

CITY COMMISSION AGENDA

City Hall Commission Chambers

Tuesday, September 7, 2010

7:00 p.m.

MEETING #4815

CALL TO ORDER

ROLL CALL

INVOCATION: by Darrell Hendrickson, Minister – First Church of God

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

Constitution Week Proclamation

Food For Haiti Day 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).

USD 443 Middle School Bond Issue Presentation

Employee of the Month – Matt Nau

Character Trait – Diligence

CONSENT CALENDAR

1. Approval of City Commission Meeting minutes, August 16, 2010
2. Appropriation Ordinance No. 16, September 7, 2010
3. Cereal Malt Beverage License
 - a. Dillons #1, 1700 N. 14th Avenue
 - b. Boot Hill Museum, Inc., 500 W. Wyatt Earp Blvd.

ORDINANCES & RESOLUTIONS

Ordinance No. 3493: An Ordinance Rezoning a Tract of Land from R-2, Residential Medium Density to C-2, Commercial Highway. Report by Director of Developmental Services, Dennis Veatch.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of Allocation of Drug & Alcohol Sur Tax Funds. Report by Director of Finance/City Clerk, Nannette Pogue.
2. Approval of Fuel Bids from Dodge Petroleum, Inc. and Quick Pick, Inc. Report by Assistant Superintendent of Public Works, Corey Keller.
3. Appointment of League of Kansas Municipalities Voting Delegates. Presented by Director of Finance/City Clerk, Nannette Pogue.
4. Approval of Final Plat for the Neier Subdivision. Report by the Director of Developmental Services, Dennis Veatch.

OTHER BUSINESS

ADJOURNMENT

**PROCLAMATION
FOR
CONSTITUTION WEEK**

WHEREAS, September 17, 2010, marks the two hundred twenty-third anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designation September 17 through 23 as Constitution Week,

NOW, THEREFORE, I, Kent Smoll, Mayor of the City of Dodge City, Kansas by virtue of the authority vested in me as Mayor of Dodge City in Ford County, State of Kansas do hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

AND ask our citizens to reaffirm the ideals of the Framers of the constitution has in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Seal of Dodge City to be affixed this 7th day of September, 2010.

Kent Smoll, Mayor

SEAL

Nannette Pogue, City Clerk

PROCLAMATION

WHEREAS, Numana is an international hunger relief organization with the mission of empowering people to save the starving; and

WHEREAS, Numana organizes large-scale Packaging Events, at which volunteers prepare 250,000 meals to be shipped to a country in need; and

WHEREAS, a packaging event is scheduled for October 2 at the Civic Center between 8:00 am and 6:00 pm; and

WHEREAS, individuals (11 years of age and older), families, and corporate, school, church, and community groups are encouraged to volunteer as meal packagers for at least one two-hour shift.

NOW, THEREFORE, by virtue of the authority vested in me as Mayor of the City of Dodge City, I do hereby proclaim October 2, 2010, as

FOOD FOR HAITI DAY

in Dodge City and urge all citizens to support the “Share the Bounty-Save the Starving” project.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the City of Dodge City to be affixed this 7th day of September, 2010.

E. Kent Smoll, Mayor

SEAL

Nannette Pogue, City Clerk

September 2010

Diligence

Investing My Time and Energy
To Complete Each Task
Assigned To Me



Understand the Job

Know your destination, and bring your whole self to each task. Clarify methods, envision the finished product, and devise a strategy. Continuously study your present job and the surrounding areas in order to find better methods. Anticipate additional steps that might become necessary as things change.

Get Started

Some are inspired and others are depressed by goals. Break down your larger objectives into small enough pieces so that you can do something today. Do not procrastinate. Getting started builds confidence, encourages new ideas, and provides the experience you need in order to reach your goals.

Focus Your Energy

Countless good ideas can distract you from what is most important. Set priorities and do the important things first every day. Give yourself realistic deadlines, and get into a daily rhythm rather than trying to cram. Set aside blocks of time in which you can complete each project; give yourself deadlines; and guard those times from distractions.

Maintain Quality

Anything worth doing is worth doing to the best of your ability, even if no one will ever know the difference. Address the details no matter how monotonous. When you see a need for improvement, find a way to improve.

Evaluate

There is always a more efficient way to do something. Compare your plans with the way things turned out. Identify where you wasted time or materials, and make adjustments.

Rest

It's easy to look busy. It's harder to build productive habits. Notice when you tend to get tired, discouraged, or distracted. The key to building working capacity is to work just past your ordinary limits and then rest. Take a short break every 60 to 90 minutes. Make sure you get regular exercise.

