorado, Kansas
Bob & Evelyn Saferite	3215 W. Towanda Ave.	El Dorado, Kansas
Julie Jensen	1705 Post Ct.	El Dorado, Kansas
Teresa Baumgartner	8908 Lost Lake Rd.	Andover, Kansas
Christina Tippy	2415 Towanda Ave.	El Dorado, Kansas
Marv Loucks	1351 Counrty Club Rd.	El Dorado, Kansas
Bill Mason	1661 Arizona	El Dorado, Kansas
Jacki Vietti	1235 Glenview	El Dorado, Kansas
Max Hubbell	205 S. Main	El Dorado, Kansas
Gary Boardman	3355 W. Towanda Ave.	El Dorado, Kansas
David Hulse	241 Warren	El Dorado, Kansas
Dwight Hulse	215 N. Emporia	El Dorado, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Brad Meyer	222 E. Second	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the November 19, 2007, City Commission meeting to order.

INVOCATION

The Reverend Wade Graber, First Baptist Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Judy Slayton’s Third Grade Class from Lincoln Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

David Stewart, 101 South Star, with PKHLS Architecture gave a presentation discussing a proposed memorial for the victims of the 1958 tornado. The proposed site will be located at Graham Park.

John Prigmore, Route 1, Leon, Kansas, with PKHLS Architecture, discussed in further detail the proposed memorial and stated that the Rotary Club will fund the proposed memorial and perform annual maintenance to the site.

PROCLAMATION

Dr. Jackie Vietti, 1235 Glenview, introduced Vision 2020 members, Marv Locks, Terri Baumgartner, and Christina Tippy and discussed the various programs that are available through the Vision 2020 program.

Marv Locks, 1351 Country Club, discussed the Dolly Parton's Imagination Library and thanked the community for their support.

Julie Jensen, 1725 Post Court, thanked the community for their support of the Vision 2020 program.

Terri Baumgartner, 8909 Lost Lake Road, Andover, Kansas, also thanked the community for their support of the Vision 2020 program.

Christina Tippy, 2415 Towanda Avenue, discussed the mentoring program, and thanked the community for their support.

Mayor Tom McKibban read a proclamation to proclaim November 19, 2007, as Mentoring Initiative Launch Day.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Darrell Erikson, 3435 West Towanda, on behalf of families in College Acres, requested a meeting with the City Commission to discuss the annexation process.

City Manager Herb Llewellyn discussed the letter that was mailed to the residents of College Acres and explained the process of annexation to the City Commission.

Don Adlesperger, 1285 South Topeka, requested a Work Session to discuss various ways to build streets.

Mayor Tom McKibban stated that the Commission will take Mr. Adlesperger's comments under advisement and will inform Mr. Adlesperger if there is another Work Session on this topic.

Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the November 5, 2007, City Commission minutes.
- b) Approval of the November 7, 2007, Special City Commission minutes.

Commissioner Steve Pershall moved that the Consent Agenda, as presented, be approved.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

FINAL PLAT OF THE PRAIRIE LAND ESTATES SECOND ADDTION (CASE NO. 07-002 FINAL PLAT)

Max Ogle on behalf of Goedecke Engineering Company representing Prairie Land Enterprise, Inc. stated that Prairie Land Enterprise, Inc. is seeking approval of the final plat of Prairie Land Estates Second Addition. The property is zoned R-1, Residential – Low Density. The plat contains eighteen residential lots. The Planning Commission reviewed the Preliminary Plat at the August 22, 2007, Planning Commission meeting and approved the plat with an 8-1 vote. The Final Plat was approved at the October 25, 2007, Planning Commission meeting with a 6-0 vote.

Assistant to the City Manager Matt Rehder stated that City staff requested a twenty foot drainage and utility easement be granted from the applicant extending southwest from Lot 1, Block 3.

Commissioner Linda Clark moved that Case No. 07-002-Final Plat, the final plat of the Prairie Land Estates Second Addition, be approved and all dedication shown on the plat be accepted.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

SPECIAL USE PERMIT ON PROPERTY ZONED R-2 RESIDENTIAL – MEDIUM DENSITY DISTRICT (CASE NO. 07-012-SUP)

Assistant to the City Manager Matt Rehder stated that the applicant PKHLS Architecture on behalf of First Baptist Church is requesting a Special Use Permit to allow an off-street parking area on lots located at 205 and 209 South Star. The properties are zoned R-2, Residential – Medium Density District. At the October 25, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the Special Use Permit by a vote of 6-0.

David Stewart, 101 South Star, on behalf of PKHLS Architecture stated that discussions are on-going between the applicant and City staff concerning egress and ingress off of the alley west of the proposed parking area. These issues will be resolved at the site plan review stage.

