

The El Dorado City Commission met in regular session on March 1, 1999 at 7:30 p.m. with the following present: Mayor Edward L. Blake, Commissioner Larry Dale Crawford, Commissioner Betty J. Kirkpatrick, Commissioner Connie Phillips, Commissioner Don Storrer, City Manager Stan Stewart, Director of Administration Gus Collins, City Engineer Bruce Remsberg, and City Attorney Mike Coash. City Clerk Dee Anne Grunder was absent.

VISITORS

Lonnie Currier	1750 Ryan Court	El Dorado, Kansas
Mike Reynolds	512 N. Taylor	El Dorado, Kansas
Lorraine Mark	520 N. Ninth	Towanda, Kansas
Salena Reynolds	512 N. Taylor	El Dorado, Kansas
Wesley Reynolds	512 N. Taylor	El Dorado, Kansas
Earl Mark	520 N. Ninth	Towanda, Kansas
Karen Reynolds	512 N. Taylor	El Dorado, Kansas
Marsha Piha	11510 SW HWY 254	El Dorado, Kansas
Mike Boucher	El Dorado Times	El Dorado, Kansas
Dan Bode	955 N. Haverhill	El Dorado, Kansas
Mike Glendening	801 W. Cave Springs	El Dorado, Kansas
Pete Knoop	911 S. Topeka	El Dorado, Kansas
Ralph Green	1013 S. Topeka	El Dorado, Kansas

PERSONAL APPEARANCE

**PROCLAMATION – Kansas State High School Wrestling Champion,
Wes Reynolds**

Mr. Lonnie Currier, 1750 Ryan Court, El Dorado High School Wrestling Coach, appeared before the Governing Body to introduce El Dorado High School student Wes Reynolds as the Kansas State High School Wrestling Champion.

Mayor Blake then read the proclamation that declares Wes Reynolds as a Distinguished Citizen of the city of El Dorado.

PETE KNOOP

Mr. Pete Knoop, 911 S. Topeka, appeared before the Governing Body to question whether the job on the construction currently in progress at the Industrial Park 3 was let for bids.

City Manager Stewart stated that is property that the City has recently acquired. One of the first items that needed to be accomplished was removal of the rock. The City requested proposals from two companies in El Dorado and the lowest bid received the job.

Mr. Knoop then questioned whether this was publicized and the cost of the job.

City Manager Stewart stated that the City requested those proposals and it was not publicized. The cost of the job would be approximately \$2,000.

Commissioner Crawford then questioned the City’s policy on having work done of this nature.

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City Manager Stewart noted that the City normally requests price quotes on any job that is completed.

Commissioner Storrer asked who the contractor was for this.

City Manager Stewart stated that the contractor is Central Paving, Inc.

Mr. Knoop then questioned what Farha’s participation was in this project. He noted that he had seen a Farha vehicle at the site.

City Manager Stewart stated that Central Paving, Inc. might be sub-contracting with the contractor Farha, but if so, he was not aware of that.

MIKE GLENDENING

Mike Glendening, 801W. Cave Springs, stated that after watching the candidate forum he understood that the City was in discussion with the County regarding an issue. He asked for an explanation of that issue.

Commissioner Phillips stated that if Mr. Glendening was referring to her comment at the forum, it is not yet public knowledge and there have not yet been any formal meetings with them on the issue.

CONSENT AGENDA

- A. Approval of the February 22, 1999 Work Session Minutes.
- B. Approval of Appropriation Ordinance No. 99-02 in the amount of \$603,993.89.

Administration	\$ 24,687.94	Major Street	28,125.52
Engineering	19,008.42	Cemetery Fund	7,813.19
Legal/Judicial	8,341.52	Bradford Memorial Lib.	23,052.29
Police Department	86,659.71	Employee Benefits	31,478.17
Hazmat	1,211.88	Industrial Mill Levy	1,925.00
Fire Division	47,156.71	Self-Insurance RE	705.00
Bldg./Zoning	3,377.24	Rental Rehab Program	1,287.23
Public Works	15,142.20	Sales Tax Fund	1,449.59
Forestry	350.00	Tourism Tax Fund	10,392.87
Park Maintenance	5,992.44	Revolving Loan Fund	22,904.80
Street Lights	13,892.69	Construction Fund	24,140.56
Health/Sanitation	5,979.05	Bond and Interest	11,842.50
Recreation	18,028.36	Water Fund	69,450.37
Swimming Pool	1,259.01	Sewer Fund	35,108.42
Youth Center	681.38	Refuse Fund	51,375.80
Recreation Conc.	688.87	External Stores	8,546.28
Airport Fund	3,591.42	Data Processing	15,095.88
El Dorado Senior Ctr.	3,251.58	TOTAL	\$ 603,993.89

Commissioner Kirkpatrick moved the Consent Agenda, as presented, be approved.