CITY COMMISSION MINUTES

City Hall Commission Chambers

Monday, August 16, 2010

7:00 p.m.

MEETING #4813

CALL TO ORDER

ROLL CALL: Mayor Kent Smoll, Commissioners Brian Weber, Rick Sowers, Monte Broeckelman and Jim Sherer were present.

INVOCATION by Phil Scott, Senior Minister of the First Christian Church

PLEDGE OF ALLEGIANCE

PUBLIC HEARING

Application to the Kansas Department of Commerce for Small Cities Community Development Block Grant funds. Faye Trent of Great Plains Development, Inc. explained the grant to the public.

Mayor, Kent Smoll, opened the Public Hearing. Director of Finance/City Clerk, Nannette Pogue, commented on the proposed 2011 Budget. The Public Hearing was closed.

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).

Gina Broeckelman of the Dodge City Chamber of Commerce thanked the City Staff for all their hard work during Dodge City Days. The event was very successful and the City Commissioners and City Staff who put in a lot of hours deserve credit.

CONSENT CALENDAR

1. Approval of City Commission Meeting minutes, August 2, 2010
2. Appropriation Ordinance No. 15, August 16, 2010
3. Approval of contract with SMH to provide the necessary service to acquire easements for installation of the transmission line for the Water Reclamation Facility.
4. Approval of contract with UCI to provide construction services for the South Dodge Lift Station.

Commissioner Jim Sherer moved to approve the Consent Calendar as presented, seconded by Commissioner Brian Weber. The motion carried 5-0.

ORDINANCES & RESOLUTIONS

Ordinance No. 3494: Rezoning from R-S to R-3 for 6th Avenue was discussed. Director of Developmental Services, Dennis Veatch, commented on the Ordinance and presented information and made a recommendation from the Zoning Board. Bret Johnson of Overland Property Group, LLC made a presentation. The following citizens spoke...

Amy Lindal, 2802 Brandon Court
Christi Granlund, 2805 Brandon Court
Joni Chow
Sue DeVoss
Nancy Freeland
Kelly Clark
Jose Ramos
Sherry Foley
Jacob Wheaton
Randy Waldren, 2804 Brandon Court
Phyllis Kirmer, 2900 Toalson
Mark Lindal
Kurt Thomas
John Boyd
Frances Waldren, 2804 Brandon Court

Sue DeVoss asked a question. Commissioner Rick Sowers moved to approve Ordinance No. 3494, seconded by Mayor Kent Smoll. The motion carried 5-0.

Ordinance No. 3495: An Ordinance attesting to an Increase in Tax Revenues for the Budget Year 2011 for the City of Dodge City was approved on a motion by Commissioner Monte Broeckelman, seconded by Commissioner Brian Weber. The motion carried 5-0.

Resolution No. 2010-22: Certifying legal authority to apply for the 2011 Kansas Small Cities Community Development Block Grant Program from the Kansas Department of Commerce and authorizing the Mayor/Commission to sign and submit such an application was approved on a motion by Commissioner Brian Weber, seconded by Commissioner Jim Sherer. The motion carried 5-0.

UNFINISHED BUSINESS**NEW BUSINESS**

The 2011 Budget was approved on a motion by Commissioner Jim Sherer, seconded by Commissioner Monte Broeckelman. The motion carried 5-0. Commissioner Rick Sowers thanked the Staff for presentation and preparation of the Budget.

The resignation of Vernon Bogart and the appointment of Debra Muylaert to the Cultural Relations Advisory Board representing the Ministerial Alliance was approved on a motion by Commissioner Rick Sowers, seconded by Commissioner Brian Weber. The motion carried 5-0.

The Final Plat for Happy Trails Subdivision was approved on a motion by Commissioner Brian Weber, seconded by Commissioner Jim Sherer. The motion carried 5-0.

The Final Plat for Wagon Wheel Addition was approved on a motion by Commissioner Rick Sowers, seconded by Commissioner Brian Weber. The motion carried 5-0.

OTHER BUSINESS

Ken Strobel, City Manager:

- Exciting times in Dodge City, but doesn't make the Commissioners job any easier. Commends the Commission on the action taken tonight.

Jane Longmeyer, Director of Public Information:

- Bicycle Pedestrian Path is well under way; and
- Saturday a clean up day was organized in the area that the City will be applying for the CBDG. It was well attended by the neighbors.