Discussion ensued amongst City Commissioners and David Stewart regarding the proposed off street parking area located at 205 and 209 South Star.

David Hulse, 241 Warren Road, stated that his mother lives to the west of the proposed parking area and he would like the project to move forward due to traffic congestion. Mr. Hulse addressed his concerns regarding the alleyway and is willing to work with the Church to resolve this issue.

ORDINANCE NO. G-1012

Commissioner Steve Pershall moved that the recommendation of the Planning Commission to approve Case No. 07-012-SUP requesting a Special Use Permit to allow the establishment of an off-street parking area on lots located at 205 and 209 South Star be accepted and that Ordinance No. G-1012 be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes

LICENSING PLUMBERS AND ELECTRICIANS – ORDINANCE

Mayor Tom McKibban stated that the suggested ordinance is to comply with the new state statutes that require continuing education for licensed trades.

John Grange, 1115 Rim Rock Road, on behalf of the Code Review Board addressed his concerns regarding the new code ordinance.

ORDINANCE NO. G - 1013

Commissioner Linda Clark moved that Ordinance No. G-1013, an ordinance amending and revising Title 15 Buildings and Construction, Chapter 15.03 of the City of El Dorado Municipal Code, be approved, and that the provisions of the adopted codes shall be in effect January 1, 2008.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes

SET A HEARING DATE FOR PROJECT NO. 291-2007 SALES TAX-CURB AND GUTTER/DRIVEWAYS

Mayor Tom McKibban stated that Project No. 291 is complete. The City Commission must set a hearing date to spread the costs to the properties involved.

Engineering Aide Scott Rickard requested a hearing date of December 3, 2007, at 7:00 p.m. to spread the assessed costs for Project No. 291 – 2007 sales tax curb and gutter/driveway. Mayor McKibban then stated the costs as they would be spread at the hearing.

Project No. 291 – 2007 Sales tax – Curb and Gutter/Driveways

Preliminary Estimate	\$ 35,498.53
Final Cost	\$ 9,942.70
Improvement District Cost	\$ 6,894.31
City-at-large Cost	\$ 3,048.40

Commissioner Steve Pershall moved to set the public hearing for 7:00 p.m. on December 3, 2007, to be held for the purpose of considering the proposed assessments of the cost of Project No. 291 and further direct individual mailings to each owner liable for the special assessments.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

SET A HEARING DATE FOR PROJECT NO. 293-2007 RESIDENTIAL SIDEWALKS

Mayor Tom McKibban stated that Project No. 293 is complete. The City Commission must set a hearing date to spread the costs to the properties involved.

Engineering Aide Scott Rickard requested a hearing date of December 3, 2007, at 7:00 p.m. to spread the assessed costs for Project No. 293 – 2007 Residential Sidewalks. Mayor McKibban then stated the costs as they would be spread at the hearing.

Project No. 293 – 2007 Residential Sidewalks

Preliminary Estimate	\$ 37,183.14
Final Cost	\$ 30,421.14
Improvement District Cost	\$ 25,685.35
City-At-Large Cost	\$ 4,735.79

Commissioner Linda Clark moved to set the public hearing for 7:00 p.m. on December 3, 2007, to be held for the purpose of considering the proposed assessments of the cost of Project No. 293, and further direct individual mailings to each owner liable for the special assessments.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PROJECT 285 – SIXTH AND MAIN WIDENING

Assistant City Engineer Scott Rickard stated that the City was awarded a Geometric Improvement Project for the State’s 2010 F.Y. This project will help relieve some of the traffic congestion and accidents experienced in the intersection of Sixth and Main. The next step for the project is to create plans and specifications. The City has selected Professional Engineering Consultants (PEC) as its design engineer. At this time, staff is requesting that authorization for the preliminary engineering services only be approved. Mr. Rickard stated that since it was so early in the stages of design the construction costs are unknown at this time.

ORDINANCE NO. G-1014

Commissioner David Chapin moved that Ordinance No. G-1014, an ordinance designating route U.S. 77 from Fifth Avenue and the West Branch of the Walnut River and including Sixth Avenue from Vine Street to Pine Street within the City of El Dorado as a main traffic way, be approved.

Commissioner Steve Pershall seconded the motion

ROLL CALL

Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes

RESOLUTION NO. 2589

Commissioner Steve Reynolds moved that Resolution No. 2589, a resolution authorizing the improvement of a main trafficway within the City of El Dorado, and providing for the payment of the costs thereof, be approved.

Commissioner Linda Clark seconded the motion

Motion carried 5-0.

