

EL DORADO CITY COMMISSION MEETING MINUTES September 15, 2003

The El Dorado City Commission met in regular session on Monday, September 2, 2003 at 7:30 p.m. in the Commission Room. The following were present: Mayor Connie Phillips, Commissioner Oral Taylor, Commissioner Linda Clark, Commissioner Brian Shepherd, Commissioner Mike Fagg, Assistant City Manager Gus Collins, City Engineer David Wagner, and City Attorney Mike Coash.

VISITORS

Vince Haines	300 N Star	El Dorado, Kansas
Dave Stewart	431 N Summit	El Dorado, Kansas
Dave Wiebe	2015 Danielle Ct	El Dorado, Kansas
Vicky Wiebe	2015 Danielle Ct	El Dorado, Kansas
Steve Reynolds	1309 Joyce	El Dorado, Kansas
Brenda Clarkson	1650 Stoney Creek	Latham, Kansas
Jay Johnson	1230 N Topeka	El Dorado, Kansas
Eugene Herrman	405 School Road	El Dorado, Kansas
Larry Adams	1756 W 3rd	El Dorado, Kansas
Gary Ball	817 W 4 th Avenue	El Dorado, Kansas
Jerry Blount	131 N. Hillside	El Dorado, Kansas

INVOCATION

Pastor Steve Hysom provided the invocation.

PLEDGE OF ALLEGIANCE

Stan Stewart led the Governing Body and the audience with the pledge of allegiance.

CONSENT AGENDA

- A. Approval of the September 2, 2003, City Commission minutes.
- B. Approval of the September 10, 2003, Work Session minutes.
- C. Approval of Resolution No. 2435, correcting typographical error on the Temporary Note No. 1869 transcript.

Commissioner Taylor indicated that a correction needed to be made on the City Commission minutes.

Commissioner Shepherd moved that the Consent Agenda, as revised be approved.

Commissioner Clark seconded the motion.

BOUNDLESS PARK

Mayor Phillips stated that a citizen, Brenda Clarkson, was present to request that the Commission consider approving a Boundless Park in the City.

Ms. Clarkson of Latham, Kansas stated that she works with disabled individuals that are limited to certain of recreational activities in our parks. She has requested the

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City Commission consider allowing a section of Summit Park to build a Boundless playground. She pointed out that this area would consist of approximately 4200 square feet on the east side of the park along High Street. This playground would serve those children with severe disabilities as well as the general population. Ms. Clarkson pointed out that grants or private donations would pay the cost of the equipment. She indicated that she would like the City Commission to consider providing the site drawings, site preparation, and four to five off-street ADA parking spaces.

City Manager Stan Stewart stated that the Parks and Recreation Advisory Board had reviewed this request and recommend approval of this project.

Commissioner Fagg commented that he would like the City work with the school district on providing park services. He pointed out that Lincoln School is not very far away from Summit Park and these same types of accessible facilities may benefit more if they were combined.

Mayor Phillips stated that former Mayor Ed Blake wanted his support for this project to be known.

MOTION

Commissioner Fagg moved to approve the construction of a Boundless Park in a designated area in Summit Park. Project which includes providing:

- *site survey
- *engineering services
- *future maintenance
- *site preparation
- *off-street parking not to exceed \$10,000

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

CITIZEN OF THE MONTH

Mayor Phillips stated the City Commission would like to create a Citizen of the Month Program. The objective of the Citizen of the Month program is to publicly recognize those citizens who contribute to the El Dorado community, assist someone in need, or in any way improve the quality of life in the El Dorado area. The award will be presented by the El Dorado City Commission at the first Commission meeting of each month. Mayor Phillips pointed out that Commissioner Clark was asked to serve on this program and she had accepted. Mayor Phillips indicated that the committee would consist of one member of the print media, one City Commissioner/Mayor's Office representative, one City of El Dorado department head and a Leadership Butler alumni.

Commissioner Taylor moved to approve the "Citizen of the Month" program with Commissioner Clark serving on the committee.

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

PROJECT NO. 220-REMODEL EL DORADO CITY HALL

Mayor Phillips stated that the City Hall Remodeling Project was progressing. Bids were opened on September 12, 2003. The first phase will be the remodeling of the Fire Department.

