

**EL DORADO CITY COMMISSION MEETING MINUTES**

**November 1, 1999**

The El Dorado City Commission met in regular session on November 1, 1999 at 7:30 p.m. with the following present: Mayor Susan J. Seeber, Commissioner Brian L. Clites, Commissioner Betty Criss, Commissioner Betty J. Kirkpatrick, Commissioner Don Storrer, City manager Stan Stewart, City Director of Administration Gus Collins, City Engineer Bruce Remsberg, and City Attorney Mike Coash. City Clerk Janet L. Arnold was absent.

**VISITORS**

Jack L. Swafford	1974 Country Club Road	El Dorado, Kansas
Mark A. Johnson	1418 W. Fifth	El Dorado, Kansas
Bradley D. Clites	515 Meadow Road	El Dorado, Kansas
Karen Kenney	5856 NE Cole Creek Road	El Dorado, Kansas
Virginia Moreland	1663 Sherrylee Lane	El Dorado, Kansas
Mike Boucher	El Dorado Times	El Dorado, Kansas
Jennifer Callaway	1610 Sherrylee Lane	El Dorado, Kansas
Phil Olsen	1859 Terrace Drive	El Dorado, Kansas
Bob Lane	310 Meadow	El Dorado, Kansas
Terry Neher	1240 Glenview Drive	El Dorado, Kansas
Rosemary Moore	942 Cherokee Street	El Dorado, Kansas
Jay Moore	942 Cherokee Street	El Dorado, Kansas
Jennifer Fowler	707 McCollum Road	El Dorado, Kansas
Bronna Leach	1305 Terrace Drive	El Dorado, Kansas
Betty Lou LeFever	6 Angelina Drive	Augusta, Kansas
Bill LeFever	6 Angelina Drive	Augusta, Kansas
William Johnston	1675 Pennsylvania	El Dorado, Kansas
Larry McCully	1120 NW 75 <sup>th</sup>	El Dorado, Kansas
Steve Pershall	1502 N. Topeka	El Dorado, Kansas
Raymond Ross	627 N. Star	El Dorado, Kansas
Mike Glendening	801 W. Cave Springs	El Dorado, Kansas
Arlene Clayborn	1021 N. Oak	El Dorado, Kansas
Anna Schoffstall	417 W. Locust	El Dorado, Kansas
Juanita Reber		El Dorado, Kansas
Verda Stoskopf	2325 Potter Court	El Dorado, Kansas
Noble Waite	1344 Crescent Drive	El Dorado, Kansas
Jackie Vietti	1235 Glenview Drive	El Dorado, Kansas
Terry Stanton	1715 Payton Circle	El Dorado, Kansas
Jim Hughes	1313 Douglas Road	El Dorado, Kansas
Donald Templin	1107 Orient	El Dorado, Kansas
John Wilson	1216 W. Towanda	El Dorado, Kansas
LuAnne Vides	1911 SW 140 <sup>th</sup>	Augusta, Kansas
Theonia Wilson	1216 W. Towanda	El Dorado, Kansas
Bobby Chastain	929 Walnut	El Dorado, Kansas
James Sims	818 S. Denver	El Dorado, Kansas
Teri Blount	131 Hillside	El Dorado, Kansas
Jerry Blount	131 Hillside	El Dorado, Kansas
Don Adlesperger	2048 SW 40 <sup>th</sup>	El Dorado, Kansas
Robert Stahl	514 W. Pine	El Dorado, Kansas
Bill Thompson	305 Oil Hill Road	El Dorado, Kansas
Larry Seivley	628 Marmaton	El Dorado, Kansas
Marvin D. Green	P.O. Box 532	El Dorado, Kansas
Jo Wilkinson	503 N. Taylor	El Dorado, Kansas
Mildred Gish	316 N. Atchison	El Dorado, Kansas
Janet Knight	2601 SW 100 <sup>th</sup>	Augusta, Kansas