RESOLUTION OF INTENT TO ANNEX

Mayor Tom McKibban abstained from the discussion of annexation of this property.

Intern Michael Duhn stated that this item was discussed at the November 5, 2007, City Commission meeting and tabled until this meeting. Local property owners have petitioned the City of El Dorado to annex a parcel of their land into the City of El Dorado city limits. This property is north of the Country Club Addition and west of the El Dorado Lake. Since the property owners have requested annexation, the City may pass a resolution to begin the annexation proceedings.

RESOLUTION NO. 2590

Commissioner Steve Pershall moved that Resolution No. 2590, a resolution authorizing the filing of a petition with the Butler County Commission to annex certain territory per K.S.A. 12-520c, be approved.

Commissioner Steve Reynolds seconded the motion.

Motion carried 4-0-1. (Mayor Tom McKibban abstained)

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners’ comments.

Commissioner Steve Pershall stated that while crossing at the intersection of Main and Central the pedestrian crosswalk lights were not working properly.

Commissioner Steve Pershall stated that the meetings with the County Commission, the Butler Community College Board, and USD 490 School Board were very productive and encouraged everyone to get involved with the Vision 2020 program.

Commissioner David Chapin requested signage be placed along the bike path prohibiting motorized vehicles.

Discussion ensued amongst Commissioner David Chapin, City Manager Herb Llewellyn, and Assistant City Engineer Scott Rickard regarding bike path signage.

Commissioner David Chapin discussed his recent tour of the Main Street and Ninth Avenue bridge repairs. Commissioner Chapin stated that the Youth Commission will be meeting with the City Commission to discuss a firework survey taken amongst El Dorado High School students.

Commissioner Linda Clark questioned what was being done regarding an unauthorized car lot at the intersection of Jones Street and Central Avenue.

Discussion ensued amongst Assistant to the City Manager Matt Rehder, City Manager Herb Llewellyn and City Commissioners regarding unauthorized car lots.

Commissioner Linda Clark questioned if there is a sign ordinance regarding portable signs.

Assistant to the City Manager Matt Rehder stated that there is an ordinance regulating portable signs and a permit is required.

Commissioner Linda Clark inquired on the status of the building at Fifth Avenue and Main Street and requested a letter be sent to the owner asking for the property to be cleaned up.

Commissioner Steve Reynolds stated that he has received a letter from a citizen inquiring if the City has investigated the Trap-Neuter-Release Program (TNR).

Discussion ensued amongst Refuse Superintendent Brad Meyer, City Manager Herb Llewellyn and the City Commissioners regarding the Trap-Neuter-Release Program.

Mayor Tom McKibban thanked City staff for assisting with the Celebration of Freedom events last week.

Mayor Tom McKibban closed the Commissioners' comments.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn discussed the Comprehensive Plan and requested authorization to enter into a contract with Professional Engineering Consultants, (PEC), for the remainder of 2007 and to spend up to \$25,000 in 2007.

Consensus of the City Commission was to authorize a contract with Professional Engineering Consultants, (PEC), for the remainder of 2007.

- 2) City Manager Herb Llewellyn discussed placing handicap parking signs and enforcing the two hour parking limit downtown.

Consensus of the Commission was to place handicap parking signs downtown and to enforce the two hour parking limit.

- 3) City Manager Herb Llewellyn encouraged everyone to sign up for the Imagination Library. The Imagination Library will send children ages 0-5 years a free hard cover book each month.
- 4) City Manager Herb Llewellyn stated that the President and Vice-President of the Senior Center Board have resigned; therefore, a Work Session is scheduled for November 28, 2007, at 3:30 p.m.

Mayor Tom McKibban stated that KZSN radio station will be hosting a toy drive at Wal-Mart on November 28, 2007, and encouraged everyone to attend.

ADJOURNMENT

Commissioner Linda Clark moved to adjourn the meeting at 9:04 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO SPECIAL CITY COMMISSION MEETING

November 28, 2007

The El Dorado City Commission met in special session on November 28, 2007, in the City Commission Room with the following present: Commissioner David Chapin, Commissioner Linda Clark, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herb Llewellyn, Finance Director Dee Anne Grunder, Parks & Recreation Director John Scanlon, and Administrative Intern Michael Duhn.

Members absent: Mayor Tom McKibban

VISITORS

Members of the El Dorado Senior Center
Sandy Hull, stadium consultant

CALL TO ORDER

Vice-Mayor Linda Clark called the November 28, 2007, Special Meeting to order at 3:37 p.m.

SENIOR CENTER

Parks and Recreation Director John Scanlon presented a set of PowerPoint slides discussing funding for and differences between the various senior centers across Butler County and the relationship to the spending of the El Dorado Senior Center.

