

CITY COMMISSION MEETING AGENDA

City Hall Commission Chambers

Monday, May 2, 2016

7:00 p.m.

MEETING #5035

CALL TO ORDER

ROLL CALL

INVOCATION BY Father Wesley Schawe of Cathedral of Our Lady of Guadalupe Church

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

National Tourism Week Proclamation

National Historic Preservation Month Proclamation

VISITORS (Limit of five minutes per individual and fifteen minutes per topic. Final action may be deferred until the next City Commission meeting unless an emergency situation does exist).

Water Conservation Report. Report by Public Works Director, Corey Keller.

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, April 21, 2016;
2. Appropriation Ordinance No. 9, May 2, 2016;
3. Cereal Malt Beverage License:
 - (a) Love's Travel Stops & Country Stores #558, 2505 E. Trail St.

ORDINANCES & RESOLUTIONS

Charter Ordinance No. 40: A Charter Ordinance Exempting the City of Dodge City, Kansas, from the Provisions of L. 2015, CH.88, SEC. 11, Relating to the City Manager form of Government, Election Cycles and Repealing Charter Ordinances NOS. 15, 16, 18, 19 and 22.

Ordinance No. 3626: An Ordinance Dealing with City Commission Structure and Meetings; and Amending and Repealing Certain Sections of Chapter 1 of the Code of the City of Dodge City, Kansas. Report by City Attorney, Bradley C. Ralph.

Ordinance No. 3627: An Ordinance Dealing with Elections; and Amending and Repealing Certain Sections of Chapter VI of the Code of the City of Doge City, Kansas. Report by City Attorney, Bradley C. Ralph.

Resolution No. 2016-14: A Resolution of the City of Dodge City, Kansas, Approving the Execution and Delivery of a Naming rights Agreement with Venuworks of Dodge City, LLC and Boot Hill Casino & Resort. Report by City Attorney, Bradley C. Ralph.

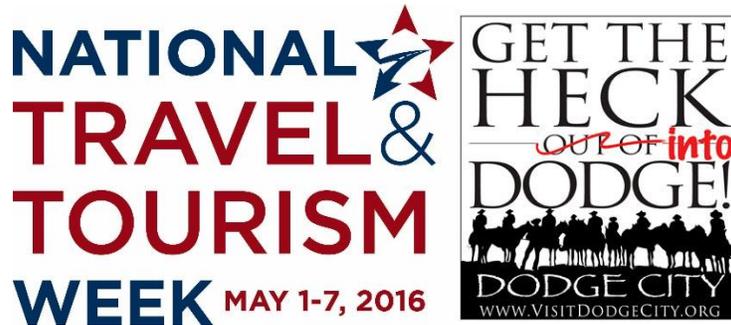
NEW BUSINESS

1. Approval of Bids for Utility Water Supplies. Report by Director of Administration, Ryan Reid.

UNFINISHED BUSINESS

OTHER BUSINESS

ADJOURNMENT



National Tourism Week 2016

Dodge City will observe National Travel and Tourism Week from May 1-7.

Hundreds of cities, states, and businesses nationwide will salute the travel and tourism industry during this week long tradition of exploring tourism.

The annual National Tourism Week is designed to draw attention to, enhance perceptions of, and recognize the economic, social, and cultural impacts of tourism.

The Convention and Visitors Bureau would like citizens to join us in celebrating our Western Heritage, and take some time to explore the attractions and history the city has to offer. We are eager for participation in this nationwide event, and hope that the interests of the public will expand tourism awareness in our community and remind everyone that the height of tourism season is upon us. By drawing attention to our local attractions, we hope to help remind our citizens of all our community has to offer to the traveling visitors and how important those visitors are to our local economy.

During National Tourism Week, We invite you to experience Dodge City, and our corner of Kansas.

Visitors come to experience our city. They come to learn about our past, to shop, go hunting, and enjoy our festivals and events. They come with visions of cowboys and history, and expect our western hospitality.

We hope you can take in some of the sites of the area during National Travel and Tourism Week, and become a Dodge City ambassador, and be ready to greet our visitors with a Great Big Dodge City Howdy!

In observance of National Tourism Week, the Visitors Center at 400 W. Wyatt Earp Blvd., will host a reception from 10am to 2 pm on May 7th, with complementary trolley rides on that day. For more information on all the community activities during that week, visit our web site, www.visitdodgecity.org, or call 620-225-8186.

Travel Matters to Kansas!!!

Jan Stevens
Director, Dodge City Convention and Visitors Bureau
400 West Wyatt Earp
Dodge City Kansas 67801

GET THE HECK ^{into} ~~OUT OF~~ DODGE!

PROCLAMATION

WHEREAS, Travel is at the heart of America’s economic sustainability. It generates millions of jobs, and billions in taxes, it is a vital resource in improving America’s image. **In Dodge City, the travel industry contributes substantially to our city’s cultural and social well-being.** Travel is one of our most fundamental freedoms. Every citizen benefits from travel and tourism. **The travel industry significantly enhances our personal growth and education, while promoting intercultural understanding and appreciation of Dodge City’s history, geography and culture;** and,

WHEREAS, Travel is one of America’s largest service exports, and is among the largest private-sector employers in the United States. Across the nation, **one of every eight U.S. non-farm jobs is connected to travel;** and,

WHEREAS, Kansas tourism has a **\$9.8 Billion** impact on the Kansas economy; and,

WHEREAS, According to the latest report from Tourism Economics, ‘The Economic Impact of tourism in Ford County’, Key indicators of that report show that in Ford County, **leaders in the community are supporting the importance and growth of tourism in the Dodge City and throughout the county,** with visitors **spending \$121 million in Ford County,** and the visitor spending in Ford County **ranks 8th among all counties in the state.**

WHEREAS, Tourism in Ford County generated **\$17.2 million in tax revenues, with \$10.8 million accruing to state and local governments.** Lodging spending rose to \$20.2 million and represents **17 cents of every dollar spent in Ford County.** The **largest two categories of spending are recreation, and food and beverages, with \$35.7 million spent on recreational activities in Ford County.** Taxable sales in the leisure and hospitality industry have increased by a third since 2010.