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Clara Harker	320 E. Eleventh	El Dorado, Kansas
Joe Fritschen	5953 NW HWY 77	El Dorado, Kansas
Bertha Cox	401 E. Eleventh	El Dorado, Kansas
Brett A. Perry	1605 Sherrylee Lane	El Dorado, Kansas
Deb Outwater	230 N. Atchison	El Dorado, Kansas
Harry Outwater	230 N. Atchison	El Dorado, Kansas
Emma Miller	320 S. Taylor	El Dorado, Kansas
Kisti Wilson	501 W. 12 <sup>th</sup>	El Dorado, Kansas
Bill Bidwell	123 Residence	El Dorado, Kansas
Jim Wilson	1704 SW 80 <sup>th</sup>	El Dorado, Kansas
Jacque Biggs	1840 Kendrick Lane	El Dorado, Kansas
Tom Biggs	1840 Kendrick Lane	El Dorado, Kansas
John C. Grange	1115 Rim Rock Road	El Dorado, Kansas
Mike & Cindy Lowery	222 N. Millheisler	El Dorado, Kansas
Dennis W. Hanson	1828 Belmont	El Dorado, Kansas
Neil Buckman	737 Harvard	El Dorado, Kansas
Ed Gard	2325 Wedgewood Drive	El Dorado, Kansas
Veronica Baker	2715 SE 14 <sup>th</sup> Terrace	El Dorado, Kansas
Ray Connell	401 W. Pine	El Dorado, Kansas
Charlie Connell	401 W. Pine	El Dorado, Kansas
Erin Connell	401 W. Pine	El Dorado, Kansas
Kevin D. Johnson	482 NE Bluestem Road	El Dorado, Kansas
Kole Johnson	482 NE Bluestem Road	El Dorado, Kansas
Ted Dankert	1631 Sherrylee Lane	El Dorado, Kansas
DeVon Shearburn	519 W. Pine	El Dorado, Kansas
Stephen L. Waite	719 Meadow	El Dorado, Kansas
Barb Dankert	1631 Sherrylee Lane	El Dorado, Kansas
Tammy Green	623 S. Alleghany	El Dorado, Kansas
Jack E. Swinson	1977 SW 70 <sup>th</sup>	El Dorado, Kansas
Charles D. Parnell	7752 SE State Road	Leon, Kansas
Roger Bryson	1822 W. Fifth	El Dorado, Kansas
Martha Shaft	866 Fredrick Drive	El Dorado, Kansas
Shirley sander	1710 Lakeland Drive	El Dorado, Kansas
Mary Fuller	1964 Jamaica	El Dorado, Kansas
Rosemary Lay	1943 Belmont	El Dorado, Kansas
Carl Knight	2601 SW 100 <sup>th</sup>	Augusta, Kansas
Red Acklin	303 N. Atchison	El Dorado, Kansas

**INVOCATION**

Pastor Richard Edds provided the invocation.

**PLEDGE OF ALLEGIANCE**

City Attorney Mike Coash led the Governing Body and the audience in the pledge of allegiance.

**CONSENT AGENDA**

- A. Approval of the October 18, 1999 City Commission Minutes.
- B. Approval of the October 19, 1999 Work Session Minutes.

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C. Approval of the October 25, 1999 Work Session Minutes.

D. Approval of the Engineer’s Fifth and Final Payment dated October 25, 1999 on Project No. 904 (1999 Sales Tax Project) to the Contractor, Asphalt Construction Co., Inc., in the amount of \$6,395.00

E. Approval of the Engineer’s Seventh Payment Estimate dated October 25, 1999 on Project No. 840 (Bike Path) to the Contractor, Central Paving, Inc., in the amount of \$6,026.85.

Commissioner Clites moved the consent agenda, as presented, be approved.

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

**APPROPRIATION ORDINANCE NO. 99-10**

Administration	\$ 24,029.10	El Dorado Senior Ctr.	3,725.49
Engineering	23,256.56	Major Street Impv.	34,185.52
Legal/Judicial Dept.	11,581.07	Cemetery Fund	7,191.92
Civic Center	469.49	Bradford Memorial Lib.	19,086.11
Police Department	100,476.99	Industrial Mill Levy Fund	362.50
Hazmat	1,607.13	Spec. Alcohol Program	99.00
Fire Department	48,085.83	Self-Insurance Reserve	660.00
Bldg./Zoning	4,014.71	Sales Tax Fund	1,372.76
Public Works	16,156.04	Tourism Tax Fund	4,658.39
Forestry	1,295.00	Revolving Loan Fund	6,190.31
Park Maintenance	7,775.59	Construction Fund	72,831.93
Street Lights	12,385.71	Bond and Interest Fund	54,805.56
Health/Sanitation	4,184.71	Water Fund	81,288.66
Recreation	17,403.73	Sewer Fund	45,186.81
Swimming Pool	1,079.89	Refuse Fund	53,660.32
Youth Center	940.17	External Stores Fund	17,496.20
Special Project	166.32	Data Processing Fund	20,930.24
Airport Fund	4,157.95	TOTAL	\$ 702,797.71

Commissioner Kirkpatrick moved that Appropriations Ordinance No. 99-10, in the amount of \$ 702,797.71, be approved.