Discussion ensued regarding ways to decrease expenditures or increase revenues in order to keep the senior center operational in future years. Former Senior Center President John Montgomery suggested moving from a full-time to a part-time director.

STADIUM CONSULTANT

Sandy Hull was present to discuss the stadium renovation/building and the issues held by the Commission. Three topics brought up were: Reasons that the stadium would benefit the City of El Dorado, concerns held by the commission, and who would represent the commission in these dialogues. Discussion ensued.

Commissioner Pershall moved to appoint David Chapin to the committee established for these interests.

Commissioner Reynolds seconded.

Motion passed 4-0.

ADJOURNMENT

Commissioner Pershall moved to adjourn the meeting at 5:24 p.m.

Commissioner Chapin seconded.

Motion passed 4-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

December 3, 2007

The El Dorado City Commission met in regular session on December 3, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, Assistant City Engineer Scott Rickard and City Clerk Kendra Porter.

VISITORS

James Cook	719 Fredrick Drive	El Dorado, Kansas
Jason & Amanda Yager	1313 Douglas	El Dorado, Kansas
Bronson Webb	803 S. Star	El Dorado, Kansas
Troy Morrell	1914 Lakeland Dr.	El Dorado, Kansas
Doreen & Chris Brown	3099 N.E. 170th	El Dorado, Kansas
Terry & Darcie Baker	1123 W. Kansas	El Dorado, Kansas
Brad Meyer	518 W. Cave Springs	El Dorado, Kansas
Matt Rehder	220 E. First	El Dorado, Kansas
Bill Mason	1661 Arizona	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the December 3, 2007, City Commission meeting to order.

INVOCATION

The Reverend Richard Edds, First Southern Baptist Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Diane Meyer’s Third Grade Class from Washington Elementary School led the Pledge of Allegiance.

PERSONAL APPEARANCE

Bill Mason, 1661 Arizona, thanked the City Commission and City Staff for help with the Celebration of Freedom events.

PROCLAMATIONS

Troy Morrell, Head Football Coach Butler Community College, thanked the citizens of El Dorado for their support.

Mayor Tom McKibban read a proclamation to proclaim December 4, 2007, as Butler Community College Grizzly Day.

Mayor Tom McKibban read a proclamation to proclaim November 11, 2007, as Veterans Day.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments

With no one appearing, Mayor Tom McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the November 19, 2007, City Commission minutes.
- b) Approval of the November 28, 2007, Special City Commission minutes.
- c) Approval of Appropriation Ordinance No. 11-07 in the amount of \$942,708.46.
- d) Approval of the Engineer's Third and Final Pay Estimate dated November 27, 2007, on Project No. 288, 2007 Sales Tax Street Project to the Contractor, APAC Kansas, in the amount of \$2,000.00.
- e) Approval of the Engineer's Third and Final Pay Estimate dated November 27, 2007, on Project No. 290, 2007 Sales Tax Project to the Contractor, APAC Kansas, in the amount of \$6,938.02.
- f) Approval of the 2008 Cereal Malt Beverage license applications as listed:

- American Legion Golf Course, 1801 West Central
- Gail & Helens, 2575 West Central
- Blue Goose Tavern, 120 East Fourth
- Dillon's, 700 North Main
- Pizza Hut, 729 North Main
- Prairie Bowl, 307 South Haverhill
- Wal-Mart, 301 South Village Road

Commissioner Steve Reynolds moved that the Consent Agenda, as presented, be approved.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

PAVING TOPEKA STREET – DISCUSSION

Mayor Tom McKibban stated that staff is looking for direction from the City Commission on paving Topeka Street from Sixth Avenue to Refinery Road.

Assistant City Engineer Scott Rickard gave a brief overview of either resurfacing Topeka Street or doing a standard paving project with curb and gutter.

Commissioner Steve Pershall abstained from discussion.

Discussion ensued amongst the City Commissioners, City Manager Herb Llewellyn and Assistant City Engineer Scott Rickard regarding the cost of this project.

Consensus of the City Commission was to hold a Public Hearing at the first City Commission meeting in 2008.

APPLICATION TO REZONE PROPERTY FROM R-1 RESIDENTIAL – LOW DENSITY DISTRICT TO I-1 LIGHT INDUSTRIAL DISTRICT (CASE NO. 07-006-REZ)

Assistant to the City Manager Matt Rehder stated that the City of El Dorado is requesting property located generally west of the Kansas Turnpike, east of S.W. Industrial Road, north of Highway 254, and south of S.W. Parallel Road be rezoned from R-1 Residential – Low Density District to I-1 Light Industrial. At the November 15, 2007, Planning Commission meeting, after review of the facts in the case and the information submitted at the public hearing, the Planning Commission approved the rezoning application by a vote of 6 to 0.