WHEREAS, This spending **directly supported 1060 jobs in Ford County,** with **overall visitor-supported economic activity supporting more than 1,350 jobs – that is one out of every 13 jobs, or 7.7% of all jobs in the county.**

WHEREAS, The **impact based on guest tax alone (overnight travelers) is nearly \$37 million,** and those who were **“Groups” (conference meetings, bus travelers, weddings, reunions) impacted Dodge City by \$13 million;** increasing our tax revenues and providing an improved quality of life for Dodge City citizens.

NOW, THEREFORE, I, Joyce Warshaw, Mayor, do hereby proclaim May 1-7, 2016 as

NATIONAL TOURISM WEEK

BE IT FURTHER RESOLVED that the City of Dodge City with the aid of the Convention and Visitors Bureau, will hold a **reception on May 7th from 10am to 2pm, with complementary Trolley Tours on that day,** in observance of Travel and Tourism Week in Dodge City at the Visitors Center, and urge the citizens to join me in this special observance with appropriate events and activities.

IN WITNESS THEREOF, I have hereunto set my hand this 2nd day of May, 2016

Joyce Warshaw, Mayor

Nannette Pogue, City Clerk

City of Dodge City Proclamation for National Historic Preservation Month 2016

WHEREAS, historic preservation is relevant for communities across the nation, both urban and rural, and for Americans of all ages, all walks of life and all ethnic backgrounds; and

WHEREAS, the City of Dodge City is a treasure-trove of historic resources, including 20 local historic landmarks, 10 properties listed on the State Register of Historic places, a State and National Registered Historic Downtown District, 9 properties listed on the National Register of Historic Places; and

WHEREAS, historic preservation is inherently economically, environmentally, and socially sustainable, fostering a culture of reuse and maximizing the life cycle of all resources through conservation; and

WHEREAS, historic preservation is an effective tool for managing growth, sustaining development, revitalizing neighborhoods, fostering local pride, and maintaining community character while enhancing livability; and

WHEREAS, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of the heritage that has shaped the City of Dodge City and us as a people; and

WHEREAS, historic preservation encourages community reinvestment, saving resources and promoting socially, culturally, and economically rich communities;

NOW, THEREFORE, I, Joyce Warshaw, Mayor of the City of Dodge City, do recognize May 2016 as National Historic Preservation Month, and call upon the people of Dodge City to join their fellow citizens across the United States in recognizing and participating in this special observance.

Mayor, Joyce Warshaw

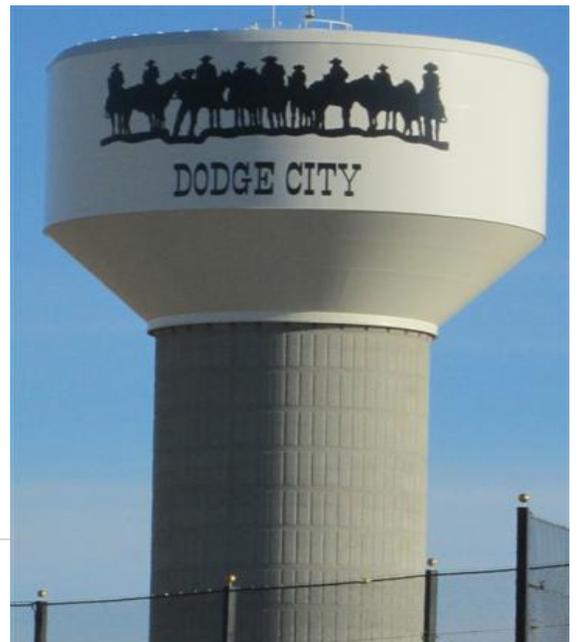
ATTEST:

Nannette Pogue, City Clerk

WATER CONSERVATION PLAN

City of Dodge City, Kansas

2016



The City of Dodge City endeavors to ensure that its citizens are provided with a dependable water supply for our immediate needs and long term requirements of the community. This water conservation plan will begin to address additional ways in which potable water can be conserved and preserved by the City, residents and the business community.

Construction of the water well system began over one hundred years ago with the Ogallala Aquifer as the primary source of potable water. There are fifteen active wells located throughout the City with an additional eleven wells used for industrial and irrigation only. The City will remain proactive in exploring new water rights and will continue to maintain its existing wells, as well as drill new wells as needed.

In partnership with the State of Kansas' efforts, the City believes that water conservation measures need to be established and become common practice. The primary objective in developing and utilizing a water conservation plan is to maintain the City's water system to provide the necessary water for the daily activities and maintain levels in the storage facilities to aid in any emergency that may occur. The plan should also make the City's customers aware that conserving consumption and changing their water use habits will protect our water supply for many generations to come.

BACKGROUND

The City of Dodge City used 130 gallons per person per day (GPCD) in 2015 and has used an average of 178 million gallons per day from 2010-2015. Included in the quantity shown below are:

- Water sold to all residential/commercial/industrial customers.
- Water furnished for public facilities including public buildings, parks and zoo, swimming pools, recreational facilities, and public landscape areas being irrigated for beautification purposes.
- Leaks in the distribution system.
- Water metered or sold for construction purposes in and around the City.

However, the GPCD figure does not include municipally supplied water for industries that use over 200,000,000 gallons per year. According to Figure 1, shown in the [2014 Kansas Municipal Water Use Publication](#), our City is located in Region 4. From this publication it was determined that our City GPCD water use was 167, which was 1 percent below the regional average of 178 GPCD among cities in Region 4 during 2014. The City desires to set a water use conservation goal for usage not to exceed 175 GPCD based on the regional average of the last five years (2010-2014). Our City anticipates not exceeding this goal by carrying out the specific actions that are outlined in our plan.