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

**YMCA PROJECT – SALES TAX ADVISORY COMMITTEE  
RECOMMENDATIONS**

Ms. Jennifer Callaway, 1610 Sherrylee Lane, Chairman of the YMCA Task Force appeared before the Governing Body to request that the City exercise the option and purchase the property and also pledge additional funds to a total of \$1,500,000 for the construction of the YMCA facility. The Task Force commits to do their part by raising the remaining \$2,500,000.

Mr. Ed Gard, 2325 Wedgewood Drive, Chairman of the Sales Tax Advisory Committee, appeared before the Governing Body to request that \$365,000 of the collected but uncommitted excess sales tax money be used to help fund the construction of the YMCA facility. He noted that the Sales Tax Advisory Committee further recommended that the City make a commitment of \$127,000, of sales tax revenue a year, for the next five years

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for the YMCA facility. They also recommended that the remaining \$500,000 be committed through a general obligation bond.

Mr. Bob Lane, 310 Meadow Road, Capital Campaign Chairman, noted that the committee plans to raise \$1,000,000 in individual and corporate solicitations of leadership gifts of \$25,000 and above. He noted that he had already received commitments of \$500,000. Mr. Lane stated that they also plan to raise \$500,000 of gifts from individuals with commitments of \$25,000 or less. He then stated that the committee believes they can raise the remaining \$1,000,000 from foundations and grants.

Ms. Callaway then provided the Governing Body and audience with photographs of other YMCA facilities for their review. She then reported that the proposed facility would consist of a family pool with lap lanes, gymnasium, walking track, racket ball courts, aerobic and gymnastic areas, locker rooms, offices, and a community area with ping pong and pool tables. This facility will consist of 35,000 sq. ft. and employ approximately 100 employees.

Mr. Steve Pershall, 1502 N. Topeka, Chairman of the ADA Advisory Board for Butler County, stated that the proposed facility would enable the disabled community to utilize the facility because it is proposed to be ADA accessible. The second item Mr. Pershall addressed was that the proposed facility would not only be advantageous to current residents of the community but would also be attractive for future prospects to El Dorado.

Mr. Charles Parnell, 7752 SE State Road, Leon, Kansas, noted that he is in favor of the proposed facility not only for the residents of El Dorado, but also for the area communities that do not have this type of facility to utilize in their own community. In his opinion this will also help bring business to other areas of El Dorado.

Mr. Terry Stanton, 1715 Payton Circle, principal of El Dorado Middle School, believes that the programs the YMCA facility support would help provide school age children with activities during the hours of 3:00 p.m. to 6:00 p.m. He expressed his support to the proposed project.

Mr. Ray Connell, 401 W. Pine, appeared before the Governing Body to express his support to the proposed YMCA facility.

Mr. Roy Dixon, 202 N. Denver, Director of the El Dorado Health Club, appeared to express his support for the proposed YMCA facility. He also provided a list of individuals that attend the El Dorado Health Club, but were unable to attend the City Commission meeting, that support the proposed facility.

Mr. Larry McCully, 1120 NW 75<sup>th</sup> Str., stated that the Governing Body's approval of the request from the YMCA Task Force Committee would not only serve the residents of El Dorado, but the El Doradoans that live outside of the city limits that contribute to the sales tax.

Mr. Joe Fritschen, 5953 NW HWY 77, Student Body President at the El Dorado High School, appeared to represent the student body and pledge their support of the proposed YMCA facility.

Ms. Bronna Leach, 1305 Terrace Drive, Water Aerobics Instructor at the El Dorado Health Club, appeared before the Governing Body to express her support of the proposed facility. She noted that water aerobics are one way in which some individuals get exercise that wouldn't otherwise be able to and the proposed facility would allow her to be able to continue helping those individuals.

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Ms. Verda Stoskopf, 2325 Potters Court, stated that she is active in the water aerobics at the El Dorado Health Club and expressed her support with the proposed YMCA facility.

Mr. Jack Swafford, 11974 Country Club Road, stated that he is in favor of the proposed YMCA facility but he does not want the sales tax funds used for this project. He noted that the original agreement for use of the excess sales tax funds was capital improvements such as the sewer system, City water, drainage problems, reduction of property taxes, and construction of streets.