Vince Haines of PKHL Architects indicated that seven bids were mailed and 6 bids were received and opened September 12, 2003. He pointed out that the low bid did not meet the specifications required and was withdrawn from consideration. Mr. Haines

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stated that the next low bid was Sauerwein Construction of Wichita. He recommended Sauerwein Construction for the project. Mr. Haines pointed out that there would be four phases to the project. The first phase would be the Fire Department; the second phase would be Engineering and a portion of Administration, the third phase would be Administration with the final phase being the construction of new City Commission room. Mr. Haines stated that this would displace the City Commission room and would require the meetings to be relocated temporarily from December 1, 2003 to May 1, 2004. The anticipated completion date of the project is May 1, 2004.

Commissioner Shepherd spread the bids for the record.

AWARDING THE CONTRACT

Commissioner Shepherd moved that as Sauerwein has submitted the lowest and best bid for Project No. 220, Remodel El Dorado City Hall, and since their bid of 528,000 was accepted, the City Manager be directed to award the contract with Sauerwein Construction for the construction of said project providing that the company furnishes the proper Statutory and Performance and Maintenance Bonds.

Commissioner Clark seconded the motion and it carried 5 to 0.

FUNCTIONAL CLASSIFICATION OF STREETS AND URBAN AREA BOUNDARY LINES

Mayor Phillips stated that the Federal-Aid Highway Act of 1973 required cities and counties to establish a map indicating street classifications and urban area boundary lines (UAB). A mutual agreement between the city and county establishes the UAB, and each city must decide on the functional classification of the streets in the UAB. Mayor Phillips stated that this process was required to be submitted every 10 years to the State. She recommended that the City submit a map without a northwest route shown and that a traffic study of all streets in El Dorado be conducted to determine what needs to be done. Mayor Phillips stated that a committee could be formed of citizens and staff addressing these issues.

Gary Ball, 817 West Fourth Avenue, said that in the work session the truck route was discussed. He pointed out that he would like to see the truck route re-routed to the SW Trafficway. There are no school zones there. Mr. Ball also stated that the 24th Extension would be another good route. He also pointed out that he would like to see the work sessions scheduled at later times during the day to allow those that work an opportunity to attend.

Mayor Phillips stated that a citywide traffic study would address the truck route issue.

Steve Reynolds, 1309 Joyce, asked Mayor Phillips what the timeline of the traffic study would be.

Mayor Phillips stated that it would be approximately a month to get the committee formed and approximately eight months to a year to complete the study.

Steve Reynolds asked if the City intended to proceed with replacing the 9th Street Bridge and if there was funding available to do so at the State level.

City Manager Stan Stewart indicated that it was in the 2005 CIP and pointed out that it was eligible for State funding but no decisions had been made regarding the replacement of the bridge at this time.

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Eugene Herrman, 405 School Road, asked when the discussion of the 12th Avenue/24th Avenue Extension was going to stop. He questioned why the issue continued to be brought up.

Mayor Phillips stated the traffic study should address this issue.

Discussion continued with the City Commission addressing specifics about the classification map and the purpose of this document.

Steve Reynolds, 1309 Joyce, asked if roads are considered local roads, do they loose the State or Federal funding for them.

Commissioner Taylor stated yes.

Commissioner Fagg questioned why a letter should be attached to the map letting them know about the traffic study

City Manager Stewart stated that it keeps communication with the State open and it puts us in a better position with the State.

Commissioner Fagg questioned why the urban boundary areas outside the city did not include some areas that would have squared the area off.

City Manager Stewart indicated that no one has ever suggested that it be changed so it had remained the same.

Jay Johnson, 1230 N Topeka, asked what the cost of the study would be.

City Manager Stewart stated that it would be approximately \$15,000 to \$20,000.

Jerry Blount, 131 Hillside, thanked Lionel Tipton for getting the word out to the public about this issue and thanked the City Commission for attempting to accommodate the public by allowing them to be involved in the traffic study.

Eugene Herrman, 405 School Road, stated that he hoped that the traffic study would also look at the outside boundaries of the City has well. He pointed out that three to four miles outside the city might be appropriate places for some of the traffic.

MOTION 1

Mayor Phillips moved to submit the Functional Classification of Streets and Urban Area Boundary Lines Map without showing a northwest route and that a traffic study be conducted to determine the traffic needs for the community.