AVERAGE GPCD USE FOR PUBLIC WATER SUPPLIERS IN REGION 4 KANSAS, 2010-2014

Public Water Supplier	Region	2010	2011	2012	2013	2014	AVG
Regional Average	4	168	196	199	175	154	178
Almena	4	84	104	166	183	227	115
Arnold	4	124	98	109	140	153	113
Ashland	4	218	276	286	212	195	237
Bazine	4	115	123	135	109	101	117
Bogue	4	198	211	282	225	200	223
Brownell	4	107	189	188		105	147
Bucklin	4	148	175	169	145	159	159
Clayton	4	100	97	85	129	77	98
Collyer	4	89	107	140	99	96	106
Dodge City	4	164	199	183	159	132	167
Englewood	4	398	677	444	284	220	405
Ford	4	249	289	317	232		272
Hanston	4	202	213	223	170	160	194
Hill City	4	225	227	247	250	253	240
Jetmore	4	175	222	230	215	137	196
Lenora	4	189	209	175	193	176	188
Minneola	4	184	241	215	200	159	200
Morland	4	255	195	255	215	169	218
Ness City	4	161	153	142	133	125	143
Norton	4	199	175	211	186	179	190
Norton Co. RWD #01	4	43	46	58	47	38	46
Ransom	4	128	130	124	114	99	119
Spearville	4	131	194	177	152	141	159
Trego Co. RWD #01	4	116	132	143	149	120	132
Trego Co. RWD #02	4	129	163	206	200	183	176
Utica	4	214	257	255	242	227	239
WaKeeney	4	178	181	214	177	173	185

WATER CONSERVATION EDUCATION

The City will be implementing and continuing the following education methods to promote conservation practices for the upcoming year:

- The City water bill currently shows the total number of gallons used during the billing period and the cost of the water. This will help the customer to evaluate if they can improve their conservation practices.

- Water conservation information will be submitted to local news media, including the newspaper, radio, television, website and Facebook and any other methods deemed appropriate.
- The City will display water conservation tips at the water office and other public exposure points within the City offices.

CONSERVATION PRACTICE

- Conservative watering and accountability for its own water practices will be set by the City of Dodge City.
- A low water use demonstration plot, including xeriscaping techniques, will be established by the City of Dodge City showing how water conservation landscaping can be utilized in residential and commercial areas. The demonstration area will use low water demand grasses and shrubs, limited turf areas and efficient irrigation systems, as well as, use of various types of mulches suitable for the Dodge City area.
- Departmental water usage reports will be distributed to all department heads monthly to justify water usages within their departments.
- Irrigation of greens and tees at the golf course were converted to use reclaimed water from the water reclamation plant built in 2011.

WATER MANAGEMENT MONITORING

The City of Dodge City has water meters on all water supplies and water pumped to the distribution system. Any new supply will have an individual meter on each source of supply.

Dodge City replaced and/or completely reconditioned all its well head meters in 1992 as part of a new utility monitoring and control system. These meters are read by the utility monitoring system continuously but also provide a monthly total readout approximately the last day of each month. The meters are also physically read and an accuracy calculation performed to make sure they are within 2% variance of the gallons pumped per the SCADA system.

All residential, commercial and industrial customers are currently metered. The City has continued to replace manual read meters with radio read meters and has reached 90% completion. Any new meters installed are radio read meters to increase the efficiency of reading the meters. There is a program in place to replace meters as they are deemed unreliable or nonfunctioning.

The City's leak detection program involves the meter reader and Naviline. Obvious leaks, including leaking services from meters to the main line, are documented and repaired as quickly as circumstances allow. Leaking services from the meter to the building are the responsibility of the occupant. If discovered by the City, the occupant is notified of these

leaks and required to make repairs. If the customer refuses to repair the leak after forty-eight (48) hours of being notified, the City may shut-off the service and remove the meter. This will not only prevent loss of water, but in some cases will prevent damage to property.

Water pressure is monitored continuously using the SCADA system at 703 W. Trail St. There are multiple points where pressure readings are taken throughout the City. These come from well sites, tower locations and the reservoir. Residential pressure is checked when an inquiry or concern is expressed by a customer.

Water use rates are set by resolution with a consumer price index (CPI) clause requiring an automatic adjustment annually. Customers are billed for the amount of water used as well as a base fee. Rates for 2013, 2014, 2015 and 2016 are as follows:

	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>
Water base fee	\$ 7.85	\$ 7.93	\$ 8.05	\$8.17
Rate per 1000 gal water	\$ 2.11	\$ 2.13	\$ 2.16	\$2.19
Sewer base fee	\$15.80	\$15.96	\$16.19	\$16.43
Rate per 1000 gal sewer	\$ 2.14	\$ 2.16	\$ 2.19	\$2.22

MANAGEMENT CONSERVATION PRACTICE

The City understands that a plentiful water supply will assure our future. The City has been using recycled wastewater since the early 1980's. The south reclamation plant sent to irrigation pivots 1.5 billion gallons of recycled wastewater in 2012. We have expanded the use of recycled water to significant levels in the north zone of the City as well. The wastewater reclamation site processed 90 million gallons of wastewater in 2012. This recycled water is used to irrigate Mariah Hills Golf Course and saved emergency well #13 19 million gallons. These reclamation sites are beneficial to the community as a whole and vital to the preservation of our water table that has seen little to no recharge in many years.

The City desires to continue to be a good steward of water use by repairing, or if at all possible, preventing leaks. The billing system provides valuable data to initiate investigation into variances of consumption within the City's system.

- A. All source water is metered and an accuracy test will be conducted every three years beginning in 2014. Meters will be repaired or replaced if its test measurements are not within industry standards (such as AWWA standards). Source water meters will be repaired or replaced within two weeks when malfunctions occur.
- B. All meters for source water are read at least on a monthly basis and meters at individual service connections will be read at least once every two months.

