

The El Dorado City Commission met in a regular session on July 6, 2020 at 6:30 p.m. in the Commission Room with the following present: Commissioner Matt Guthrie, Commissioner Gregg Lewis, Commissioner Nick Badwey, Commissioner Kendra Wilkinson, City Manager David Dillner, City Engineer Scott Rickard and City Clerk Tabitha Sharp. Absent: Mayor Bill Young and City Attorney Ashlyn Lindskog.

**VISITORS**

Herb Llewellyn	1661 Pennsylvania	El Dorado, KS
Linda Clark	1112 E Rim Rock Road	El Dorado, KS
Camielle Austin	519 Ohio	El Dorado, KS
Suzanne Scribner	406 N Frazier	El Dorado, KS
Cody Foster	Foster Motors	El Dorado, KS
Linda Jolly	El Dorado Inc.	El Dorado, KS
Mitch Walter	Gilmore Bell P.C.	Wichita, KS

**CALL TO ORDER**

Mayor Bill Young called the July 6, 2020 meeting to order.

**INVOCATION**

Jurdan Counts, Park Avenue Baptist, opened the meeting with an invocation.

**PLEDGE OF ALLEGIANCE**

The City Commission led the Pledge of Allegiance.

**PUBLIC COMMENT**

Vice Mayor Matt Guthrie opened the floor for public comments.

Linda Clark, 1112 Rim Rock Road, stated that she was disappointed that the City Commission decided to not support the Governor’s mandate for masks. She encouraged people to wear masks.

Suzanne Scribner, 406 Frazier, stated that she would also like to encourage the Commission to support a mask mandate in El Dorado.

Herb Llewellyn, 1661 Pennsylvania, stated that he also felt that the City should support mask wearing.

Mr. Llewellyn stated that he is having trouble with the Flinthills Services employees parking in front of the drive to his garden on Oak Street. He stated that he has spoken several times to the organization, but he is asking the Commission for assistance because he has to ask each year.

**CONSENT AGENDA**

Approval of the City Commission minutes from June 15, 2020 and Special City Commission Meeting Minutes from May 27, June 3 and 10, 2020.

Approval of the appointment of Matt Jacobs to the Sales Tax Advisory Board.

Commissioner Nick Badwey moved to approve the consent agenda as presented.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 4 – 0.

**RESOLUTION ESTABLISHING A PUBLIC HEARING FOR THE WEST CENTRAL GATEWAY DISTRICT ORSCHELN PROJECT PLAN**

Mitch Walter, Gilmore Bell P.C., stated that this Resolution represents the first part of the final step in the Orscheln project on West Central. He stated that the Commission must adopt this Resolution notifying the public of the hearing which will take place a month from now. At that hearing, the Commission will consider creating the West Central Gateway District.

Commissioner Gregg Lewis moved to approve Resolution No. 2905, establishing the date and time of a public hearing regarding the adoption of a redevelopment project plan pursuant to K.S.A. 12-1770 et seq.

Commissioner Nick Badwey seconded the motion.

Motion carried 4 – 0.

**ASSIGNMENT OF JOHN K FISHER AGREEMENT TO CODY FOSTER**

City Manager David Dillner stated that in 2013 the City Commission entered into a sales tax rebate agreement with John K Fisher. He stated that the agreement states that 75% of the sales tax revenue over \$60,000 per year would be remitted back to the dealership. He stated that the agreement was for 15 years or \$300,000, whichever comes first. He stated that on June 1<sup>st</sup>, Cody Foster took over the business and has requested that the agreement be transferred to him. He stated that there is about \$200,000 remaining to be paid out in the agreement.

Cody Foster stated that he is from a small town in Texas and has worked in the car sales business since he was 18. He stated that they have been selling really well the past month and he plans to convert the body shop area into service bays so that they can expedite service.

Commissioner Gregg Lewis asked when his inventory would increase.