Commissioner Jim Sherer:

- Ribbon cutting on West Wyatt Earp was held today and it was nice. Secretary of Transportation was present. Thanked Jane Longmeyer for organizing it.

Commissioner Brian Weber:

- Thanked the Staff for their work on the Budget.

Mayor Kent Smoll:

- Willing to have a planning meeting;
- Appreciates the City Commission stepping up tonight;
- Appreciates the Citizens coming out tonight; and
- Looking forward to growing issues.

Commissioner Rick Sower:

- Event Center advised a lot of work going on. Project is ahead of work schedule.

Commissioner Monte Broeckelman:

- On August 3 in the USA Today, Dodge City was represented for the Siberian Tigers added at the zoo;
- Hesitant to comment – we have a lot of things going on, hotels are tough to come by in Dodge City. As a community, we need to decide what we want the City to be – we are starting to see some of the challenges – seems like people like the growth, but it is hard to accept challenges.

ADJOURNMENT: Commissioner Rick Sowers moved to adjourn the meeting, Commissioner Jim Sherer seconded the motion. The motion carried 5-0.

E. Kent Smoll, Mayor

ATTEST:

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, KANSAS

SECTION 1 – LICENSE TYPE	
Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License	
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): 004-480196590F-01			
Name of Corporation Dillon Stores, Div. of Dillon Co. Inc.		Principal Place of Business	
Corporation Street Address 2700 E. 4th		Corporation City Hutchinson	State KS
			Zip Code 67501
Date of Incorporation 05-13-21		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name C. T. Corporation Sys.		Phone No.	
Residence Street Address 515 S. Kansas		City Topeka	State KS
			Zip Code 66603

SECTION 3 – LICENSED PREMISE			
Licensed Premise (Business Location)		Mailing Address	
DBA Name Dillons #1		Name Dillons Office	
Business Location Address 1700 N. 14th		Address P.O. Box 1608	
City Dodge City	State KS	City Hutchinson	State KS
Zip 67801		Zip 67504-1608	
Business Phone No. 620-225-6130		<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) Dillons Real Estate, 2700 E. 4th., Hutchinson, KS 67501			

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK			
List each person and their spouse, if applicable. Attach additional pages if necessary.			
NO ONE OWNS MORE THAN 25%			
Name	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

SECTION 5 – MANAGER OR AGENT INFORMATION		
My place of business will be conducted by a manager or agent.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If yes, provide the following:		
Manager/Agent Name Moe Lang	Phone No. 620-227-3664	Date of Birth 06-15-53
Residence Street Address 2702 Hennessey Court	City Dodge City	Zip Code 67801
Manager or Agent Spousal Information		
Spouse Name	Phone No.	Date of Birth
Residence Street Address	City	Zip Code

SECTION 6 – QUALIFICATIONS FOR LICENSURE	
Within 2 years immediately preceding the date of this application, none of the individuals identified in Sections 4 & 5 have been convicted of, released from incarceration for or released from probation or parole for any of the following crimes: (1) Any felony; (2) a crime involving moral turpitude; (3) drunkenness; (4) driving a motor vehicle while under the influence of alcohol (DUI); or (5) violation of any state or federal intoxicating liquor law.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
None of the individuals identified in Sections 4 and 5 were managers, officers, directors or stockholders owning more than 25% of the stock of a corporation which: (1) had a cereal malt beverage license revoked; or (2) was convicted of violating the Club and Drinking Establishment Act or the CMB laws of Kansas.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
All of the individuals identified in Sections 4 & 5 are at least 21 years of age ¹ .	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

I declare under penalty of perjury under the laws of the State of Kansas that the foregoing is true and correct and that I am authorized by the corporation to complete this application. (K.S.A. 53-601)

SIGNATURE *Keri Schemm* DATE 8-16-10

* 75⁰⁰

FOR CITY/COUNTY OFFICE USE ONLY:	
<input checked="" type="checkbox"/> License Fee Received Amount \$ <u>50⁰⁰</u> Date <u>8-18-10</u> (\$25 - \$50 for Off-Premise license or \$25-200 for On-Premise license)	
<input checked="" type="checkbox"/> \$25 CMB Stamp Fee Received Date <u>25⁰⁰</u>	
<input type="checkbox"/> Background Investigation <input type="checkbox"/> Completed Date _____ <input type="checkbox"/> Qualified <input type="checkbox"/> Disqualified	
<input type="checkbox"/> New License Approved Valid From Date _____ to _____ By: _____	
<input type="checkbox"/> License Renewed Valid From Date _____ to _____ By: _____	

A PHOTOCOPY OF THE COMPLETED FORM, TOGETHER WITH THE STAMP FEE REQUIRED BY K.S.A. 41-2702(e), MUST BE SUBMITTED WITH YOUR QUARTERLY REPORT (ABC-301) TO THE ALCOHOLIC BEVERAGE CONTROL, 915 SW HARRISON STREET ROOM 214, TOPEKA, KS. 66625-3512.

