

EL DORADO CITY COMMISSION MEETING

May 3, 2010

The El Dorado City Commission met in regular session on May 3, 2010 at 7:00 pm in the Commission Room with the following present: Commissioner Linda Clark, Commissioner Nick Badwey, Mayor Tom McKibban, Commissioner Shane Krause, City Manager Herb Llewellyn, Assistant City Engineer Scott Rickard, City Attorney James Murfin and City Clerk Tabitha Sharp. Absent – Commissioner David Chapin.

VISITORS

Jan Rice	2365 W. Central	El Dorado, Ks
William Kloeblen	1770 Country Club #2	El Dorado, Ks
Kristi Jacobs	1275 S. Topeka	El Dorado, Ks
Sheri Crawford	1820 Megan Circle	El Dorado, Ks
Maria Simmons	518 Houser Dr	El Dorado, Ks
Brett A Perry	1509 SW Hwy 77	El Dorado, Ks
Robert Simmons	518 Houser Drive	El Dorado, Ks
Neil Boyce	1921 Belmont	El Dorado, Ks
Daryn Martin	719 S. Star	El Dorado, Ks
Jim Pierce	1730 Ryan Ct	El Dorado, Ks
Kurt Bookout	2520 Kacy Ct	El Dorado, Ks
Mick & Teri Jimenez	1019 S. Denver	El Dorado, Ks
Brad Meyer	220 E. 1 st Ave	El Dorado, Ks
Randy Wells	Post Road	El Dorado, Ks

CALL TO ORDER

Mayor, Tom McKibban called the May3, 2010, City Commission meeting to order.

INVOCATION

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

PLEDGE OF ALLEGIANCE

Grandview Third Grade Students led the Pledge of Allegiance.

PERSONAL APPEARANCE

Bradford Memorial Library

Bill Kloeblen, Library Board Chair and Kristi Jacobs, Interim Library Director presented an overview of the Library. There has been an increase in Library patrons, youth programs, and a new computer room was opened in early 2010.

With the resignation of the Library Director in March 2010, the board is actively looking for a new Director and is considering current staff.

Water Treatment Plant Commendation

City Manager, Herb Llewellyn stated that the State of Kansas sent a letter to the City of El Dorado on commending our staff on how well they are operating the plant.

Director of Public Utilities, Kurt Bookout introduced his staff at the Water Treatment Plant:

- Brett Perry, Superintendent
- Jim Pierce
- Bob Simmons
- Neil Boyce
- Darren Martin

Governor’s Golf & Fishing Classic

Kansas Representative, John Grange was unable to attend the Commission meeting. He forwarded an email to the City Manager to update the commission on the status of the 14th annual (El Dorado's first) Governor's Golf & Fishing Classic.

The event will be held on Friday, May 14, 2010 at Prairie Trails Golf and Restaurant. PGA Pro Woody Austin from Derby will be providing a clinic and playing in the tournament.

Saturday, May 15, 2010 there will be a fishing tournament.

South Central Mental Health Counseling Center

Executive Director, Dan Rice stated that within the last five (5) years they have outgrown their current location and have moved Administrative Offices and three (3) programs. They are in need of a larger location, and feel the Food4Less building in downtown would be a suitable location as it has 32,000 square feet. They are currently negotiating with the current owner of the building to purchase the location from him.

The Center will need recommendation letters to apply for a CBGB Grant in October. They will begin a Capital Campaign in the fall of 2010 and hope to begin construction in early 2011.

PROCLAMATION

Mayor, Tom McKibban read the proclamation proclaiming the City of El Dorado partners in Motorcycle Awareness for the month of May 2010.

PUBLIC COMMENTS

Mayor Tom McKibban opened the floor for public comments.

There were no public comments.

CONSENT AGENDA

- a) Consider approval of the April 19, 2010, City Commission minutes.
- b) Consider approval of the Appropriation Ordinance No. 04-10 in the amount of \$1,239,609.78.
- c) Consider the Engineer's Seventh Pay Estimate dated April 19, 2010 on Project No. 317, Water System Improvements-NW Pressure Zone to the Contractor, Nowak Construction, in the amount of \$74,640.00.

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

Commissioner Shane Krause seconded the motion.

Motion carried 4-0.

SALES TAX ADVISORY COMMITTEE RECOMMENDATION

The Chairperson of the Sales Tax Advisory Committee will appear before the City Commission to submit the Committee's recommendations on the uncommitted sales tax.

Randy Wells, Sales Tax Advisory Committee Chair presented to the commission the Sales Tax Advisory Committee's 2011 budget. They are asking that \$50,000.00 be allocated to the Main Street Sidewalk from Post Road to McCollum.

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\$184,500.00 will be allocated to complete the lake softball complex. This money will complete the two remaining ball fields along with lights and bleachers.

The committee recommends \$11,500.00 be allocated to the City of El Dorado for implementation of a K-9 program.

An additional property tax reduction of approximately 3.49 mills was also suggested.

Commissioner Linda Clark moved to accept for consideration the Sales Tax Advisory Committee’s recommendations on the use of uncommitted sales tax for 2010.

