

**CITY COMMISSION
BUDGET STUDY SESSION**
August 7, 2006 – 6:00 p.m.
Commission Chambers

Continued Review of Proposed Agenda

COMMISSION AGENDA

August 7, 2006 - 7:00 p.m.
Commission Chambers
MEETING NO. 4656

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

VISITORS (Limit of 5 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)

City of Character for August - Benevolence

CONSENT CALENDAR

1. Approval of Minutes of Regular Meeting of July 17, 2006
2. Approval of payment of bills.
3. Approval of cereal malt beverage license for:
 - A. Wyatt Earp's Alibi, 102 W. Wyatt Earp
 - B. Boot Hill Museum, Front Street(pending inspections and approval of City Fire, Inspection & Police Dept.)

ORDINANCES & RESOLUTIONS

Ordinance No.3418: An Ordinance vacating a portion of Maple Street in Original Town. Report by Zoning Administrator, Dennis Veatch.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of bid for 15' Rotary Mower for the Park Department. Report by Director of Administration, Mike Klein.
2. Approval of bid for Skid Steer Attachments for Park Department. Report by Director of Administration, Mike Klein.

3. Approval of bid for Retroreflectometer for Street Department. Report by Director of Administration, Mike Klein.

OTHER BUSINESS

Commissioners
City Manager

EXECUTIVE SESSION to discuss contract negotiations.

ADJOURNMENT

MINUTES
July 17, 2006 - 7:00 p.m.
MEETING NO. 4655

MAYOR Jim Sherer called the regular meeting to order at 7:00 p.m.

RESPONDING TO ROLL CALL were Mayor Jim Sherer, Commissioners Terry Lee, Rick Sowers, and Jim Lembright. Reported absent was Commissioner Kent Smoll.

Invocation was let by Richard Croquette of the First Christian Church

The PLEDGE OF ALLEGIANCE was recited.

PETITIONS & PROCLAMATIONS

VISITORS (Limit of 5 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)

Amy Winkler spoke representing Meals on Wheels

The CONSENT CALENDAR was approved on a motion by Commissioner Lembright, seconded by Commissioner Sowers, by a vote of 3-1 with Commissioner Lee voting nay.

1. Approval of Minutes of Regular Meeting of July 3, 2006
2. Approval of payment of bills.
3. Approval of cereal malt beverage license for:
 - A. Spee-D Stop, 2615 Gary Avenue
 - B. River Stop, 705 S. 14th Avenue(pending inspections and approval of City Fire, Inspection & Police Dept.)
4. Approval of proposal and contract with APAC-Kansas, Inc., Shears Division for additional work on the 14th & US 50 intersection.
5. Acceptance of easement for National Beef.

Commissioner Sowers moved to add an item to New Business on the agenda for approval of Country Club Membership dues for an addendum to the City Manager's Contract. Commissioner Lembright seconded the motion which passed by a vote of 3-1 with Commissioner Lee voting nay.

ORDINANCES & RESOLUTIONS

Ordinance No.3416: An Ordinance regulating traffic within the corporate limits of the City of Dodge City, Kansas, incorporating by reference the "Standard Traffic

Ordinance No. 3375 was adopted on a motion by Commissioner Lembright, seconded by Commissioner Sowers, by a vote of 4-0.

Ordinance No 3417: An Ordinance regulating public offences within the corporate limits of the City of Dodge city, Kansas; incorporating by reference the "Uniform Public Offense Code for Kansas Cities, edition 2006 and repealing Ordinance 3355 was adopted on a motion by Commissioner Lembright, seconded by Commissioner Sowers, by a vote of 4-0.

UNFINISHED BUSINESS

NEW BUSINESS

1. A contract for engineering services with Burns & McDonnell for Taxiway B Project in the amount of \$193,628 with a 95% FAA grant and 5% local match (\$9,682) was approved on a motion by Commissioner Lee, seconded by Commissioner Sowers, by a vote of 4-0.
2. A bid for 2 handheld GPS System units and 2 days on-site training from Electronic Data Solutions in the amount of \$23,436.81 less \$1,000 for trade-in of current units for a final price of \$22,436.81 was approved on a motion by Commissioner Sowers, seconded by Commissioner Lembright, by a vote of 4-0.
3. A bid for redesign and management of the City of Dodge City Website from Civic Plus in the amount of \$23,750 plus \$10,200 in annual maintenance costs was approved on a motion by Commissioner Sowers, seconded by Commissioner Lembright, by a vote of 4-0.
4. Jeff Pederson, City Manager presented the proposed 2007 Budget.
5. Commissioner Lembright moved to approve Social Country Club dues for the City Manager. Commissioner Sowers seconded the motion which passed by a vote of 3-1 with Commissioner Lee voting nay.

