

CITY COMMISSION AGENDA

City Hall Commission Chambers

Monday, June 6, 2011

7:00 p.m.

MEETING #4847

CALL TO ORDER

ROLL CALL

INVOCATION by Captain Joaquin Rangel of the Salvation Army

PLEDGE OF ALLEGIANCE

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).

Presentation to Dick Wyatt for his years of service to the LRLF Advisory Board.

Character Trait, Building Joyfulness – Presented by Director of Public Information, Jane Longmeyer

CONSENT CALENDAR

1. Approval of City Commission Meeting minutes, May 16, 2011
2. Approval of City Commission Special Meeting minutes, May 25, 2011
3. Appropriation Ordinance No. 11, June 6, 2011
4. Cereal Malt Beverage License
 - a. Pizza Hut #103, 1513 W. Wyatt Earp
 - b. Pizza Hut #104, 110 Frontview
 - c. El Charro of Dodge City, 1209 W. Wyatt Earp
 - d. Napoli's, 1601 W. Wyatt Earp

ORDINANCES & RESOLUTIONS

Resolution No. 2011-17: A Resolution Making Certain Findings and Determinations as to the Need for Housing Within the City of Dodge City, Kansas and Setting Forth the Legal Description of Real Property Proposed to be Designated as a Rural Housing Incentive District Within the City. Report by Assistant City Manager, Cherise Tieben.

Resolution No. 2011-19: A Resolution Confirming the Designation of Fidelity State Bank and Trust Company, Dodge City, Kansas, as an Official Depository Bank and Adding an Authorized Account. Report by Director of Finance/City Clerk, Nannette Pogue.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of Payments for Easements – Water Reclamation Facility (WRF) lines. Report by Director of Engineering, Ray Slattery.
2. Approval of Bids for Asphalt Mill & Overlay. Report by Director of Engineering, Ray Slattery.
3. Approval of Bid for Soule Street Patching. Report by Director of Engineering, Ray Slattery.
4. Approval of Bid for West Division Reconstruction. Report by Director of Engineering, Ray Slattery.

OTHER BUSINESS

EXECUTIVE SESSION

1. Employer/Employee Relations and Negotiations.

ADJOURNMENT

CITY COMMISSION MINUTES

City Hall Commission Chambers

Monday, May 16, 2011

7:00 p.m.

MEETING #4845

CALL TO ORDER

ROLL CALL: Mayor Rick Smoll, Commissioners Jim Sherer, Michael Weece and Monte Broeckelman were present. Commissioner Kent Smoll was absent.

INVOCATION: by Rev. Darrell Hendrickson of the First Church of God

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

National Public Works Week Proclamation was presented.

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).

Vernon Bogart thanked the City Commission for attempting to keep All-4-Fun open.

CONSENT CALENDAR

1. Approval of City Commission Meeting minutes, May 2, 2011
2. Appropriation Ordinance No. 10, May 16, 2011
3. Approval of Change Order No. 1 of Bicycle/Pedestrian Path.
4. Approval of Lease at Hennessy Hall with Urban League.
5. Approval of Purchase of Insulation for Civic Center Roof.

Commissioner Jim Sherer moved to approve the Consent Calendar as presented, seconded by Commissioner Kent Smoll. The motion carried unanimously.

ORDINANCES & RESOLUTIONS

Ordinance No. 3516: An Ordinance Rezoning a Tract of Land Known as 711 Wilroads Garden Road from A, Agriculture to R-S, Residential Suburban was approved on a motion by Commissioner Kent Smoll, seconded by Commissioner Monte Broeckelman. Motion carried unanimously.

Resolution No. 2011-16: A Resolution for the Temporary Suspension and Waiver of Certain Provisions of Ordinance No. 2838 and the Uniform 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 Jim Sherer, seconded by Commissioner Michael Weece. Motion carried 4-1, Commissioner Kent Smoll opposing.

Resolution No. 2011-18: A Resolution Determining it Necessary to Repair and Resurface Certain Streets Within the City of Dodge City, Kansas; and Authorizing and Providing for the Payment of the Costs Thereof was approved on a motion by Commissioner Kent Smoll, seconded by Commissioner Jim Sherer. Motion carried unanimously.

UNFINISHED BUSINESS

NEW BUSINESS

1. Payment for easement acquisitions for pipeline for Wastewater Reclamation Facility in the amount of \$12,807.00 was approved on a motion by Commissioner Jim Sherer, seconded by Commissioner Monte Broeckelman. Motion carried unanimously.
2. Candletree Addition Unit 5 Final Plat was approved on a motion by Commissioner Monte Broeckelman, seconded by Commissioner Kent Smoll. Motion carried unanimously.
3. Approval to Enter into Negotiations of a Lease with Richard Cornejo for the All-4-Fun Facility was approved on a motion by Commissioner Jim Sherer, seconded by Commissioner Michael Weece. Motion carried 4-0. Commissioner Kent Smoll abstained from voting.
4. Utility Water Supply Bids for a total of \$130,480.35, broken down as follows...

