

The El Dorado City Commission met in regular session on Monday, July 21, 2003. The following were present: Mayor Connie Phillips, Commissioner Oral Taylor, Commissioner Linda Clark, Commissioner Brian Shepherd, Commissioner Mike Fagg, City Manager Stan Stewart, Assistant City Manager Gus Collins, City Engineer David Wagner, and City Attorney Mike Coash. Interim City Clerk Shaunna Johnson was absent.

VISITORS

Neil Buckman	737 Harvard	El Dorado, Kansas
Barb Dankert	1631 Sherrylee Lane	El Dorado, Kansas
Tobey Johnson	1230 N. Topeka	El Dorado, Kansas
Mark A. Johnson	1418 W. 5 th	El Dorado, Kansas
Chet McCoy	336 Simpson Road	El Dorado, Kansas
Ed Gard	2325 Wedgewood Drive	El Dorado, Kansas
Terri Blount	131 Hillside	El Dorado, Kansas
Jerry Blount	131 Hillside	El Dorado, Kansas
Martha Gregg	611 S. Washington	El Dorado, Kansas
Lionel Tipton	1845 Terrace	El Dorado, Kansas

INVOCATION

Pastor Richard Edds provided the invocation.

PLEDGE OF ALLEGIANCE

PERSONAL APPEARANCE

Prairie Port, Jim Phillips

Mr. Jim Phillips appeared before the Governing Body to represent the El Dorado Prairie Port Committee noting that activities for the 2003 Prairie Port Committee are scheduled to begin on Thursday, July 24, 2003 through Saturday, July 26, 2003.

CONSENT AGENDA

- A. Approval of the July 7, 2003, City Commission minutes.
- B. Approval of the July 10, 2003, Budget Work Session minutes.
- C. Approval of the July 15, 2003, Budget Work Session minutes.

Commissioner Taylor requested some changes be made to the July 7, 2003 City Commission minutes and Commissioner Fagg requested a few changes to the July 10, 2003 Budget Work Session minutes.

After some discussion, Commissioner Taylor moved that the Consent Agenda, as corrected and presented, be approved.

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

SALES TAX ADVISORY COMMITTEE RECOMMENDATIONS

Mr. Neil Buckman, representative from the Sales Tax Advisory Committee appeared before the City Commission and submitted the following as their recommendation on the uncommitted sales tax.

YMCA	\$ 127,000
Additional Property Tax Relief	144,000
Senior Citizen Center Expansion	125,000
Library Expansion	22,000
(matching dollar for dollar of other funding)	
Sidewalks	50,000
(recommend reduced funding for one year)	

Commissioner Fagg questioned whether the Senior Center intends to make future grant applications to the State for funding of their proposed project. He also questioned what the Senior Center’s plans were for the funds and whether there was the possibility of postponing the City’s participation until they had received funds from the State.

Mr. Buckman noted that the Senior Center had requested funding for an addition to their facility of approximately 4,000 square feet, improvements to the kitchen area, ceramic area, etc. Their primary request was to have the 4,000 square feet addition, which would enable them to continue the activities that were once performed at the former Cage building, that now houses the El Dorado Police Department. Mr. Buckman further stated that the Senior Center has made application to the State for funds, but for the year 2003 the City ranked 35th out of 43 requests. Therefore, the Sales Tax Advisory Committee’s recommendation was to provide the funds while the Senior Center actively continued making grant applications to the State.

Commissioner Fagg then questioned the sidewalk policy and how it is determined what sidewalks will be constructed with the excess Sales Tax funds.

Mr. Buckman noted that the Committee members decided to lower the amount allowed for the sidewalk policy this year from \$100,000 that was allowed last year to \$50,000 for this year. He noted that this year they decided to utilize more funds for property tax relief.

Mr. Stewart noted that the Governing Body decides what sidewalks will be constructed with the sales tax funds. He noted that the \$100,000 set aside for 2003 is to be used for sidewalks on Main Street and Central Avenue.

Commissioner Fagg moved to accept for consideration the Sales Tax Advisory Committee’s recommendation on the use of uncommitted sales tax.

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

ANNEXATION AND PROJECT NO. 213 – PAVING MCCOLLUM ROAD

City Manager Stewart stated that the City has received a petition to pave McCollum Rd., a 41-foot wide street, back to back of curb, from Main Street to Country Club Road. As of July 16, 2003, 20 of 36 resident owners (16 are owned by Banks/Willhite) have signed the petition, which makes it sufficient. Each property owner was notified of the petition by letter, to allow questions, and to provide them the opportunity to sign. The first consideration in the combined motion is to annex a portion of the property scheduled in the petition. This area is located north of McCollum Road between the Banks-Willhite First Addition and Country Club Road. The second part of the motion will consider the Report

of Sufficiency by the City Clerk be accepted, and the final part establishes the project and allows city staff to complete the plan and bid process.

Commissioner Shepherd questioned the process in which the benefit district is determined.

City Engineer David Wagner explained that in this particular area 16 resident owners are on the north and the remainder on the south. He indicated that the area is calculated with half the distance to the nearest adjoining street.

Commissioner Shepherd then questioned why some of the lots only show half of the lot being assessed for this project.

Commissioner Taylor then noted that those lots that are only assessed for half of the lot could later be assessed for the other half with another project.

Commissioner Fagg asked whether the costs or assessments on two projects could be financed for more than ten years.