OTHER BUSINESS

Commission Sowers reported about a Sold waste Committee meeting. The discussion at that meeting was a Dirty Merf Recycling Program to be owned by Dennis Hernandez.

Commissioner Sherer reminded everyone of the Community Facilities Advisory Board public input session for the Events Center at the Civic Center on Thursday, July 20, at 7:00 p.m.

Commissioner Lee wants to put alcohol license suspensions on the agenda for a future meeting to discuss current penalties. Other Commissioners wanted the education program to be given a chance to work first before the penalties are revisited.

City Manager, Jeff Pederson set Budget Study Session for the Airport Conference Room on Monday July 24 and July 31 to begin at 5:00 p.m.

At 8:05 p.m. Commissioner Sowers made a motion to adjourn to EXECUTIVE SESSION for 30 minutes to discuss contract negotiations and land acquisition matters. The Commission and City

Manager, Ken Strobel, Nannette Pogue, and Paul Lewis were asked to remain for the Executive Session. No action will be taken. The motion passed by a vote of 4-0.

The meeting reconvened at 8:35 p.m.

Commissioner Sowers moved to extend the Executive Session for 20 minutes, Commissioner Lee seconded. The motion passed by a vote of 4-0.

The meeting reconvened at 8:55 p.m.

On a motion by Commissioner Lembright, seconded by Commissioner Sowers, the meeting adjourned by a vote of 4-0.

V. James Sherer, Mayor

ATTEST:

Nannette Pogue, City Clerk

(Individual)

APPLICATION FOR LICENSE TO RETAIL CEREAL MALT BEVERAGES

Ford COUNTY, KANSAS, Aug 1st, 20 06
TO THE GOVERNING BODY OF THE CITY OF Dodge City, KANSAS,
or
THE BOARD OF COUNTY COMMISSIONERS OF Ford COUNTY, KANSAS.

I hereby apply for a license to retail cereal malt beverages in conformity with the laws of the State of Kansas and the rules and regulations prescribed and hereafter to be prescribed by you relating to the sale or distribution of cereal malt beverages; for the purpose of securing such license, I make the following statements under oath:

1. (a) Name of proposed licensee: N. J. Davis 3. The name and address of the owner or owners of the premises upon which the proposed business will be located is:

(b) Age: 30 Francisco Alcala
Dodge City KS 67801

(c) Place and date of birth: Bucklin KS, 8-25-75, 20
4. I am a citizen of the United States. Yes (X), No ()

(d) Residence address: 11534 168 Rd. Dodge City KS 67801
(a) My citizenship arises by birth (), Naturalization ()

(e) I have been a resident of the State of Kansas 30 years.
(b) My place of naturalization and the date thereof is as follows:

I have been a resident of the City of Dodge City Ford County 30 years.
5. I have (), have not (X), been convicted of a felony within two years immediately preceding the date of this application.
6. I have (), have not (X), been convicted of a crime involving moral turpitude within two years immediately preceding the date of this application.

2. The premises for which the license is desired are located at: 102 W. Wyatt Exp Dodge City KS 67801

(a) The legal description of said property is: Wyatt Exp & Central
9. I have (), have not (X), been convicted of a violation of any state or federal intoxicating liquor law within two years immediately preceding the date of this application.

(b) The street number is: 102
10. My place of business will be conducted by a manager or agent— Yes (X), No ()

(c) The building to be used is: brick frame
(a) If the answer above is yes, the name, age, and residence of manager or agent is:

(d) The business will be conducted under the following name: Wyatt Exps Alibi
Said manager or agent does (), does not (), have the qualifications to have a license issued in his own name. The same to be determined by reference to K.S.A. 41-2703, K.S.A. 41-2702. Specifies concerning his residence, citizenship, and the answers to questions 5 through 9 are as follows:

11. I have (X), have not (), been a resident of this State for at least one year immediately preceding making this application.

12. My spouse would (), would not (), be eligible to receive a retailer's license.
(a) If the answer is would not, explain what the fact or facts are that would cause your spouse to be ineligible.

13. This application is for a license to retail cereal malt beverages for consumption on the premises (X). For a license to retail cereal malt beverages in original and unopened containers and not for consumption on the premises ().

A license fee of \$ 225.00 is enclosed herewith.

(Corporate Application Form)

APPLICATION FOR LICENSE TO RETAIL CEREAL MALT BEVERAGES

Dodge City, Ford COUNTY, KANSAS, July 21, 2005

TO THE GOVERNING BODY OF THE CITY OF _____, KANSAS,

or

THE BOARD OF COUNTY COMMISSIONERS OF Ford COUNTY, KANSAS.