Municipal Supply	
Copper	\$ 2,015.00
Meters	\$73,061.00
Brass	\$ 4,496.00
Repair Clamps	\$ 3,400.80
Water Products, Inc.	
P.E. Pipe	\$ 574.00
Pipe	\$ 2,965.20
HD Supply	
Mechanical Fittings	\$ 5,174.00
Fire Hyd.	\$22,485.00
Saddles	\$ 1,194.80
Winwater	
Jars & Lids	\$ 4,940.06
Gate Valves	\$ 6,075.00
Hajoca Corp.	
Other Items	\$ 4,099.49

was approved on a motion by Commissioner Monte Broeckelman, seconded by Commissioner Kent Smoll. Motion carried 5-0.

5. Ratification of Proposal from Mid America Liner, LLC to Remove and Replace Lagoon Cover #3 in the amount of \$315,000.00 was approved on a motion by Commissioner Monte Broeckelman, seconded by Commissioner Jim Sherer. Motion carried unanimously.
6. Nicole Noble of United Way was appointed to the Cultural Relations Advisory Board on a motion by Commissioner Rick Sowers, seconded by Commissioner Kent Smoll. Motion carried unanimously.

OTHER BUSINESS

Ken Strobel, City Manager:

- Seconded the Public Works Proclamation supporting Public Works Employees. Appreciation luncheon is scheduled for Thursday, May 19th;
- Groundbreaking for Hampton Hotel last week – Congratulations Boot Hill Casino and Resort;
- Thursday, June 2nd, KDOT Secretary will be in town for announcements for T-Works program;
- State of the City is Wednesday, May 18th; and
- Recognized Beck Sales first runner up for SBA's Small Business person of the year.

Commissioner Jim Sherer:

- Very pleased and thanked staff for accepting proposals for All-4-Fun; and
- Reported that he and Cindy Malek made a presentation at Mayor's Conference in Topeka last week- on docket with Kansas City – cooperative activities.

Commissioner Monte Broeckelman:

- Has had several comments regarding All-4-Fun.

Commissioner Kent Smoll:

- Gave an update on railroad crossings and signs for the Truck Ordinance.

Mayor Rick Sowers:

- Thanked Police Department for inviting him to Awards Ceremony and Thanked Police for their dedication;
- Public Service Week for Public Works Employees – Thanked those employees; and
- Thanked Commissioner Jim Sherer for serving at Mayor's Conference for him.

ADJOURNMENT: Commissioner Kent Smoll moved to adjourn the meeting; Commissioner Jim Sherer seconded the motion. Motion carried unanimously.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

**CITY COMMISSION
SPECIAL MEETING MINUTES**

City Hall Commission Chambers

Wednesday, May 25, 2011

6:00 p.m.

MEETING #4846

CALL TO ORDER

ROLL CALL: Mayor Rick Smoll, Commissioners Kent Smoll, Michael Weece and Monte Broeckelman were present. Commissioner Jim Sherer appeared by phone.

NEW BUSINESS

1. Anita Williams was appointed to the Local Revolving Loan Fund Advisory Board on a motion by Commissioner Kent Smoll, seconded by Commissioner Michael Weece. Motion carried 5-0.
2. The Fire Truck Lease Purchase Agreement with Pinnacle Public Finance, Inc. in the amount of \$388,357.00 with a 2.24% interest rate was approved on a motion by Commissioner Jim Sherer, seconded by Commissioner Kent Smoll. Motion carried 5-0.
3. Mayor Rick Sowers disclosed the fact that he has sold equipment to the proposed lessee, Sports Zone, LLC. Commissioner Kent Smoll abstained from voting and discussion of the Management Agreement with Sports Zone, LLC. Management Agreement with Sports Zone, LLC for All-4-Fun subject to approval and review by City Attorney was approved on a motion by Commissioner Jim Sherer, seconded by Commissioner Michael Weece. The motion carried 4-0 with Commissioner Kent Smoll abstaining.

OTHER BUSINESS

ADJOURNMENT: Commissioner Michael Weece moved to adjourn the meeting; Commissioner Monte Broeckelman seconded the motion. Motion carried 5-0.

Rick Sowers, 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, 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): <u>004-480728482F-01</u>			
Name of Corporation <u>HIGH PLAINS PIZZA, INC.</u>		Principal Place of Business <u>7 W. PARKWAY BLVD</u>	
Corporation Street Address <u>7 W. PARKWAY BLVD.</u>		Corporation City <u>LIBERAL</u>	State <u>KS</u> Zip Code <u>67901</u>
Date of Incorporation <u>9-1-66</u>		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name		Phone No. <u>620-624-5638</u>	
Residence Street Address		City <u>LIBERAL</u>	State <u>KS</u> Zip Code <u>67901</u>

