

## **CITY COMMISSION MEETING MINUTES**

City Hall Commission Chambers

Monday, November 2, 2020

7:00 p.m.

MEETING #5170

**This will be an entirely virtual meeting, and there are two ways to watch and listen in real-time:**

**1. Watch live on our Facebook page at [www.facebook.com/cityofdodgecity](http://www.facebook.com/cityofdodgecity)**

**2. Or watch it on our Vimeo page at [www.vimeo.com/cityofdodgecity](http://www.vimeo.com/cityofdodgecity).**

**Comments on these streams will be open to be utilized for the Visitors Section. The meeting will be archived on both sites to be viewed after the live video has ended.**

### **CALL TO ORDER**

**ROLL CALL** Mayor Joyce Warshaw, Commissioners Rick Sowers, Kent Smoll, Joseph Nuci, Brian Delzeit

### **INVOCATION by**

### **PLEDGE OF ALLEGIANCE**

### **APPROVAL OF AGENDA**

Commissioner Brian Delzeit made a motion to approve the agenda as presented. Commissioner Rick Sowers seconded the motion. The motion carried 5 - 0.

### **SUBMIT QUESTIONS OR COMMENTS**

No questions or comments submitted

### **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 Work Session Minutes, October 19, 2020;
2. Approval of City Commission Meeting Minutes, October 19, 2020;
3. Appropriation Ordinance No.20, November 2, 2020;
4. Cereal Malt Beverage License:
  - a. Kate's, 305 E. Trail Street,
  - b. Playa Dorada, 307 Military Avenue,
  - c. Sip N Suds, 1604 W. Wyatt Earp Blvd.

Commissioner Kent Smoll made a motion to accept the consent calendar with the minor change of clarifying that the Cereal Malt Beverage License for Sip N Suds will operate as a consumption on premises license. Commissioner Rick Sowers seconded the motion. The motion carried 5 – 0.

#### **ORDINANCES & RESOLUTIONS**

**Ordinance No. 3743:** An Ordinance Granting to Ideatek Telecom, LLC. a Contract Franchise to Construct, Operate and Maintain a Telecommunications System in the City of Dodge City, Kansas was approved on a motion by Commissioner Rick Sowers. Commissioner Kent Smoll seconded the motion. The motion carried 5 – 0.

**Resolution No. 2020-28:** A Resolution Authorizing Payment of 2020 Year End Bonuses to Qualified Employees was approved on a motion by Commissioner Kent Smoll. Commissioner Joseph Nuci seconded the motion. The motion carried 5 - 0.

#### **UNFINISHED BUSINESS**

Commissioner Rick Sowers moved to Approval of 2021 Special Sales Tax Project Budget

#### **NEW BUSINESS**

1. Commissioner Rick Sowers moved to accept the approval of the Transportation Grant. Commissioner Kent Smoll seconded the motion. The motion carried 5 - 0.
2. Commissioner Joyce Warshaw moved to accept the appointment to fill a vacancy and appointing Nancy Vierethaler to the Library Advisory Board. Commissioner Kent Smoll seconded the motion. The motion carried 5 - 0.
3. Commissioner Kent Smoll moved to accept the Amendment #14 of the Jacobs Agreement of Operations, Maintenance and Management Services. Commissioner Rick Sowers seconded the motion. The motion carried 5 – 0.
4. Commissioner Rick Sowers moved to accept the approval of the Franchise Contract between the City of Dodge City and IdeaTek Telecom, LLC. Commissioner Kent Smoll seconded the motion. The motion carried 5 - 0.

#### **OTHER BUSINESS**

#### **STAFF REPORTS**

#### **EXECUTIVE SESSION**

**At 7:35 pm** Commissioner Joseph Nuci made a motion that the City Commission recess into executive session pursuant to the “**privileged consultation with the City’s Attorney**” exception found in K.S.A. 75-4319(b)(2) The justification for closing the meeting is to discuss legal advice from counsel regarding potential Opioid litigation. The open meeting will resume in the City Commission Chambers in 10 minutes at 7:45 p.m. The meeting will include Commissioners,

City Attorney, Brad Ralph, and Assistant City Managers Melissa McCoy and Ernestor De La Rosa. The Commission **may take action** upon returning to open session and prior to adjournment.

There was no action taken upon returning to open session.

**ADJOURNMENT**

Commissioner Rick sowers moved to adjourn the meeting. Commissioner Joseph Nuci seconded the motion. The motion carried 5 - 0.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk