

City of Edgerton, Kansas
Minutes of City Council Regular Session
August 28, 2014

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton Kansas on August 28, 2014. The meeting convened at 7:00 p.m. with Mayor Roberts presiding, and City Clerk Janeice L. Rawles recording.

1. ROLL CALL

Charlie Troutner	present
Frances Cross	present
Clay Longanecker	present
Cindy Crooks	present
Jody Brown	present

With a quorum present, the meeting commenced.

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

Consultants in attendance: Johnson County Sheriff Representative

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA

A. Agenda Approval

Motion by Crooks, seconded by Longanecker, to approve the consent agenda.

The motion was approved, 5-0.

4. PUBLIC COMMENTS

A. None

5. DECLARATIONS BY COUNCIL MEMBERS

A. None

6. REQUEST FOR DONATION TO COPS AND BOBBERS

City Administrator Beth Linn presented information about the Cops and Bobbers fishing derby scheduled for September 27, 2014 from 10:00am until noon.

Motion by Cross, seconded by Brown, to make a donation in the amount of \$750.00 to Cops and Bobbers for the fishing derby.

The motion was approved, 5-0.

7. ORDINANCE NO. 976 GRANTING ANNEXATION FOR SPECIFIC LAND TO THE CITY OF EDGERTON, KANSAS, PURSUANT K.S.A.12-520 WAS CONSIDERED.

The City Administrator presented background information concerning Homestead Lane from Interstate 35 to 191st Street. In February 2014, KDOT transferred title to right-of-way for Homestead Lane to the City of Edgerton.

Motion by Longanecker, seconded by Crooks, to approve Ordinance No. 976 granting annexation for specific land to the City of Edgerton, Kansas, pursuant K.S.A. 12-250.

The motion was approved, 5-0.

8. ORDINANCE NO. 977 AMENDING CHAPTER XI, ARTICLE 1, SECTION 11-101 OF THE CODE OF THE CITY OF EDGERTON, KANSAS, CONCERNING THE UNIFORM PUBLIC OFFENSE CODE WAS CONSIDERED.

Annually, the League of Kansas Municipalities prepares and publishes the code know as the Uniform Public Offence Code (UPOC) for Kansas Cities. This Ordinance will adopt the UPOC 2014 Edition save and except such articles, sections, parts or portions as are omitted, deleted, modified, or changed by Section 11-102 of the existing Code of the City of Edgerton.

Motion by Longanecker, seconded by Brown, to approve Ordinance No. 977 amending Chapter XI, Article 1, Section 11-101 of the Code of the City of Edgerton, Kansas.

The motion was approved, 5-0.

9. ORDINANCE NO. 978 AMENDING CHAPTER XIV OF THE EDGERTON, KANSAS MUNICIPAL CODE TO INCORPORATE THE 2014 STANDARD TRAFFIC ORDINANCE, TO AMEND CERTAIN SECTIONS THEREOF, AND TO AMEND LOCAL TRAFFIC REGULATIONS, WHICH SHALL INCLUDE INCORPORATION OF ARTICLE 19 OF CHAPTER 8 OF THE KANSAS STATUTES ANNOTATED ON COMMERCIAL MOTOR VEHICLE SAFETY WAS CONSIDERED.

The Kansas League of Municipalities prepares and publishes the code known as the Standard Traffic Ordinance (STO) for Kansas Cities. This Ordinance adopts the STO 2014 Edition, except such articles, sections, parts or portions as are omitted, deleted, modified, or changed by Sections 14-102 through 14-105 of the Code of the City of Edgerton. Other changes in Ordinance No. 978 include Section 14-201 Speed Limits and Compression Release Engine Braking System. Section 14-202 Idling Prohibited; Motor Vehicles and 14-203 Miscellaneous Truck Restrictions, such as Heavy Trucks Prohibited, Truck Routes, Parking of Truck Tractor, Hazardous Materials. Section 14-204 Commercial Motor Vehicle Safety, and Section 14-205 Parking Restrictions.

Motion by Brown, seconded by Troutner, to approve Ordinance No. 978 amending Chapter XIV of the Edgerton, Kansas Municipal Code to incorporate the 2014 Standard Traffic Ordinance, to amend certain sections thereof, and to amend local traffic regulations, which shall include incorporation of Article 19 of Chapter 8 of the Kansas Statutes annotated on commercial motor vehicle safety.

The motion was approved, 5-0.

- 10. ORDINANCE NO. 979 ADOPTING A RECOMMENDATION BY THE CITY PLANNING COMMISSION TO APPROVE REZONING OF APPROXIMATELY 179 ACRES OF LAND (LOCATED ON THE SOUTHEAST CORNER OF 191ST STREET AND WAVERLY ROAD) IN EDGERTON, KANSAS FROM JOHNSON COUNTY RUR, RURAL ZONING TO CITY OF EDGERTON L-P LOGISTICS PARK ZONING DISTRICT WAS CONSIDERED.**

The City of Edgerton received an application RZ-06-23-2014 for rezoning from Patrick Robinson, Edgerton Land Holding Company (ELHC), requesting to rezone 179 acres located on the southeast corner of 191st Street and Waverly Road. They are requesting to rezone from Johnson County RUR to City of Edgerton Logistics Park (L-P) zoning. A public hearing was held on August 12, 2014 and the Planning Commission recommended approval of the application with the following stipulations; All Site Plan application requirements of the City shall be met, All infrastructure requirements of the City shall be met, and prior to issuance of building permits, the property shall be developed in accordance with a Site Plan review and approved by the City.