Commissioner Phillips seconded the motion and it carried 5-0.

CDBG PROJECT NO. 96-IN-167 SMALL CITIES ECONOMIC DEVELOPMENT GRANT – CLOSEOUT

CANNON VALLEY WOODWORK

Mayor Blake stated that a public hearing is scheduled for this time regarding economic development grant No. 96-IN-167 providing infrastructure improvements for a tenant, Cannon Valley Woodwork. The City is required to conduct a public hearing to review the results of this project. After the public hearing, staff will complete the closure documents and submit the same to the State of Kansas for their review and approval.

PUBLIC HEARING

Mayor Blake declared the public hearing open.

Mr. Dan Bode, Director of Operations of Cannon Valley Woodwork, thanked the Governing Body and City staff with their participation on this project. Further expansion plans are expected for the near future.

With no one else appearing before the Governing Body, Mayor Blake declared the public hearing closed.

BIKE PATH

Mayor Blake stated that the proposed resolution and ordinance provide for the temporary financing for the City’s portion of the construction of the Bike Path.

City Manager Stewart stated that construction could possibly begin within a week. Hopefully by June, 1999 the project would be complete.

ORDINANCE NO. S-1067

Commissioner Phillips moved that Ordinance S-1067 **”AN ORDINANCE OF THE CITY OF EL DORADO, KANSAS, AUTHORIZING THE CONSTRUCTION OF A BIKE PATH FROM NORTH MAIN PARK TO EL DORADO LAKE (PROJECT NO. 840), PURSUANT TO THE HOME RULE POWERS OF THE CITY; PROVIDING FOR PAYMENT OF THE COSTS THEREOF; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY FOR THE PURPOSE OF PAYING THE CITY’S SHARE OF SAID COSTS; AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF TEMPORARY IMPROVEMENT NOTES OF THE CITY, IN AN AGGREGATE PRINCIPAL AMOUNT WHICH SHALL NOT EXCEED \$300,000, FROM TIME TO TIME AS FUNDS ARE NEEDED FOR THE ORDERLY CONSTRUCTION OF THE PROJECT;”** be passed and approved.

Commissioner Storrer seconded the motion.

ROLL CALL

Mayor Edward L. Blake	yea
Commissioner Larry Dale Crawford	yea
Commissioner Betty J. Kirkpatrick	yea
Commissioner Connie Phillips	yea
Commissioner Don Storrer	yea

RESOLUTION NO. 2210

Commissioner Storrer moved that Resolution No. 2210 “**A RESOLUTION PROVIDING FOR THE ISSUANCE OF TEMPORARY IMPROVEMENT NOTES, NO. 99-01, OF THE CITY OF EL DORADO, KANSAS, IN THE TOTAL PRINCIPAL AMOUNT OF \$300,000, AS HERETOFORE AUTHORIZED BY ORDINANCE NO. S-1067 OF THE CITY, IN ORDER TO PROVIDE FUNDS FOR THE TEMPORARY FINANCING OF THE CITY’S SHARE OF THE COSTS OF CONSTRUCTING A BIKE PATH FROM NORTH MAIN PARK TO EL DORADO LAKE (PROJECT NO. 840), WHICH HAS BEEN AUTHORIZED BY SAID ORDINANCE; AND PROVIDING THE TERMS, DETAILS, FORM AND CONDITIONS OF SAID TEMPORARY IMPROVEMENT NOTES.**”

Commissioner Crawford seconded the motion and it carried 5-0.

SISTER CITIES – EL DORADO AND BEAUGENCY, FRANCE

Mayor Blake stated that the Sister City Committee is requesting that the City Commission consider designating Mr. Edward Blake as the City’s official representative and ambassador during his visit to Beaugency, France in April of 1999. The proposed motion authorizes that designation.

Commissioner Crawford moved that Mr. Edward Blake be appointed as the official representative for the City of El Dorado during his visit to Beaugency, France, in an effort to renew a Sister City relationship with that city in April, 1999.

Commissioner Kirkpatrick seconded the motion and it carried 5-0.

JUVENILE JUSTICE AUTHORITY APPOINTEE

Mayor Blake stated that the Juvenile Justice Authority is requesting the City Commission appoint a representative from the City Commission to serve on the Juvenile Justice Authority. He noted that this appointment would be tabled until after the election.

INDUSTRIAL PARK NO. 3 - AGREEMENT BETWEEN THE CITY AND PRAIRIE FINANCE, INC.

Mayor Blake stated that the proposed motion authorizes the Mayor to execute an agreement between the City of El Dorado and Prairie Finance, Inc. in creating an Industrial Park No. 3. The property is located north of K-254, south of Sixth Avenue, west of the turnpike and east of Oil Hill Industrial Park. The agreement provides for this vacant tract to transfer to the City under certain conditions.