SECTION 3 - LICENSED PREMISE			
Licensed Premise (Business Location)		Mailing Address	
DBA Name <u>PIZZA HUT #F103</u>		Name <u>HIGH PLAINS PIZZA, INC.</u>	
Business Location Address <u>1513 W. WYATT EARP</u>		Address <u>P.O. Box 2438</u>	
City <u>Dodge City</u> State <u>KS</u> Zip <u>67801</u>		City <u>LIBERAL</u> State <u>KS</u> Zip <u>67905</u>	
Business Phone No. <u>620-225-0290</u>		<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) <u>HIGH PLAINS PIZZA, INC.</u>			

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		Position	
Residence Street Address		City	State Zip Code
Spouse Name		Position	
Residence Street Address		City	State Zip Code
Name		Position	
Residence Street Address		City	State Zip Code
Spouse Name		Position	
Residence Street Address		City	State Zip Code
Name		Position	
Residence Street Address		City	State Zip Code
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 DAVID CHAPMAN	Phone No. 620-227-2034	Date of Birth 1-1-1981
Residence Street Address 1700 AVE B	City Dodge City	Zip Code 67801
Manager or Agent Spousal Information		
Spouse Name Tiffany	Phone No. 620-227-2034	Date of Birth 9-25-1979
Residence Street Address 1700 AVE B	City Dodge 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 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 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 *Amy Hicks* DATE 5-17-11

\$ 225⁰⁰

FOR CITY/COUNTY OFFICE USE ONLY:	
<input checked="" type="checkbox"/> License Fee Received Amount \$ <u>200⁰⁰</u> Date <u>5-24-11</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>5-24-11</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)



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): <u>004-480728482F-01</u>			
Name of Corporation <u>HIGH PLAINS PIZZA, INC.</u>		Principal Place of Business <u>7 W. PARKWAY BLVD</u>	
Corporation Street Address <u>7 W. Parkway Blvd</u>		Corporation City <u>LIBERAL</u>	State <u>KS</u> Zip Code <u>67901</u>
Date of Incorporation <u>9-1-66</u>		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name		Phone No. <u>620-624-5635</u>	
Residence Street Address		City <u>LIBERAL</u>	State <u>KS</u> Zip Code <u>67901</u>

SECTION 3 - LICENSED PREMISE			
Licensed Premise (Business Location)		Mailing Address	
DBA Name <u>PIZZA HUT #104</u>		Name <u>High PLAINS PIZZA, INC</u>	
Business Location Address <u>110 FRONTVIEW</u>		Address <u>P.O. Box 2438</u>	
City <u>Dodge City</u> State <u>KS</u> Zip <u>67801</u>		City <u>LIBERAL</u> State <u>KS</u> Zip <u>67905</u>	
Business Phone No. <u>620-225-2284</u>		<input type="checkbox"/> Applicant owns the proposed business location. <input checked="" type="checkbox"/> Applicant does not own the proposed business location.	
Business Location Owner Name(s) <u>Colvin Properties</u>			

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	Position		Date of Birth
Residence Street Address	City	State	Zip Code
<u>See Attached</u>			
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 <u>VINCENT CORDERO</u>	Phone No. <u>620-255-3103</u>	Date of Birth <u>8-11-80</u>
Residence Street Address <u>2503 BELL AVE APT A.</u>	City <u>Dodge City</u>	Zip Code <u>67801</u>
Manager or Agent Spousal Information		
Spouse Name <u>LUDMILA CORDERO</u>	Phone No. <u>620-255-3103</u>	Date of Birth <u>10-27-80</u>
Residence Street Address <u>2503 BELL AVE</u>	City <u>Dodge City</u>	Zip Code <u>67801</u>

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 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 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 *Amy Hinkle* DATE 5-17-11

\$ 225⁰⁰

FOR CITY/COUNTY OFFICE USE ONLY:	
<input checked="" type="checkbox"/> License Fee Received Amount \$ <u>200⁰⁰</u> Date <u>5-24-11</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>5-24-11</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)



**INDIVIDUAL/SOLE PROPRIETOR
APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES**

(This form has been prepared by the Attorney General's Office)

City or County of _____

SECTION 1 – LICENSE TYPE	
Check One: <input checked="" type="checkbox"/> New License <input 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 licenses premises.	

SECTION 2 – APPLICANT INFORMATION		
Kansas Sales Tax Registration Number (required):		
Name <u>Catherine Rincon</u>	Phone No. <u>620-255-3499</u>	Date of Birth <u>6-22-78</u>
Residence Street Address <u>509 RUNYAN</u>	City <u>Dodge City</u>	Zip Code <u>67801</u>
Applicant Spousal Information		
Spouse Name <u>Bryan Rincon</u>	Phone No. <u>620-255-1108</u>	Date of Birth <u>10-20-78</u>
Residence Street Address <u>509 RUNYAN</u>	City <u>Dodge City</u>	Zip Code <u>67801</u>