ORDINANCE NO. G - 1015

Commissioner Linda Clark moved that the recommendation of the Planning Commission to approve Case No. 07-006-REZ requesting a rezoning of certain property located generally west of the Kansas Turnpike, east of S.W. Industrial Road, north of Highway 254, and south of S.W. Parallel Road from R-1 Residential-Low Density District to I-1 Light Industrial District, be accepted, and that Ordinance No. G- 1015, be approved.

Commissioner David Chapin seconded the motion.

ROLL CALL

Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes

PROJECT NO 296 – SANITARY SEWER DISTRICT NO. 182 – 311 WEST KANSAS, 803 SOUTH STAR, 809 SOUTH STAR, AND 811 SOUTH STAR

Assistant City Engineer Scott Rickard stated that the property owners of the above mentioned properties have requested that Sanitary Sewer be extended to serve their properties. Currently their properties are served by a combined private sewer line that is in disrepair. Per City Code, individual living units are required to have separate connections to the City sewer main and are not allowed to reinstall a private combined sewer line.

RESOLUTION NO. 2591

Commissioner Linda Clark moved that the report of sufficiency be accepted for Project No. 296, for Sanitary Sewer District No. 182, and that Resolution No. 2591, a resolution determining the advisability of the making of certain internal improvements in the City of El Dorado; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PROJECT NO. 291 – 2007 SALES TAX – CURB AND GUTTER/DRIVEWAY

Assistant City Engineer Scott Rickard stated that Project No. 291 is complete. The City Commission established this date to spread the special assessments to the properties.

Project No. 291 – 2007 Sales Tax-Curb & Gutter/Driveways

Preliminary Estimate	\$35,498.53
Final Cost	\$ 9,942.70
Improvement District Cost	\$ 6,894.31
City at Large Cost	\$ 3,048.40

PUBLIC HEARING

Mayor Tom McKibban opened the Public Hearing.

With no one appearing, Mayor Tom McKibban closed the Public Hearing.

ORDINANCE NO. S-1291

Commissioner Steve Pershall moved that Ordinance No. S-1291, ordinance levying against, and providing for the collection of special assessments for Project No. 291 respectively, be approved.

Commissioner Steve Reynolds seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes
	Mayor Tom McKibban	Yes

PROJECT NO. 293 – 2007 RESIDENTIAL SIDEWALKS

Project No. 293 is complete. The City Commission established this date to spread the special assessments to the properties.

Project No. 293 – 2007 Residential Sidewalks

Preliminary Estimate	\$37,183.14
Final Cost	\$30,421.14
Improvement District Cost	\$25,685.35
City at Large Cost	\$ 4,735.79

PUBLIC HEARING

Mayor Tom McKibban opened the Public Hearing.

With no one appearing, Mayor Tom McKibban closed the Public Hearing.

ORDINANCE NO. S-1292

Commissioner Steve Pershall moved that Ordinance No. S-1292, ordinance levying against, and providing for the collection of special assessments for Project No. 293 respectively, be approved.

Commissioner Linda Clark seconded the motion.

ROLL CALL

	Mayor Tom McKibban	Yes
Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner David Chapin	Yes

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners’ comments.

Commissioner Steve Reynolds congratulated the Butler Community College football team for winning the National Championship. Commissioner Reynolds reminded citizens that the months of December, January, and February are used to determine average sewer rates for the coming year.

Commissioner Linda Clark suggested that the City wait to turn on the downtown Christmas lights until after Thanksgiving. Commissioner Clark also inquired why the tree at the intersection of Twelfth Avenue and Main Street was no longer decorated.

City Manager Herb Llewellyn stated that the lights at Main Street and Twelfth Avenue should be on and will inquire on the status. Mr. Llewellyn further stated that new Christmas lights were added at East Park.

Commissioner David Chapin discussed the results of a recent fireworks survey conducted by the Youth Commission.

Mayor McKibban discussed the recent toy raising event held at Wal-Mart.

Commissioner David Chapin apologized for not attending the recent City of El Dorado Christmas Party.

Each of the Commissioners gave their condolences to the Sander family, and thanked the Police Department for their efforts regarding this tragedy.

Mayor Tom McKibban closed the Commissioners’ comments.

CITY MANAGER’S REPORT

- 1) City Manager Herb Llewellyn stated that on the next City Commission agenda, he would like to resolve all year end issues resulting in not needing a special end of the year meeting.
- 2) City Manager Herb Llewellyn discussed changing the City’s leave days to include Veteran’s Day. At one time, the City was closed on Veteran’s Day, however, currently the City offices remain open with the option of employees taking the day off.

