Continued Review of Proposed Agenda
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.

If a reasonable accommodation is necessary to participate in a City of Dodge City event or service please contact us at 225-8100, 225-8155 TDD or by contacting the Kansas Relay Center at 1-800-766-3777.
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 Crockett 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
APPLICATION FOR LICENSE TO RETAIL CEREAL MALT BEVERAGES

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: Wyott Camp

(b) Age: 30

(c) Place and date of birth: Buffalo, NY, 3-3-25, 30

(d) Residence address: 1534 10th St.

(e) I have been a resident of the State of Kansas for 30 years.
   I have been a resident of the City of Dodge City for 30 years.

2. The premises for which the license is desired are located at

   (a) The legal description of said property is: Wyott Camp & Central.

   (b) The street number is 102

   (c) The building to be used is: Walkway

   (d) The business will be conducted under the following name: Wyott Camp

3. The name and address of the owner or owners of the premises upon which the proposed business will be located is:

4. I am a citizen of the United States. Yes (X), No ( ).
   (a) My citizenship arises by birth ( ), Naturalization ( ).

5. I have ( ), have not ( ), been convicted of a felony within two years immediately preceding the date of this application.

6. I have ( ), have not ( ), been convicted of a crime involving moral turpitude within two years immediately preceding the date of this application.

7. I have ( ), have not ( ), been adjudged guilty of drunkenness within two years immediately preceding the date of this application.

8. I have ( ), have not ( ), been adjudged guilty or entered a plea or forfeited bond on a charge of driving a motor vehicle while under the influence of intoxicating liquor within two years immediately preceding the date of this application.

9. I have ( ), have not ( ), been convicted of a violation of any state or federal intoxicating liquor law within two years immediately preceding the date of this application.

10. My place of business will be conducted by a manager or agent—Yes (X), No ( ).
   (a) If the answer above is yes, the name, age, and residence of manager or agent is:

   Said manager or agent has ( ), 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. 41-2701, K.S.A. 41-2702. Specifies concerning his residence, citizenship, and the answers to questions 5 through 9 are as follows:

11. I have ( ), 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 ( ). For a license to retail cereal malt beverages in original and unopened containers and not for consumption on the premises ( ).

A license fee of $25.00 is enclosed herewith.
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.,

front street, Dodge City

corporation whose principal place of business is ________________________

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 license 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 positions and addresses, 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 ________________________

(b) The street number is ________________________

(c) The building is described as ________________________

(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 Bargoove

Address: 808 Logan 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: ________________________

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 for 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 DOGDE 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
Before the Commission of the City of Dodge City, KS

In the matter of the Application for the Vacation of a Platted Street

Request for a vacation of a platted street:

Now comes the Dodge City Cooperative Exchange, Inc. and Diane Clark, owners of tracts of land fully described as 401 West Trail Street, (ACE Hardware) Original Town lots no. 31-40 in Section 26, Twp 26, Range 25, CAMA No. 087-26-0-40-61-001-00 in Ford Co. and North half lots no. 23-30 and 405 Maple Street. (Park Street Tavern) Original Town lots no. North Half 31-32 in Section 26, Twp 26, Range 25 in Ford County, CAMA No. 029-087-26-0-40-66-002-00-0-01Dodge City, KS, and pursuant to the provisions of K.S.A. 12-504 requests that the City proceed, pursuant to the provisions of said statute, to cause a vacation of Maple Street between 3rd Avenue and 4th Avenue, and the Western half of 4th Avenue between Maple Street and Trail Street. The vacation of such portion of the platted streets is necessary for the petitioner to expand an existing business and manage traffic flow and security.

Respectfully submitted,

The Dodge City Cooperative Exchange, Inc.  
Diane Clark  
Herman Droste

23 June 2006
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 $ 3,702.53
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 - 2,710.80
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