Mr. Raymond Ross, 627 N. Star, stated that he currently uses the El Dorado Health Club and hopes that he will be able to continue his exercise programs at the new facility. He pledged his support of the proposed YMCA facility.

Mr. Alan Funk, 6138 NW 30<sup>th</sup> Street, Youth Minister in El Dorado, noted that he supported the proposed YMCA which would help provide activities for the area students.

Ms. Virginia Moreland, 1663 Sherrylee Lane, stated that she is very excited about the prospect of a YMCA facility and expressed her support with the project.

Mr. Noble Waite, 1334 Crescent Drive, stated that in his opinion the sales tax money has been handled very well. He noted that the sales tax money is the “people’s money” and he would be in favor of using it for this facility which would benefit a large number of people.

Mayor Seeber noted that when the sales tax fund was originally passed an amount was designated to street maintenance and property tax relief. The excess sales tax funds were to be used for either of those two items or capital improvements to the City. She then asked City Attorney Coash if the proposed YMCA facility would be acceptable as a capital improvement.

City Attorney Coash stated that the proposed YMCA facility is considered a capital improvement to the City.

City Manager Stewart stated that at the previous referendums brochures were distributed to city residents regarding the use of the sales tax funds. These provided information on the capital improvements and explained the Governing Body has only used the excess sales tax funds through the guidance of the Sales Tax Advisory Committee.

Mayor Seeber stated that the sales tax issue would have to be voted on again before the five years are up for the committed sales tax money to the YMCA.

City Manager Stewart noted that there is enough excess sales tax money in the fund to pay for one year. This should allow the City enough time to budget that expenditure.

Mayor Seeber then questioned whether the proposed YMCA facility would be able to support itself or would the City be required to support the facility for maintenance.

Ms. Callaway stated that the YMCA supports over 2000 facilities. They have been able to provide the YMCA Task Force Committee with figures regarding the number of members needed to run a facility of this size. She noted that she had compared those figures with the number of members the El Dorado Health Club facility has currently, and the committee believes they will be able to successfully support a facility of this size.

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Mayor Seeber then questioned Mr. Bob Lane regarding the fund raising. Should they exceed the \$2,500,000 they plan to raise, could the City anticipate using the excess funds toward the \$500,000 general obligation bond.

Mr. Lane stated that he would agree to lowering the City's contribution should they raise additional funds.

Commissioner Storrer noted that he had questioned the City Director of Administration Collins regarding increasing the amount of sales tax funds used for streets and property relief from \$850,000 to \$1,000,000. Then using bond money for the City's portion of the proposed YMCA facility. Mr. Collins noted that it would cost the City considerably more to use the bond money than the sales tax funds.

Commissioner Clites questioned whether the City's contribution of \$1,500,000 is contingent upon the YMCA Campaign Committee raising \$2,500,000.

City Manager Stewart stated that was part of the Sale Tax Advisory Committee's recommendation.

Commissioner Kirkpatrick stated that she has received no negative feedback regarding the proposed YMCA facility utilizing the sales tax funds or otherwise. She does believe that approval of the City's commitment of \$1,500,000 should be contingent upon the YMCA Campaign Committee acquiring \$2,500,000.

Mayor Seeber questioned at what point would the details of the purchase of the property be made.

City Attorney Coash stated that within 60 days those details would be available.

Commissioner Clites moved to approve an allocation of up to \$1,500,000 to assist in the funding of the YMCA project, as proposed and recommended by the Sales Tax Advisory Committee contingent upon the YMCA Campaign Committee raising the balance of \$2,500,000.

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

Commissioner Criss moved to exercise the option on the acquisition of two properties south of the proposed site for the purpose of constructing a YMCA.

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

**STREET POLICY**

Mayor Seeber stated that the City Commission introduced, at the last City Commission meeting, the plans for improving every substandard street with the community over the next 10-year period. The Commission has requested input from the public regarding this plan.

City Manager Stewart stated that the idea of how to deal with streets that have not been paved to city standards has been an issue that the community has been addressing for a number of years and has been the governing body's desire. With the commission's formation, a proposal was presented two weeks ago that would set out a policy that orders these streets in over the next ten years. He further stated that there is a resolution on the agenda that sets out the procedures and formalizes the project that will each year follow this plan.

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If landowners on a given street decide they do not want their streets brought up to standard, a 51% majority can petition out of the street improvement. City staff is available to assist homeowners if they choose to petition out.

A number of audience members expressed their concerns about the cost of these projects especially to landowners that are on limited incomes.