Commissioner Shane Krause seconded the motion

Motion carried 4-0

PROJECT NOS. 350-PAVING PARK (ARTHUR TO DOUGLAS), 351-PAVING SKELLY (FINNEY TO TOWANDA), 353-PAVING ATCHINSON (CARR TO TOWANDA)

Bids were received and the low bids were below the Engineer’s Estimates.

Assistant City Engineer, Scott Rickard presented to the commission bids that were received, and were below Engineer’s estimates:

Bids for Project No. 350-Paving Park (Arthur to Douglas) & Project No. 351-Paving Skelly (Finney to Towanda)

	<u>Total Combined Bids</u>
Engineer’s Estimate-	\$266,192.04
Cornejo & Sons-	\$228,416.96 (low bid)
LaFarge North America-	\$238,954.71
APAC-Kansas-	\$246,808.36

Bids for Project No. 353-Paving Atchison (Carr to Towanda)

	<u>Total Project Bids</u>
Engineer’s Estimate-	\$109,736.87
Cornejo & Sons-	\$ 93,090.18 (low bid)
Lafarge North America-	\$101,435.03
APAC-Kansas-	\$104,013.89

MOTION 1

Awarding the Contract

Commissioner Shane Krause moved that as Cornejo & Sons has submitted the lowest and best bid for project nos. 350 paving Park (Arthur to Douglas) & 351 Paving Skelly (Finney to Towanda), and since their combined bid of \$228,416.96 was under the Engineer’s estimate, the City Manager be directed to award the contract to said contractor providing that the company furnish the proper bonds.

Commissioner Nick Badwey seconded the motion.

Motion carried 4-0.

AND

MOTION 2

Awarding the Contract

Commissioner Shane Krause moved that as Cornejo & Sons has submitted the lowest and best bid for project no. 353-paving Atchison (Carr to Towanda), and since their

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bid of \$93,090.18 was under the Engineer’s Estimate, the City Manager be directed to award the contract to said contractor providing that the company furnish the proper bonds.

Commissioner Nick Badwey seconded the motion.

Motion carried 4-0.

BOARD APPOINTMENTS

Both current board members have re-applied to serve on the **Board of Zoning Appeals**. This board’s memberships expired April 1.

The following boards have memberships expiring on May 1. The **Convention and Tourism Committee** has 1 opening. This committee is ruled by City of El Dorado’s Charter Ordinance No. 14, which states this board must include 4 members of the local hotel/motel industry. At the previous Commission meeting, an extra applicant was appointed; unfortunately, this does not leave enough openings for the required number of hotel/motel owner members. This board currently has 2 required members and needs 2 more. Recruitment is on-going. If the City Commission chooses, the number of board members appointed to this committee can be expanded.

The **Planning Commission** has 4 openings and no applicants. The **Recycling and Solid Waste Advisory Committee** has 3 openings and no applicants.

The Board of Appeals/Code Review has had a member resign. The Commission appoints individual members to this board; Commissioner Badwey needs to appoint a new representative.

SUGGESTED MOTION

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

Commissioner Shane Krause moved to appoint Jim Phillips and Jim Miller to the Board of Zoning Appeals for a term set to expire April 1, 2013.

Commissioner Linda Clark seconded the motion.

PLANNING COMMISSION – No Term Limit (3-year term)

Commissioner Linda Clark moved to appoint David Stewart to the Planning Commission for a term set to expire May 1, 2013.

Commissioner Nick Badwey seconded the motion.

BOARD OF APPEALS/CODE REVIEW – 2 Consecutive (3 –year term)

Commissioner Nick Badwey moved to appoint Eddie Dean Jr. to the Board of Appeals/Code Review for a term set to expire May 1, 2013.

Commissioner Shane Krause seconded the motion.

Motion carried 4-0.

NEW BUSINESS – DISCUSSION ITEMS

Commissioner Nick Badwey inquired about the progress of the trash cart program.

Assistant Public Works Director Brad Meyer stated that they are not ticketing many carts, as the citizens can place the carts anywhere but by mailboxes.

Commissioner Shane Krause stated that Friends of the Library sloppy joe dinner and the fundraiser at the dog park were both successful events.

CITY MANAGERS REPORT

City Manager Herb Llewellyn stated that there has been a reciprocal agreement with Kemper Sports (Sand Creek Golf Course in Newton). Currently it is \$15.00 if you are a Prairie Trails member.

The City is currently waiting on a 3rd estimate for the new golf carts.

Herb has stated the Legion Members have petitioned to be grandfathered in as resident members of Prairie Trails.

Commissioner Shane Krause stated that he can appreciate the situation, but he cannot see giving Legion members discounts when others that live outside the City limits do not get the residential discount.

City Manager Herb Llewellyn said that with Commission's approval he would contact other cities in Butler County and the county government to see if they would like to partner in order to offer in-city rates for Butler County Residents.

EXECUTIVE SESSION

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 Shane Krause seconded the motion.

Motion carried 4-0.

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

SUGGESTED MOTION

Commissioner Nick Badwey moved to adjourn the meeting at 8:49 p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 4-0.

City Clerk Tabitha Sharp

Mayor Tom McKibban