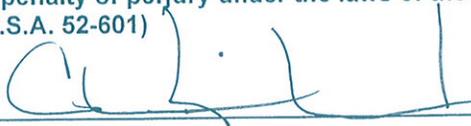
SECTION 3 – LICENSED PREMISE					
Licensed Premise (Business Location)			Mailing Address		
DBA Name <u>El Charro of Dodge City</u>			Name		
Business Location Address <u>1209 W. Wyatt Exp</u>			Address		
City <u>D.C.</u>	State <u>KS</u>	Zip <u>67801</u>	City	State	Zip
Business Phone No. <u>620 225 0311</u>			<input type="checkbox"/> I own the proposed business location. <input checked="" type="checkbox"/> I do not own the proposed business location.		
Business Location Owner Name(s) <u>Mike Weber</u>					

SECTION 4 – APPLICANT QUALIFICATION	
I am a U.S. Citizen	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
I have been a resident of Kansas for at least one year prior to application.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
I have resided within the state of Kansas for _____ years.	
I am at least 21 years old.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Within 2 years immediately preceding the date of this application, neither I nor my spouse ¹ has 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 checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No
My spouse has previously held a CMB license.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
My spouse has never been convicted of one of the crimes mentioned above while licensed.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**INDIVIDUAL/SOLE PROPRIETOR
APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES**
(This form prepared by the Attorney General's Office)

SECTION 5 – MANAGER OR AGENT QUALIFICATION		
My place of business will be conducted by a manager or agent.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If yes, provide the following:		
Manager/Agent Name	Phone No.	Date of Birth
Residence Street Address	City	Zip Code
Manager or Agent Spousal Information		
Spouse Name	Phone No.	Date of Birth
Residence Street Address	City	Zip Code
Qualification Statement		
My manager/agent and his/her spouse ² meets all of the qualifications in Section 4.		<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. (K.S.A. 52-601)

SIGNATURE  DATE 5.25.11

FOR CITY/COUNTY OFFICE USE ONLY:	
<input type="checkbox"/> License Fee Received Amount \$ _____ Date _____	(\$25 - \$50 for Off-Premise license or \$25-200 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 If renewal application, applicant's spouse not required to meet the no criminal history requirement. K.S.A. 41-2703(b)(9)
² Spouse not required to be U.S. citizen, Kansas resident or over 21 years of age. K.S.A. 41-2703(b)(9)

**INDIVIDUAL/SOLE PROPRIETOR
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

SECTION 1 – LICENSE TYPE	
Check One: <input checked="" type="checkbox"/> New License <input 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 licenses premises.	

SECTION 2 – APPLICANT INFORMATION			
Kansas Sales Tax Registration Number (required):			
Name	Phone No.	Date of Birth	
<u>Sherif Dullovi</u>	<u>(620) 391-6705</u>	<u>4/11/1965</u>	
Residence Street Address	City	Zip Code	
<u>1601 W. Wyatt Earp</u>	<u>Dodge City</u>	<u>67801</u>	
Applicant Spousal Information			
Spouse Name	Phone No.	Date of Birth	
Residence Street Address	City	Zip Code	

SECTION 3 – LICENSED PREMISE			
Licensed Premise (Business Location)		Mailing Address	
DBA Name	Name	Name	
<u>Napolis</u>	<u>Sherif Dullovi</u>	<u>Sherif Dullovi</u>	
Business Location Address	Address	Address	
<u>1601 W. Wyatt Earp</u>	<u>1601 W. Wyatt Earp</u>	<u>1601 W. Wyatt Earp</u>	
City	City	State	Zip
<u>Dodge City</u>	<u>Dodge City</u>	<u>KS</u>	<u>67801</u>
Business Phone No.	<input type="checkbox"/> I own the proposed business location. <input checked="" type="checkbox"/> I do not own the proposed business location.		
<u>(620) 227-2798</u>			
Business Location Owner Name(s)	<u>Sherif Dullovi</u>		

SECTION 4 – APPLICANT QUALIFICATION	
I am a U.S. Citizen	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
I have been a resident of Kansas for at least one year prior to application.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
I have resided within the state of Kansas for <u>5</u> years.	
I am at least 21 years old.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Within 2 years immediately preceding the date of this application, neither I nor my spouse ¹ has 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No
My spouse has previously held a CMB license.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
My spouse has never been convicted of one of the crimes mentioned above while licensed.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

**INDIVIDUAL/SOLE PROPRIETOR
APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES**
(This form prepared by the Attorney General's Office)

SECTION 5 – MANAGER OR AGENT QUALIFICATION		
My place of business will be conducted by a manager or agent.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If yes, provide the following:		
Manager/Agent Name	Phone No.	Date of Birth
Residence Street Address	City	Zip Code
Manager or Agent Spousal Information		
Spouse Name	Phone No.	Date of Birth
Residence Street Address	City	Zip Code
Qualification Statement		
My manager/agent and his/her spouse ² meets all of the qualifications in Section 4.		<input 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. (K.S.A. 52-601)

SIGNATURE  DATE 5 23, 11

FOR CITY/COUNTY OFFICE USE ONLY:	
<input type="checkbox"/> License Fee Received Amount \$ _____ Date _____ (\$25 - \$50 for Off-Premise license or \$25-200 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 If renewal application, applicant's spouse not required to meet the no criminal history requirement. K.S.A. 41-2703(b)(9)
² Spouse not required to be U.S. citizen, Kansas resident or over 21 years of age. K.S.A. 41-2703(b)(9)



Memorandum

To: City Commissioners
From: Cherise Tieben/Ken Strobel
Date: June 6, 2011
Subject: Haggard Addition
Agenda Item: Resolution 2011-17

Recommendation: Staff recommends the acceptance of the CHAT report and approval of Resolution No. 2011-05 which permits staff to submit a proposed Rural Housing Incentive District to the Kansas Secretary of Commerce for approval.