¹ Spouse not required to be over 21 years of age. K.S.A. 41-2703(b)(9)



OFFICERS AND DIRECTORS OF DILLON COMPANIES, INC.
HUTCHINSON, KS

NAME S.S. #	OFFICIAL POSITION	ADDRESS	D/O/B	BORN IN TOWN / STATE	U.S. CITIZEN	LENGTH OF RESIDENCE IN KANSAS	SEX
David B. Dillon 514-46-5302	Director, President, & CEO	1050 E Rookwood Dr. Cincinnati, OH 65208	3/30/1951	Hutchinson, KS	By Birth		M
Steve Richardson 198-38-4837	Vice President, Asst. Secretary	3401 Prairie Hills Drive Hutchinson, KS 67502	10/2/1947	Renton, WA	By Birth	Since 1974	M
Bruce M. Gack 253-94-2285	Vice President, Asst. Secretary	1960 Rusticwood Lane Cincinnati, OH 45255	8/15/1956	St. Louis, MO	By Birth		M
Paul W. Heidman 296-40-9696	Director-Vice President, Secretary	1135 Edwards Rd Cincinnati, OH 45208	8/11/1951	Cincinnati, OH	By Birth		M
John Bays 234-84-9768	Vice President	66 Willowbrook Hutchinson, KS 67502	8/27/1951	Oak Hill, WV	By Birth		M
Van S. Tarver 455-72-8859	Vice President	3611 Iverness Hutchinson, KS 67502	8/31/1945	Memphis, TN	By Birth	Since 2006	M
Russell J. Dispense 524-62-0787	Vice President	2424 S Yank Circle Lakewood, CO 80228	12/4/1947	Denver, Co	By Birth		M
Thomas A. Smith 405-68-0435	Assistant Treasurer	7363 Blackstone Dr Florence, KY 41042	1/21/1951	Covington, KY	By Birth		M
Phyllis Norris 521-60-6100	Vice President	2336 Promontory Ct. Grand Junction, CO 81503	8/3/1947		By Birth		F
Dorothy D. Roberts 294-76-4249	Assistant Secretary	2803 Parkwalk Drive Cincinnati, OH	6/21/1964	Cincinnati, OH	By Birth		F
Scott M. Henderson 291-58-1293	Vice President & Treasurer	10548 Secretariat Run Union, KY 41091	2/26/1956	Charlotte, NC	By Birth		M

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, Ford County

SECTION 1 – LICENSE TYPE	
Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License	
Check One:	
<input checked="" type="checkbox"/> License to sell cereal malt beverages for consumption on the premises.	
<input 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): 004-480629167F-01			
Name of Corporation Boot Hill Museum, Inc.		Principal Place of Business	
Corporation Street Address 500 W Wyatt Earp Blvd.		Corporation City Dodge City	State KS
Date of Incorporation 11/13/1959		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name Lara Brehm		Phone No. 620-227-8188	
Residence Street Address		City Offerle	State KS
			Zip Code

SECTION 3 – LICENSED PREMISE			
Licensed Premise (Business Location)		Mailing Address	
DBA Name		Name Boot Hill Museum, Inc.	
Business Location Address 500 W Wyatt Earp Blvd		Address 500 W Wyatt Earp Blvd.	
City Dodge City	State KS	City Dodge City,	State KS
	Zip 67801		Zip 67801
Business Phone No. 620-227-8188.		<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)			

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK			
List each person and their spouse, if applicable. Attach additional pages if necessary.			
Name Patric Hamit		Position Board Chairperson	
Residence Street Address		City Dodge City	State KS
			Zip Code 67801
Spouse Name		Position	
Residence Street Address		City	State
			Zip Code
Name Kerri Baker		Position Board Vice-Chairperson	
Residence Street Address		City Minneola	State KS
			Zip Code 67865
Spouse Name		Position	
Residence Street Address		City	State
			Zip Code
Name Beth Rhoten		Position Board Secretary/Treasurer	
Residence Street Address		City Dodge City	State KS
			Zip Code 67801
Spouse Name		Position	
Residence Street Address		City	State
			Zip Code