Mayor Seeber questioned whether assistance could be provided to help lower income producing homes.

A lengthy discussion followed.

**RESOLUTION NO. 2249**

Commissioner Kirkpatrick moved that Resolution No. 2249 “A RESOLUTION TO APPROVE A STREET POLICY, PROVIDING FOR THE IMPLEMENTATION OF A PLAN TO ORDER IN THE IMPROVEMENTS OF CERTAIN SUBSTANDARD STREETS WITHIN THE CITY OF EL DORADO, MORE SPECIFICALLY DESCRIBED THEREIN,” be approved.

Commissioner Criss seconded the motion.

Commissioner Clites asked about a potential grant program and whether it needed to be a part of the resolution.

Director of Administration Collins discussed requirements for a Comprehensive Plan grant through the Kansas Department of Commerce & Housing that is for housing and streets but only for low to moderate income individuals. That program is available on a competitive basis and could be pursued.

Commissioner Clites said he would like to consider the benefit districts on a case by case basis.

Further discussion followed.

With no more discussion, Mayor Seeber called for a vote on the motion and it carried 5-0.

**PROJECT NO. 924 – PAVING OF MILLHEISLER STREET – PHASE II**

The City Commission established November 1, 1999 as the date for a Public Hearing on Project No. 924 – Paving of Millheisler Street – Phase II. Property owners were notified by mail of this hearing.

**PUBLIC HEARING**

Mayor Seeber opened the public hearing.

A representative of Super 8 and another adjoining property owner expressed their concern in having to pay their portion of the assessed charges for paving this street when there was no current benefit to them.

Discussion followed as to whether there would be another direction to access the land for the Family Fun Center. There were no other alternatives for access. Mr. Blount suggested that the owner of Family Fun Center pay the full cost of the street charge.

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Mayor Seeber asked what the time frame was for building the fun center.

Mike Lowery, owner, stated that he anticipated March of 2000 as completion date for two go cart tracks, a 60 x 60 building, a mini golf course and asphalt parking lot.

City Engineer Remsberg advised that it has always been City policy for owners to pay for the streets that their property is perpendicular to. It is also a subdivision regulation that you cannot get a building permit until the streets you front on are provided for paving, either by the street being there or a petition being filed.

More discussion followed. When questions were resolved, Mayor Seeber declared the public hearing closed.

**RESOLUTION NO. 2250 – SETTING OUT FINDINGS AND DETERMINATIONS OF THE GOVERNING BODY**

Commissioner Storrer moved that Resolution No. 2250 setting out findings and determinations of the paving of Project No. 924, more specifically described therein, be adopted.

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

**RESOLUTION OF NECESSITY NO. 2251**

Commissioner Criss moved that Resolution No. 2251, “A RESOLUTION AUTHORIZING AND ORDERING THE PAVING OF PROJECT NO. 924, MORE SPECIFICALLY DESCRIBED THEREIN” be adopted.

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

**EL DORADO BUSINESS PARK**

Mayor Seeber requested to table this item until a future meeting.

**NEIGHBORHOOD REVITALIZATION PROGRAM - RENEWAL**

Mayor Seeber stated that the City Commission initially approved the Neighborhood Revitalization Program in December of 1996. This program was originally approved for a three-year period. The Neighborhood Revitalization Committee recommends the renewal of this program for another three-period, with some minor revisions. Revisions are the expansion of the downtown area to coincide more with the boundaries of the Main Street. In order to renew this program, the resolution needs to be approved to authorize the City to enter into an interlocal agreement with the other three taxing entities.

**RESOLUTION NO. 2252**

Commissioner Kirpatrick moved that Resolution No. 2252 “A RESOLUTION PROVIDING FOR AUTHORIZATION FOR THE CITY OF EL DORADO TO ENTER INTO AN INTERLOCAL AGREEMENT WITH BUTLER COUNTY COMMUNITY COLLEGE, BUTLER COUNTY, AND USD #490 FOR THE PURPOSE OF IMPLEMENTING THE NEIGHBORHOOD REVITALIZATION PROGRAM” be approved.

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Commissioner Clites seconded the motion and it carried 3-0-2, Commissioner Criss and Commissioner Storrer abstained.