Consensus of the City Commission was to allow the City offices to close on Veteran's Day.

- 3) City Manager Herb Llewellyn discussed the amendments needed for the 2007 budget due to unforeseen expenses in the Street Department and the acquisition of the Pierpont Property.

City Commissioner Linda Clark read a prepared statement regarding some suggestions for the future of the Senior Center.

Discussion ensued amongst the City Commissioners and City Manager Herb Llewellyn regarding the Senior Center.

Mayor Tom McKibban inquired if a liquor license is approved through the City or County.

City Attorney Andrew Piekaliewicz stated that a liquor license is issued through the State and the City or County issues a permit. Any complaints against an establishment can be made through the State of Kansas.

- 4) City Manager Herb Llewellyn stated that FEMA is remapping El Dorado and maps are available in the Engineering Department and the public is invited to review the maps.
- 5) City Manager Herb Llewellyn stated that 2009 sales tax information will be placed on the next agenda for discussion.

Discussion ensued amongst the City Commissioners regarding the appointment of a new Football Stadium Committee member.

Commissioner Steve Pershall moved to appoint Tom Murry to the Football Stadium Committee.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 8:43 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban

EL DORADO CITY COMMISSION MEETING

December 17, 2007

The El Dorado City Commission met in regular session on December 17, 2007, at 7:00 p.m. in the Commission Room with the following present: Mayor Tom McKibban, Commissioner Linda Clark, Commissioner David Chapin, Commissioner Steve Reynolds, Commissioner Steve Pershall, City Manager Herbert E. Llewellyn Jr., City Attorney Andrew Piekalkiewicz, Assistant City Engineer Scott Rickard and Finance Director Dee Anne Grunder.

Absent: City Clerk Kendra Porter

VISITORS

Jennie Turner	400 N. Topeka	El Dorado, Kansas
Brandie Erwin	505 Edgewood	Augusta, Kansas
Jim & Debby Hatfield	3205 W. Towanda	El Dorado, Kansas
Curt & Michael Tucks	3345 W. Towanda	El Dorado, Kansas
Sherrill Burke	608 Houser	El Dorado, Kansas
R.L. & Evelyn Saferite	3215 W. Towanda	El Dorado, Kansas
Cliff Rogers	3425 W. Towanda	El Dorado, Kansas
Darrel & Sue Erikson	3435 W. Towanda	El Dorado, Kansas
Gary Boardman	3355 W. Towanda	El Dorado, Kansas
James Cook	719 Fredrick Drive	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas

CALL TO ORDER

Mayor Tom McKibban called the December 17, 2007, City Commission meeting to order.

INVOCATION

The Reverend Rick Barrett, Assembly of God Church, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Ms. Denise Carter’s Third Grade Class from Lincoln Elementary School led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

Darrel Erickson, 3435 W. Towanda, explained to the Commission that the College Acres residents do not want to be annexed into the City due to several reasons. He also had 100% of the owners’ signatures protesting this issue and gave copies to the Commission.

Mayor McKibban closed the public comment session.

CONSENT AGENDA

- a) Approval of the December 3, 2007, City Commission minutes.
- b) Approval of appointing the Assistant Director of Public Works to the Solid Waste Committee for a term expiring December 31, 2010.
- c) Approval of the 2008 Cereal Malt Beverage license applications as listed:

Casey’s, 420 W. Sixth Avenue
Casey’s, 1310 N. Main

EL DORADO CITY COMMISSION MEETING

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DaCajun Shak, 1701 W. Central
Good Price Cigarettes, 200 E. Central
Iron Horse Concert Hall, 315 S. Main
Jax's Place, 124 W. Locust
Jumpstart, 1631 E. Central
Pizza Hut, 2423 W. Central
Quik Trip West #310, 1320 W. Central
Shell Wildcat, 1400 N. Main

Commissioner Steve Reynolds moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

DISCHARGE OF FIREARMS AND PROJECTILES WITHIN CITY LIMITS

City Manager Herb Llewellyn stated that due to the recent annexations of land into the City limits, several citizens have voiced concerns regarding hunting in these areas. This ordinance provides for the safety and welfare of both citizens and hunters on city land larger than 10 acres and zoned as agriculture or rural. This ordinance has been reviewed and approved by all City departments and by the State of Kansas.

Public Utilities Director Kurt Bookout explained various aspects of his research with other cities and the State of Kansas. Discussion ensued regarding types of hunting affected, distance necessary for each type of hunting, and who gives permission to hunt. The Commission discussed several areas in the City limits which would be affected besides the College Acres area.