- C. The City currently utilizes a portion of its treated wastewater to irrigate approximately 2900 acres of farmland.
- D. The recently constructed water reclamation plant in the north part of town has been designed to supply irrigation water to Mariah Hills Golf Course and is permitted so that other sites can be added in the future. At some point in the future, the well currently used at Mariah Hills for irrigation will be returned to emergency municipal use.
- E. Our ongoing leak detection and repair program will continue to be utilized to target unusual consumption within the system. Our billing system is the first line of defense for service lines. A closer inspection of the water system will be initiated whenever the amount of unsold water exceeds 20 percent of the total source water for a four-month time period beginning January 2014.
- F. The City may need to consider a proposal to change the City water use rate schedule. Any change will be presented to the City Commission. A proposed rate schedule with an increasing block rate will encourage conservation practices. This will create a situation which will require users to pay more if they choose to exceed conservative use.
- G. City irrigation systems will also need to be programmed to operate with conservation practices as a priority. Watering shall occur during early morning hours for minimal evaporation. Irrigation shall be set to eliminate water dependency. The City will encourage landscaping with drought tolerant plants.
- H. Water sales are based on the amount of water used and the gallons are clearly stated on the bill.

REGULATION

Dodge City currently has added the specific water conservation practice of a moisture indicator for new irrigation/sprinkler systems. The following regulations for irrigation systems should be reviewed:

- A. Regulations to control irrigation system design and installation will be considered. All plans for such systems would require City review and approval prior to installation by development service & inspections and park departments.
- B. Separate meters will be required on all irrigation systems which irrigate more than one acre of turf.

DROUGHT/EMERGENCY CONTINGENCY

The City of Dodge City addresses its short-term water shortage problems through a series of stages based on conditions of supply and demand with accompanying triggers, goals and actions. Each stage is more stringent in water use than the previous stage since water supply conditions

are more deteriorated. The City Manager is authorized by Ordinance No. 3583 to implement the appropriate conservation measures. The purpose of the ordinance is to provide for the declaration of a water supply watch, warning and/or emergency and the implementation of voluntary and mandatory water conservation measures throughout the City in the event a drought stage is declared.

The City of Dodge City requires the implementation of a drought/emergency contingency when one of the following occurs:

STAGE 1: WATER WATCH. The goals of this stage are to heighten awareness of the public of water conditions and to maintain the integrity of the water supply system. A water watch may be declared if one or more of the following occurs:

- City's water storage falls below 75% and does not recover within 12 hours.
- Demand for five days exceeds an average of 10.75 million gallons per day. Under a water watch, the public is made aware of water conditions and is encouraged to participate in water conservation efforts.

The "Water Watch" will be terminated when the triggering events have ceased to exist.

Education actions are as follows:

- The City will make news releases to the local media (print, radio, television, online web, social media and any other methods deemed appropriate) describing present conditions and indicating the water supply outlook for the upcoming season, along with water saving tips.
- Previous months' summaries of precipitation, temperature, water levels and storage will be made public at the beginning of each month.

Management actions are as follows:

- Minimal washing of City vehicles and equipment and flushing of hydrants will be rescheduled.
- The City wells will be kept operational in regards to maintenance and equipment failure.
- Leaks will be repaired within forty-eight (48) hours of detection.
- Reduce watering times on parks and public grounds by 10%.

Regulation Actions

- The public will be asked to curtail some outdoor water use and to make efficient use of indoor water, i.e. wash full loads, take short showers, do not let faucets run, etc.

STAGE 2: WATER WARNING. The goal of this warning stage is to reduce peak demand consumption by 20% and to reduce overall consumption by 10%. This measure will be triggered by one of the following conditions:

- When the water tower storage falls below 65% or the underground pumping station has fallen below 50%, or a mechanical failure happens at either location.
- Total system storage does not recover above 65% within 12 hours.
- Demand for a three-day average exceeds 12.0 million gallons.

The "Water Warning" shall terminate when the triggering events have ceased to exist for a period of fourteen (14) consecutive days.

Education actions are as follows:

- A weekly news release describing existing conditions and projecting the water supply outlook for the following week.
- Totals for rainfall, water consumption and storage will be published weekly with a summary of temperature.
- Water conservation articles will be provided to all media sources and any other methods deemed appropriate.

Management actions are as follows:

- City water supplies will be monitored daily.
- All leaks discovered will be repaired within twenty-four (24) hours.
- Well #13 and Well #14, available for stand-by emergency use, will be prepared for service. Watering from Well #13 at the municipal golf course shall be minimized. Reuse water, provided by the north reclamation plant, will be under restrictions only per its permit.
- Reduce watering on parks and public grounds to every third day not including Mariah Hills Golf Course and City athletic complexes.
- The City will continue to observe water conservation practices, review the monthly water use for their departments, and make use of the information to see where further reductions might be made.

Regulation actions are as follows:

- Outdoor water use, including lawn watering and car washing, will be restricted to before 10:00 am and after 9:00 pm.
- Golf course will water tees and greens after sunset.
- Refilling of swimming pools will be allowed one day a week after sunset.
- Waste of water will be prohibited – a water warning will be issued to customer.

WATER EMERGENCY. The goals of this condition are to reduce peak demands by 40% and the overall consumption by 25%. This measure will be triggered by any one of the following conditions:

- The total City storage has fallen below 55%.
- Total system storage does not recover within 12 hours
- Demand for two days is in excess of 14.0 million gallons.

The "Water Emergency" shall be terminated when the triggering events have ceased to exist for a period of fourteen (14) consecutive days. Upon termination of a "Water Emergency", "Water Warning" becomes operative.

Education actions are as follows:

- Make daily news releases to local media describing current conditions and giving the following day's supply projections.
- Summaries of total rainfall, water consumption and storage will be published weekly along with average temperatures.