SECTION 5 – MANAGER OR AGENT INFORMATION		
My place of business will be conducted by a manager or agent.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If yes, provide the following:		
Manager/Agent Name Lara Brehm	Phone No. 620-255-9856	Date of Birth 05/01/1962
Residence Street Address	City Offerle	Zip Code
Manager or Agent Spousal Information		
Spouse Name N/A	Phone No.	Date of Birth
Residence Street Address	City	Zip Code

SECTION 6 – QUALIFICATIONS FOR LICENSURE	
<p>Within 2 years immediately preceding the date of this application, none of the individuals identified in Sections 4 & 5 have been convicted of, released from incarceration for or released from probation or parole for any of the following crimes: (1) Any felony; (2) a crime involving moral turpitude; (3) drunkenness; (4) driving a motor vehicle while under the influence of alcohol (DUI); or (5) violation of any state or federal intoxicating liquor law.</p>	<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>None of the individuals identified in Sections 4 and 5 were managers, officers, directors or stockholders owning more than 25% of the stock of a corporation which: (1) had a cereal malt beverage license revoked; or (2) was convicted of violating the Club and Drinking Establishment Act or the CMB laws of Kansas.</p>	<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No
All of the individuals identified in Sections 4 & 5 are at least 21 years of age ¹ .	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

I declare under penalty of perjury under the laws of the State of Kansas that the foregoing is true and correct and that I am authorized by the corporation to complete this application. (K.S.A. 53-601)

SIGNATURE Lara L. Brehm DATE 8.23.10

\$ 225.00

FOR CITY/COUNTY OFFICE USE ONLY:	
<input type="checkbox"/> License Fee Received Amount \$ _____ Date _____ (\$25 - \$50 for Off-Premise license or \$25-200 for On-Premise license)	
<input type="checkbox"/> \$25 CMB Stamp Fee Received Date _____	
<input type="checkbox"/> Background Investigation <input type="checkbox"/> Completed Date _____ <input type="checkbox"/> Qualified <input type="checkbox"/> Disqualified	
<input type="checkbox"/> New License Approved Valid From Date _____ to _____ By: _____	
<input type="checkbox"/> License Renewed Valid From Date _____ to _____ By: _____	

A PHOTOCOPY OF THE COMPLETED FORM, TOGETHER WITH THE STAMP FEE REQUIRED BY K.S.A. 41-2702(e), MUST BE SUBMITTED WITH YOUR QUARTERLY REPORT (ABC-301) TO THE ALCOHOLIC BEVERAGE CONTROL, 915 SW HARRISON STREET ROOM 214, TOPEKA, KS. 66625-3512.

¹ Spouse not required to be over 21 years of age. K.S.A. 41-2703(b)(9)



Memorandum

*To: City Manager
Assistant City Manager
City Commissioners*

From: Dennis Veatch

Date: August 11, 2010

*Subject: Ordinance No. 3493
Rezoning 105 N. 14th
Avenue*

Agenda Item: Ordinances and Resolutions

Recommendation: The Dodge City Zoning Board is recommending denial of Ordinance No. 3493. Development Services Staff recommends approval.

Background: Mr. Larry Thephacahanh has submitted a request to rezone 105 N. Fourteenth Ave. from R-2, Residential Medium Density to C-2, Commercial Highway. The Zoning Board held a public hearing on July 29, 2010 to review this case. The Zoning Board denied this request by a 3-1 vote based on their concern about spot zoning and protecting the adjacent residential homes. This hearing was duly advertised in the Dodge City Daily Globe. There were no property owners in attendance that spoke in favor or against this request and no protest petition has been filed.

Justification: Mr. Thephacahanh proposes to develop this property into retail uses. The development will conform to the Dodge City Zoning Regulations and the City Comprehensive Plan.

Financial Considerations: None

Purpose/Mission: To promote and develop new retail growth.

Legal Considerations: None

Attachments: Ordinance No. 3493, Development Services Report and map showing proposed rezoning.

ORDINANCE NO. 3493

AN ORDINANCE REZONING A TRACT OF LAND FROM R-2, RESIDENTIAL MEDIUM DENSITY TO C-2, COMMERCIAL HIGHWAY.

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

SECTION 1: The following described real property located in Dodge City, Ford County, Kansas is hereby rezoned from R-2, Residential Medium Density to C-2, Commercial Highway:

Tract 8, Westlawn Place, Dodge City, Ford County, Kansas, also known as 105 N. Fourteenth Avenue.