City Manager Stewart stated that negotiations have been continuing for quite some time with the owners of this tract of land, Prairie Finance, Inc. The contract before the Governing Body would provide total use, sale and development to the City. The only stipulation of the property owner is that should the property sell, the owner would receive half of the purchase price. This agreement is brought before the Commission with El Dorado, Inc.’s unanimous recommendation and City staff’s support as well.

Commissioner Crawford questioned the ownership of the mineral rights of this property.

City Manager Stewart stated he was not aware of that issue ever being discussed.

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Director of Administration Gus Collins noted that Schofield of El Dorado is the only dealership within El Dorado that can provide the police package.

Commissioner Kirkpatrick questioned the trade in price and whether this car is in better condition than the City vehicle at the airport.

Director of Administration Gus Collins noted that City staff had not considered the airport vehicle but they could look into it.

Commissioner Crawford moved that the bid from Schofield of El Dorado in the amount of \$36,566.00 for two patrol cars for the Police Department be accepted.

Commissioner Kirkpatrick seconded the motion and it carried 5-0.

DANGEROUS STRUCTURE

City Building Inspector Robert Mendoza stated that since the last meeting in December there have been no changes with this structure. Letters have been sent to the property owners and none have been returned as undeliverable. Notices have also been posted on the structure. Mr. Mendoza noted at the last meeting the property owners were given 30 days and it has now been approximately 60 days. The area neighbors are anxious to have this resolved.

RESOLUTION NO. 2211 - 917 W. PINE

Commissioner Kirkpatrick moved to approve Resolution No. S-2211 "AN ORDINANCE AUTHORIZING AND DIRECTING THE REMOVAL OF A CERTAIN UNSAFE AND DANGEROUS STRUCTURE LOCATED AT WILSON'S ADDITION 33'9" W NE/C LOT 5 BLK 7, EL DORADO, KANSAS, ALSO KNOWN AS 917 WEST PINE, IN SAID CITY, AUTHORIZING AND FINANCING OF THE COSTS OF SUCH REMOVAL BY THE SALE OF SALVAGE FROM SUCH STRUCTURE, IF ANY AND/OR FROM THE GENERAL FUND OF THE CITY, AND THE LEVYING OF SPECIAL ASSESSMENTS AGAINST THE LOTS OR PARCELS OF LAND ON WHICH SUCH STRUCTURE IS LOCATED" be approved.

Commissioner Phillips seconded the motion and it carried 5-0.

FIREWORKS – LICENSING REVISIONS

Mayor Blake stated that the proposed ordinance provides for significant revisions to the code of the City of El Dorado, Kansas regarding the rules and regulations on the sale of fireworks. City staff is recommending for the City Commission's consideration, allowing the sale of Class C type fireworks with the fee for each stand increasing significantly. The proposed ordinance provides for these changes, if the commission desires.

Fire Chief Ralph Green addressed the Governing Body regarding the issue of the sale of fireworks. He noted that in the past the Commission had given the authority to the Fire Chief to test and allow certain fireworks. Currently the City receives a fee of \$50.00 per stand, last year there were six stands in El Dorado that generated \$300.00 worth of income. The testing for these fireworks cost the City approximately \$298.29. This did not include any of the administrative costs. Mr. Green noted that there are several area cities that are charging a significantly higher fee to set up a fireworks stand. He stated that last year he performed a comparison test with a stand in Towanda. This stand was run by the same individual that had one in El Dorado. The individual was charged

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\$5,000 to place the stand in Towanda and only \$50.00 in El Dorado. Although the fee was significantly less in El Dorado, they were selling fireworks for the same price as they were at their stand in Towanda. Mr. Green then stated that it is City staff's recommendation to allow all Class C type fireworks with a fee somewhere between \$5,000 and \$7,500 per stand and a \$2,500 deposit for cleanup.

ORDINANCE NO. G-851

Commissioner Phillips moved that Ordinance G-851 **“AN ORDINANCE REGULATING THE SALE AND DISCHARGE OF FIREWORKS WITHIN THE CITY LIMITS OF EL DORADO, KANSAS AND REPEALING CERTAIN ORDINANCES INCONSISTENT HEREWITH”** be approved.

Commissioner Storrer seconded the motion.

ROLL CALL

Mayor Edward L. Blake	yea
Commissioner Larry Dale Crawford	yea
Commissioner Betty J. Kirkpatrick	yea
Commissioner Connie Phillips	yea
Commissioner Don Storrer	yea

ADJOURNMENT

Commissioner Storrer moved the meeting adjourn.

Commissioner Crawford seconded the motion and it carried 5-0.

Dee Anne Grunder, City Clerk

Edward L. Blake, Mayor