Management actions are as follows:

- City water supply is monitored daily by the SCADA system and personnel.
- Leaks will be repaired within twelve (12) hours of detection.
- Mariah Hills Golf Course – reduce irrigation on tees and fairways to every third day. Hand water greens and reduce green structure irrigation by 10%. All watering at the clubhouse and driving range would be shut off until further notice.
- Athletic fields – reduce irrigation on common areas and non-essential fields to every third day. Reduce overall watering times by 10%.
- Parks & public grounds – reduce watering times an additional 10% from previously established levels.
- The standby well #13 at the golf course will be connected to the City's system until the emergency has passed if deemed necessary by public works, parks, and city manager's office.

Regulation actions are as follows:

- Outdoor water use will be banned.
- Waste of water will be prohibited. Fines will be issued as per City code.

PROVISIONS FOR PLAN REVISION, MONITORING AND EVALUATION

Dodge City will continue to review its management practices on a monthly basis, reviewing totals for water pumped, water sales and water leaks. Having a continuous review of data will prevent us from falling behind on goals stated in this plan. As problems are detected, they will be corrected as soon as possible. With the intention of maintaining our goals set within this plan, the utility division will continue to review the water conservation practices of city departments and pass that information to department heads so that they may best evaluate where they might improve their usage and practices.

The City of Dodge City municipal water conservation plan will be reviewed during the month of March each year and more frequently as water conditions are deemed to be under storage or drought conditions. If the water conservation gallons per capita per day (GPCD) goals for the previous year are not met, the City will review the data collected from the previous year in relationship to the status and effectiveness of the conservation practices that are outlined in the plan and provide a status report to the Division of Water Resources (DWR) and Kansas Water Office (KWO) with the current water consumption in relation to the yearly allocations. Upon review, it may be determined that additional water conservation practices may need to be taken to achieve and maintain its water use conservation GPCD goals.

CITY COMMISSION MEETING MINUTES

City Hall Commission Chambers

Monday, April 18, 2016

7:00 p.m.

MEETING #5034

CALL TO ORDER

ROLL CALL: Mayor Joyce Warshaw, Commissioners Kent Smoll, Rick Sowers, and Brian Delzeit. Jan Scoggins was reported absent.

INVOCATION by Lt. Enrique Coreano of the Salvation Army

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

Major Joyce Warshaw read the Arbor Day Proclamation and proclaimed April 22, 2016 as Arbor Day. Paul Lewis spoke about the various activities promoting Arbor Day. There will be a tree planting in honor of Joe Bogner at 11:00 on Friday east of the Depot building and a tree planting at the Arrowhead West Training Building on the former SMPC campus at 2:00 p.m.

Mayor Joyce Warshaw read the National Train Day Proclamation and proclaimed April 30, 2016, as Train Day in Dodge City. Melissa McCoy spoke about the proclamation and thanked all of the volunteers and night staff who works tirelessly at the train station.

VISITORS (Limit of five minutes per individual and fifteen minutes per topic. Final action may be deferred until the next City Commission meeting unless an emergency situation does exist).

Recognition of Jackie Whisenant for Serving as Interim Communications Director Cherise Tieben, City Manager, and publicly thanked Jackie for her service and for going above and beyond her job duties. Jackie introduced the new Communications Director, Elliott Linke.

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, April 4, 2016;
2. Appropriation Ordinance No. 8, April 18, 2016;
3. Approval of Request from Boot Hill Museum for a Letter of Support from the City of Dodge City for their Application for the Rural Development Tax Credit Grant from the Kansas Department of Commerce. Report by Project Development Coordinator, Melissa McCoy.

Commissioner Brian Delzeit moved to approve the Consent Calendar as presented; Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

ORDINANCES & RESOLUTIONS

Resolution No. 2016-12: A Resolution Designating an Additional Bank Account at Fidelity State Bank and Trust Company, Dodge City, Kansas and Authorizing Signatures was approved on a motion by Commissioner Kent Smoll. The motion was seconded by Commissioner Brian Delzeit. The motion carried 4-0.

Resolution No. 2016-13: A Resolution Encouraging Efforts to Maintain the Southwest Chief Passenger Service through the State of Colorado and Pledge Financial Participation in the LaJunta Colorado Tiger VIII Grant Application Match was approved on a motion by Commissioner Brian Delzeit. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

NEW BUSINESS

1. Commissioner Rick Sowers moved to approve the appointment of Joe Scott and Pat McLaughlin to fill Vacancies on the Shade Tree Commission Board. Commissioner Brian Delzeit seconded the motion. The motion carried 4-0.
2. Commissioner Rick Sowers moved to approve the bid in the amount of \$31,995 from Okie Extrication for the Portable Hydraulic Rescue Kit (Jaws of Life) for the Fire Department. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

OTHER BUSINESS

City Manager, Cherise Tieben:

- Wants guidance from the City Commission regarding the Mayor position. The election ordinance will be considered at the next City Commission meeting. The elections will be moved to November and the commissioners will be taking office the second meeting in January, beginning with an election in November, 2017. Currently the Mayor position is elected by the City Commissioners annually in April. This probably needs to be changed to coincide with the election of the City Commissioners. The Commissioners suggested to split the time in half between April, 2016 and January, 2017 and have the current Mayor serve a few months longer, and the next Mayor start a few months before January, 2017 and then coincide with annual elections of the Mayor in starting in January, 2018. All Commissioners present agreed that this method would be satisfactory.

Commissioner, Kent Smoll:

- Shop local and shop often. Our sales tax is down 8% from last year at the same time. It is very important for citizens to know how important shopping local is.

Commissioner, Rick Sowers:

Commissioner, Brian Delzeit:

- Echoes to shop local and suggested that in order to do so, buying habits may change.

