

CITY COMMISSION MEETING MINUTES

City Hall Commission Chambers

Monday, February 4, 2019

7:00 p.m.

MEETING #5118

CALL TO ORDER

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

INVOCATION by Juan Espinoza of the United Methodist Church

PLEDGE OF ALLEGIANCE

Commissioner Rick Sowers moved to amend the agenda to add an Executive Session to discuss Land Acquisition to the end of the meeting. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

PETITIONS & PROCLAMATIONS

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).

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, January 22, 2019;
2. Appropriation Ordinance No.3 February 4, 2019;
3. Cereal Malt Beverage License:
 - a. Taylor's Road House, 2305 W. Wyatt Earp Blvd.;
 - b. Don Hector's Restaurant, 208 S. 2nd Avenue;
4. Approval of Prime on the Nine Letter of Agreement;
5. Approval of Tri-Party Bio Gas Sales Agreement.

Commissioner Kent Smoll moved to approve the consent calendar as presented. Commissioner Joyce Warshaw seconded the motion. The motion carried 4-0.

ORDINANCES & RESOLUTIONS

Ordinance No. 3703: An Ordinance authorizing the execution of the Fourth Amendment to the Loan Agreement between Dodge City, Kansas and the State of Kansas, acting by and through the

Kansas Department of Health and Environment for the purpose of obtaining a loan from the Kansas Water Pollution Control Revolving Fund for the purpose of financing a wastewater treatment project; establishing a dedicated source of revenue for repayment of such loan; authorizing and approving certain documents in connection therewith; and authorizing certain other actions in connection with the Fourth Amendment to the Loan Agreement was approved on a motion by Commissioner Rick Sowers. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

Ordinance No. 3704: An Ordinance dealing with Cereal Malt Beverages and Alcoholic Liquor all articles; and Amending and Repealing certain Sections of Chapter III of the Code of the City of Dodge City, Kansas was approved on a motion by Commissioner Rick Sowers. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

Ordinance No. 3705: An Ordinance Repealing Chapter XI, Article 2, Section 204 of the Dodge City Code Relating to Firearm Registration was approved on a motion by Commissioner Kent Smoll. Commissioner Joyce Warshaw seconded the motion. The motion carried 4-0.

Ordinance No. 3706: An Ordinance Establishing a Chapter XI, Article 7 of the Code of the City of Dodge City. Entering or Staying upon a Designated Roadway is Prohibited was approved on a motion by Commissioner Joyce Warshaw. Commissioner Rick Sowers seconded the motion. The motion carried 4-0.

NEW BUSINESS

1. Commissioner Rick Sowers moved to appoint the following Commissioners to serve on the following Boards:

Brian Delzeit and Jan Scoggins to serve on the Dodge City/Ford County Development Corporation Board of Directors;

Commissioner Joyce Warshaw to serve on Dodge City YMCA Local Board;

Commissioner Joyce Warshaw to serve on Dodge City YMCA Corporate Board; and

Commissioner Rick Sowers to serve on Community Facilities Advisory Board.

Commissioner Joyce Warshaw seconded the motion. The motion carried 4-0.

2. Commissioner Kent Smoll moved to approve the appointment of Jeff Forrest to fill the vacancy on the Recycling Board. Commissioner Rick Sowers seconded the motion. The motion carried 4-0.
3. Commissioner Joyce Warshaw moved to approve the following appointments and reappointments to the Community Facilities Advisory Board: the reappointment of Michael Martinez for a 3 year term expiring in 2022; the appointment of Martha Mendoza to fill a 3 year term expiring in 2022; and the appointment of Hugo Rodela to

fill an unexpired term expiring in 2020. Commissioner Kent Smoll seconded the motion.
The motion carried 4-0.

OTHER BUSINESS
EXECUTIVE SESSION

At 7:30, Commissioner Rick Sowers moved to recess into Executive Session pursuant to the preliminary discussion related to the acquisition of real property found in K.S.A. 75-4319(b)(6). The justification for closing the meeting is to protect the city's position in the negotiations. The open meeting will resume in 30 minutes at 8:09 p.m. The Commission will not take action upon returning to the open session and prior to adjournment.

At 8:09 Commissioner Rick Sowers moved to extend the Executive Session for 10 minutes. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

At 8:19 p.m. the Regular Meeting resumed.

ADJOURNMENT

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

ATTEST:

Mayor

Nannette Pogue, City Clerk