Commissioner Shepherd seconded the motion and the motion carried 5 to 0.

MOTION 2-RESOLUTIONS NO. S-2436 & 2437

Commissioner Taylor moved that Resolution No. 2436, establishing Urban Area Boundary lines, Resolution No. 2437, approving Urban Functional Classification Systems of streets located within the urban boundary, and including the same changes to the Thoroughfare Map of the Comprehensive Plan, be adopted.

Commissioner Clark seconded the motion and it carried 5 to 0.

CITY COMMISSION QUORUM CHANGE

Mayor Phillips stated that at the September 2, 2003 City Commission meeting, the City Commission discussed the possibility of changing the City Commission Quorum. The motion, if approved, would change the Quorum from three to four members.

The City Commissioners discussed this change and stated that this would allow them to discuss issues with another commissioner without having to be concerned with violating the open records law. Discussions also continued among City Commissioners about when the charter ordinance would be renewed.

CHARTER ORDINANCE NO. 19

Commissioner Shepherd moved that Charter Ordinance No. 19 an Ordinance exempting the City of El Dorado from the provisions of KSA 14-1308 and providing substitute provisions be approved.

Commissioner Fagg 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

ORDINANCE NO. G-949

Commissioner Shepherd moved that Ordinance No. G-949, an Ordinance providing for an annual review and renewal of this action be effective the 15th day of June 2005 thereafter.

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

LEAGUE OF KANSAS MUNICIPALITIES VOTING DELEGATE REGISTRATION

Mayor Phillips stated that the annual business meeting of the Kansas League of Municipalities will be held in Topeka, Kansas, on October 11-14, 2003. The City is entitled to three voting delegates and three alternate delegates.

Commissioner Taylor moved to appoint Mayor Phillips, Stan Stewart, and Gus Collins to be named voting delegates at the annual business meeting of the Kansas League of Municipalities and that David Wagner, Shaunna Johnson, and Commissioner Fagg be named alternates.

Commissioner Shepherd seconded the motion.

YOUTH COMMISSION BOARD APPOINTMENTS

Mayor Phillips stated that the City Commission is responsible for the appointments to the various advisory boards and committees. Due to a resignation, there is an opening on the Youth Commission. Mayor Phillips stated that a candidate has been contacted and is willing to serve.

MOTION

Commissioner Clark moved to appoint Wes Barnett to the Youth Commission to complete a one-year term ending May 31, 2004.

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

317 WEST OLIVE-STATUS REPORT

Mayor Phillips stated that City staff would provide an update on the status of 317 W. Olive. The City Commission requested the Structural Engineers (Hartwell/Schutte) prepare a report on the recommended repair to this dwelling.

City Manager Stan Stewart stated that the two structural engineer reports were received today. He pointed out that he hoped that the issue with the wall could be worked out with Mr. Blount by next week.

Jerry Blount, 131 Hillside, stated that he would probably agree to most of what the structural engineer's report states. He did have a concern with the City having equal treatment among properties and pointed out that the City Hall bathroom was in worse condition than anything in his house. Mr. Blount commented that the City should live by the same standards they set.

Patricia Spiller, 317 West Olive, asked when the gas would be turned on in her house. She pointed out that she would like this issue resolved soon because she needed heat to her house.

Mayor Phillips pointed out that the City did not have the gas turned off to the house. The gas company elected to turn it off on their own and have indicated that it would not be turned on until they had some assurances from the City that it was safe.

The Commissioners all commented that they would like to see the gas turned on as soon as possible.

City Manager Stan Stewart stated that he was confident that they could come to an agreement with Mr. Blount to repair the East foundation and to allow the gas to be turned back on.

MISCELLANEOUS

WORK SESSION

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

CONTRACTOR LICENSING

City Manager Stewart indicated that the City Commission had requested citizen input of contractor licensing prior to it coming before the City Commission for consideration. He stated that there was a meeting last Friday and was the beginning of the discussion. City Manager Stewart stated that there would be more discussions regarding this issue in the future.

COMMISSIONER FAGG

Commissioner Fagg had requested that the sidewalk policy be reviewed. He pointed out some areas that needed to be clarified. He also requested copies of all Advisory Board minutes so he could stay on top of the issues affecting the City.

ADJOURNMENT

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Interim City Clerk Shaunna Johnson

Mayor Connie Phillips