Mayor, Joyce Warshaw:

- Shop local and shop often. It is very important to the City and the businesses that invest in the City.
- Attended the Carnegie Arts event held last Saturday. It featured a local artist, Stan Herd, and was a great event.
- Loved the rain. Wants to remind everyone to take pride in their properties.
- Earth Day is April 23. There will be several events going on included the riverbed cleanup sponsored by Cargill from 10:00 a.m. – 2:00 p.m. and the Household Hazardous waste collection at the Civic Center from 10:00 a.m. – 1:00 p.m.

ADJOURNMENT

Commissioner Kent Smoll moved to adjourn the meeting. Commissioner Brian Delzeit seconded the motion. The motion carried 4-0.

ATTEST:

Mayor

Nannette Pogue, City Clerk

CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or County of Dodge City

SECTION 1 – LICENSE TYPE	
Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit	
Check One:	
<input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises.	
<input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.	

SECTION 2 – APPLICANT INFORMATION			
Kansas Sales Tax Registration Number (required): 004-731220756F01			
Name of Corporation Love's Travel Stops & Country Stores, Inc.		Principal Place of Business	
Corporation Street Address 10601 North Pennsylvania Avenue		Corporation City Oklahoma City	State OK Zip Code 73120
Date of Incorporation December 29, 1986		Articles of Incorporation are on file with the Secretary of State <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Resident Agent Name CT Corporation		Phone No. 485-233-0593	
Residence Street Address 515 S Kansas Avenue		City Topeka	State KS Zip Code 66603

SECTION 3 – LICENSED PREMISE			
Licensed Premise <small>(Business Location or Location of Special Event)</small>		Mailing Address <small>(If different from business address)</small>	
DBA Name Love's Travel Stop #558		Name Love's Travel Stops & Country Stores, Inc.	
Business Location Address 2505 East Trail Street		Address Attn: Licensing, PO Box 26210	
City Dodge City	State KS	City Oklahoma City	State OK Zip 73126
Business Phone No. 620-227-5380		<input checked="" type="checkbox"/> Applicant owns the proposed business location. <input type="checkbox"/> Applicant does not own the proposed business location.	
Business Location Owner Name(s) Love's Travel Stops & Country Stores, Inc.			

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK			
<small>List each person and their spouse, if applicable. Attach additional pages if necessary.</small>			
Name See Attached	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Age
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Age
Residence Street Address	City	State	Zip Code

Memorandum

*To: City Commissioners
City Manager*

From: Brad Ralph

Date: May 2, 2016

*Subject: Amendments to Election
Ordinances*

Agenda Item: New Business

Recommendation: Staff recommends approval of Charter Ordinance No. 40, Ordinance No. 3626 and Ordinance No. 3627, which repeal Charter Ordinances Nos. 15, 16, 18, 19 and 22, as well as City Code provisions 1-402, 6-102, 6-103 and 6-201; and amend City Code provisions 1-201, 1-204, 1-205, 1-206 and 6-101.

Background: In its 2015 legislative session the Kansas Legislature passed HB 2104 which moved city elections from April of even-years to November of odd-years. This legislation requires that the City make several revisions to its City Code to provide for the statutory directive. It was the City Commission's directive that the City would conduct its elections in November of the odd-years and that the elections would be nonpartisan. To that end staff has researched all relevant, currently existing provisions of the City Code to determine which provisions will require amending and/or repealing. Relevant sections were found in Chapter I-Administration, Chapter VI-Elections, as well as five (5) Charter Ordinances.

Justification: Compliance with state statute.

Financial Considerations: There do not appear to be any financial ramifications to this action.

Purpose/Mission: Providing and preparing for the Community's future.

Legal Considerations: Compliance with state statute is required for future city elections.

Attachments: An index of current Charter Ordinances, full text of all relevant Code sections and Charter Ordinances, as well as recaps of the pertinent revisions and state statutes that have previously been repealed. These attachments include:

- Index of Charter Ordinances and status
- Red-line of current Charter Ordinances to be repealed
- Proposed Ordinance and red-line of City Code (Chapter I)
- Proposed Ordinance and red-line of City Code (Chapter VI)
- Proposed Charter Ordinance No. 38

CHARTER ORDINANCE NO. 40

A CHARTER ORDINANCE EXEMPTING THE CITY OF DODGE CITY, KANSAS, FROM THE PROVISIONS OF L. 2015, CH. 88, SEC. 11, RELATING TO THE CITY MANAGER FORM OF GOVERNMENT, ELECTION CYCLES AND REPEALING CHARTER ORDINANCES NOS. 15, 16, 18, 19 AND 22. .

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS:

WHEREAS, on the ____ day of _____, _____, the citizens of the City of Dodge City, Kansas, adopted by a majority vote the **commission-manager** form of government;

WHEREAS, the Kansas Legislature passed L. 2015, ch. 88 (H.B. 2104), which amended and transferred the statutory provisions for the **commission-manager** form of government, and L. 2015, ch. 88, sec. 8(a) states that a city shall continue to operate under its current form of government if established at an election until such time that the city's form of government is changed;

WHEREAS, the statutory provisions for the **commission-manager** form of government have been recodified in L. 2015, ch. 88, sec. 11;

WHEREAS, L. 2015, ch. 88, sec. 8(b) states that all existing ordinances and charter ordinances relating to a city's form of government shall remain in effect until amended or repealed by such city;

WHEREAS, the City of Dodge City, Kansas, wishes to exempt itself from provisions within L. 2015, ch. 88, sec. 11.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS:

Section 1. The City of Dodge City, Kansas, by the power vested in it by Article 12, Section 5 of the Kansas Constitution hereby elects to and does exempt itself and make inapplicable to it the provisions of L. 2015 ch. 88 sec. 11, K.S.A. 13-1702 and K.S.A. 13-1708 that apply to this City, but are parts of enactments which do not apply uniformly to all cities.

Section 2. The City of Dodge City, Kansas, continues to operate under the **commission-manager** form of government and pursuant to all existing ordinances and charter ordinances relating to its form of government.