GENTLEMEN—On behalf of the Boot Hill Museum, Inc

corporation whose principal place of business is Front Street, Dodge City

and under authority of the resolution of the Board of Directors of said corporation. I hereby apply for a license to retail cereal malt beverages in conformity with the laws of the State of Kansas and the rules and regulations prescribed and hereafter to be prescribed by you relating to the sale or distribution of cereal malt beverages on behalf of said corporation; for the purpose of securing such license, I make the following statements under oath:

1. The proposed licensee is Boot Hill Museum, Inc corporation with principal place of business at

Front Street

The resident agent is _____

with offices at _____

Said corporation was incorporated on July 7, 1954. A copy of the Articles of Incorporation are presently on file with the Register of Deeds of this County. Yes (), No ().

2. The following are the full and complete list of officers, directors, stockholders owning in the aggregate more than 25 percent of corporate stock, and managers of said corporation together with their position and address, age, date of birth, place of birth, method of acquiring United States citizenship—if acquired by naturalization, date and place of naturalization, and the length of residence in the State of Kansas.

3. The premises for which the license is desired are located at Front Street

(a) The legal description of the premises is Front Street

(b) The street number is _____

(c) The building is described as Museum Complex

(d) The corporate business under the license will be conducted in the name of the corporation or in the following name:

Boot Hill Museum, Inc

4. The name and address of the owner or owners of the premises upon which the place of business is located is

Boot Hill Museum, Inc
Front Street, Dodge City, KS

5. I hereby certify with regard to each of the persons named in number 2 above the following statements are true:

(a) None of them has within the last two years from this date been convicted of

- (1) A felony
(2) A crime involving moral turpitude
(3) Drunkenness
(4) Driving a motor vehicle while under the influence of intoxicating liquor
(5) Violation of any state or federal intoxicating liquor law.

If any of the above have been convicted of any of the above specified offenses, the details are set out hereinafter.

(b) No manager, officer or director or any stockholder owning in the aggregate more than 25% of the stock of the corporation has been an officer, manager or director, or a stockholder owning in the aggregate more than 25% of the stock of a corporation which:

- (A) has had a retailer's license revoked under K.S.A. 41-2708 and amendments thereto; or
(B) has been convicted of a violation of The Drinking Establishment Act or the Cereal Malt Beverage Laws of the State.

6. The place of business will be conducted by the following manager or agent:

Name Gloria Barrngrover

Address 808 Ragan Rd

Residence Dodge City, KS 67801

Length of residence within this city or county in which the application is being made 8 years

Method of obtaining U.S. citizenship together with date of naturalization if such is the method _____

Date and place of birth 6/22/49 Dodge City, KS

I hereby certify that with regard to this above-named manager the statement contained in number 5 above is in every respect true. If not, the details are set out hereinafter.

7. This application is for a license to retail cereal malt beverages for consumption on the premises. (). For a license to retail cereal malt beverages in original and unopened containers and not be consumption on the premises. ().

A license fee of \$ 225.00 is enclosed herewith.

City of Dodge City

Memorandum

July 31, 2006

TO: Jeff Pederson, City Manager

FROM: Dennis Veatch, Development Administrator

RE: Request to vacate Maple Street from Third Ave. to Fourth Ave.

Attached for your review and approval by the City Commission is an ordinance vacating Maple Street from the West right-of-way of line of Third Avenue to the East right-of-way line of Fourth Avenue.

M. John Bender, President of The Dodge City Cooperative Exchange originally submitted the request to vacate Maple Street and a portion of Third Avenue. They are proposing to expand their building to the East and utilize the vacated portions of the streets for parking and storage.

Emergency Services and Utility Companies have been notified of the vacation and those responding had no concerns with this request as long as the vacated street is reserved for a utility easement. Dodge City Public Works Department requested that Third Street not be vacated due to the Corp of Engineers drainage structure being located within its right-of-way.

The Dodge City Zoning Board held a public hearing on Tuesday, July 18, 2006 to review this request. The Zoning Board voted unanimously to approve the vacation of Maple Street and reserving right to maintain a utility easement.

If you have any questions or require additional information, please let me know.

Ordinance No. 3418

AN ORDINANCE VACATING A PORTION OF MAPLE STREET
IN ORIGINAL TOWN

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY:

SECTION 1: The following described property in Dodge City, Ford County, Kansas is hereby vacated: Maple Street from the East right-of-way line of Third Avenue to the West right-of-way line of Fourth Avenue located in Original Town, Dodge City, Ford County, Kansas.

SECTION 2: This vacation is granted pursuant to Section 12-504 K.S.A. and is made subject to the existing rights of all present public or private utilities or uses located under, on, upon or over said property. This vacation is also reserved for all future public or franchised utilities located under, on, upon or over said property.

SECTION 3: No protest to the vacation has been filed, as provided by law.

SECTION 4: This ordinance shall take effect, from and following its publication in the official paper, as provided by law.