Mr. Foster stated that he was unable to close on the dealership until April because the Department of Revenue was closed during the beginning of the pandemic. He stated that the previous owner had decreased his number of vehicles because he was leaving the business. He stated that now that the car manufacturers have been operating again, they have cars on orders. He plans to keep approximately 150 vehicles on the lot.

Commissioner Nick Badwey asked if he will be adding jobs.

Mr. Foster stated that they have already doubled from one sales person to two. He stated that he plans to employ five more. He stated that he plans to employ around 30 people when they finishing expanding the service area.

Commissioner Nick Badwey moved to approve Resolution No. 2906, a Resolution assigning the John K. Fisher Buick GMC Cadillac Dealership Sales Tax Rebate Agreement, dated February 4, 2013 to Cody Foster Motors Buick, GMC, Cadillac.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 4 – 0.

**TENNIS COURT BOND ISSUANCE CHARTER ORDINANCE**

Mitch Walter, Gilmore Bell P.C., stated that staff approached them to finance the tennis complex. He stated that this ordinance will allow the city to finance the project through bonds.

Commissioner Kendra Wilkinson moved to approve Charter Ordinance No. 24, a Charter Ordinance exempting the City of El Dorado, Kansas, from the provisions of K.S.A. 12-1736 et seq. and providing substitute and additional provisions on the same subject relating to public building improvements and the issuance of bonds for the purpose of paying for said improvements.

**EL DORADO CITY COMMISSION MEETING**

**July 6, 2020**

Commissioner Nick Badwey seconded the motion.

**ROLL CALL VOTE**

Position No. 4	Commissioner Kendra Wilkinson	Yes
	Mayor Bill Young	Absent
Position No. 1	Vice Mayor Matt Guthrie	Yes
Position No. 2	Commissioner Gregg Lewis	Yes
Position No. 3	Commissioner Nick Badwey	Yes

**REPORTS**

**CITY COMMISSION**

Commissioner Nick Badwey stated that the library is requiring masks for patrons.

Commissioner Badwey encouraged citizens to keep an eye out for elderly and pets as the temperatures will exceed 100 over the next week.

Commissioner Gregg Lewis stated that El Dorado Inc. met and discussed the budget.

Vice Mayor Matt Guthrie stated that he received a call about fireworks. He asked if we could look at the fireworks classifications and see if there are things that we need to review.

Commissioner Badwey stated that we allow Class C fireworks to be sold in the tents, he stated that those with a Class B license can purchase the larger ones.

Commissioner Kendra Wilkinson stated that she received the call as well. She stated that the woman was concerned about the radius of debris.

**CITY MANAGER**

City Manager David Dillner stated that sales tax is continuing to track close to last year. He stated that although the small businesses are still struggling, some of the larger businesses are doing well.

City Manager Dillner stated that the O&M payment was made last week and was down approximately \$100,000 from the previous year, but the same as the average of the past five years.

City Manager Dillner stated that we are asking staff to wear masks when they are unable to socially distance themselves from others.

City Manager Dillner stated that the City is appreciative of those who helped and attended the fireworks show last Saturday.

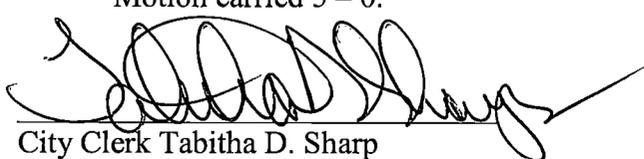
City Manager Dillner stated that Augusta has reached out to renew their water contract so that they may begin negotiations with those that they sell to.

**ADJOURNMENT**

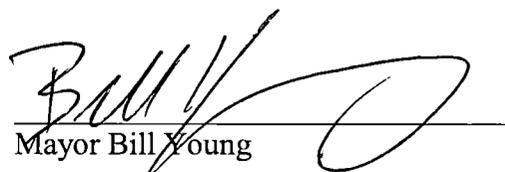
Commissioner Nick Badwey moved to adjourn the meeting at 7:12 p.m.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 5 – 0.



City Clerk Tabitha D. Sharp



Mayor Bill Young