Section 3. Those Governing Body positions with terms that would have expired in April 2017, shall expire on the second Monday in January of 2018, when the city officials elected in the November 2017 general election take office. Those Governing Body positions with terms that would have expired in April 2019, shall expire on the second Monday in January of 2020, when the city officials elected in the November 2019 general election take office.

Those Governing Body positions with terms expiring in April 2016, shall expire on the second Monday in January of 2018, when the city officials elected in the November 2017 general election take office. Those Governing Body positions with terms expiring in April 2018, shall expire on the second Monday in January of 2020, when the city officials elected in the November 2019 general election take office.

Section 4. The Governing Body shall consist of a five (5) commissioners to be elected to terms as set forth herein. The **commissioners** shall be residents and qualified electors of the City of Dodge City, Kansas.

Section 5. City general elections shall take place on the Tuesday succeeding the first Monday in November 2017. Succeeding City general elections will be held every two (2) years for all such Governing Body positions whose terms have expired. At succeeding City general elections there shall be elected two (2) commissioners for a four-year term and one (1) commissioner for a two-year term. The candidates receiving the largest and second largest number of votes shall be elected for four-year terms, and the candidate receiving the third largest number of votes shall be elected for a two-year term.

Section 6. In accordance with K.S.A. 25–205, and amendments thereto, any person may become a candidate for city office elected at large by having had filed on their behalf, a nomination petition or a declaration of candidacy, accompanied by any fee required by law. The nomination petition must be signed by fifty (50) of the qualified electors of the City of Dodge City.

Section 7. All elections for the City of Dodge City, Kansas shall be nonpartisan.

Section 8. Charter Ordinances No. 15, 16, 18, 19 and 22 of the City of Dodge City, Kansas are hereby repealed.

Section 9. Chapter VI Sections 6-102, 6-103 and 6-201 of the City Code are hereby repealed.

Section 10. Chapter I Section 1-402 of the City Code is hereby repealed.

Section 11. This Charter Ordinance shall be published once each week for two (2) consecutive weeks in the official city newspaper.

Section 12. This Charter Ordinance shall take effect sixty-one (61) days after the final publication unless a sufficient petition for a referendum is filed, requiring a referendum to be held on the ordinance as provided by Article 12, Section 5, Subsection (c)(3) of the Constitution of the State of Kansas, in which case this Charter Ordinance shall become effective upon approval by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, this ____ day of May, 2016.

Mayor

Attest:

City Clerk
[SEAL]

ORDINANCE NO. 3626

AN ORDINANCE DEALING WITH CITY COMMISSION STRUCTURE AND MEETINGS; AND AMENDING AND REPEALING CERTAIN SECTIONS OF CHAPTER I OF THE CODE OF THE CITY OF DODGE CITY, KANSAS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY:

Section 1: Section 1-201 of the Code of the City of Dodge City is hereby amended to read as follows:

1-201. GOVERNING BODY.

The Governing Body of the City shall consist of five (5) commissioners, one of whom shall be elected annually to serve as Mayor and one of whom shall be elected annually to serve as Vice Mayor.

Section 2: Section 1-204 of the Code of the City of Dodge City is hereby amended to read as follows:

1-204. CHAIRPERSON, MAYOR.

The City Commission shall choose its own chairperson who will serve in that capacity until the second meeting of the City Commission in January of each year. A chairperson will be chosen who will have the title of "Mayor" to the end that the City will have an official head on formal occasions. The Mayor will have such other duties as may be delegated to that office by law, which shall not be inconsistent with the commission-manager plan of government.

Section 3: Section 1-205 of the Code of the City of Dodge City is hereby amended to read as follows:

1-205. VICE CHAIRPERSON, VICE MAYOR.

The City Commission shall choose a vice chairperson. In the absence of the Mayor from any meeting of the City Commission said vice chairperson shall preside and in the absence of the Mayor from the City, or during his or her inability to perform any of the duties imposed upon the office of mayor by the laws of the City or the laws of the State of Kansas, the vice chairperson shall exercise the duties of the office of mayor to the end that the City has an official head on such occasions. In such case the vice chairperson shall use the title of "Vice Mayor".

Section 4: Section 1-206 of the Code of the City of Dodge City is hereby amended to read as follows:

1-206. MEETINGS.

- (a) The regular meetings of the City Commission will be held on the first and third Mondays of each month beginning at 7:00 p.m., and will be held in city hall, unless some other meeting place be specified. In even-numbered years the City Commission will also hold a regular meeting on the second Monday in January.
- (b) Special meetings of the City Commission will be held only for a special purpose and may be held at any time upon a call signed by the majority of the City Commission.
- (c) Regular and special meetings of the City Commission shall be open to the public.
- (d) Should a regular meeting date fall upon the day which a holiday is observed, said meeting shall be held upon the following Tuesday at 7:00 p.m.
- (e) The majority of the City Commission shall constitute a quorum for the transaction of business.

Section 5: Section 1-402 of the Code of the City of Dodge City is hereby repealed.

Section 6: This ordinance shall be effective on May 2, 2016, and following the publication of the summary ordinance once in the official city newspaper.

Mayor

Attest:

Nannette Pogue, City Clerk

ORDINANCE NO. 3627

AN ORDINANCE DEALING WITH ELECTIONS; AND AMENDING AND REPEALING CERTAIN SECTIONS OF CHAPTER VI OF THE CODE OF THE CITY OF DODGE CITY, KANSAS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY:

Section 1: Section 6-101 of the Code of the City of Dodge City is hereby amended to read as follows:

6-101. ELECTION OF GOVERNING BODY.

