

City of Edgerton, Kansas
Minutes of City Council Regular Session
August 14, 2014

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton Kansas on August 14, 2014. The meeting convened at 7:00 p.m. with Mayor Roberts presiding, and Account Clerk Nikki Walford recording.

1. ROLL CALL

Frances Cross	present
Clay Longanecker	present
Cindy Crooks	present
Jody Brown	absent

With a quorum present, the meeting commenced.

Staff in attendance: City Administrator Beth Linn
 City Attorney Patrick Reavey

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA

Items for consideration:

- A. Agenda Approval
- B. Meeting Minutes for June 26, 2014
- C. Meeting Minutes for July 24, 2014
- D. Agreement Not to Protest Formation of Benefit District for construction of sidewalks or street improvements on the JB Hunt Transport Project located at approximately 30700 West 191st Street
- E. Agreement Not to Protest Formation of Benefit District for construction of sidewalks or street improvements on the Nickell Gardner Kansas Properties located on the northeast corner of 191st Street and Waverly Road
- F. Deed of Dedication and Temporary Construction Easement from Widmer Farms, LLC for property along 199th Street west of Homestead Lane in regards to the Johnson County shoulder improvement project

Motion by Crooks, seconded by Cross, to approve the consent agenda as presented.

The motion was approved, 4-0.

4. PUBLIC COMMENTS

Blair Auld spoke about the skate park and questioned if improvements are upcoming. He questioned where the taxes are going.

Mayor Roberts noted that approximately two-thirds (2/3) of the taxes on the statements are for the school district. He noted the budget will discussed during this meeting.

Mr. Auld questioned what the City is doing for Parks and Recreation. The City Administrator indicated money has been proposed for improvements and equipment. He also questioned if the coordinator lives in Edgerton. He noted park equipment is lacking, there are no bike trails, metal slide, and no complete swings. He also noted not all the property is mowed property nor trimmed at all.

Casey Carter, Pastor with New City Church, announced the upcoming weekend event/ fundraiser.

5. DECLARATIONS BY COUNCIL MEMBERS

A. None

6. CONSIDERATION OF RECOMMENDATION OF APPOINTMENT TO THE CITY COUNCIL.

Motion by Crooks, seconded by Longanecker, to appoint Charlie, Troutner to the Council until 2017.

The motion was approved, 3-0.

The oath of office was administered.

7. PRESENTATION BY DEFFENBAUGH INDUSTRIES REGARDING RENEWAL OPTIONS.

John Blessing, Deffenbaugh Industries, distributed printed options for contract. He indicated there is no current increases from 2012. He noted that in the past services provided have not always been great. He spoke about a two-year renewal with an "out clause" at 90 days.

It was noted that a bid would most like include higher rates. Deffenbaugh guaranteed to keep the on-site supervisor within the City during collection.

Councilmember Crooks requested a glass recycling container in town. Deffenbaugh noted there is a weekend service for centrally located collection of glass.

It was also noted that the sludge pick up should be improved by better and more containers, and better removal.

DECISION if any (Conclusion)

Councilmember Brown arrived at 7:15 p.m.

8. ORDINANNCE NO. 974 AMENDING SECTON 9-107 OF ARTICLE 1 OF CHAPTER IX OF THE EDGERTON, KANSAS MUNICIPAL CODE CHAPTER PERTAINING TO MUNICIPAL COURT WAS CONSIDERED.

Motion by Longanecker, seconded by Brown, to approve Ordinance No. 974 with effective date of October 28, 2014.

The motion was approved, 5-0.

9. ORDINANCE NO. 975 ANNEXING LAND OWNED BY LARRY ALSUP, LOCATED APPROXIMATELY AT I-35 AND HOMESTEAD LANE INTO THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.

Motion by Crooks, seconded by Longanecker, to approve Ordinance No. 975 annexing property into the city boundary.

The motion was approved, 5-0.

10. FINAL PLAT, FP-05-29-2014, JB HUNT CONTAINER STORAGE FACILITY LOCATED AT APPROXIMATELY 30700 WEST 191ST STREET WAS CONSIDERED.