City Attorney Mike Coash noted that this decision is the Governing Body's. Before the Governing Body is presented with the assessment ordinance, they need to discuss whether they want to allow assessments for more than ten years.

There was discussion about squaring up the area that was requested for annexation. It was noted that the Governing Body could approve this annexation and they could clean up the boundaries at a later date.

Commissioner Clark questioned whether there would be parking allowed along McCollum after the construction is completed. She specifically noted that no parking along McCollum could cause some difficulties during High School activities.

City Manager Stewart noted that the plans allow for a turn lane that should offer smoother traffic flow through that area but the plans do not allow for parking along McCollum. He further noted that City staff and the school district would probably need to work together to make some allowances for parking during High School activities.

Mayor Phillips then requested that City staff make sure this project does not begin until the summer of 2004. This would alleviate traffic problems in that area during the school year.

ORDINANCE NO. G-946

Commissioner Shepherd moved that Ordinance No. G-946, an ordinance to accept the annexation request for the area east of Banks-Willhite First Addition, moved that the Petition and Report of Sufficiency be accepted, moved that Resolution No. 2426, a resolution of Advisability/Necessity Combined for Project No. 213, be adopted, and moved that the City Manager be directed to bid the project after plans and specifications are created.

Commissioner Clark seconded the motion.

ROLL CALL

Position No. 1	Commissioner Oral Taylor	yes
Position No. 2	Commissioner Linda Clark	yes
Position No. 3	Commissioner Brian Shepherd	yes
Position No. 4	Commissioner Michael Fagg	yes
	Mayor Connie Phillips	yes

ANNEXATION – POTTERS SECOND ADDITION

Mayor Phillips noted that the commission took action, at the July 7, 2003 commission meeting, accepting the rights-of-way and easements for Potter’s Second Addition. This parcel must be annexed prior to filing the plat with the County. The property owner has filed a letter requesting annexation.

ORDINANCE NO. G-947

Commissioner Taylor moved that Ordinance No. G-947, an ordinance to except the annexation request for the area east of Potters Second Addition, be adopted.

Commissioner Shepherd seconded the motion.

ROLL CALL

Position No. 1	Commissioner Oral Taylor	yes
Position No. 2	Commissioner Linda Clark	yes
Position No. 3	Commissioner Brian Shepherd	yes
Position No. 4	Commissioner Michael Fagg	yes
	Mayor Connie Phillips	yes

LOCAL PARTNERSHIP PROGRAM – APPLICATION TO THE STATE-KLINK RESURFACING (FY2006), GI (FY2007)

Mayor Phillips noted that under the local partnership program with cities and counties, the Kansas Department of Transportation is accepting applications for KDOT FY 2006, “KLINK” Resurfacing projects and Geometric Improvement projects for fiscal year 2007. The enactment of the Comprehensive Transportation Program by the 1999 Legislature allows the continuation of these programs, which have been in existence since 1986.

KDOT FY 2006 “KLINK” Resurfacing Program - The City has submitted an application and received funding every year under the KLINK program since 1986. The Governing Body was asked to consider the City staff’s proposal to submit the resurfacing of Central Avenue from High Street to Griffith Street. The funding would be 50% City and 50% State.

KDOT FY 2007 Geometric Improvement Program - The City has submitted several applications for funding over the years. Two of the projects include funding Central Avenue widening (State to Jones), and Central Avenue widening (Jones to High). The Governing Body was requested to consider City staff’s proposal to submit the widening of Central Avenue from High Street to Topeka to 65 feet, similar to the existing and proposed section to the west of Alleghany. The funding will be 20% City and 80% State.

Commissioner Fagg noted that the area from Jones to High is primarily residential and in his opinion the proposed improvements to that area might deteriorate the residential image. He would prefer to see improvements on Central Avenue, west of Haverhill Road.

Mayor Phillips noted that the City should still submit an application for funds, but could later discuss what areas of Central Avenue should take priority.

Commissioner Clark moved to submit both the KLINK and GI applications for possible funding.

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

MISCELLANEOUS

WORK SESSION

A work session was scheduled for Wednesday, July 30, 2003 at 3:00 p.m.

INTERSECTION HAVERHILL/CENTRAL IMPROVEMENTS

City Manager Stewart noted that although this is a much need improvement it has caused some traffic delays. It is anticipated that the improvements will be complete in approximately four weeks.

BUDGET

City Manager Stewart stated that the public hearing for the 2004 Budget would be held on August 4, 2003.

SALES TAX TASK FORCE

City Manager Stewart noted that the Sales Tax Task Force has been working on getting information out to the public regarding the upcoming sales tax election. Brochures will be sent out with the August water bills.

UPCOMING ACTIVITIES IN EL DORADO

City Manager Stewart reminded the Governing Body and the audience of the upcoming Prairie Port festivities, July 24-26; the Butler County Fair, and the NBC Baseball Tournament.

FOURTH OF JULY ACTIVITIES

Mayor Phillips stated that the Fourth of July Activities that the City organizes has been enjoyed by those that participate and a success each year. She noted, however, that she has received some questions regarding the annual expense to the City for these activities. These activities are not funded by taxes, but from the permit fees that the City charges for fireworks stands.

SALES TAX BROCHURES

Mr. Harold Haskell, 122 Residence appeared before the Governing Body with questions about the sales tax brochures.

ADJOURNMENT

Interim City Clerk Shaunna Johnson

Mayor Connie Phillips