The Commission requested clarification of several matters of this item from Staff.

Commissioner David Chapin moved to table this item.

Commissioner Linda Clark seconded the motion

The motion carried 4-1 (Commissioner Steve Reynolds opposed).

ANNEXATION – COLLEGE ACRES

Administrative Intern Michael Duhn stated the City desires to add certain territory to the city limits. This action will initiate the process, which includes the setting of a public hearing, to integrate land to the west of the City.

City Manager Herb Llewellyn reminded the audience of the reason for this annexation. That reason being a declaration from the State of Kansas to the owners to close their lagoons. City ordinances state anyone connecting to the City sewer system be annexed into the City.

Discussion ensued regarding laterals and lagoons. If this resolution is passed, it only sets a public hearing for public discussion. The annexation will not be accepted or denied until after the public hearing.

RESOLUTION NO. 2592

Commissioner Linda Clark moved that Resolution No. 2592, a resolution declaring an interest in and establishing a public hearing date for considering the annexation of certain lands to the City of El Dorado, be approved, with the hearing date set for February 21, 2008, at 7:00 p.m.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

PROJECT NO 298 – 2008 SALES TAX CURB & GUTTER & DRIVEWAY REHAB

Assistant City Engineer Scott Rickard stated that the following action will establish January 22, 2008, as the date for a Public Hearing on Project No. 298, which is proposed to be included in the 2008 Sales Tax Program. This action is required since the property owners will be assessed for a portion of the work.

2008 SALES TAX PROJECT – the proposed project funded with the 2008 Sales Tax is as follows:

Project No. 298– curb & gutter and driveway rehabilitation on McCollum Rd (Country Club to Potters Ct), Adams Ct., Murray Ct. & Weber Ct.

A letter will be mailed to each property owner notifying them about their proposed costs and the date established for the public hearing.

RESOLUTION NO. 2593

Commissioner David Chapin moved that that Resolution No. 2593, a resolution directing and setting a public hearing on the advisability of making certain paving improvements (Project No. 298) and the mailing of notification of such public hearing.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

2004 DEFERRED FINES AND 2006 MISCELLANEOUS BILLING WRITE-OFFS

Finance Director Dee Anne Grunder stated that delinquent accounts owed to the City of El Dorado need to be considered to be deemed uncollectible and removed from the accounts receivable records of the City, and a list delineating each amount should be attached to the minutes of this meeting. The deferred fines to be removed total \$21,645.76, and the total miscellaneous billing amount to be removed is \$6,843.69. It is noted that of the total deferred fines being written off, \$6,364.83 is for restitution that would be remitted to another party upon collection; therefore, that portion is not a loss of revenue to the City.

Commissioner Steve Pershall moved to deem uncollectible the deferred fines accounts in the amount of \$21,645.76, and miscellaneous billing accounts in the amount of \$6,843.69 owed to the City of El Dorado, to remove same from the accounts receivable records of the City, and that a list delineating each account be attached to the minutes of this meeting.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

PROPOSED SALARY SCHEDULE

City Manager Herb Llewellyn stated that each year at this time, there is a resolution to establish the compensation and designation of various positions within the City of El Dorado. This year's schedule provides for an adjustment to the salary schedule/range as the Commission approved a two percent (2%) COLA during the 2008 budget process.

**EL DORADO CITY COMMISSION MEETING
RESOLUTION NO. 2594**

December 17, 2007

Commissioner Linda Clark moved that Resolution No. 2594, a resolution establishing salaries and wages paid to various employees of the City of El Dorado, and to allocate the various funds of said City, charges and debits for the payment of compensation of wages of all City officials and employees, be adopted.

Commissioner David Chapin seconded the motion.

Motion carried 5-0.

CITY COMMISSION MEETING DATE CHANGE

City Manager Herb Llewellyn stated that the first meeting in January 2008 is scheduled for January 7, 2008. Historically, this meeting has been canceled.

Commissioner Linda Clark moved to cancel the City Commission meeting on January 7, 2008.

Commissioner Steve Reynolds seconded the motion.

Motion carried 5-0.

Commissioner Reynolds asked if there were any outstanding items that would need to be addressed. City Manager Llewellyn responded with the Appropriation Ordinance. Discussion ensued on the best method to accommodate business. Appropriation Ordinance will be sent to the Commissioners for their review.

2007 BUDGET AMENDMENTS – CEMETERY, MAJOR STREET AND INDUSTRIAL MILL LEVY FUNDS

City Manager Herb Llewellyn stated that the authorized expenditures of the Cemetery, Major Street and Industrial Mill Levy funds need to be increased, thus requiring budget amendments.