Background: In April of 2008 the City and County received the CHAT report which provided our community with a housing needs and analysis. The report showed that our community housing needs were substantial and provided guidance to the areas which the cause of the shortage and efforts which can be made to correct the issue. The establishment of a Rural Housing Incentive District (RHID) is the first step towards providing an incentive that will entice developers to our community.

Justification: Numerous developers have reviewed their opportunities to pursue housing projects in our community. These projects, according to developers, will not cash flow and have not come to fruition due to infrastructure costs, high cost of building supplies, property taxes, low market/rent rates and other issues. Establishing a RHID will encourage the developers through incentives to pursue housing opportunities in our community. It is our hope that the resulting housing developments, will allow more families to join our community in order to fulfill the employment needs of our local businesses.

Financial Considerations: None at this time. However, if utilized the financial consideration would be dependent upon each independent development agreement.

Purpose/Mission: This resolution assists staff by taking the first step to improving housing opportunities and therefore, improving the quality of life for our citizens.

Legal Considerations: None

Attachments: None

Resolution 2011-17

A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AS TO THE NEED FOR HOUSING WITHIN THE CITY OF DODGE CITY, KANSAS AND SETTING FORTH THE LEGAL DESCRIPTION OF REAL PROPERTY PROPOSED TO BE DESIGNATED AS A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY.

WHEREAS, K.S.A. 12-5241 et seq. (the “Act”) authorizes any city incorporated in accordance with the laws of the state of Kansas (the “State”) with a population of less than 40,000 located in a county with a population of less than 60,000, to designate rural housing incentive districts within such city; and

WHEREAS, prior to such designation the governing body of such city shall conduct a housing needs analysis to determine what, if any, housing needs exist within its community; and

WHEREAS, after conducting such analysis, the governing body of such city may adopt a resolution making certain findings regarding the establishment of a rural housing incentive district and providing the legal description of property to be contained therein; and

WHEREAS, after publishing such resolution, the governing body of such city shall send a copy thereof to the Secretary of Commerce of the State (the “Secretary”) requesting that the Secretary agree with the finding contained in such resolution; and

WHEREAS, if the Secretary agrees with such findings, such city may proceed with the establishment of a rural housing incentive district within such city and adopt a plan for the development or redevelopment of housing and public facilities in the proposed district; and

WHEREAS, the City of Dodge City, Kansas (the “City”) has an estimated population of 26,101, is located in Ford County, Kansas, which has an estimated population of 32,458 and therefore constitutes a city as said term is defined in the Act; and

WHEREAS, the Governing Body of the City has performed a Housing Needs Analysis dated April 23, 2008 (the “Needs Analysis”), a copy of which is on file in the office of the City Clerk; and

WHEREAS, based on the Needs Analysis, the Governing Body of the City proposes to commence proceedings necessary to create a Rural Housing Incentive District, in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED by the Governing Body of the City of Dodge City, Kansas, as follows:

Section 1. The Governing Body hereby adopts and incorporates by this reference as part of this Resolution the Needs Analysis, a copy of which is on file in the office of the City Clerk, and based on a review of said Needs Analysis makes the following findings and determinations.

Section 2. The Governing Body hereby finds and determines that there is a shortage of quality housing of various price ranges in the City despite the best efforts of public and private housing developers.

Section 3. The Governing Body hereby finds and determines that the shortage of quality housing can be expected to persist and that additional financial incentives are necessary in order to encourage the private sector to construct or renovate housing in the City.

Section 4. The Governing Body hereby finds and determines that the shortage of quality housing is a substantial deterrent to the future economic growth and development of the City.

Section 5. The Governing Body hereby finds and determines that the future economic wellbeing of the City depends on the Governing Body providing additional incentives for the construction or renovation of quality housing in the City.

Section 6. Based on the findings and determinations contained in *Sections 2* through *5* of this Resolution, the Governing Body proposes to establish a Rural Housing Incentive District pursuant to the Act, within boundaries of the real estate legally described in *Exhibit 15* attached hereto, and shown on the maps depicting the existing parcels of land attached hereto as *Exhibit 15* (the "District").

Section 7. The City Clerk is hereby directed to publish this Resolution one time in the official City newspaper, and to send a certified copy of this Resolution to the Secretary for the Secretary's review and approval.

Section 8. This Resolution shall take effect after its adoption and publication once in the official City newspaper.