General city elections will take place on the Tuesday following the first Monday of November, 2017. At said general city election there shall be elected two (2) commissioners for a four-year term and one (1) commissioner for a two-year term. The candidates receiving the largest and second largest number of votes respectively, shall be elected for four-year terms and the candidate receiving the third largest number of votes shall be elected for a two-year term. At succeeding general city elections to be held on the Tuesday following the first Monday in November in odd-numbered years, there shall be elected two (2) commissioners for four-year terms, and one (1) commissioner for a two-year term. The candidates receiving the largest and second largest number of votes respectively, shall be elected for four-year terms and the candidate receiving the third largest number of votes shall be elected for a two-year term.

Section 2: Sections 6-102, 6-103 and 6-201 of the Code of the City of Dodge City are hereby repealed.

Section 3: This ordinance shall be effective on May 2, 2016, and following the publication of the summary ordinance once in the official city newspaper.

Mayor

Attest:

Nannette Pogue, City Clerk

Memorandum

*To: City Commissioners
City Manager*
From: Brad Ralph
Date: May 2, 2016
Subject: Naming Rights at UWA
Agenda Item: New Business

Recommendation: Staff recommends approval of the Naming Rights Agreement negotiated between Venuworks of Dodge City, LLC and Boot Hill Casino & Resort.

Background: Venuworks is the authorized management company for the United Wireless Arena on behalf of Dodge City and Ford County, Kansas. The marketing and sale of the Conference Center naming rights are a part of the managerial responsibilities of Venuworks and Venuworks has carried out those responsibilities culminating in a Naming Rights Agreement with an initial term of ten (10) years. Prior naming rights agreements have been negotiated and executed by Venuworks on behalf of the owners.

Justification: This Resolution is required by the Agreement in order for the Agreement to be effective.

Financial Considerations: None anticipated.

Purpose/Mission: Promoting open communications with the Community and improving quality of life.

Legal Considerations: The Naming Rights Agreement provides a specific provision requiring the approval of the Agreement by Resolution of the City of Dodge City. This requirement arises from a provision in the Agreement that the Agreement would survive any change in management companies during the term of the Agreement.

Attachments: 1) Proposed Naming Rights Agreement.

RESOLUTION NO. 2016-14

A RESOLUTION OF THE CITY OF DODGE CITY, KANSAS, APPROVING THE EXECUTION AND DELIVERY OF A NAMING RIGHTS AGREEMENT WITH VENUWORKS OF DODGE CITY, LLC AND BHCMC, LLC DBA BOOT HILL CASINO & RESORT.

WHEREAS, the City of Dodge City, Kansas, is an Owner of the Dodge City/Ford County Events Center known as the United Wireless Center (the “Center”); and,

WHEREAS, the City of Dodge City, Kansas (the “City”) and Venuworks of Dodge City, L.L.C. (“Venuworks”) are parties to a Management Agreement providing for Venuworks “to provide full management ... services” at the Center; and,

WHEREAS, said management services include contracting for the naming rights to the conference center that is a part of the Center; and,

WHEREAS, Venuworks has reached a contractual agreement with BHCMC, LLC dba Boot Hill Casino & Resort for the rights to name the conference center; and,

WHEREAS, in accordance with the terms and conditions set forth in the proposed Naming Rights Agreement, approval of the Naming Rights Agreement is required to be evidenced by the City; and,

WHEREAS, the Governing Body of the City finds it is necessary and desirable that the City approve the Naming Rights Agreement.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS, AS FOLLOWS:

Section 1. Authorization of Naming Rights Agreement. The City is hereby authorized to approve the Naming Rights Agreement by and between Venuworks and BHCMC, LLC dba Boot Hill Casino & Resort in substantially the form presented to and reviewed by the Administration of the City, and by the City Commission on May 2, 2016 (copies of this document shall be on file in the records of the City), with the Mayor’s signature thereon being conclusive evidence of the approval thereof by the City and the same are hereby approved in all respects.

Section 2. Execution of the Naming Rights Agreement. The Mayor is hereby authorized and directed to execute, seal, attest and deliver the Naming Rights Agreement and such other documents, certificates and instruments as may be necessary and desirable to carry out and comply with the intent of this Resolution, for and on behalf of and as the act and deed of the City.

Section 3. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED by the City Commission this 2nd day of May, 2016.

APPROVED AND SIGNED by the Mayor this 2nd day of May, 2016.

CITY OF DODGE CITY, KANSAS

By: _____
Joyce Warshaw
Mayor

(SEAL)

ATTEST:

By: _____
Nannette Pogue
City Clerk

APPROVED AS TO FORM:

By: _____
Bradley C. Ralph
City Attorney

Memorandum

*To: City Manager
City Commissioners*
From: Ryan Reid
Date: April 26, 2016
Subject: Utility Water Supplies, Bids
Agenda Item: New Business

Recommendation: On April 19th, 2016 five bids were received and opened for Utility Water Supplies. The bid package consists of couplings, meters, brass items, meter jars and lids, gate valves, and other items. These Supplies will be utilized to maintain and upgrade the City's water system.

As you will notice from the bid tabulation, the major expense of \$154,382.96 is for water meters. The meters are radio read which will be replacing the old manual read meters.

Bid tabulation is attached for your review. Based on the bids received, staff would recommend the following:

Municipal Supply, Hastings, NE
Water Meters, Full Circle Clamps

\$ 155,430.44

HD Supply Waterworks, Wichita, KS
Brass Items, Jars and Lids,
Other items

\$ 5,771.00

Grand Total \$ 161,201.44

Background: Annually the Water Department restocks the general supplies to make repairs and upgrade the water distribution system.

Justification: Maintaining the water system to provide excellent customer service and fire protection for the citizens of Dodge City.

Financial Considerations:

2016 Budget Fund and Amount: Water Department, General Supplies	\$ 330,000.00
Expenditures to date	\$ 15,500.16
Utilities Supplies Purchase	<u>\$ 161,201.44</u>
Line Item Balance	\$ 153,298.40

The remaining balance will be utilized through out the year to replace supplies as needed.

Attachments: Bid Tabulation