SECTION 2: This ordinance shall take effect, from and following its publication in the official paper, as required by law.

PASSED BY THE CITY OF DODGE CITY GOVERNING BODY, IN REGULAR SESSION AND APPROVED BY THE MAYOR, THIS SEVENTH DAY OF SEPTEMBER, 2010.

E KENT SMOLL, MAYOR

ATTEST:

NANNETTE POGUE, CITY CLERK

**CITY OF DODGE CITY
DEVELOPMENT SERVICES REPORT
CASE NO. 10-12**

APPLICANT: Larry Thephachanh

REQUEST: Zoning Map Amendment, from R-2, Residential Medium Density to C-2, Highway Commercial

SURROUNDING LAND USES (ZONING):

- North- Residential Medium Density (R-2)
- South- Residential Medium Density (R-2)
- East- Commercial Highway (C-2)
- West- Residential Medium Density (R-2)

BACKGROUND

This site was previously a location of an old mobile home park and a single family structure. The mobile homes were removed several years ago and the single family structure was recently demolished. This area is served by public water. No sewer is available at this time. All septic systems were abandoned when the mobile homes were removed.

ANALYSIS

The Comprehensive Plan indicates that this site is located in a High Accessibility Corridor Category II area. Most of these corridors are those highways and surrounding lands that accommodate most non-residential development outside of downtown.

High Accessibility Corridor Policies should be followed:

- Land in the High Accessibility Corridors should be used for activities generating employment, high volumes of visitor traffic, and/or frequent truck trips. Such uses include highway commercial and commercial office.
- Use of vacant land, cleared land or existing structures and property improvements should be compatible with existing sound, viable uses on adjoining property and in the immediate area, consistent with any more detailed sub-area plans that may be prepared by the City from time to time.
- Property in this area should exhibit a high quality of site design and continuous property maintenance consistent with the character of the land use category. The use and maintenance of property should specifically avoid creating nuisances that detract from the use of adjoining and nearby properties.
- Commercial uses should not be in competition with the retail and service establishments in the downtown and established centers. Prior to adding new commercial areas under zoning, existing marginal commercial property should be reused for new productive commercial purposes.
- Commercial uses should be concentrated whenever possible to limit the disruption of traffic flow on adjoining streets. Redevelopment proposals should incorporate restricted access when practical.

RECOMMEDATION

Development Services staff recommends that the Zoning Board **approve** this application.



Memorandum

To: Ken Strobel, City Manager
Cherise Tieben, Assistant City Manager
From: Nannette Pogue *NP*
Date: September 1, 2010
Subject: Recommendation for 2109 Special Alcohol and Drug Funds
Agenda Item: New Business

Recommendation: I recommend the approval of the disbursements of Special Alcohol and Drug Tax money for the recommended programs.

Background: The City of Dodge City receives a portion of the alcohol and drug tax that is collected in the community. That tax is allocated 1/3 to the General Fund, 1/3 to a Special Park and Recreation Fund and 1/3 to a Special Alcohol and Drug Fund. This allocation is spelled out in the Kansas State Statutes. The amount deposited into the Special Alcohol and Drug fund are to be used for “the purchase, establishment, maintenance or expansion of services or programs whose principal purpose is alcoholism and drug abuse prevention and education, alcohol and drug detoxification, intervention in alcohol and drug abuse or treatment of persons who are alcoholics or drug abusers or are in danger of becoming alcoholics or drug abusers”. In order to accomplish this, we take applications from agencies/programs that provide those services. A committee of 3 individuals reviewed the applications and made a recommendation on the allocation of these funds. The 3 people serving on the committee were Jane Longmeyer, Luanne Menard and Vickie Williamson. I was the coordinator and facilitator. There is approximately \$98,000 to be allocated for these programs. The applications received, the amount applied for and the recommended allocation is:

Organization	Project	Amount of Request	Recommendation
Area Mental Health Center	Dual Diagnosis Treatment	107,490.24	14,000
Dodge City Public Library	Alcohol & Drug Abuse Prevention Library Update	876.52	900
Dodge City Police Dept.	Juvenile Underage Drinking Grant Enforcement (JUDGE)	30,000	15,000
Dodge City Police Dept.	DARE	28,890	15,000
New Chance	Addictions Treatment & Counseling	52,860.63	52,860

Justification: The applications received met the general requirements of the program. The recommendations by the committee are the amounts they feel best meets the overall goals of the program.

Financial Considerations: Money is available in the Special Alcohol and Drug fund to pay the recommended amounts.