PUBLIC HEARING

Mayor Tom McKibban opened the Public Hearing.

With no one appearing, Mayor McKibban closed the Public Hearing.

Commissioner Steve Pershall moved to approve the amendments to the 2007 Operating Budget in the Cemetery, Major Street, and Industrial Mill Levy funds as published and presented.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Tom McKibban opened to floor for Commissioners' comments.

Commissioner David Chapin extended his holiday wishes to the public. He also congratulated staff on the street cleaning and snow removal of the recent storm.

Commissioner Steve Pershall commended the City Manager regarding his recent job exchange with a city employee due to the City's United Way campaign. As part of the

EL DORADO CITY COMMISSION MEETING

December 17, 2007

job duties that day, Herb assisted in fixing a water leak in very inclement weather. He also expressed his thanks to employees who work in the weather year-round. Commissioner Pershall extended his holiday wishes to the public. He reflected that El Dorado has not had any major weather-related challenges in the past year.

Commissioner Steve Reynolds reminded citizens of the Holiday Express Give-away at the Depot on Thursday evening. He asked if the Commission would like to have a presentation from an outside representative of the Sister City. Commissioner Pershall, Commissioner Chapin and Mayor McKibban were not opposed to listening to a presentation.

Commissioner Reynolds requested information regarding the Ninth Street Bridge. Assistant City Engineer Scott Rickard explained the difference in the rebuilding of the bridge. Staff, KDOT, and the contractor have determined a resolution. Discussion ensued.

Commissioner Reynolds expressed his appreciation of City employees and extended his holiday wishes.

Commissioner Linda Clark wished everyone a happy holiday. She also expressed her appreciation of City employees who keep our city running smoothly.

Mayor McKibban also expressed his holiday wishes for a safe season. He extended his thanks to the employees. He also mentioned that change is constant, that some change is good, and some change cannot be controlled.

Mayor McKibban closed the Commissioners' comments.

CITY MANAGER'S REPORT

- 1) City Manager Herb Llewellyn mentioned the January meeting will be Tuesday, January 22nd, since Monday, January 21st, is Martin Luther King's day and offices are closed.
- 2) City Manager Llewellyn gave an update on the \$53,000 safety incentive that will be implemented with the City's new Safety policy in 2008.
- 3) City Manager Llewellyn reminded the Commission that the Sales Tax Task Force committee item will be on the agenda in January.
- 4) City Manager Llewellyn sent an email to the Commission regarding Christmas Eve discussion. It was discussed that the County was closing their offices Christmas Eve and he requested the Commission's response regarding the City offices. The Commission expressed their support for closing the offices for Christmas Eve this year since it fell on Monday.
- 5) City Manager Llewellyn explained his reasoning for reconstructing the interior of the old Kansas Gas building into office space.
- 6) City Manager Llewellyn spoke about a recent letter to the editor regarding zebra mussels. He expressed his concern regarding the opinion provided in this letter, and requested Public Utilities Director Kurt Bookout to provide more information regarding the zebra mussel reduction.
- 7) The Commission had requested the City Manager to visit with the two local golf courses regarding their health and what role, if any, the City could provide. The American Legion expressed their concerns with Mr. Llewellyn regarding their expense for watering with treated water.
- 8) City Manager Llewellyn also discussed the proposed stadium project and meetings in the near future. Mr. Llewellyn mentioned that no site has been selected at this time.

- 9) City Manager Llewellyn explained that several candidates had been interviewed for the Building Inspector position and a potential candidate has been selected.
- 10) City Manager Llewellyn expressed his displeasure with a recent newspaper article regarding the County Sheriff's department's comments indicating the City's assistance with calls outside the city limits. M. Llewellyn explained that the City would respond, if needed.
- 11) City Manager Llewellyn spoke regarding another meeting with the Senior Center to continue assisting the board.

Mayor Tom McKibban requested the next update regarding the Airport Master Plan. Assistant to the City Manager Matt Rehder responded with January 14, 2008.

City Manager Llewellyn explained the financial advisory study would be late.

Commissioner Steve Reynolds extended condolences to the family of Walt Parry.

EXECUTIVE SESSION

Mayor Tom McKibban stated that this item is for the purpose of discussing legal issues.

Commissioner Steve Pershall moved to recess into an Executive Session for the purpose of discussing legal issues, and to reconvene the regularly scheduled meeting in the City Commission room at 9:35 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

Mayor McKibban reconvened the meeting at 9:35 p.m.

ADJOURNMENT

Commissioner David Chapin moved to adjourn the meeting at 9:35 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Tom McKibban