Jim Anderson, JB Hunt, was present.

Motion by Cross, seconded by Brown, to approve Final Plat, FP-05-29-2014, for JB Hunt Container Storage Facility.

The motion was approved, 5-0.

11. THE SAFETY MANUAL, AS UPDATED, WAS CONSIDERED.

Items regarding this manual were discussed including record keeping and documentation for employee attendance and participation at the meetings. Also discussed were Commercial Driver's Licenses (CDL) and disciplinary actions with notation to add language for protocol and reference in the personnel manual.

Motion by Cross, seconded by Longanecker, to approve the Safety Manual.

The motion was approved, 5-0.

12. PURCHASE OF TANDEM AXLE SNOW PLOW WAS CONSIDERED.

Motion by Crooks, seconded by Longanecker, to approve the purchase of the tandem axle snow plow.

The motion was approved, 5-0.

13. FINAL ACCEPTANCE OF EDGERTON QUIET ZONES PROJECT (NELSON STREET AND 199TH STREET) WAS CONSIDERED.

Motion by Cross, seconded by Brown, to accept the quiet zone as constructed.

The motion was approved, 5-0.

14. PUBLIC HEARING FOR RECOMMENDED 2015 BUDGET WAS CONSIDERED.

The Mayor opened the public hearing for the proposed 2015 budget.

Mary Pritchard stated concern with the \$50,000 deduction from law enforcement.

Motion by Longanecker, seconded by Cross, to close the public hearing.

The motion was approved, 5-0.

15. APPROVAL OF THE 2015 BUDGET WAS CONSIDERED.

Motion by Longanecker, seconded by Brown, to approve the 2015 budget.

The motion was approved, 5-0.

16. REPORT OF CITY ADMINISTRATOR

A. Update of the conditional use application for Bettis Asphalt.

This matter was discussed. It was noted the City is not speaking for any individual land owner(s), but as its own organization.

Motion by Cross, seconded by Crooks,

The motion was approved, 5-0.

B. Update on Edgerton Cut Out Project was accepted.

C. Information regarding bridge closures on August 18 and August 21 located at Nelson Road and 207th Street (two days each)

D. Trucking ordinances

17. REPORT BY MAYOR

A. Adopt the Children Charity Shoot, Saturday, September 20 – participation

18. FUTURE MEETING/EVENT REMINDERS;

- August 20th Noon – Senior Lunch
- August 28th 7:00 PM – City Council Meeting
- September 1 – City Hall Closed for Labor Day
- Week of September 1st – Trash Pickup on Friday
- September 4th - Southwest Johnson County Elected Officials Forum – Hosted by USD 231 at District Office, 231 E. Madison St., Gardner, KS – 6:00 – 7:30 p.m.

19. RECESS INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b) (2) FOR CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE BOND COUNSEL AND CITY ADMINISTRATOR WAS CONSIDERED.

Motion by Cross, seconded by Brown, to recess into executive session under the noted exception for 30 minutes.

The motion was approved, 5-0. The meeting recessed at 9:44 p.m.

The meeting reconvened at 10:15 p.m.

Motion by Cross, seconded by Brown, to recess back into executive session for the same exception for 10 minutes.

The motion was approved, 5-0. The meeting recessed at 10:15 p.m.

The meeting reconvened at 10:25 p.m.

Motion by Cross, seconded by Brown, to recess back into executive session for the same exception for five (5) minutes.

The motion was approved 5-0. The meeting recessed at 10:26 p.m.

The meeting reconvened at 10:31 p.m. with all members present.

Motion by Cross, seconded by Wiseman, to return to regular session and noted no additional items were discussed, and no actions would be taken from the Executive Session.

The motion was approved, 5-0.

13. ADJOURN

Motion by Troutner, seconded by Crooks, to adjourn.

The motion was approved, 5-0.

Meeting adjourned at 10:33 p.m.

Nikki Walford
Account Clerk

Approved by the Governing Body on _____.