Purpose/Mission: Support the quality of life in Dodge City by best spending the monies the City receives for drug and alcohol treatment, education and prevention programs.

Legal Considerations: None

Memorandum

*To: City Manager
Assistant City Manager
City Commissioners*

From: Corey Keller

Date: September 1, 2010

Subject: Retail Fuel Station Bids

Agenda Item: New Business

Recommendation: On August 24, 2010 three bids were received and opened to provide the City fuel from a retail fueling station. Based on the bids received staff would recommend that the Commission accept the bid from Dodge Petroleum, Inc. and Quick Pick, Inc. at which they will provide fuel to the City at their cost of fuel.

Background: Since 1998 Southwest Oil and Supply Co., Inc has provided fuel to the City at their fueling stations. The price of the fuel sold to the City was at a rate of three cents above the cost of fuel that was sold to Southwest Oil and Supply. A few months ago it was requested that the City rebid this contract to offer other fueling stations in town a chance to provide the City with fuel. The bid sent out will offer a Retail Fueling Station a five year contract at which time the fuel prices will be rebid at the end of such 5 year term.

Justification: Based on the bids received Dodge Petroleum, Inc. and Quick Pick, Inc. has submitted a bid to provide the City fuel at the wholesale cost at which the fuel is provided to them. Quick Pick, Inc will offer four locations at which the City can retain these services two locations on Central, one location on Gary, and One location on south 14th.

Financial Considerations: Each department within the City has a budgeted line item to purchase fuel. At this time the only financial consideration would be the price at which the City will purchase its fuel.

Purpose/Mission: To provide local businesses the opportunity to do business with the City of Dodge City. To purchase quality products at the lowest price possible.

Legal Considerations: Five year contract with the City of Dodge City.

Attachments: None

Bids Received:

Dodge Petroleum, Inc. and Quick Pick Inc.

87 Regular Unleaded	<u>\$0.00 above cost</u>
89 Regular Unleaded	<u>\$0.00 above cost</u>
92 Regular Unleaded	<u>\$0.00 above cost</u>
Highway Diesel	<u>\$0.00 above cost</u>
Non-Highway Diesel	<u>\$0.00 above cost</u>

Southwest Oil & Supply Co., Inc.

87 Regular Unleaded	<u>\$0.03 above cost</u>
89 Regular Unleaded	<u>\$0.03 above cost</u>
92 Regular Unleaded	<u>\$0.03 above cost</u>
Highway Diesel	<u>\$0.03 above cost</u>
Non-Highway Diesel	<u>\$0.03 above cost</u>

Dodge City Cooperative

87 Regular Unleaded	<u>\$0.05 off posted price</u>
89 Regular Unleaded	<u>\$0.05 off posted price</u>
92 Regular Unleaded	<u>\$0.05 off posted price</u>
Highway Diesel	<u>\$0.05 off posted price</u>
Non-Highway Diesel	<u>\$0.05 off posted price</u>

In addition each business submitted a six month pricing history of their wholesale cost of fuel per gallon. Dodge Petroleum, Inc. and Quick Pick, Inc. showed the lowest pricing history of all the bids submitted.

To strengthen
and promote
cities as centers
of opportunity,
leadership, and
governance.



National League of Cities

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August 20, 2010

Ms. Nannette M. Pogue
City Clerk
City of Dodge City
PO Box 880
Dodge City, KS 67801088

Dear Ms. Pogue:

The National League of Cities (NLC) Annual Business Meeting will be held on Saturday, December 4, 2010, at the conclusion of the Congress of Cities and Exposition in Denver, CO. As a direct member city, your city is entitled to vote at this meeting. Based on the population as of the 2000 Census, each member city casts between one and twenty votes. The number of votes for each population range can be found on the table on the reverse of the credentials form.

To be eligible to cast a city's vote, a voting delegate and alternate must be officially designated by the city using the enclosed credentials form. This form will be forwarded to NLC Credentials Committee. NLC bylaws expressly prohibit voting by proxy. City elected officials should be made aware of this request so that decisions can be made as to who will be the voting delegate and alternate(s).

At the Congress of Cities, the voting delegate must pick up the city's voting card at the Credentials Booth before the Annual Business Meeting and must be present at the Annual Business Meeting to cast the city's vote. The Credentials Booth will be open during scheduled times throughout the Congress of Cities.

Please return the completed form to NLC by fax 202-626-3109 on or before October 30, 2010. If you have any questions, please contact Tata Sidibe, sidibe@nlc.org or 202-626-3188 or Mae Davis, mdavis@nlc.org, 202-626-3150.