**SOUTHWESTERN BELL – THIRD READING**

Vice-Mayor Kirkpatrick stated that the first of three readings of this proposed ordinance was held October 5, 1999. The second reading was held October 28, 1999. The proposed ordinance and agreement provides for a revision in the method of calculation for the franchise assessment. The franchise fee would be keyed to the access lines as opposed to a percentage of the gross revenues. Also, the terms of this franchise is reduced to 5 years as opposed to the previous term. The change in the method of calculation will increase the revenue derived from the Southwestern Bell Agreement.

**ORDINANCE NO. S-1078**

Commissioner Clites moved and authorized Ordinance No. S-1078 “AN ORDINANCE PROVIDING FOR A REVISION IN THE METHOD OF CALCULATION FOR THE FRANCHISE ASSESSMENT, KEYED TO THE ACCESS LINES AS OPPOSED TO A PERCENTAGE OF THE GROSS REVENUES AND REDUCING THE TERMS OF THE FRANCHISE TO 5 YEARS” be approved.

Commissioner Kirkpatrick seconded the motion.

**ROLL CALL**

Mayor Susan J. Seeber	abstain
Commissioner Brian L. Clites	yea
Commissioner Betty Criss	yea
Commissioner Betty J. Kirkpatrick	yea
Commissioner Don Storrer	yea

**CHARACTER CITY COMMITTEE**

Mayor Seeber stated that at the last City Commission meeting the City Commission approved a resolution to participate in the Character City Program. One of the conditions required from this program is to create a committee that would provide the administration of this program. The discussion was the possibility of having the currently existing coalition committee serve as the liaison.

Mayor Seeber moved to establish the Coalition Committee to serve as the steering committee for the Character City Program.

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

**PROJECT NO. 905 – 2000 SALES TAX PROGRAM PROJECT**

Mayor Seeber declared the public hearing open and stated that Project No. 905 is proposed to be included in the year 2000 Sales Tax Program Projects. The streets involved in this project are Poplar Street (Olive to Central) and Olive Avenue (Poplar to High). Property owners were notified by mail and an informational hearing was also held on October 20<sup>th</sup>.

**PUBLIC HEARING**

With no one appearing before the Governing Body regarding Project No. 905, Mayor Seeber declared the public hearing closed.

**RESOLUTION NO. 2253 -SETTING OUT FINDINGS AND DETERMINATIONS OF THE GOVERNING BODY**

Mayor Seeber moved that Resolution No. 2253 setting out findings and determinations of the paving of Project No. 905, more specifically described therein, be adopted.

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

**RESOLUTION OF NECESSITY NO. 2254**

Commissioner Kirkpatrick moved that Resolution No. 2254, "A RESOLUTION AUTHORIZING AND ORDERING THE PAVING OF PROJECT NO. 905, MORE SPECIFICALLY DESCRIBED THEREIN" be adopted.

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

**KDOT AGREEMENT FOR RAIL CROSSING IN THE 1600 BLOCK OF SOUTH HIGH**

Mayor Seeber stated that KDOT has been preparing a project to install warning gates at the Burlington Northern & Santa Fe Railway tracks on South High. This is the road into our Wastewater Treatment Plant. There is no cost to the City.

**RESOLUTION NO. 2255**

Commissioner Clites moved that Resolution No. 2255, A RESOLUTION RELATING TO STATE AID FOR THE IMPROVEMENT OF A RAIL CROSSING IN THE CITY OF EL DORADO, be adopted.

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

**TELECOM MARKETING L.L.C. AGREEMENT**

This item was tabled from the September 20 and October 18, 1999 City Commission meetings. The issues have been resolved. This contract is now ready for consideration by the City Commission. City staff has discussed the operational and aesthetic issue with Telecom and are comfortable.

Commissioner Storrer moved to authorize the Mayor to sign an agreement between the City and Telecom Marketing L.L.C. providing for the marketing and leasing of the City-owned water towers.

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

**MISCELLANEOUS**

**BIKE PATH**

City Manager Stewart stated that the materials have arrived and construction should begin soon on the bike path.

**NORTHWEST TRAFFICWAY FEASIBILITY STUDY**

City Manager Stewart noted that the northwest trafficway feasibility study would be presented to the Governing Body in December.

**INFILTRATION AND INFLOW PROGRAM**

City Manager Stewart clarified that in the event a resident does not want a member of City staff to enter their home to check their sump pump system, the resident could provide the City with a statement from a certified plumber regarding their system.

**WORK SESSION**

A work session was scheduled for Monday, November 8, 1999 at 4:00 p.m.

**ADJOURNMENT**

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**Janet L. Arnold, City Clerk**

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**Susan J. Seeber, Mayor**

