

# **CITY COMMISSION MEETING MINUTES**

City Hall Commission Chambers

Tuesday, July 5, 2022

7:00 p.m.

MEETING #5215

**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](http://www.facebook.com/cityofdodgecity)

2. Or watch it on our Vimeo page at [www.vimeo.com/cityofdodgecity](http://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 Michael Burns, Rick Sowers, Chuck Taylor, Joseph Nuci present.

## **INVOCATION by**

## **PLEDGE OF ALLEGIANCE**

## **PUBLIC HEARING**

Mayor Kent Smoll opened the public hearing on the issuance of industrial revenue bonds for Hilmar Cheese. Nicole May, Finance Director talked about the changes for the revenue bonds that will be made. There were no public comments. Mayor Smoll closed the public hearing.

## **APPROVAL OF AGENDA**

Commissioner Joseph Nuci made a motion to approve the agenda as presented. Commissioner Michael Burns seconded the motion. The motion carried 5 - 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).**

Mike Benzel and Jeff Miller members of the Christian Motorcycle Association spoke about the state rally that will be held here in Dodge City in July of 2023 and for the next three years after. They are expecting 300- 400 people from Oklahoma, Colorado and Kansas. They welcome the public to come out to the event that will be held at the Hoover Pavilion in Wright Park.

**CONSENT CALENDAR**

1. Approval of Work Session Minutes, June 20, 2022.
2. Approval of City Commission Meeting Minutes, June 20, 2022.
3. Appropriation Ordinance No.13, July 5, 2022.
4. Cereal Malt Beverage License:
  - a. El Charro of DC LLC, 1209 W. Wyatt Earp Blvd.
5. Change Order #1, 2nd Avenue Bridge & RCB Repairs.
6. Approval of appointments to fill vacancies on the Dodge City Public Library Board.

Commissioner Michael Burns moved to approve the agenda with the amended minutes.  
Commissioner Chuck Taylor seconded the motion. The motion carried 5 - 0.

**ORDINANCES & RESOLUTIONS**

**Ordinance No. 3775:** An Ordinance designating Dodge City Days as a special event was approved on a motion by Commissioner Kent Smoll. Commissioner Rick Sowers seconded the motion. The motion carried 5 – 0.

**Resolution 2022-26:** A Resolution of the governing body of the City of Dodge City, Kansas amending Resolution No. 2021-28 determining the advisability of issuing industrial revenue bonds for the purpose of financing the acquisition, construction and equipping of a commercial facility to be located in the city; and authorizing execution of related documents was approved on a motion by Commissioner Michael Burns. Commissioner Joseph Nuci seconded the motion. The motion carried 5 – 0.

**Resolution 2022-27:** A Resolution of the governing body of the City of Dodge City, Kansas amending Resolution No. 2021-28 determining the advisability of issuing industrial revenue bonds for the purpose of financing the acquisition, construction and equipping of a commercial facility to be located in the city; and authorizing execution of related documents was approved on a motion by Commissioner Rick Sowers. Commissioner Michael Burns seconded the motion. The motion carried 5 – 0.

**UNFINISHED BUSINESS**

**Ordinance No. 3773:** An Ordinance authorizing Sunday Sales of alcoholic liquor and cereal malt beverage in the original package within the City of Dodge City, Kansas was approved on a motion by Commissioner Rick Sowers. Commissioner Joseph Nuci seconded the motion. The motion carried 4 – 0 with Commissioner Chuck Taylor voting no.

**NEW BUSINESS****OTHER BUSINESS**

**STAFF REPORTS**

**EXECUTIVE SESSION**

At 7:35 pm Commissioner Rick Sowers moved that the city commission move into executive session pursuant to the preliminary discussions relating to the acquisition of real property exception found in K.S.A. 75-4319(b)(6). The justification for closing the meeting is to protect the city’s position and negotiations and to discuss legal advice from counsel regarding Kansas Statutes and potential agreements. The open meeting will resume in the City Commission Chambers in 30 minutes at 8:05 pm. The Commission may take action upon returning to open session and prior to adjournment. Those who will be included are City Commissioners, City Manager, Nick Hernandez and City Attorney, Brad Ralph, Finance Director, Nicole May, Engineer, Ray Slattery and Public Works Director, Corey Keller. Commissioner Chuck Taylor seconded the motion. The motion carried 5 - 0. At 8:05 pm Commissioner Rick Sowers made a motion to extend the executive session for 15 minutes to 8:20 pm. Commissioner Joseph Nuci seconded the motion. The motion carried 5 – 0. At 8:20 pm Commissioner Sowers extended the session for 15 more minutes to 8:35 pm. Commissioner Taylor seconded the motion. At 8:35 Commissioner Sowers made a motion to extend for 10 more minutes to 8:45 pm, Commissioner Nuci seconded the motion. The motion carried 5 – 0.

Meeting reconvened at 8:45 pm.

**ADJOURNMENT**

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

ATTEST:

\_\_\_\_\_  
Mayor

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