Approved this 6th day of June 2011 and signed by the Mayor.

Rick Soves, Mayor

ATTEST:

Nannette Pogue, City Clerk

Resolution 2011-17
Exhibit A-15

Lot One (1), Block Two (2), Correction Map of Final Replat of Haggard Addition, Dodge City, Ford County, Kansas. Deed to control.

Memorandum

*To: Ken Strobel, City Manager
Cherise Tieben, Assistant City Manager*

From: Nannette Pogue

Date: May 31, 2011

Subject: Resolution No. 2011-19

Agenda Item Ordinances and Resolutions

Recommendation: I recommend the approval of Resolution No. 2011-19

Background: The City currently uses Fidelity State Bank as our official depository. Anytime we establish a new account, the bank requires a resolution authorizing the account. It was necessary to set up a separate interest bearing account for the Energy Manager Grant because of the grant regulations. I have set up this account at Fidelity State Bank and Resolution No. 2011-19 authorizes this account.

Justification: It is required by the bank to have City Commission authorization via a Resolution of the City.

Financial Considerations: None

Purpose/Mission: To promote open communications, honesty and integrity.

Legal Considerations: None

Attachments: Resolution No. 2011-19

Resolution No. 2011-19

A RESOLUTION CONFIRMING THE DESIGNATION OF FIDELITY STATE BANK AND TRUST COMPANY, DODGE CITY, KANSAS AS AN OFFICIAL DEPOSITORY BANK AND ADDING AN AUTHORIZED ACCOUNT

WHEREAS, K.S.A. 9-1401 requires the Governing Body of the City of Doge City designated by official action, the financial institutions which shall serve as depositories of City Funds;

WHEREAS, accounts at Fidelity State Bank were previously authorized by Resolution No. 2007-13.

NOW THEREFORE, be it resolved by the Governing Body of the City of Dodge City that the following account is hereby authorized and all checks, drafts, notes or orders drawn against the stated account must be signed as shall be certified to the Fidelity State Bank and Trust Company, Dodge City, Kansas and not checks, drafts, notes or orders drawn against said account shall be valid unless signed as certified.

- A. City of Dodge City, used for the Energy Manager Grant
Account No. 02-289-7

BE IT FURTHER RESOLVED that certification of persons authorized to sign on the above stated accounts shall be provided to The Fidelity State Bank and Trust Company, Dodge City, Kansas by the City Manager of Dodge City and the City Clerk.

BE IT FURTHER RESOLVED that this resolution shall continue to have effect until express written notice of its rescission or modification has be received by The Fidelity State Bank and Trust Company, Dodge City, Kansas.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its Passage.

Dated this ____ day of _____, 2011.

Rick Sowers, Mayor

ATTEST:

City Clerk

Memorandum

To: City Manager
Assistant City Manager
From: Raymond A. Slattery, P.E. 
Director of Engineering Services
Date: May 25, 2011
Subject: Easement acquisition for pipeline for Wastewater Reclamation Facility
Agenda Item: New Business

Recommendation: Approve payment to acquire easements

Background: The City has been working for several months to acquire the necessary permanent and temporary easements for the new transmission and force main lines for the new reclamation plant. The Commission previously set just compensation amounts for the all of the necessary parcels. We have negotiated with the various property owners and are now bringing to the commission several of the final offers.

Justification: The Commission needs to approve the final offers so that the easements can be purchased.

Financial Considerations: The appraisals have recommended the following offers:

Shirley Cattle Company, Inc.	\$12,773.63
Closing Costs	\$300.00
Title Insurance	\$245.50
Filing Costs	<u>\$ 56.00</u>
Total	\$13,375.13
Brian T. Shirley Revocable Trust	\$21,305.63
Closing Costs	\$300.00
Title Insurance	\$277.00
Filing Costs	<u>\$ 68.00</u>
Total	\$21,950.63
Grand Total	\$35,325.76

Purpose/Mission: The purchase of these easements will insure the completion of the project, which is necessary for the continued growth of Dodge City.

Legal Considerations: None

Attachments: Buyer's closing statement that will need to be signed by the City Clerk. A map showing the easements under consideration tonight (blue hatch), acquired easement (green hatch) and those still needed (red hatch).

BUYER'S CLOSING STATEMENT

GF#: 11-9520

Prepared for:
 CITY OF DODGE CITY, KANSAS
 806 N. 2ND AVENUE
 DODGE CITY, KS 67801

Prepared by:
 High Plains Land & Title
 P.O. Box 878
 107 Gunsmoke
 Dodge City, Ks. 67801

Property:
 TRACTS IN 12-26S-25W,
 FORD COUNTY, KANSAS

Seller : BRIAN T. SHIRLEY REVOCABLE TRUST

Closing date (MO/DY/YR) : 05/20/11

Closer : BRENDA K. LEE

	<u>DEBITS</u>	<u>CREDITS</u>
Contract Sales Price	21,305.63	
Settlement or Closing HIGH PLAINS LAND & TITLE	300.00	
Owner's Title Insuranc HIGH PLAINS LAND & TITLE	277.00	
Recording Permanent Utility Easement	16.00	
Recording Temporary Easement	16.00	
Recording Surveys	24.00	
Recording Incumbency Affidavit	12.00	
Funds payable at closing		21,950.63
	<u>\$21,950.63</u>	<u>\$21,950.63</u>