Thank you,

Donald J. Borut
Executive Director

Past Presidents: John DeStefano, Jr., Mayor, New Haven, Connecticut • Brian J. O'Neill, Councilman, Philadelphia, Pennsylvania *Directors:* Ulysses Z. Addison, Jr., Councilmember, Baton Rouge, Louisiana • David Baker, Mayor, Kenmore, Washington • Geoffrey C. Beckwith, Executive Director, Massachusetts Municipal Association • M. Margaret Bates, Commissioner, Louisiana • Charles A. Blain, Alderman, New Haven, Connecticut • William G. "Bill" Brooks, Mayor, Belle Isle, Florida • Kenneth H. Bullock, Executive Director, Utah League of Cities and Towns • Jim Byard, Jr., Mayor, Prattville, Alabama • Gary W. Campbell, City Director/Vice Mayor, Fort Smith, Arkansas • Sheril Capehart, Councilmember, Arlington, Texas • Nancy S. Cofer, Council Member, Charlotte, North Carolina • Brad Cole, Mayor, Carlsbad, Illinois • Sandra Colvin-Roy, Council Member, Minneapolis, Minnesota • John F. Cook, Mayor, El Paso, Texas • Mildred C. Crump, Council President, Newark, New Jersey • Joe Davis, Sr., Alderman, Milwaukee, Wisconsin • Gretchen Driskell, Mayor, Sable, Michigan • Larry G. Frang, Executive Director, Illinois Municipal League • Dan Furlado, Councilmember, Campbell, California • John A. Gamet, Executive Director, Pennsylvania League of Cities and Municipalities • Paul M. Gresham, Councilmember, Centerville, Ohio • Mitam Hair, Executive Director, Municipal Association of South Carolina • Hankins, Council Member, Trolwood, Ohio • Terry B. Henderson, Mayor Pro Tem, La Quinta, California • Edna Branch Jackson, Mayor Pro Tem/Alderman at-Large, Savannah, Georgia • Dennis Kavanau, Councilmember, Mesa, Arizona • Greg Lemke, Council Member, Moorhead, Minnesota • George Lewis, Executive Director, Mississippi Municipal League • Myron Lowery, Council Member, Memphis, Tennessee • Michael McCauley, Executive Director, League of Oregon Cities • James F. Miller, Executive Director, League of Minnesota Cities • Mark Mitchell, Councilmember, Tempe, Arizona • Garra Nancolas, Mayor, Cokwell, Idaho • Ron Natlinsky, Councilmember, Dallas, Texas • Laura W. Podgoff, Councilmember, Wilmington, North Carolina • Randall W. B. Purvis, Council Member, Colorado Springs



**NATIONAL LEAGUE OF CITIES
2010 CONGRESS OF CITIES
DENVER, COLORADO**

Number of Votes – Annual Business Meeting

Direct Member Cities

Article IV, Section 2 of the National League of Cities bylaws specifies the number of votes that each NLC direct member city is entitled to cast at the Annual Business Meeting at the Congress of Cities. Member cities are required by the bylaws to cast unanimous votes.

CITY POPULATION (per 2000 Census)	NUMBER OF VOTES
Under 50,000	1 vote
50,000 – 99,999	2 votes
100,000 – 199,999	4 votes
200,000 – 299,999	6 votes
300,000 – 399,999	8 votes
400,000 – 499,999	10 votes
500,000 – 599,999	12 votes
600,000 – 699,999	14 votes
700,000 – 799,999	16 votes
800,000 – 899,999	18 votes
900,000 and above	20 votes

Memorandum

To: City Manager
Assistant City Manager
City Commissioners
From: Dennis Veatch 
Date: September 1, 2010
Subject: Neier Subdivision
Agenda Item: New Business

Recommendation: The Dodge City Zoning Board met August 17, 2010 to review the minor plat of Neier Subdivision. They are recommending approval of this plat and city staff concurs with this recommendation.

Background: Ken Winter representing Dodge City Country Club, Inc. submitted an application to create one lot on the East side of Fairway Drive on Country Club property and just North of 1820 Fairway Drive.

Justification: This plat conforms to the Dodge City Subdivision Regulations, Dodge City Zoning Regulations and the City Comprehensive Plan.

Financial Considerations: None

Purpose/Mission: This lot was created for the purpose of utilizing this property for additional housing.

Legal Considerations: None

Attachments: Neier Subdivision