

CITY COMMISSION MEETING MINUTES

City Hall Commission Chambers

Monday, June 20, 2022

7:00 p.m.

MEETING #5214

Public is welcome although seats are limited for social distancing; or you can view as follows:

1. Watch live on our Facebook page at www.facebook.com/cityofdodgecity

2. Or watch it on our Vimeo page at www.vimeo.com/cityofdodgecity.

The meeting will be archived on both sites to be viewed after the live video has ended.

CALL TO ORDER

ROLL CALL Mayor Kent Smoll, Commissioners Rick Sowers, Chuck Taylor, Michael Burns, Joe Nuci

INVOCATION by Josh Smith of Cross Connection Church

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Mayor Kent Smoll made a motion to amend the agenda and add a public hearing on the CID program for the Village Square Mall. Joseph Nuci seconded the motion. The motion carried 4 -1 with Commissioner Rick Sowers voting no.

Commissioner Michael Burns moved to approve the agenda as amended and Commissioner Joseph Nuci seconded the motion. The motion carried 4 – 1 with Commissioner Rick Sowers voting no.

Public Hearing

Mayor Kent Smoll opened the public hearing. Nicole May said the public hearing was the advisability to create a Community Improvement District which is an economic development tool authorized by state statute that allows eligible construction costs to be reimbursed to the developer. Only the additional sales tax that is collected within the district is the amount that can be reimbursed. There was a petition from the owners of Village Square Mall and this CID would encompass the area of the Village Square Mall and the other stores around the area of the mall. Representative David Swezey spoke on the improvements and renovations that need to be made to the mall.

There were no public comments.

Mayor Kent Smoll closed the public hearing.

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).

Tara Schraeder and Abbey Martin recognized the 15 participants of the 2022 Engage Dodge Program and gave out certificates for their completion of the class. Congratulations to all.

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, June 6, 2022.
2. Appropriation Ordinance No.12, June 20, 2022.
3. Cereal Malt Beverage License:
 - a. Loves Travel Stops & Country Stores, Inc., 400 E. Wyatt Earp Blvd.
 - b. Loves Travel Stops & Country Stores, Inc., 1108 W. Wyatt Earp Blvd.
 - c. La Hacienda Tacos & Salsa, 504 Avenue J.
4. Approval of Change Order #1 for Milstock Avenue Infrastructure.
5. Approval of Payment for Water Damages to Equipment at 239 ½ San Jose Street.
6. Approval of Change Order #2 for 6th Avenue & Iron Road Improvements.

Commissioner Chuck Taylor moved to approve the consent calendar as presented. Commissioner seconded the motion the motion carried unanimously.

ORDINANCES & RESOLUTIONS

Ordinance No. 3773: Commissioner Michael Burns moved to table the ordinance authorizing Sunday sales of alcoholic liquor and cereal malt beverage in the original package within the City of Dodge City, Kansas. Commissioner Rick Sowers seconded the motion. The motion carried 4 – 1 with Commissioner Joseph Nuci voting no.

Ordinance No. 3774: An Ordinance authorizing the creation of the Village Square Mall Community Improvement District in the City of Dodge City, Kansas; authorizing the imposition of a community improvement district sales tax to be collected within such district; and approving and authorizing certain other actions in connection therewith (Village Square Mall CID) was approved on a motion by Commissioner Rick Sowers. Commissioner Michael Burns seconded the motion. The motion carried 4 - 0.

Resolution No. 2022-23: A Resolution for the temporary suspension and waiver of certain provisions of Ordinance No. 2838 and the 2018 International Fire Code pertaining to the discharge of fireworks within the city limits of the City of Dodge City, Kansas was approved on a motion by Commissioner Michael Burns. Commissioner Chuck Taylor seconded the motion. The motion carried 4 – 1 with Commissioner Nuci voting no.

Resolution No. 2022-24: A Resolution authorizing the offering for sale of General Obligation Bonds, Series 2022-A, and General Obligation Temporary Notes, Series 2022-1, of the City of Dodge City, Kansas was approved on a motion by Commissioner Rick Sowers. Commissioner Joseph Nuci seconded the motion. The motion carried unanimously.

Resolution No. 2022-25: A Resolution of the City of Dodge City, Kansas determining that the City is considering establishing a bioscience development district, establishing the date and time of a public hearing on such matter, and providing for the giving of notice of such public hearing (Hilmar Bioscience Development District) was approved on a motion to amend Section 6 Public Records to change the from 8:00 a.m. to 5:00 p.m. Monday through Friday and adding 7:30 a.m. until 5:30 p.m., Monday through Thursday, and from 7:30 a.m. to 11:30 a.m. on Friday by Commissioner Michael Burns Commissioner Rick Sowers seconded the motion. The motion carried unanimously.

Commissioner Michael Burns moved to adopt 2022-25 as amended. Commissioner Joseph Nuci seconded the motion. The motion carried unanimously.

UNFINISHED BUSINESS

NEW BUSINESS

Commissioner Rick Sowers moved to approve of scope of services with Burns & McDonell in the amount of \$177,800 for Hilmar Dairy/National Beef Wastewater reuse evaluation (Phase 1). Commissioner Chuck Taylor seconded the motion. The motion carried unanimously.

OTHER BUSINESS

STAFF REPORTS

EXECUTIVE SESSION

At 8:45 pm Commissioner Chuck Taylor made a motion to recess into executive session pursuant to the personnel matters of nonelected personnel, exception found in K.S.A, 75-4319(b)(1) to discuss personnel matters of nonelected personnel. The justification for closing the meeting is to protect the privacy of the individual to be discussed. The meeting will include City Commissioners and City Attorney, Brad Ralph. The open meeting will resume in the City Commission chamber in 30 minutes at 9:15 p.m. The Commission may take action upon returning to open session and prior to adjournment. Commissioner Rick Sowers seconded the motion. Motion carried unanimously. The commissioner extended the executive session for 5 minutes by motion and second.

The open meeting reconvened at 9:20 pm

ADJOURNMENT

Commissioner Rick Sowers made a motion to adjourn the meeting. Commissioner Chuck Taylor seconded the motion. The motion carried unanimously.

ATTEST:

Mayor

City Clerk