Approved:

 CITY OF DODGE CITY, KANSAS

 Closing officer or Broker

BUYER'S CLOSING STATEMENT

GF#: 11-9519

Prepared for:
 THE CITY OF DODGE CITY, KANSAS
 806 N. 2ND AVENUE
 DODGE CITY, KS 67801

Prepared by:
 High Plains Land & Title
 P.O. Box 878
 107 Gunsmoke
 Dodge City, Ks. 67801

Property:
 TRACTS IN 13-26S-25W,
 FORD COUNTY, KANSAS.

Seller : SHIRLEY CATTLE COMPANY, INC.,
 A KANSAS CORPORATION

Closing date (MO/DY/YR) : 05/20/11

Closer : BRENDA K. LEE

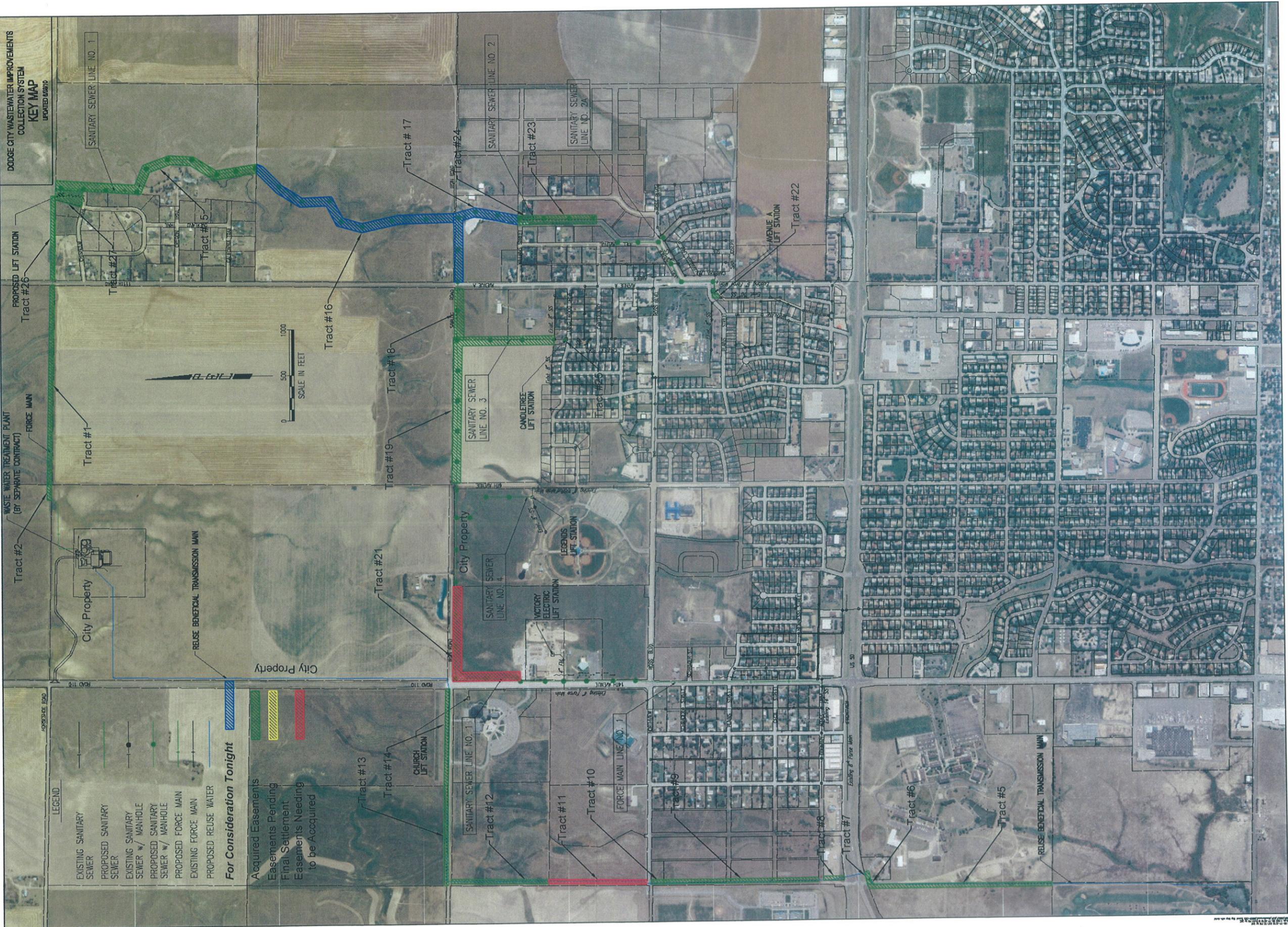
	<u>DEBITS</u>	<u>CREDITS</u>
Contract Sales Price	12,773.63	
Settlement or Closing HIGH PLAINS LAND & TITLE	300.00	
Owner's Title Insuranc HIGH PLAINS LAND & TITLE	245.50	
Recording Permanent Utility Easement	16.00	
Recording Temporary Easement	16.00	
Recording Surveys	24.00	
Funds payable at closing		13,375.13
	<u>\$13,375.13</u>	<u>\$13,375.13</u>