Motion by Longanecker, seconded by Troutner, to approve Ordinance No. 979 adopting a recommendation by the City Planning Commission to approve rezoning of approximately 179 acres of land (located on the southeast corner of 191st street and Waverly road) in Edgerton, Kansas from Johnson County RUR, Rural zoning to City of Edgerton L-P Logistics Park Zoning District.

The motion was approved, 6-0 including the Mayor's vote.

- 11. ORDINANCE NO. 980 ADOPTING A RECOMMENDATION BY THE CITY PLANNING COMMISSION TO APPROVE REZONING OF APPROXIMATELY 107 ACRES OF LAND (LOCATED AT THE SOUTHWEST CORNER OF 191ST STREET AND HOMESTEAD LANE) IN EDGERTON, KANSAS FROM JOHNSON COUNTY RUR, RURAL ZONING TO CITY OF EDGERTON L-P LOGISTICS PARK ZONING DISTRICT WAS CONSIDERED.**

The City of Edgerton received an application RZ-07-11-2014 for rezoning from Patrick Robinson, Edgerton Land Holding Company (ELHC), requesting to rezone 107 acres located on the southwest corner of 191st Street and Homestead Lane from Johnson County RUR to City of Edgerton Logistics Park (L-P) zoning. A public hearing was held on August 12, 2014 and the Planning Commission recommended approval of the application with the following stipulations: All Site Plan application requirements of the City shall be met, All infrastructure requirements of the City shall be met, Prior to issuance of building permits, the property shall be developed in accordance with a Site Plan reviewed and approved by the City.

Motion by Longanecker, seconded by Cross, to approve Ordinance No. 980 adopting a recommendation by the City Planning Commission to approve rezoning of approximately 107 acres of land located on the southwest corner of 191st Street and Homestead Lane in Edgerton, Kansas from Johnson County RUR, Rural Zoning to City of Edgerton L-P Logistics Park Zoning District.

The motion was approved, 6-0 including the Mayor's vote.

12. RENEWAL AND AMENDMENT TO RESIDENTIAL SOLID WASTE AGREEMENT WITH DEFFENBAUGH INDUSTRIES WAS CONSIDERED.

The City Administrator presented some background information about the agreement with Deffenbaugh Industries, to renew the terms must be agreed upon by September 1, 2014. After discussion the City Council decided to go out for bids for trash service. The current agreement ends on December 31, 2014.

Motion by Cross, seconded by Crooks, to solicit bids through a formal bid process.

The motion was approved, 5-0.

13. A HAND-OUT FROM KEITH BUNTEMEYER WAS PASSED OUT.

14. REPORT BY THE CITY ADMINISTRATOR

- City Administrator present City Council with a resident concern from Keith Buntmeyer regarding truck traffic, parking and idling on 1st Street. City Council asked for staff to research and present at the next regular Council meeting on the 11th of September, 2014.
- The Fall Park & Recreation Brochure will be coming out with the September 1 water bills. The community and volunteers are coming together such as New City Church and Methodist Church for after school activities.
- An update regarding Conditional Use Permit application for an asphalt and concrete plant at 20125 Sunflower Road was presented by Beth Linn, City Administrator. Ms. Linn attended the Johnson County Board of County Commissioners meeting earlier today as directed by City Council. The Johnson County Board of County Commissioners (BOCC) table the application until Thursday, September 25th at 9:30 AM. In addition, the BOCC directed Johnson County planning staff to facilitate a meeting between the applicant and Edgerton residents to understand the residents' concerns.
- A City Council workshop has been scheduled for September 25th, 2014 after the regular Council meeting, to discuss the Sidewalk Maintenance and Snow Removal.
- City Administrator reported that Public Works has identified the equipment and vehicles no longer needed or usable and a source for auction of that equipment, Purple Wave auction. Staff requested a formal for the disposition of the identified vehicles and equipment.

Motion by Longanecker, seconded by Cross, to approve the disposition of vehicles and equipment as presented by staff using Purple Wave Auction.

The motion was approved, 5-0.

15. REPORT BY THE MAYOR

- The Kansas League of Municipalities Meeting is October 11-13, 2014 in Wichita, a delegate from the City of Edgerton is needed to attend the meeting. Council member Troutner expressed desire to attend, if possible.

- September 4th, 2014 is the Southwest Johnson County Elected Officials Forum at the District Office for Gardner Edgerton School District.
- Deputy Shoop arrived at the meeting at 8:30 p.m. to support the Cops and Bobbers Fishing Derby.

16. FUTURE MEETING/EVENT REMINDERS:

- September 1st – City Hall Closed for Labor Day
- Week of September 1st – Trash Pickup Friday
- September 4th 6:00-7:30 pm – Southwest Johnson County Elected Official Forum – Hosted by USD 231 at District Office Building, 231 E. Madison St.
- September 9th 7:00 pm Planning commission Meeting
- September 11th 7:00 pm City Council Meeting
- September 17th Noon – Senior Lunch
- September 25th 7:00 City Council Meeting and Workshop

17. ADJOURN

Motion by Crooks, seconded by Cross, to adjourn.

The motion was approved, 5-0.

Meeting adjourned at 8:38 p.m.

Janeice L. Rawles, CMC
City Clerk

Approved by the Governing Body on