SECTION 5: The City Clerk shall file a certified copy of this ordinance in the offices of the County Register of Deeds and County Clerk for Ford County, Kansas.

PASSED BY THE CITY OF DODGE CITY GOVERNING BODY, IN REGULAR
SESSION, AND APPROVED BY THE MAYOR, THIS SEVENTH DAY OF
AUGUST, 2006.

JIM SHERER, MAYOR

ATTEST:

NANNETTE POGUE, CITY CLERK

ROAD

FRONT ST.

99	97	95	93	91	89	87	85	83	81
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TRAIL ST.

50	49	48	47	46	45	44	43	42	41
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MAPLE ST.

40	39	38	37	36	35	34	33
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79	77	75	73	71	69	67	65	63	61
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59	57	55	53	51
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40	39	38	37	36	35	34	33	32	31
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30	29	28	27	26
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ORIGINAL

TOWN



Memorandum

*To: Jeff Pederson, City Manager
City Commission*
From: Mike Klein, Director of Administration
Date: Tuesday, July 25, 2006
*Subject: Bids – 15' Rotary Mower
2006 Budget Fund and Amount
MERF \$17,000*

Three bids were received and opened on July 18, 2006 for one 15' rotary mower to be utilized by the Park Department. The new rotary mower will be used to mow City Parks, right of ways and drainage areas. The current 15' rotary mower will be retained by the Park Department to mow the river bottom.

The bids received are as follows:

KanEquip, Inc., Dodge City, KS	
Land Pride RC 50	\$11,872
Sellers Equipment, Garden City, KS	
Shulte XH 1500	\$12,582
Woods BW 1800	\$13,930
Dodge City Implement, Dodge City, KS	
Bush Hog 2615	\$12,844

Based on the bids received, staff recommends accepting the bid from KanEquip Inc. of Dodge City for a total bid of \$11,872. This is a budgeted item in the 2006 MERF. This purchase is \$5,128 under budget.

If you have any questions or need additional information, please contact my office.

MDK:sjm

Memorandum

To: *Jeff Pederson, City Manager
City Commission*
From: *Mike Klein, Director of Administration*
Date: *Tuesday, July 25, 2006*
Subject: *Bids – Skid Steer Attachments
2006 Budget Fund and Amount
MERF \$12,674*

Three bids were received and opened on July 18, 2006. The bid package consists of attachments for a skid steer loader. The attachments include one each – backhoe, bush saw and angle broom. The attachments will be utilized by the Park Department for various maintenance activities.

The bids received are as follows:

White Star Machinery, Garden City, KS

Bobcat Backhoe	\$ 6,101.58
Bobcat brush saw	\$ 3,895.00
Bobcat angle broom	<u>\$ 3,702.53</u>
Total Bid	\$13,699.11
(includes government discount)	

Foley Equipment, Dodge City, KS

Backhoe	no bid
Marshall tree saw	\$10,653.41
Dougherty turbo saw	\$ 6,000.00
Angle broom	no bid
Total Bid	\$16,653.41

Murphy Tractor, Dodge City, KS

Edge backhoe	\$12,194.00
Brush saw	no bid
Angle broom	\$ 6,604.00
Government discount	<u>- 2,710.80</u>
Total Bid	\$16,087.20

Based on the bids received, staff recommends accepting the bid from White Star Machinery of Garden City for a total bid of \$13,699.11. This is a budgeted item in the 2006 MERF for \$12,674. This purchase is \$1,025.11 over budget. Funds are available in the MERF for this purchase.

If you have any questions or need additional information, please contact my office.

MDK:sjm

Memorandum

*To: Jeff Pederson, City Manager
City Commission*

From: Mike Klein, Director of Administration

Date: Tuesday, July 25, 2006

*Subject: Bid – Retroreflectometer
2006 Budget Fund and Amount
CIP \$15,000*

One bid was received and opened on July 18, 2006 for one retroreflectometer. The meter is a hand-held instrument that measures the reflectivity of traffic signs. By federal mandate, traffic signs must meet the standards as set by the Manual for Uniform Traffic Control Devices. This unit will be utilized by the Street and Engineering Departments to measure the reflectivity of traffic signs. If a traffic sign does not meet the current standards, the sign will be scheduled for replacement. Bob Keller, with the Street Department, will maintain a data base for all traffic signs in the City. Replacement signs will be high intensity reflection that meets the federal requirements.

The bid received is as follows:

Flint Trading, Inc., Thomasville, NC	
Delta 4500	\$11,992

Based on the bid received, staff recommends accepting the bid from Flint Trading, Inc. of Thomasville, NC for a total bid of \$11,992. This is a budgeted item in the 2006 CIP for \$15,000. This purchase is \$3,008 under the budgeted amount.

If you have any questions or need additional information, please contact my office.

MDK:sjm