Approved:

 THE CITY OF DODGE CITY, KANSAS

 Closing officer or Broker

DODGE CITY WASTEWATER IMPROVEMENTS
COLLECTION SYSTEM
KEY MAP
UPDATED 6/20/10



- LEGEND**
- EXISTING SANITARY SEWER
 - PROPOSED SANITARY SEWER
 - EXISTING SANITARY SEWER w/ MANHOLE
 - PROPOSED SANITARY SEWER w/ MANHOLE
 - PROPOSED FORCE MAIN
 - EXISTING FORCE MAIN
 - PROPOSED REUSE WATER

For Consideration Tonight

- Acquired Easements
- Easements Pending
- Final Settlement
- Easements Needing to be Acquired

Memorandum

*To: City Manager
Assistant City Manager
City Commissioners*

*From: Ray Slattery, P.E. 
City Engineer*

Date: May 31, 2011

*Subject: Bids for 2011 Asphalt Mill &
Overlay Project*

Agenda Item: New Business

Recommendation: Approve proposal from APAC Kansas Inc., Shears Division for the construction of the 2011 Asphalt Mill & Overlay Project in the amount of \$299,785.60.

Background: This project was slated for construction as part of the 2011 Street Program which was approved by the Commission earlier this year.

Justification: This project will maintain the street infrastructure and extend the service life of the street.

Financial Considerations: The construction of the 2011 Asphalt Mill & Overlay Project will cost \$299,785.60. Funding of this project will be through General Obligation bonds and the Special Street Funds which have already been approved.

Purpose/Mission: The completion of this project will maintain our street infrastructure in an acceptable condition and extend the life of streets constructed under this project.

Legal Considerations: By approving the bid with APAC Kansas Inc., Shears Division the City will enter into a contract with APAC Kansas Inc., Shears Division and be responsible to make payments to APAC Kansas Inc., Shears Division for the completed work.

Attachments: The bid tabulation for APAC Kansas Inc., Shears Division and Klotz Sand Co., Inc. which includes the Engineers' estimate.

Memorandum

*To: City Manager
Assistant City Manager
City Commissioners*

*From: Ray Slattery, P.E. 
City Engineer*

Date: May 31, 2011

*Subject: Bids for Soule St. Patching
Agenda Item: New Business*

Recommendation: Approve proposal from JAG Construction Co., for the construction of the Soule St. Patching in the amount of \$49,556.50.

Background: This project was slated for construction as part of the 2011 Street Program which was approved by the Commission earlier this year.

Justification: This project will maintain the street infrastructure and extend the service life of the street.

Financial Considerations: The construction of the Soule St. Patching will cost \$49,556.50. Funding of this project will be through the Special Street Funds which have already been approved.

Purpose/Mission: The completion of this project will maintain our street infrastructure in an acceptable condition and extend the life of streets constructed under this project.

Legal Considerations: By approving the bid with JAG Construction Co., the City will enter into a contract with JAG Construction Co., and be responsible to make payments to JAG Construction Co., for the completed work.

Attachments: The bid tabulation for JAG Construction Co., and Brak-Hard Concrete Construction Co., LLC. which includes the Engineers' estimate.

Memorandum

*To: City Manager
Assistant City Manager
City Commissioners*

*From: Ray Slattery, P.E. 
City Engineer*

Date: May 31, 2011

*Subject: Bids for 2010 Asphalt
Reconstruction (Division St.)*

Agenda Item: New Business

Recommendation: Approve proposal from Klotz Sand Co., Inc. for the construction of the 2010 Asphalt Reconstruction Project, Division St. in the amount of \$326,594.60.

Background: This project was slated for construction as part of the 2011 Street Program which was approved by the Commission earlier this year.

Justification: This project will maintain the street infrastructure and extend the service life of the street.

Financial Considerations: The construction of the 2011 Asphalt Mill & Overlay Project will cost \$326,594.60. Funding of this project will be through General Obligation bonds which have already been approved.

Purpose/Mission: The completion of this project will maintain our street infrastructure in an acceptable condition and extend the life of streets constructed under this project.

Legal Considerations: By approving the bid with Klotz Sand Co., Inc. the City will enter into a contract with Klotz Sand Co., Inc. and be responsible to make payments to Klotz Sand Co., Inc. for the completed work.

Attachments: The bid tabulation for Klotz Sand Co., Inc. and APAC-Kansas, Inc., Shears Division which includes the Engineers' estimate.

